

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING

MINUTES

July 11, 2007

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

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

MINUTES:

Commissioner Hyde moved and Commissioner Corsiglia seconded to approve the minutes of the June 26, 2007 Work Session, June 27, 2007 Board meeting and June 27, 2007 Staff meeting. The motion carried unanimously.

VISITOR COMMENTS:

None.

PUBLIC HEARING: FRED LUTTRELL TRUST (10) CONDITIONAL USE PERMITS:

This is the time set for the public hearing, "In the Matter of the Applications by the Fred Luttrell Trust for 5 Conditional Use Permits for Non-Resource Dwellings on Smaller Parcels in the Primary Agriculture (PA-38) Zone".

Sarah Hanson - This is a special hearing set by the Board to hear 5 applications. The Board held a hearing on the first 5 Luttrell applications on June 13, 2007. Because these 5 were not ready to hear, they were carried over to today. The Board took preliminary jurisdiction over these applications at their meeting on April 25, 2007, so they have not gone before the Planning Commission. Sarah stated that this is a denovo hearing. The Board stated they have had no exparte contact or conflicts of interest. Sarah then read the pre-hearing statement as required under ORS 197.763. She entered County Counsel's hearing file into the record, marked Exhibit "1" and has prepared a list of all evidence in the record and copies are available for the public.

Todd Dugdale gave a brief review of the applications and then introduced Debbie Jacobs, LDS Planner, who was present to give the staff report. The lot sizes have been waived pursuant to the Measure 37 claim and parcels created that are not adequately sized for farm use. In order to site non-farm related dwelling on these parcels, they must be approved through the Conditional Use Permit process. Based on the findings, LDS staff recommends approval of these 5 Conditional Use Permits, subject to the 5 conditions noted in the staff report.

Todd noted that the original recommendation included 4 conditions, however a fifth condition has been added that states "*These conditional use permits are subject to the terms and conditions of a measure 37 waiver, amended Order No. 90-2007. The waiver is personal to Fred Luttrell individually, does not run with the land and is not transferable except as required by law. The*

County makes no representations about legal effects on the rights of future landowners to build or otherwise develop these properties”.

The hearing was opened for public testimony.

PROPONENTS:

Joe Luttrell, 61160 Skeat Avenue, St. Helens: He first wanted to say that he appreciates what staff and Board has done on these applications. However, he had a question on the determinations of vesting and transferability of property. He asked if the County would be doing anything, legal wise, to determine when a property is considered vested. Although he understands the concern, Commissioner Hyde stated that the County won't be doing anything with that and explained why.

With no further testimony coming before the Board, the hearing was closed for deliberation. After a brief discussion, Commissioner Hyde moved and Commissioner Corsiglia seconded to tentatively approve the 5 applications of the Fred Luttrell Trust for 5 Conditional Use Permits (CU 07-28) for Non-Resource Dwellings in the Primary Agriculture (PA-38) Zone, subject to the 5 conditions listed in the staff report. The motion carried unanimously.

CONSENT AGENDA:

Commissioner Bernhard read the consent agenda in full. Sarah removed Item (J) and held over for changes. After some discussion, Commissioner Hyde moved and Commissioner Corsiglia seconded to approve the consent agenda as follows:

- (A) Ratify the Select-to-Pay for 7/3/07.
- (B) Reappoint Dave Carpenter, Phil Derby, Rosemary Lohrke, Steve Sallee, Ray Scholl and Audrey Webster to the Columbia County Traffic Safety Committee for a three (3) year term.
- (C) Ratify approval of the Public Road Event Permit for “Seattle-to-Portland Bicycle Classic” for July 14-15, 2007.
- (D) Ratify the letter to the Oregon Department of Human Services, giving official notice to terminate Agreement #119925, in its entirety, pursuant to Paragraph 19(a)(1) of Exhibit D, Special Term and Conditions.
- (E) Ratify General Admissions Application for Vicki Harguth with the US Department of Homeland Security (FEMA).
- (F) Approve letter of support for Community Action Team's grant application for Parenting and Visitation Services.

