

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING

MINUTES

October 6, 2010

The Columbia County Board of Commissioners met in scheduled session with Commissioner Anthony Hyde, Commissioner Earl Fisher and Commissioner Rita Bernhard, 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 Bernhard moved and Commissioner Fisher seconded to approve the minutes of the September 14, 2010 Work Session and September 22, 2010 Board meeting. The motion carried unanimously.

VISITOR COMMENTS:

None.

2ND READING OF ORDINANCE #2010-5 - AMEND CCZO - KENNEL STANDARDS:

This is the time set for the 2nd reading of Ordinance No. 2010-3, "In the Matter of Adopting Amendments to the Columbia County Zoning Ordinance to Specify Land Use Restrictions, Standards, and Review Processes for Dog Kennels".

With no discussion, Robin gave the second reading of Ordinance No. 2010-3, by title only. With that, Commissioner Fisher moved and Commissioner Bernhard seconded to adopt Ordinance No. 2010-3, "In the Matter of Adopting Amendments to the Columbia County Zoning Ordinance to Specify Land Use Restrictions, Standards, and Review Processes for Dog Kennels". The motion carried unanimously.

DELIBERATIONS: VIKEN CONDITIONAL USE PERMIT BOARDING KENNEL:

This is the time set for deliberations, "In the Matter of the Application of Todd and Liana Viken for a Conditional Use Permit for a Type II Home Occupation to Operate a Dog Boarding Kennel in a Rural Residential (RR-5) Zone".

Robin reviewed the hearing process on this matter and after some comments by the Board, Commissioner Bernhard moved and Commissioner Fisher seconded to tentatively adopt the findings and conclusions in the staff report and approve Conditional Use Permit CU 10-45 for a Type II Home Occupation subject to the conditions listed

in the staff report and the following additional conditions: 1) sight-obscuring landscaping, such as a continuous arborvitae hedge of at least 6 feet in height, shall be planted along the northern boundary of the outdoor exercise area, inside the existing fence, prior to the commencement of kennel operations; and 2) the Department of Land Development Services shall review this application in one year to determine whether the approval criteria and conditions have been met. The motion carried unanimously.

HEARING: AMENDING SOLID WASTE ORDINANCE:

This is the time set for the public hearing, "In the Matter of Amending the Columbia County Solid Waste Management Ordinance to Clarify that a Franchise is Required for the Collection, Disposal and Transfer of Solid Waste for Compensation".

Robin stated that this comes before the Board based on a recommendation by the Solid Waste Advisory Committee.

Roy Weedman, Solid Waste Coordinator, stated that these proposed amendments were unanimously approved by the Solid Waste Advisory Committee and he would agree that they would solidify the intent of the ordinance.

The hearing was opened for public testimony.

With no testimony coming before the Board, the hearing was closed for deliberation.

Robin stated that this ordinance includes an emergency clause and that with a unanimous vote, the ordinance would be effective immediately upon adoption. With Board approval, Robin gave the first and second reading of Ordinance No. 2010-7, by title only.

With that, Commissioner Bernhard moved and Commissioner Fisher seconded to adopt Ordinance No. 2010-7, "In the Matter of Amending the Columbia County Solid Waste Management Ordinance to Clarify that a Franchise is Required to Collect, Store, Dispose, or Transport Waste for Compensation" and to declare an emergency". The motion carried unanimously.

HEARING: COLUMBIA CITY MAP AMENDMENT TO EXPAND UGB:

This is the time set for the public hearing, "In the Matter of an Application by Columbia City of a Major Map Amendment to Expand the City's Urban Growth Boundary by Approximately 6.04 Acres".

Robin stated that this is a quasi-judicial hearing and read the pre-hearing statement into the record as required by ORS 197.763. The Board declared no ex parte contact or conflicts of interest. Robin entered the list of all applicable

criteria into the record as Exhibit "1" and County Counsel's hearing file, with the list of all contents, as Exhibit "2".

Glen Higgins, Chief Planner, came before the Board to give the staff report. After review, Glen stated that the Planning Commission and staff recommend approval because it is consistent with the comprehensive plan; consistent with statewide goals and guidelines; and the subject area is presently served by public services.

He would also recommend that the applicant provide a surveyor to determine the actual boundaries.

The hearing was opened for public testimony.

