

BOARD OF COUNTY COUNCILORS
BOARD TIME
MINUTES OF OCT 7, 2015

The Board of Councilors convened at 1300 Franklin St, Vancouver, Washington 98660, Conference Room B.

Approval of minutes for September 30, 2015

Madore spoke about changes to the proposed minutes. Mark McCauley, County Manager stated staff was working on them and they will be brought back the following week.

Draft Remote Transactions Parity Act and Cadillac Tax letters to congressional delegation

McCauley provided an overview. Mark Gassaway, Finance Director presented. He referenced two draft letters, one requesting support for the bipartisan *Marketplace Fairness Act* (S698) and one letting them know of the negative consequences of the 40 percent tax (also called the “Cadillac tax”) on health benefits. Madore stated he was in support of writing the letter regarding the Cadillac tax but not in support of writing the first letter regarding the Marketplace Fairness Act. He spoke further on his reasoning. McCauley inquired from legal staff more about internet commerce. Chris Horne, Deputy Prosecuting Attorney, responded. Further discussion ensued about internet commerce. Mielke inquired about exemptions. Horne responded and spoke about Department of Revenue guidelines. Further discussion ensued about point of sale transactions and sales tax. Madore spoke about his concerns with the request. Madore stated he would like to make a motion to not support this request. Stewart stated she would like more time to research the item and bring it back the following week. Mielke stated he would like to bring it back next week as well. The Board agreed to bring back the item next week. Further discussion ensued about cigarette taxes. Madore proposed changes to the Cadillac tax letter. Stewart inquired about the staff responsible for the letter and the reasoning behind the context. Gassaway responded. Stewart spoke about the validity of the language. Mielke stated his proposed changes to the letter. McCauley confirmed in paragraph 3, they were striking line #1- #3 and the last sentence.

Draft Chelatchie Prairie Railroad funding commitment letter

McCauley provided an overview and spoke about a funding commitment. Madore inquired more about the road fund. Heath Henderson, Public Works Director responded. Further discussion ensued about grants / funding for the railroad. Horne spoke further about the road fund. Further discussion ensued about funding for the railroad. Axel Swanson, Senior Policy Analyst joined the discussion. Jeff Swanson, Economic Development Director, joined the discussion via telephone. Further discussion ensued about funding, the project, and the timeline of the request. Steve Horenstein, Attorney, joined the discussion. Further discussion ensued about the railroad. Madore stated he would like one of the Board members to make a motion for BOCC to make the following funding commitment up to \$100,000 with the understanding the County Manager could find up \$25,000 in savings.

ACTION: Moved by Stewart to **APPROVE** the following BOCC commitment: “Twenty percent (20%) matching funds and in-kind resources towards any award amount recommendation by WSDOT and subsequently approved by the Washington State Legislature, up to a total amount of \$194,000 in match funds and in-kind resources.” She stated she wants Clark County to have a cohesive package. Mielke stated his concerns with Stewart’s motion. *Motion died due to lack of second.*

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ACTION: Moved by Mielke to **APPROVE** the following BOCC commitment: “Twenty percent (20%) matching funds and in-kind resources towards any award amount recommendation by WSDOT and subsequently approved by the Washington State Legislature, up to a total amount of \$100,000 in match funds and in-kind resources with the understanding the County Manager could find up a portion in savings / revenue.” Madore seconded the motion. Councilors Madore, Stewart, and Mielke voted aye. Motion carried.

Issues regarding the legality of the 179th St. Developer’s Agreement

Madore provided an overview. Stewart inquired more on the intent of the request. Horne responded and provided an overview. Further discussion ensued. Horenstein joined the discussion. Further discussion ensued about developer agreements. Madore read from the 2012 staff report from Public Works. Further discussion ensued about discussions with various developers. Horenstein spoke further about the project / contract. Further discussion ensued. Horenstein stated he would follow up with Madore on a one on one.

Islands impacting commercial property

Horenstein updated the Board on the status on surrounding property owner’s access due to medians. Mielke spoke about the ordinance in regards to commercial zoning and passed out a handout regarding 40.350.030. Madore inquired more about urban arterials. Carolyn Heniges, Public Works, responded. Further discussion ensued. Horenstein inquired about the timeline. Henderson responded. Mielke spoke about the importance of following the ordinance. Horne spoke further about medians and interchanges. He spoke further about road standards / safety and grant funding. Further discussion ensued. Mielke stated he would like to direct staff to follow the ordinance at this time. Madore stated he wanted to support Mielke and support local businesses but stated he needed to have more conversations regarding the issue before moving forward. Stewart spoke about the code. Further discussion ensued. The item will be brought back next week.

Invitation to Liz Pike to present option for I5 Bridge Seismic Upgrade

Madore provided an overview and spoke about the request. Stewart inquired about the intent of presentation and inquired about previous studies. Mielke spoke further on the request. Further discussion ensued. The Board agreed on extending the invite to Liz Pike to present in a public forum.

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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