- (G) Authorize the move of the County Surveyor's Office to the Old Extension Office area.
- (H) Approve Public Road Event Permit for 2007 Health Net M.S. Bike Ride.
- (I) Approve the purchase a 2007 Chevy Silverado with complete police package from ERS Inc. for a cost of \$31,666.16 for the Marine Patrol.
- (J) Resolution No. 123-2007, "In the Matter of Appointing William L. Boysen as Justice of the Peace, Pro Tempore, for the Clatskanie-Vernonia Justice Court". ***(PULLED AND CARRIED OVER FOR CHANGES)***.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (K) Intergovernmental Agreement between Columbia-Pacific Economic Development District (Col-Pac) and Clatsop, Columbia and Tillamook Counties.
- (L) Intergovernmental Agreement #24009 with ODOT, Public Transportation Division for the Special Transportation Fund Formula Program.
- (M) Amendment No. 1, Local Agency Agreement for Right-of-Way Services for bridge replacements on Beaver Falls Road.
- (N) Amendment #1 to the Agreement with Portland Community College.
- (O) Amendment #6 to the Professional Services Contract by and between Columbia County and Parametrix.
- (P) Amendment #64 to the 2005-2007 Intergovernmental Agreement #113022 with DHS.
- (Q) Amendment #5 to the Personal Services Contract with Shiels Oblatz Johnsen, Inc.
- (R) GIS Data License Agreement with Group MacKenzie.

The motion carried unanimously.

MENTAL HEALTH SERVICES:

Commissioner Bernhard just wanted to comment on Mental Health Services and the changes that are being made through the contracting process. She stated that any changes being made will not effect the mental health services.

FAIR BOARD APPOINTMENT/POSSIBLE CHANGES:

The Board interviewed 3 candidates for the Fair Board yesterday and, based on those interviews, Commissioner Bernhard made the motion to appoint Henry Heimuller to the Columbia County Fair Board, Position #3. Commissioner Hyde seconded the motion. Under discussion, Commissioner Corsiglia stated that he did not have the opportunity to meet with Henry yesterday, however he knows Henry and believes he would be an asset to the Fair Board. He would like to see the Fair Board expanded to a 7 member Board which would be more beneficial to the Fair Board. Commissioner Bernhard does not object to increasing the membership, but feels the Fair Board should be involved in that discussion before anything happens. Henry should be appointed now because the Fair is a week away and, because of his knowledge, can step right in. After the Fair is over, a meeting will be scheduled with the Fair Board to discuss any possible changes. Commissioner Hyde would like to see the changes made and agrees with waiting until after the Fair. Commissioner Corsiglia would agree to a joint meeting and noted that all three applicants were good and should be appointed after the membership is expanded. After discussion and the vote was taken, the motion carried unanimously.

COMMISSIONER BERNHARD COMMENTS:

On Saturday, Commissioner Bernhard attended the dedication of the new L.L. "Stub" Stewart State Park. It was a beautiful day for the opening and the facilities are exceptional.

On Friday, she attended the Community Action Team retreat. Time was used to talk about goals, review programs, and prioritize services.

She also attended the memorial service for Major Young on Thursday at the St. Helens High School. It was attended by many and was a very moving service.

Also on Saturday, she attended the parade in Clatskanie and an event for veterans at the Rose Valley Assisted Living center. They received a flag from Afghanistan.

Yesterday, the Board did a tour of the courthouse facilities, looking at different possibilities for moving various county offices.

COMMISSIONER HYDE COMMENTS:

On Friday, Commissioner Hyde was in Tillamook at the CFTLC meeting working on the harvest issues.

Saturday, he was honored to be a speaker at the L.L. "Stub" Stewart State Park dedication. He knew Stub personally and he was quite a guy. Stub spent 40 years on the Parks Commission. It is a real nice facility and will be connecting with the CZ trail.

Commissioner Hyde continues to work on Secure Rural Schools Funding. He will be leaving this afternoon for Richmond, Virginia to attend a NACo conference where a lot of discussion will be held on securing that funding.

COMMISSIONER CORSIGLIA COMMENTS:

Commissioner Corsiglia was in Rainier last week working with Royal Pacific on some issues they are having relating to a company they are starting up. He is quite impressed with their operation and noted that, once opened, they will employ about 22 family wage jobs.

He and Debi were in the Clatskanie parade on Saturday. His first place ribbon cost him a new carburetor and a bunch of candy.

He wanted to attend the Stub Park however, he had a family wedding to attend.

Commissioner Corsiglia received a call from Dwight Irby, a former county resident, who donated a huge flag and arranged a flyby for the 4th of July event. Irby's commitment to this area, although he doesn't live here anymore, is great. He just wanted to publicly thank Dwight for donation.

Commissioner Bernhard also wanted to thank the Lee's for all the work they do with the flower beds around the courthouse.

There was no Executive Session held.

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

Dated at St. Helens, Oregon this 11th day of July, 2007.

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: 
Rita Bernhard, Chair

By: 
Anthony Hyde, Commissioner

By: 
Joe Corsiglia, Commissioner

Recording Secretary:

By: 
Jan Greenhalgh