

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING

MINUTES

August 16, 2006

The Columbia County Board of Commissioners met in scheduled session with Commissioner Rita Bernhard and Commissioner Anthony Hyde, together with John Knight, County Counsel, Sarah Hanson, Assistant County Counsel and Jan Greenhalgh, Board Secretary. Commissioner Corsiglia was not present.

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

MINUTES:

The minutes of August 8, 2006 Work Session and August 9, 2006 Board meeting were held over one week.

VISITOR COMMENTS:

Kathy Dostert, 82758 NW Bella Vista Drive, Scappoose: There was some tall grass on county property across from their property on Bella Vista Drive that was a fire danger concern. It has now been removed and she just wanted to thank the County for doing that.

On another matter, she has purchased some seedlings and would like permission to plant them on that property. She has been in contact with Bonneville Power and they are very much in favor of this. The Board will check with the Road Department and get back to her on that.

Lew Parshall, Butterfield Road, Deer Island: One question, is the ABATE event going to happen? John Knight responded. Lowell MacGregor Group has agreed to let ABATE use the Reichold site, under his license agreement but needed the insurance information. We haven't received the insurance certificate yet, so John cannot confirm yes or no. However, Lee Austin asked that John Knight inform the neighbors that if this doesn't happen at the Reichold site, then the summer concert will be cancelled.

CONSIDERATION OF ORDINANCE #2006-6 - AMENDING ORDINANCE 2002-8:

This is the time set for the Board to consider Ordinance No. 2006-6, "In the Matter of Amending Ordinance No. 2002-8, Approving the Application of Richard Recht for Columbia Hills Development Co. for a Comprehensive Plan Amendment and Zone Change from Rural Residential (RR-5) to Community Service-Utility (CS-U)".

Commissioner Hyde moved and Commissioner Bernhard seconded to postpone this matter until Wednesday, August 30, 2006, at or after 10:00 a.m. The motion carried unanimously.

CONSIDER ORDER NO. 67-2006 - BENJAMIN BRUCE CONDITIONAL USE PERMIT:

This is the time set for the Board to consider Order No. 67-2006, "In the Matter of the Application by Benjamin and Amber Bruce for a Conditional Use Permit to Build a Dwelling in the PF-76 Zone".

Commissioner Hyde moved and Commissioner Bernhard seconded to continue this matter to Thursday, August 24, 2006 at 9:00 a.m. The motion carried unanimously.

CONSENT AGENDA:

Commissioner Bernhard read the consent agenda in full. Item (I) was pulled for discussion. With that, Commissioner Hyde moved and Commissioner Bernhard seconded to approve the consent agenda as follows:

- (A) Ratify the Select to Pay for 8/15/06.
- (B) Resolution No. 68-2006, "In the Matter of Appointing William L. Boysen as Justice of the Peace, Pro Tempore, for the Clatskanie-Vernonia Justice Court".
- (C) Letter of Authority under the Columbia County Enforcement Ordinance to Kimberlyn Silverman, Deputy District Attorney.
- (D) Approve Fee Schedule for Public Records Policy, effective August 1, 2006.
- (E) Approval to reduce 1 FTE Legal Secretary in the DA's Office to .7 FTE, effective September 1, 2006; Approve increasing .49 FTE Legal Secretary position to .9 FTE, effective September 1, 2006; and Authorize the District Attorney to fill the .9 FTE vacancy.
- (F) Approve Public Event Permit for Hood-to-Coast event August 25-26, 2006.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (G) Amendment #36 to the 2005-2007 Intergovernmental Agreement #113022 with DHS.
- (H) Amendment #37 to the 2005-2007 Intergovernmental Agreement #113022 with DHS.
- (I) FY 2007 Columbia County Cultural Coalition Cultural Participation Grant Agreement. (***PULLED FOR DISCUSSION***)
- (J) Approve Grant Document 2004-DG-11062764-060 with the USDA to extend the Plaza of Discovery project.

