

**BOARD OF COUNTY COUNCILORS
MINUTES OF JULY 22, 2015**

The Board convened in the Councilors' Hearing Room, 6th Floor, Public Service Center, 1300 Franklin Street, Vancouver, Washington. Councilors David Madore and Tom Mielke present. Councilor Jeanne E. Stewart absent

1:30 P.M.

RE-CONTINUATION OF PUBLIC HEARING: CLEAN WATER FEES
(from July 21, 2015)

Madore provided opening remarks / overview and legal opinions obtained regarding the continuation of the public hearing. Mielke spoke about the unanimous vote being necessary per the Charter and the Board of Councilors transition. Madore concurred and spoke further about the transition period.

ACTION: Moved by Mielke to **RATIFY** actions taken at the July 21, 2015 hearing to approve ordinance 2015-07-01 relating to stormwater service charges. Madore seconded the motion. Councilors Madore and Mielke voted aye. Motion carried.

Madore spoke about the rule of law. Chris Cook, Prosecuting Attorney's office, recommended continuing to a date certain in one week. Madore stated he had some reservations about it but would be willing to continue but wanted to be on record to say it is no way endorsing the assertion that it takes three votes to approve the ordinance or any future votes for the governing body as he feels it is unconstitutional. Cook responded. Further Board discussion ensued. Mielke stated he wishes to take a vote today to reaffirm the votes. Mark McCauley, County Manager, joined the discussion and suggested waiting one week so Councilor Stewart could be present to weigh in. Madore stated he felt that was a possibility. Mielke stated he didn't want to delay or interrupt the process. Further discussion ensued.

ACTION: Moved by Madore to **CONTINUE** the public hearing to Wednesday, July 29, 2015 at 1:30 p.m. Further discussion ensued. **Motion died for lack of a second.**

Hearing adjourned

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David Madore, Chair

Jeanne E. Stewart, Councilor



Tom Mielke, Councilor

ATTEST:



Rebecca Tilton, Clerk of the Board

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Please Note: The Board of Councilors' minutes are action minutes. Digital recordings can be provided upon request. In addition, the Councilors' hearings are broadcast live on CVTV, cable channels 21 and 23, and are also videotaped and repeated several times (www.cvtv.org).