

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING

MINUTES

July 9, 2008

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

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

MINUTES:

Commissioner Bernhard moved and Commissioner Corsiglia seconded to approve the minutes of the May 13, 2008 Budget meeting; June 25, 2008 Board meeting; and July 2, 2008 Staff meeting. The motion carried unanimously.

VISITOR COMMENTS:

Bill Eagle and Scott Gaul, SWCD, shared some positive information with the Board. They have \$1,105,000.00 that has been appropriated by the federal government for emergency watershed protection work within Columbia County. This is to help protect structures which are in immediate danger of being lost, should there be another flood event. Bill stated that they only have three months to get the applications in, apply for permits, do the contracting, get the equipment in and everything done. This is quite different from the 1996 flood, where they already had the appropriations and could move forward immediately. Commissioner Bernhard asked about any matching funds. Bill stated that SWCD is responsible for 25% of the match - most of which will be in-kind. Land owners will also have to come up with some match. Scott spoke with ODOT and has received a verbal commitment for the work on Hwy 30. Bill stated that there will be a meeting tonight at the Extension Service office where much more specifics will be discussed and invited the Board to attend.

DELIBERATIONS: FLOOD HAZARD OVERLAY ZONE AMENDMENTS:

This is the time set for deliberations, "In the Matter of Amending Sections 1102.3; 1109.1A; 1109.2A and 1109.3A of the Columbia County Zoning Ordinance, Relating

to Requirements for Elevation of Residential and Non-Residential Structures located in the Flood Hazard Overlay Zone and Amending the Definition of "Development".

The Board discussed this yesterday and considered continuing the hearing based on some interpretations coming out of FEMA's Hazard Mitigation. Last night, Commissioner Hyde participated in a number of conference calls with Oregon Emergency Management and the EMPG Grant oversight person. Their interpretations are what we will have to argue about.

That could effect the ability to accrue the return on investment because they have a threshold of \$1 to \$1 on hazard mitigation grant programs and we can do a lot of them where we can get \$3 to \$1 which is a lot more. This issue does not effect the ordinance that is under consideration today, so the Board can move forward on deliberations.

Spencer included the following additional written testimony into the record: Letter from Christine Shirley of DLCDC dated 6/17/08, marked Exhibit "2"; letter from Samuel Semerjian dated 6/15/08, marked **Exhibit "3"**; faxed letter from Vance Fraser 6/24/08 **Exhibit "4"**, supplemental staff report from LDS, dated 7/9/08, marked **Exhibit "5"**, another letter from Christine Shirley, DLCDC dated 7/7/08, marked **Exhibit "6"**, another fax letter from Vance Fraser dated 7/7/08 marked **Exhibit "7"**; and one additional faxed letter from Vance Fraser dated 7/8/08 marked **Exhibit "8"**.

Spencer then went over the process for adoption of the Ordinance, which includes an emergency clause. Commissioner Hyde stated that Exhibit "8" - the letter from Vance Fraser is not relevant to this hearing as it addresses a different issue completely. Spencer agreed, but because it has already been entered into the record, it remained.

Todd Dugdale was present to address any comments on the testimony received. He has responded to Vance Fraser, addressing his concerns on the elevation amendments which are required only for consistency with the State Building Code Requirements which are currently being enforced by the County and complying with the Federal definition of development to include storage of equipment and materials adds no new requirements and that accessory residential storage buildings do not have to be elevated under either the existing or proposed elevation requirements.

Commissioner Hyde clarified that the county is only amending the ordinance to comply with the State codes and the amendments being addressed are basically procedures already in place.

Mr. Fraser is also concerned with bridges and them being damaged by flood debris. He has suggested that bridges also be addressed in the ordinance. In response to that, Todd looked at the CCZO and bridges are not defined as structures in our Flood Hazard Overlay Zone and not required to be elevated or meet the same requirements as a building structure.

After discussion, Spencer read the ordinance twice by title only, noting that an emergency clause is included. With that, Commissioner Bernhard moved and Commissioner Corsiglia seconded to adopt Ordinance No. 2008-3, "In the Matter of Amending Sections 1102.3; 1109.1A; 1109.2A and 1109.3A of the Columbia County Zoning Ordinance, Relating to Requirements for Elevation of Residential and Non-Residential Structures located in the Flood Hazard Overlay Zone and Amending the Definition of "Development". Under discussion, Commissioner Corsiglia feels this is going to need further action in the future, but would agree with adopting the ordinance today. He commented that he doesn't appreciate not being given a choice. With the vote taken, the motion carried unanimously.