- (K) Approve Business Associate Agreement with City County Insurance Services.

The motion carried unanimously.

ITEM (I) -CULTURAL COALITION PARTICIPATION GRANT AGREEMENT:

John Knight has reviewed this agreement and there are some issues that need to be addressed. One of the requirements of the agreement is for the County to warrant and assure the State that it has done certain things. One is that a resolution, motion or similar action has been adopted by the governing body authorizing the application and identifying an official authorized to act in connection with the application. It is not clear if this has been done. Janet asked if the Board could approve the application as part of their motion today. He noted that there is a deadline of getting this agreement in by August 31st. There is also a paragraph requiring the County to hold the State harmless, indemnify and defend them against any liability. Language will be added to deal with this. He suggested it be carried over to the staff meeting to locate the application for approval. The Board agreed.

RAINIER SCHOOL DISTRICT/SHERIFF FOR DEPUTY:

John explained that the Rainier School District and the Sheriff have been having discussions about having a deputy provide a law enforcement presence at their schools. John has received an agreement from the Rainier School District with a note that they would like to have the deputy there by August 21st. John reviewed the details of the agreement. This is in draft form so John would recommend action be held over to the staff meeting so he can finalize the agreement.

ORDER NO. 69-2006 - POLICY FOR ISSUANCE OF FIRE ARMS & USE OF FORCE:

John is still waiting for comments from Walt Pesterfield and asked that this be held over.

ORDER NO. 65-2006 - ELECTION TO CONSIDER LAW ENFORCEMENT LEVY:

John Knight stated this is ready to go and recommended approval. Commissioner Hyde moved and Commissioner Bernhard seconded to approve Order No. 65-2006, "In the Matter of Calling an Election to Consider the Columbia County Law Enforcement Local Option Tax Levy, and authorize the Vice-Chair to sign the ballot title. The motion carried unanimously.

RESOLUTION NO. 66-2006 - MAINTAINING FUNDING FOR LAW ENFORCEMENT:

Commissioner Hyde moved and Commissioner Bernhard seconded to approve Resolution No. 66-2006, "In the Matter of Maintaining Funding for Law Enforcement Purposes". The motion carried unanimously.

COMMISSIONER CORSIGLIA COMMENTS:

Not present.

COMMISSIONER BERNHARD COMMENTS:

Commissioner Bernhard spent the weekend in Redmond with her husband at his class reunion.

The Board has spent a lot of time on the ABATE issue and glad to see that it has come to a resolution.

She missed the Arts & Eats festival, but heard it was a great success.

The Board received a letter from a Mr. & Mrs. Kit Carter, who are traveling around the country and stayed at the Scappoose RV park. The wanted to let the County know what a great time they had and how well they were treated by the park hosts.

Also, Commissioner Bernhard wanted to pass on the good comments the Board has received on the Pittsburg Road improvements. Phil Derby feels the Road Department also deserves praise for their work on Tide Creek.

COMMISSIONER HYDE COMMENTS:

Last week, Commissioner Hyde was in Chicago representing Oregon counties at the NACo conference. A lot of discussion was held on the PL 106-393, which is a very important revenue stream for Columbia County. There will be a significant legislation push by NACo to re-authorize the PL 106-393 funding.

On Saturday, he did a bike tour with the CZ Trail focus group. It was a good way to get an onsite view of the obstacles that need to be mitigated. It took about 5 hours and was a beautiful day for a ride.

EXECUTIVE SESSION UNDER ORS 192.660(1)(h):

The Board recessed the regular session to go into Executive Session as allowed under ORS 192.660(1)(h). Upon coming out of Executive Session, no action was taken by the Board.

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

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Dated at St. Helens, Oregon this 16th day of August, 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: Not Present
Joe Corsiglia, Chair

By: Rita M. Bernhard
Rita Bernhard, Commissioner

By: [Signature]
Anthony Hyde, Commissioner

Recording Secretary:

By: Jan Greenhalgh
Jan Greenhalgh