

COLUMBIA COUNTY BOARD OF COMMISSIONERS  
BOARD MEETING

MINUTES

September 2, 2009

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

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

**MINUTES:**

Commissioner Fisher moved and Commissioner Bernhard seconded to approve the minutes of the August 19, 2009 Staff meeting and August 26, 2009 Board meeting. The motion carried unanimously.

**VISITOR COMMENTS:**

None.

**UNITED WAY PROCLAMATION:**

Although this item is on the consent agenda for approval, Commissioner Bernhard wanted to read the proclamation into the record, proclaiming September 2009 as "United Way of Columbia County Fund-Raising Month" and urges all citizens of our Community to support activities and efforts of the United Way of Columbia County.

**DELIBERATIONS: EDUARDO RIBAYA ANIMAL IMPOUNDMENT:**

This is the time set for deliberations on the hearing of Eduardo Ribaya. Spencer entered written testimony into the record from Antonio Porras, Jr., attorney for Mr. Ribaya, marked Exhibit "4". At this time, the Board will need to determine if in fact Mr. Ribaya's two dogs caused injury to Mr. Holdner's livestock and, if so, any penalties to be imposed and the disposition of the two dogs. Spencer has made several calls to pit bull rescue operations in Oregon and Washington to find anyone who would take the dogs, but all were unwilling.

Commissioner Fisher stated that he was not present for the hearing on this matter and, although he will participate in deliberations, he will not vote on this. Commissioner Hyde felt that, with everything in the file, he has no desire to see those dogs returned to the owner. Commissioner Bernhard has concerns with these animals. It seems that once an animal does this, they will do it again.

Commissioner Fisher heard some of the details of this hearing from Spencer and asked him to look around for a place to site these dogs. However, he was unable to find a place for them. With that, Commissioner Hyde moved and Commissioner Bernhard seconded to impose a civil penalty of \$1,000 per dog, plus impound and boarding fees; require the dogs to be put to death in a humane manner; and direct staff to prepare an appropriate Board order. The motion carried unanimously. Under discussion, Commissioner Bernhard stated that staff did look at other possibilities and tried to find a suitable place for the dogs, but were unable to. With the vote taken, the motion carried. Commissioner Fisher abstained.

#### CONSENT AGENDA:

Commissioner Bernhard read the consent agenda in full. With no changes/additions, Commissioner Hyde moved and Commissioner Fisher seconded to approve the consent agenda as follows:

- (A) Ratify the Select-to-Pay for 9/1/09.
- (B) Approve Personnel Action for Ruth Baker.
- (C) Appoint Mike Greisen as the Columbia County representative to the Point of Contact (POC) Group for UASI.
- (D) Approve the Joint County Fisheries Policy Resolution No. 2009-1.
- (E) Ratify the Board Chair's signature on the Request for Reimbursement on Flood Mitigation Assistance Grant #EMS-2008-FM-E002 in the amount of \$8,262.50
- (F) Ratify the Board Chair's signature on the Request for Reimbursement on Hazard Mitigation Grant #1733.00 in the amount of \$16,720.99.
- (G) Authorize use of Unmet Needs Funds to be used to pay Flood Rehabilitation Costs for four Flood Rehabilitation Projects for Clients #484, 1654, 726, and 500, totaling \$38,219.44, pending reimbursement from FEMA Flood Mitigation Assistance Grant Funds.
- (H) Authorize Unmet Needs Funds to be used to pay additional flood rehabilitation

costs up to \$15,000 per project pending reimbursement from FEMA Flood Mitigation Assistance Grant Funds.

- (I) Approve the Unmet Needs Committee's recommended cap of \$10,000 from Unmet Needs Funds for Phase II environmental assessments related to the Flood buy-out program.
- (J) Proclaim September 2009 as " United Way of Columbia County Fund-Raising Month" and urge all citizens of our Community to support activities and efforts of the United Way of Columbia County. **(Commissioner Bernhard read in full).**
- (K) Order No. 58-2009, "In the Matter of Amending Fee Schedules for Structural, Mechanical, Commercial Mechanical, Plumbing, Manufactured Dwelling, Movable Commercial, electrical, and Other Miscellaneous Permits, On-Site Program Fees and Planning Program Fees for the Land Development Services Department".