CONSENT AGENDA:

Commissioner Hyde read the consent agenda. With a change to Item (K), Commissioner Bernhard moved and Commissioner Corsiglia seconded to approve the consent agenda as follows:

- (A) Ratify the Select-to-Pay for 7/1/08 & 7/8/08.
- (B) Order No. 47-2005, "In the Matter of Exempting a Personal Services Contract for the Provision of Grant Management Services From the Screening and Selection Procedures of the Personal Services Contracting Rule".
- (C) Order No. 54-2008, [Finalizing Road Vacation], "In the Matter of Vacating a Portion of Certain streets and Alleyways in Giltner's Addition to Columbia City, Oregon [Terra, LLC Petition]".
- (D) Order No. 56-2008, "In the Matter of the Proposed Lifting of a Closure Order for the Pacific Cascade Resources - Siercks Road Surface Mine (Operating Permit No. 05-0032)".

- (E) Order No. 57-2008, "In the Matter of Conveying Certain Real Property on N. Vernonia Road, St. Helens, Oregon, to Richard Smith and Ron Kaplan [Tax Map ID No. 02-01 4N1W05-DA-01500]".
- (F) Resolution 58-2008, "In the Matter of Acquiring a Perpetual Right-of-Way Easement and a Permanent Slope Easement from Bonneville Power Administration for the Bridge Construction over Elk Creek on Old Highway 30".
- (G) Ratify the Public Road Event Permit for The Group Health Seattle-to-Portland Bicycle Classic.
- (H) Approve the Public Road Event Permit for the Hood-to-Coast Relay, Portland-to-Coast Walk Relay and Portland-to-Coast High School Challenge Relay.
- (I) Appoint Carolyn Little to the Columbia County Traffic Safety Committee to complete the term of Jill Dale.
- (J) Authorize the expenditure of \$5,586.50 from the Unmet Needs Committee Fund to the Columbia County Outdoor School Program.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (K) Amendment #1 to the Personal Services Contract with ~~Community Action Team~~ for the Vernonia School District.
- (L) Contract with the State Marine Board for Boating Safety and Law Enforcement Services.
- (M) Personal Services Contract with Pauly Rogers & Co., P.C.
- (N) Accept the Perpetual Right-of-Way Easement and Permanent Slope

Easement from Bonneville Power Administration and authorize payment in amount of \$350.00.

- (0) GIS Data License Agreement with Scappoose Rural Fire District.

The motion carried unanimously.

COMMISSIONER HYDE COMMENTS:

Commissioner Hyde has been working on a lot of different issues, the big one being the county budget. The timber money is gone and we need to get creative.

The Fair starts next week, along with a number of other community events.

Yesterday was the kickoff meeting for the Rail Corridor Study. He was very pleased with the turnout at that meeting.

COMMISSIONER CORSIGLIA COMMENTS:

Commissioner Corsiglia spent the weekend in Clatskanie participating in a number of events there. That is one of the best festivals in Columbia County. They held a fireworks display on Saturday night instead of Friday. Rainier Days is this next week and they will also have a fireworks display.

He has been working with Kiwanis Daybreakers who are doing a lot of things out at the Fairgrounds this year.

COMMISSIONER BERNHARD COMMENTS:

Commissioner Bernhard attended the Rail Corridor Study meeting and was also pleased with the turnout. A lot of work has gone into this project.

Regarding the budget, she wanted to stress that the county has worked on this for quite some time and noted that a number of positions have not been filled for the last year. She complimented the department heads for the wonderful job they have done in working without the additional staff.

BOC Minutes

7/9/08

Page 6

She attended the NOHA meeting and NWACT meeting last week. Due to loss of jobs and other issues, NOHA is having to deal with more people looking for housing.

She attended Richie Broderick's funeral service last week. He was the son of Ginger Johnson, of Community Action Team. He was killed in an auto accident with along with his girlfriend.

She attended the Police Academy alumni meeting. There was a presentation on child predators and what parents can do to protect their children.

She was also up in Clatskanie last weekend to enjoy their festival.

She was at the Fairgrounds last week to see the results of their Echo Project. The new sound system looks and sounds great.

She attended the Legal Aid meeting where they talked about the Law Library and how to deal with the computer issue.

There was no Executive Session held.

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

Dated at St. Helens, Oregon this 9th day of July, 2008.

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: _____

Anthony Hyde, Chair

BOC Minutes

7/9/08

Page 7

By: _____

Joe Corsiglia, Commissioner

Recording Secretary:

By: _____

By: _____

Rita Bernhard, Commissioner

Jan Greenhalgh