

COLUMBIA COUNTY BOARD OF COMMISSIONERS  
BOARD MEETING

MINUTES

July 18, 2012

The Columbia County Board of Commissioners met in scheduled session with Commissioner Anthony Hyde, Commissioner Earl Fisher, Commissioner Henry Heimuller, together with Robin McIntyre, Assistant County Counsel and Jan Greenhalgh, Board Secretary.

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

**MINUTES:**

Commissioner Heimuller moved and Commissioner Fisher seconded to approve the minutes of the July 9, 2012 Joint Board/Rainier meeting; July 11, 2012 Board meeting; and July 11, 2012 Staff meeting. The motion carried unanimously.

**VISITOR COMMENTS:**

***David Teuscher, 68642 Whitney Road.*** He is here because of the Boom Box event recently held in the Rainier area and wants to know if there are going to be any fines levied against the promoters. Although the permit said no campfires, there was wood for sale and he saw smoke. As for the required times for music, it continued far into the early morning hours. Because they were in violation, he is asking if there is anything that can be done about it. With that said, he wanted to thank the Board for doing the proper thing with this permit, even though he didn't agree with it. He is hoping this does not happen again next year.

Commissioner Hyde explained that the Board is looking at creating a task force to look at the existing ordinance that deals with these types of venues, to make them stronger with more room for enforcement. He would invite Mr. Teuscher to participate on that task force.

### DELIBERATIONS ON RATE ADJUSTMENT FOR CURBSIDE COLLECTION:

This is the time set for deliberation, “In the Matter of the Proposed Franchise Rate Adjustments for Waste Management and Hudson Garbage Rural Areas”.

Todd Dugdale, LDS Director - The Board held a public hearing on this matter July 11, 2012. The hearing was closed but the record was left open to allow the opportunity for Waste Management and staff to provide clarification concerning the applicable operating margin for the Scappoose-County service area from the latest detailed cost report for purposes of applying the operating margin guidelines established by the Solid Waste Advisory Committee to the review of the rate request. Roy Weedman, former Solid Waste Coordinator, confirmed that the 2011 operating margin for the Scappoose-County service area was 8.6% as indicated in the DCR report given. Waste Management indicated that they had discussed a “projected” operating margin of 7.% for 2012, but under the SWAC policy, only the actual 2011 operating margin can be used for review of the rate request. The understand why their request should be denied and do not intend to submit any further written testimony.

Based on that clarification, staff recommends denial of the Waste Management request for a rate increase for the Scappoose-County service area. Further, staff reiterates its recommendation for approval of the Waste Management rate request for the Vernonia-County service area and the Hudson’s Garbage rate request for the St. Helens-County service area.

The Board is in agreement and, with that, Commissioner Heimuller moved and Commissioner Fisher seconded to approve **Order No. 36-2012**, “In the Matter of Rate

Adjustments for Curbside Collection Services for the Unincorporated Vernonia and St. Helens Franchise Areas". The motion carried unanimously.

**HEARING: PROPOSED REVISIONS TO BUILDING FEES:**

This is the time set for the public hearing, "In the Matter of Consideration and Possible Adoption of Revised Building, Electrical, Planning and On-Site Fees, Effective August 1, 2012".

Todd Dugdale, LDS Director, came before the Board to give the Staff report with the proposed fee adjustments and history of these adjustments. Staff recommends approval of the proposed changes in the fees as listed in the staff report, effective August 1, 2012.

The hearing was opened for public testimony.

With no testimony coming before the Board, the hearing was closed for deliberations. The Board agreed with the structure of these fee adjustments and, with that, Commissioner Heimuller moved and Commissioner Hyde seconded to approve **Order No. 35-2012**, "In the Matter of Amending Fee Schedules for Building, Electrical, and Other Miscellaneous Permits under the Building Inspection Program; On-Site Wastewater Program Fees; and Planning Program Fees". The motion carried unanimously.

**CONSENT AGENDA:**

With no changes/additions, Commissioner Heimuller moved and Commissioner Fisher seconded to approve the consent agenda as follows:

- (A) Ratify the Select to Pay for week of 7/16/12.

- (B) Public Road Event Permit for Hood-to-Coast Relay, August 24-25, 2012 and authorize the Chair to sign.
- (C) Ratify approval of the Public Road Event Permit for Seattle-to-Portland Bicycle Classic, July 14-15, 2012 and authorize Cynthia Zemaitis to sign.
- (D) Buyers Estimated Settlement Statement for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign
- (E) HUD Settlement Statement for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign.
- (F) Sale Escrow Instructions for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign.
- (G) Statutory Warranty Deed for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign.
- (H) Hazard Mitigation Grant Deed Restriction for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign.
- (I) Preliminary Title Report for 64975 Nehalem Hwy N, Vernonia (Chestnut Properties) and authorize the Chair to sign.
- (J) Buyers Estimated Settlement Statement for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (K) HUD Settlement Statement for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (L) Sale Escrow Instructions for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (M) Statutory Warranty Deed for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (N) Hazard Mitigation Grant Deed Restriction for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (O) Preliminary Title Report for 11877 Eddings Road, Clatskanie (Tomlinson) and authorize the Chair to sign.
- (P) Buyers Estimated Settlement Statement for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (Q) HUD Settlement Statement for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (R) Sale Escrow Instructions for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.

