

BEFORE THE BOARD OF COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

WORK SESSION

September 9, 2003

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

Commissioner Corsiglia called the meeting to order.

DAVE HILL: PISGAH HOME ROAD IMPROVEMENT AGREEMENT:

Dave Hill, Public Works Director, explained that he made application for Title II funds a couple of years ago for road improvements to Pisgah Home Road. BLM has also applied for Title II funding for the same purpose. This is a county road and the plan is to resurface approximately 2 miles of road surface so that erosion and silt doesn't get down into the water sheds. The funding amount of \$82,300 should cover all labor and materials. There should be very little, if any, out of pocket expense to the County. The timber companies are in favor of this and have stated that they won't be gating these roads. This will give access for hunters, etc. Although way up in the hills, this road could be possibility used as an emergency route some day. Dave would like to be able to move forward with this and asked that the Board approve the agreement with BLM. The Board added this to the consent agenda.

While in attendance, Dave updated the Board on Bachelor Flat Road. He spoke with the City of St. Helens about taking over jurisdiction and was informed that that will be taken to the city council meeting for discussion. Lonny stated that the city transportation planner is recommending that the city take over ownership once the subdivision is done. Lonny also noted that the city staff is still leaning towards a 4-way stop.

TODD DUGDALE: PROBST ROAD MODIFICATION REQUEST:

Using the overhead, Todd explained the layout of the land. By way of some history, since 1979 a single family lot development in the RR 2.5 zone has proceeded along a private road (Miloris Way) which continues along a ridge beyond the end of "K" Street above Columbia City. The County created the private road in 1979. A variance for continued lot development without frontage on a public street was approved by the Planning Commission in 1998 and, since that time, seven lots have been created and six dwellings built along it. In September, 2002, Voris Probst applied for a partition to create an eighth lot. LDS advised the applicant that he would need to obtain a modification of road standards to allow continued development of lots beyond the standard of six lots on a private road under the County Road Ordinance. The applicant submitted the modification request in August 2003. Existing residents along Miloris Way are

engaged in litigation with the developer, Voris Probst, over road maintenance, water service and property development issues. The attorney for the residents has challenged our modification process in this case asserting that it involves a land use decision and should be processed as such. Sarah has reviewed this request and agrees that we should process this as a land use matter and give proper notice. With that said, staff is requesting that the Board set this matter for public hearing. Staff further requests that the Board review the partition request at the same hearing, since the land use issue associated with both requests are closely related. The Board agreed and directed Jan to schedule a public hearing date and send notice.

JEAN RIPA: COLUMBIA COUNTY VOLUNTEER POLICY:

Jean presented the Board a draft of the volunteer policy she has prepared. Sarah has reviewed this and her recommended changes have been incorporated. This separates boards and committees from other types of volunteers. There is an agreement that volunteers will be required to sign. Commissioner Hyde has problems with a portion of Section IV and feels it should be softened somewhat. Jean will make some changes to the language. With no further comments, Jean will send this out to all department heads for their comments. Once those are received, she will bring this back before the Board.

5309 GRANT FOR PURCHASE OF BUSES:

Cynthia Zemaitis presented. Last summer, she applied for a 5309 grant to purchase 2 buses for transportation services. The grant amount is for \$131,247.00. The ratio is a 83% to 17% match. The County will be required to pay the \$22,312.00 match in cash. The deadline for acceptance of this grant is September 22, 2003. The Board needs to decide if they want to accept this or not. Because of the need, Commissioner Hyde doesn't feel we have a choice. We need these buses. The Board agreed and added approval to the consent agenda.

TRANSIENT PARKING AT COURTHOUSE:

Commissioner Corsiglia feels the county courthouse parking ordinance should be revisited. There have been some people parking boat trailers, motor homes, etc. in the courthouse parking lot which has caused some problems. John stated that he could draft a very basis ordinance for Board review. Discussion was held on what should be included in the ordinance to cover all the issues. John will get a draft to the Board.

VISITOR COMMENTS:

Thelma Bonar, Warren, and Tammy Maygra, 34319 Cannan Road, Deer Island, presented the Board with a copy of their initiative which they will be turning in tomorrow morning. They feel very strongly that the revenue generated from this Depletion Fee increase be used for road

improvements, county parks, animal control and full time surface mining administrator and further that no part of these monies go into the general fund. Tammy had promised some people that she would talk to the Board about these issues before turning this in to Elections. There are a number of people out there who aren't happy with the current surface mining administrator being from outside the county. She agrees with them and feels that someone from within the county should be doing the administration. We need a full time administrator to enforce the surface mining ordinance and make sure all pit operators are in compliance. While collecting signatures from around the county, she heard from a number of people that all areas in the county should be represented on a committee to oversee surface mining. If this initiative passes, all areas in the county should receive equal amounts of money. Thelma stressed that the District Attorney has already drafted the ballot title and she wants it to remain the same, with no changes. The Board explained that it is premature to make any commitments but will take these comments into consideration, if and when this initiative passes.

Thelma asked if the County would be willing to pay the \$300 to put this in the voters pamphlet. John stated that there will not be a voters pamphlet for the March election.

EXECUTIVE SESSION UNDER ORS 192.660(1)(e)(f)(h):

The Board recessed the regular session to go into Executive Session as allowed under ORS 192.660(1)(e)(f)(h). Upon coming out of Executive Session, Commissioner Hyde moved and Commissioner Bernhard seconded to direct John Knight to send a letter to the City of St. Helens, canceling the agreement for use of the animal shelter, effective 12/31/03. The motion carried unanimously.

SUPPLEMENTAL FINDINGS FOR GLACIER NW FROM MIKE SHEEHAN:

Sarah received a letter from Mike Sheehan who wanted to prepare some supplemental findings in the Glacier NW application, because he heard that Steve Abel is preparing supplemental findings. Sarah agreed to let Mike send in his supplemental findings but he also asked that the Board review them. Sarah would advise the Board not to look at these findings because they dramatically change one condition and even adds three additional conditions. Further, the record is closed and this could be considered new evidence. Sarah would recommend that she simply e-mail Mike and thank him for his findings, inform him that she would review them but that the record would not be reopened. The Board agreed with Sarah's recommendation.

EXECUTIVE SESSION UNDER ORS 192.660(1)(d) - BARGAINING:

The Board recessed the regular session to go into Executive Session as allowed under ORS 192.660(1)(d). Upon coming out of Executive Session, Commissioner Hyde moved and

Commissioner Bernhard seconded to deny the request and direct Jean Ripa to draft a letter articulating the Board's decision. The motion carried unanimously.

The Board recessed the meeting at 12:25 p.m. and reconvened at 1:30 p.m. with all present.

Commissioner Corsiglia called the meeting back to order.

EXECUTIVE SESSION UNDER ORS 192.660(1)(i) - PERFORMANCE EVALUATIONS:

The Board immediately recessed the regular session to go into Executive Session as allowed under ORS 192.660(1)(i), Performance Evaluations. Upon coming out of Executive Session, no action was taken by the Board.

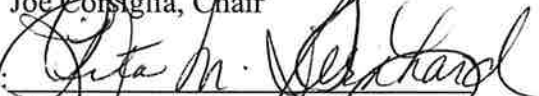
With nothing further coming before the Board, the meeting was adjourned.

Dated at St. Helens, Oregon this 9th day of September, 2003.

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: 
Joe Corsiglia, Chair

By: 
Rita Bernhard, Commissioner

By: 
Anthony Hyde, Commissioner

Recording Secretary:

By: 
Jan Greenhalgh