PROPONENTS:

Lisa Smith, City of Columbia City, PO Box 189, Columbia City: Columbia City is the applicant and has been working with Mr. Weigandt on this since 2008. The city has already approved the expansion of the UGB and is now just waiting for the County to approve it. Glen gave a very thorough staff report and not a lot to add except the benefits of this for Columbia City. She stated that the city is willing to provide the survey if required by the County.

With no further testimony coming before the Board, the hearing was closed for deliberation. After little discussion, Commissioner Fisher moved and Commissioner Bernhard seconded to tentatively approve the Comprehensive Plan Map Amendment (PA 10-01) as recommended by the Planning Commission, adopt the findings and conclusions in the staff report and to set October 13, 2010, at or after 10:00 a.m. for the first reading of the Ordinance to adopt this amendment. The motion carried unanimously.

CONSENT AGENDA:

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

- (A) Ratify the Select to Pay for 9/28/10 and 10/5/10.
- (B) Order No. 60-2010, "In the Matter of Declaring Certain Personal Property Owned by Columbia County to be Surplus Property and Directing the Sale Thereof".

- (C) Order No. 61-2010, "In the Matter of Exempting a Personal Services Contract for the Provision of Project/Construction Management Services from the Screening and Selection Procedures for the Personal Services Contracting Rule" (Courthouse Facilities).
- (D) Order No. 62-2010, "In the Matter of Exempting a Personal Services Contract for the Provision of Design and Engineering Services from the Screening and Selection Procedures of the Personal Services Contracting Rule" (Courthouse Facilities).
- (E) Order No. 63-2010, "In the Matter of Allowing Moanna Wright to Serve Alcohol at a Wedding to Take Place at Camp Wilkerson on October 16 & 17, 2010".
- (F) Order No. 64-2009, "In the Matter of the Petition by WREDCO and other Property Owners to Name a Private Road off Smith Road at the Intersection of Dart Creek Road, St. Helens, Oregon as "Wagon Wheel Drive".
- (G) Operating and Reclamation Plan for the Ross Quarry and authorize the Chair to sign.
- (H) Letters of Authority for: Alan Haebe, Civil Deputy; Bill Haas, Patrol Deputy; Brian Pixley, Patrol Deputy; Dustin King, Patrol Deputy and Ryan Dews, Patrol Deputy.
- (I) Appoint Andrew Demko to the Columbia County Cultural Coalition Board for a two (2) year term.
- (J) Appoint Barbara McGladrey and Maeona Urban to the Columbia County Cultural Coalition Board for a three (3) year term.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (K) Amendment #2 to the Personal Services Contract with Columbia Community Mental Health for Teen and Family Transition Services.
- (L) Public Good Contract with Pacific Stainless Products, Inc. for 3 bus shelters.
- (M) Agreement #26489 (Capital 5310) with ODOT, Public Transit Division.
- (N) Amendment #3 to the Intergovernmental Agreement No. 720-07 with Portland Community College and authorize the Chair to sign.
- (O) Amendment #34 to the Intergovernmental Agreement #127291 with DHS and authorize the Chair to sign.

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- (P) Fiscal Year 2011 Cultural Participation Grant Agreement and authorize the Chair to sign.
- (Q) 2009 UASI Columbia County Sub-recipient Agency Amendment IGA.

The motion carried unanimously.

COMMISSIONER HYDE COMMENTS:

None.

COMMISSIONER FISHER COMMENTS:

Commissioner Fisher reported on the Health and Safety Fair held in Clatskanie. It was well attended and provided bike helmets, flu shots and many health and safety information to the community.

He commented on the tour he took with the Scappoose Bay Watershed to look at their projects. He was very enlightened on what this agency has done and what their grant funding goes toward.

He mentioned that Art work is now being hung in the courthouse.

COMMISSIONER BERNHARD COMMENTS:

Commissioner Bernhard attended the Traffic Safety Committee meeting this morning. ODOT did a presentation on the Hwy 30 safety issues and noted that any improvements will be dependent on funding.

Last night she attended an informal hearing on the hospital project put on by the State regarding the appeal of the State's denial of the Certificate of Need. A decision on that appeal should be received in the next couple of weeks.

The Board attended the City/County dinner in Columbia City last week. It was a good meeting with a lot of representation from the various agencies.

There was no Executive Session held.

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

Dated at St. Helens, Oregon this 6th day of October, 2010.

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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: _____

Earl Fisher, Commissioner

Recording Secretary

By: _____

Rita Bernhard, Commissioner

By: _____

Jan Greenhalgh