- (S) Statutory Warranty Deed for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (T) Hazard Mitigation Grant Deed Restriction for 11944 Hwy 30 (Bernsten) and authorize the Chair to sign.
- (U) Notice of Fair Compensation for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (V) Buy-out Submittal Form for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (W) Preliminary Title Report for 11944 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (X) Buyers Estimated Settlement Statement for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (Y) HUD Settlement Statement for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (Z) Sale Escrow Instructions for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (AA) Statutory Warranty Deed for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (BB) Hazard Mitigation Grant Deed Restriction for 11926 Hwy 30 (Bernsten) and authorize the Chair to sign.
- (CC) Notice of Fair Compensation for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (DD) Buy-out Submittal Form for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.
- (EE) Preliminary Title Report for 11926 Hwy 30, Clatskanie (Bernsten) and authorize the Chair to sign.

**AGREEMENTS/CONTRACTS/AMENDMENTS:**

- (FF) Personal Services Contract with Helion Software, Inc. For Assessment and Taxation Software Services.
- (GG) Indemnity Agreement with Foote Sports Productions, Inc., for the Hood-to-Coast Relay and authorize the Chair to sign.
- (HH) Ratify approval of Indemnity Agreement with Cascade Bicycle Club and authorize Cynthia Zemaitis to sign.

The motion carried unanimously.

**LIVESTOCK ATTACK SETTLEMENT:**

Commissioner Heimuller moved and Commissioner Fisher seconded to approve the Settlement Agreement with Dean Crandall for the release of Lucy the dog and authorize the Chair to sign. The motion carried unanimously.

Commissioner Heimuller moved and Commissioner Fisher seconded to approve **Order No. 37-2012**, "In the Matter of the Livestock Attack by a Dog Owned by Dean Crandall". The motion carried unanimously.

**NWACT APPOINTMENT:**

Commissioner Heimuller moved and Commissioner Fisher seconded to appoint David Anzur to the Northwest Act Committee. The motion carried unanimously.

**AGREEMENT WITH SUNSET EMPIRE FOR TROLLEY VEHICLE USE:**

Commissioner Heimuller moved and Commissioner Fisher seconded to approve the Intergovernmental Agreement with Sunset Empire Transportation District for use of the Trolley Vehicle for the Columbia County Fair and authorize the Chair to sign. The motion carried unanimously.

**MOA WITH GOBHI FOR CCO:**

Commissioner Fisher moved and Commissioner Heimuller seconded to approve the LMHA Memorandum of Understanding with GOBHI with regards to the Coordinated Care Organization and authorize the Chair to sign. The motion carried unanimously.

**COMMISSIONER HYDE COMMENTS:**

Commissioner Hyde reported on the NACo conference he just returned from yesterday. A lot of work was done on setting their priorities for the upcoming year. He has been researching the new NACo Dental insurance card, which is basically like the NACo Prescription discount card, only for dental work. This program has actually saved dental offices from closing down. He will be getting more information on this to share with the Board.

He will be out next week in preparation for his daughters wedding.

**COMMISSIONER FISHER COMMENTS:**

Last Thursday he was in Bend for a GOBHI meeting to discuss CCO's and how this group is progressing.

On Thursday night he attended a Commission on Children & Families meeting in Washington County.

He attended a number of community events this past weekend - the Maritime Heritage Festival, walked in the parade at Rainier Days and the Scappoose Pow Wow. It was interesting to see three major events taking place on the same weekend. Perhaps the

cities should coordinate the schedule better. Along with all of these events, there were hundreds of bicyclists coming through town for the Seattle to Portland Classic.

**COMMISSIONER HEIMULLER COMMENTS:**

Commissioner Heimuller wanted to remind everyone that the Columbia County Fair starts today and is a free day for seniors. This Fair could not have come together if not for all the volunteers making it happen and he wanted to express his deep appreciation for all of those who are putting in their time to make this a great event. He noted some of the current upgrades to the fairgrounds and understands there are more animals this year than there has been in 10 years. There are a lot of things going on and is hoping everyone comes out to enjoy the fair.

There was no Executive Session held.

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

Dated at St. Helens, Oregon this 18<sup>th</sup> day of July, 2012.

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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Anthony Hyde, Chair

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

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Earl Fisher, Commissioner

Recording Secretary:

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

\_\_\_\_\_

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

Henry Heimuller, Commissioner

BOC Minutes

7/18/12

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Jan Greenhalgh