**AGREEMENTS/CONTRACTS/AMENDMENTS:**

- (L) Public Services Contract with Keystone contracting, Inc., for asbestos abatement at 751 West Street, St. Helens.
- (M) Amendment #23 to Agreement between Columbia County and Columbia Community Mental Health, Inc.
- (N) Amendment #24 to Agreement between Columbia County and Columbia Community Mental Health, Inc.
- (O) Intergovernmental Agreement #128765 with DHS for tort Liability Coverage as a Provider for Psychiatric Security Review Board and authorize the Chair to sign.
- (P) COL0911-MAC, the Oregon Commission on Children and Families 2009-2011 County Healthy Start-Medicaid Administrative Activities Intergovernmental Agreement.
- (Q) FY 2009-2010 Work Plan and Proposed Budget between USDA, APHIS, Wildlife Services and Columbia County, and authorize the Chair to sign.

The motion carried unanimously.

**911 APPLICATION FOR COMMUNICATIONS TOWER:**

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After a brief explanation by Spencer, Commissioner Hyde moved and Commissioner Fisher seconded to assume jurisdiction over Columbia 911's application to modify its communication tower land use approval. The motion carried unanimously.

ADDENDUM TO GRANT AGREEMENT DR-1733-OR:

Sarah presented an addendum to an existing OEM Hazard Mitigation Grant for administration, which will provide an additional \$75,000. This is for the Vernonia Hazard Mitigation Project. After discussion, Commissioner Hyde moved and Commissioner Fisher seconded to approve the Addendum to the Oregon Emergency Management Hazard Mitigation Grant Program Contract DR-1733-OR and authorize the Chair to sign. The motion carried unanimously.

COMMISSIONER BERNHARD COMMENTS:

*Commissioner Bernhard attended the Traffic Safety Committee meeting this morning. The Hood-to-Coast went well this year. Discussion was held on some of the recent accidents and the issues with the intersections at Ross Road and Bennet Road.*

*She attended the CEPA meeting yesterday. The H1N1 flu was discussed.*

*The Board is getting closer to hiring a Rangemaster for the Firing Range.*

*She will be attending the NOHA Board meeting tomorrow to continue work on housing issues. With the recent funding from HUD, hopefully we will be able to get everyone back on the system, but more work still needs to be done.*

*She received a noxious weed complaint which she referred to Robert Crain. We may need to look at some options.*

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**COMMISSIONER HYDE COMMENTS:**

Commissioner Hyde met with PCC President about them having more of a presence in Columbia County. Some ideas were discussed, such as space out at the Scappoose Airpark, a partnership with Clatsop Community College at Trojan, and having PCC be represented on our Economic Development Committee.

Last Wednesday evening he flew to Seattle to attend a FEMA Regional 10 Board meeting. They discussed a number of issues, but the main topic was CERT teams and how important they are to the emergency management system.

**COMMISSIONER FISHER COMMENTS:**

Commissioner Fisher met with the Cultural Trust group on Monday. They approved several grants for cultural activities in our community.

He also attended a meeting with the Museum group last week. The hope is to have the museum open in the fall. He suggested displaying historical exhibits around the courthouse.

He has been looking at our facilities situation. There was a major leak in Judge Grant's office because of our failing heating and cooling system, which was installed back in the 1960's. This is an indication of what we are facing and more problems in the future. This is a public facility and belongs to all of us and we need to take care of it. HB54 will give us \$1.4 million, once the bonds are sold, for a fire suppression system for the

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courthouse. However, once that goes in, we will be finding more problems.

This Friday is our first furlough day and the County offices will be closed.

He wanted to remind everyone that school has now started and encouraged people to be aware of that and abide by the speed zones.

He attended a meeting yesterday at the Port of St. Helens, who is working hard to bring in businesses into the county.

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

Dated at St. Helens, Oregon this 2<sup>nd</sup> day of September, 2009.

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: \_\_\_\_\_

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Rita Bernhard, Chair

By: \_\_\_\_\_

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Anthony Hyde, Commissioner

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Recording Secretary:

By: \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

Jan Greenhalgh, Board Secretary

Earl Fisher, Commissioner