

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING
MINUTES

December 10, 2014

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

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 November 26, 2014 Board meeting and November 26, 2014 Staff meeting. The motion carried unanimously.

VISITORS:

Lindsey King, current Director of CASA for Kids, Inc., Columbia County. As the Board is aware, CASA for Kids will be dissolved by the end of this year. CASA stands for Court Appointed Special Advocate. She introduced Betsy Stark Miller, the Executive Director for CASA for Children in Washington and Multnomah Counties, who will be taking on Columbia County beginning January 1, 2015. Betsy stated that the program is very excited about the expansion into Columbia County and gave a brief explanation of what this program provides for our children. She is extremely happy to know that Lindsey will be staying on as a CASA Supervisor. The Board expressed their appreciation for the work that the CASA staff has provided to make this such a successful program.

HEARING: DOGS HARMING OR CHASING LIVESTOCK OWNED BY HACK:

This is the time set for the public hearing “In the Matter of the Livestock Attack by a Dog Owned by Nawnie Hack”.

Robin McIntyre reviewed the procedure for this hearing and entered the following into the record: Investigation report by Animal Control Officer Roger Kadell as **Exhibit “1”**; Notice of Impoundment as **Exhibit “2”**; Request for Hearing by Nawnie Hack as **Exhibit “3”**; Returned mail - Notice of Impoundment as **Exhibit “4”**; Second Notice of Impoundment as **Exhibit “5”**; Notice of hearing as **Exhibit “6”**; and Staff Report and Recommendation as **Exhibit “7”**.

Roger Kadell, Animal Control Officer, presented the Board with his staff report regarding the livestock attack by a dog owned by Nawnie Hack. He reviewed his recommendation to the Board on the disposition of the dog and payment of fines, as outlined in his detailed report dated 11/25/14. Roger also prepared a compliance order that lists specific conditions should the dog be allowed to be returned to the owner.

The hearing was opened for testimony:

Richard Mundy, 33727 Cannan Road, Deer Island: He is here with his daughter Nawnie Hack who resides at his home, which is next door to the property where Joel Yarbor boards his horses. His daughter has a horse that was in heat when the incident happened’s in heat and Joel’s horses were standing at the fence line. He saw the dog running along the fence and barking, but never saw him cross the fence or chase any horses. Nawnie has only had the dog for a couple of weeks and it was a surprise to him that this even happen. After he found out about it, he called Mr. Yarbor to apologize for the incident and told him he would pay the vet bill, which he did. Joel told him that the dog should have another chance, so Nawnie has been working the past three days to build 45 x 10 foot cyclone fence run that is 7 feet tall so the dog can’t climb out. Nawnie explained that there is a runner attached that the dog will be harnessed to so that he can’t climb out. They are asking that the dog be allowed to return to the home.

Commissioner Heimuller is concerned that, because this dog is a climber, that he could possibly climb out and end up hanging himself. As recommended by the Animal Control Officer, the run should be totally enclosed so that there is no possibility of the dog climbing out.

Nawnie stated that she would do whatever is needed to comply with all conditions if the dog is allowed to return home.

Lisa Conrad, 33673 Cannan Road, Deer Island: She feels bad for both parties involved in this case because she lives between them. She doesn't want to see anything bad happen to the dog, but she also has horses and this dog has chased her horses in the past. If something were to happen to her horses, she couldn't afford to replace them. She is also afraid that the dog may get kicks because her horses are shoed. It's a tough situation but she doesn't want to see Nawnie lose her dog.

With no further testimony, the hearing was closed for deliberation. Commissioner Hyde spoke with Joel Yarbor by phone yesterday, who stated that he is satisfied with the vet bill being paid and would be fine with the dog being returned to the owners with some stipulations. Commissioner Heimuller had a similar conversation, however it appears this may not be the first time the dog has chased horses and the dog quite clearly needs some constraints. He would support the dog being returned with some conditions. Commissioner Fisher agreed and wanted to add that it is nice to see that all of the neighbors are being supportive and working together on this. After discussion, Commissioner Fisher moved and Commissioner Heimuller seconded to approve the return of Bo to Nawnie Hack, subject to the conditions outlined in the Compliance Order, dated 12/10/14, along with the condition that the dog be licensed, have all required shots

and that the owner pay all boarding fees and fines through 12/10/14. The motion carried unanimously. Robin will prepare the final order for approval.

CONSENT AGENDA:

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

- (A) Ratify the Select to Pay for week of 12/1/14 & 12/8/14.
- (B) Order No. 53-2014, "In the Matter of the Livestock Attack by Dogs Owned by Benjamin and Kimberly Lebeck".
- (C) Order No. 54-2014, "In the Matter of Amending the Rules and Regulations and Fee Schedule for Columbia County Forest, Parks, Beaches, Docks and Other Recreational Facilities Subject to Ordinance No. 94-9".
- (D) Reappoint Tim Ohling and Cathryn Hammond to the Columbia County Parks Advisory Committee for a four (4) year term.
- (E) Work order for Department of Community Justice Ricoh Americas Corporation copier and authorize Linda Hald to sign.
- (F) Equipment Removal/Buyout Authorization for Department of community Justice Ricoh Americas Corporation copier and authorize Linda Hald to sign.
- (G) Letter of Authority for Nickolas Brajcich, Deputy District Attorney.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (H) Amendment #2 to the St. Helens Middle School Community School 2013-2014 Personal Services Contract.
- (I) Amendment No. 3 to FMA Program Contract FY2009 FEMA Grant Agreement No. EMS-2009-FM-E001, FMA-PJ-10-OR-2009-005 and authorize the Chair to sign.

The motion carried unanimously.

COMMISSIONER HYDE COMMENTS:

Commissioner Hyde is just back from a recent illness so will forego his comments/reports for today.

COMMISSIONER FISHER COMMENTS:

Commissioner Fisher was in Salem on Monday for an AOC Legislative meeting. One of the major topics is dealing with the Measure 91 - the legalization of Marijuana. There are still a lot of unknowns on the rules and regulations on this measure.

COMMISSIONER HEIMULLER COMMENTS:

Congratulations to Jenni Jordan, Deputy District Attorney, who retired after many years with Columbia County.

He was in Salem on Monday for AOC legislative meetings and spent the morning at the capitol listening in on one of the law enforcement meetings discussing Community Corrections and the strides being made to improve that system.

He attended the very successful Toy and Joy event Saturday night. He has heard that they have raised close to \$50,000 this year, which will go towards food, toys and clothing for those less fortunate around the county. A personal thanks to all of those involved.

Last night he was honored to be the MC at the grand opening of the new St. Helens Federal Credit Union building on Hwy 30. This is their 75th year in business.

There was no Executive Session held.

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

Dated at St. Helens, Oregon this 10th day of December, 2014.

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

By: _____

Henry Heimuller, Commissioner

BOC Minutes

12/10/14

Page 7

By: _____

Jan Greenhalgh,

Board Office Administrator

By: _____

Earl Fisher, Commissioner