



Mielke seeks to recall majority of Clark County council

Boldt: Attack 'makes me kind of proud of what we've done'



http://16749-presscdn-0-94.pagely.netdna-cdn.com/wp-content/uploads/2016/06/767055_03-27_County_Council_11-1024x684.jpg

Clark County Council member Tom Mielke has filed a recall petition for councilmembers Jeanne Stewart and Julie Olson and council Chair Marc Boldt. (Amanda Cowan/Columbian files)

By **Katie Gillespie** (</author/katiegillespie>), Columbian County Government Reporter

Published: June 28, 2016, 11:23 AM

17

Document

Filing for the recall of Clark County Council Chair Marc Boldt (<http://16749-presscdn-0-94.pagely.netdna-cdn.com/wp-content/uploads/2016/06/Boldt-Recall-Letter.pdf>)

Clark County Councilor Tom Mielke has filed letters seeking to recall council Chair Marc Boldt and councilors Jeanne Stewart and Julie Olson. The letters make similar allegations. Here's a copy of the letter filed against Boldt.

In a parting shot just months before he is slated to retire, Clark County Councilor Tom Mielke filed three recall petitions against the majority voting bloc of the Clark County Council.



In three letters Mielke filed with the Clark County Elections Office on Tuesday morning, the Republican councilor repeats allegations that Council Chair Marc Boldt and Councilors Jeanne Stewart and Julie Olson "committed acts of malfeasance, misfeasance and violated (their) oath of office."

Mielke details concerns over the hiring of an investigator to look into allegations leveled against Republican Councilor David Madore, the council's decision to award the contract for legal



(<http://16749-presscdn-0-94.pagely.netdna->

[cdn.com/wp-content/uploads/2016/06/Boldt-Recall-Letter.pdf](http://16749-presscdn-0-94.pagely.netdna-cdn.com/wp-content/uploads/2016/06/Boldt-Recall-Letter.pdf))

[Download PDF \(http://16749-presscdn-0-94.pagely.netdna-](http://16749-presscdn-0-94.pagely.netdna-cdn.com/wp-content/uploads/2016/06/Boldt-Recall-Letter.pdf)

advertising to The Columbian, County Manager Mark McCauley's dissolution of the Environmental Services Department, and limited access to lawyers as examples of alleged wrongdoing

The 10-page letters, nearly identical for all three councilors, read like a summary of the ongoing political theater in Clark County since Olson, a Republican, and Boldt, no party preference, took office in January. They, along with Republican Stewart, have consistently voted in favor of a number of county policies this year, leaving Mielke and Madore on the losing end of a number of 3-2

votes

Boldt, when reached for comment Tuesday afternoon, said he was unconcerned about the complaint. In fact, he said "it makes me kind of proud of what we've done the last six months "

"Anyone can do (a recall petition)," Boldt said "I honor the process and whatever happens from that will happen "

Olson echoed Boldt, saying Mielke has a right to file a complaint, but called it "meritless and baseless "

"This is the depth they'll go to try to pressure and intimidate people that disagree with them," she said "In the long run, I'm going to continue to do the work "

Stewart could not immediately be reached for comment

Allegations made

In his letter, Mielke points out four examples he said will show wrongdoing by his fellow councilors. The allegations center around numerous occasions he alleged prove the three councilors colluded and violated the Open Public Meetings Act.

Mielke details, for example, Madore's allegations that Community Planning Director Oliver Orjiako and county legal staff lied about details of the Comprehensive Growth Management Plan update.

Mielke alleges that Olson, Boldt and Stewart met in secret to discuss granting a contract to Seattle attorney Rebecca Dean that turned "the investigation on its head" by instead investigating a whistleblower and harassment complaint Orjiako filed against Madore.

Such actions, Mielke wrote, would be a violation of the Open Public Meetings Act.

While it's true that McCauley did hire Dean at an hourly rate of \$240 an hour to investigate the allegations against Madore, her contract shows she is also tasked with investigating Madore's allegations against county staff. She is also investigating a third complaint by public employee guild AFSCME against Madore, which alleges his work on the Comprehensive Growth Management Plan Update should have been performed by workers represented by the union.

Furthermore, the Clark County Home Rule Charter gives all authority to sign and execute contracts to the county manager. Though the council has a policy that dictates contracts should be put online for councilors to review before they're signed, McCauley did not list the contract on the county's website, a move he defended due to the nature of the contract.

Mielke also claimed the other three councilors granted The Columbian a legal advertising contract as a reward for coverage critical of him and Madore.

"Councilor Boldt's, Stewart's and Olson's votes were not cast in favor of The Columbian because it was the better selection," Mielke wrote. "Rather, the three councilors supported the lucrative contract as a quid pro quo for unfavorable political coverage of their political adversaries, Councilor Madore and myself, and favorable coverage of themselves."

Mielke also accused the councilors of preventing Madore and Mielke from turning to the Clark County Prosecutor's Office for legal advice. The county's rules of procedure, adopted last month, require that requests for formal legal opinions be presented to the board in writing and approved by the county manager, board chair or a majority of the council.

"The section in the ordinance — and its application preventing access to legal counsel — is a violation of the rights of minority councilors," Mielke wrote.

Finally, Mielke accuses Boldt, Stewart and Olson of "(colluding) in secret in violation of the (Open Public Meetings Act)" in order to dissolve the Environmental Services Department Environmental Services Director Don Benton, who was controversially appointed to the position by Madore and Mielke, and three other employees in that department were laid off All other employees and duties of the department will be reassigned to other county offices

"The BOCC held no meetings and took no action with respect to the dissolution of the department," Mielke wrote

However, the county charter grants McCauley complete authority over the creation, dissolution and consolidation of county departments

Olson and Boldt denied the allegations of collusion and violations of the Open Public Meetings Act.

"Never happened," Olson said "Never"

Recall process

Recall efforts are a lengthy process in Washington The county prosecutor has 15 days after receiving a charge to write a ballot synopsis

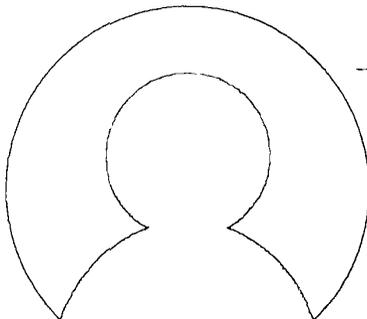
The charge and ballot synopsis are then sent along to Superior Court Within 15 days, a judge will consider whether the charges, if true, amount to misfeasance, malfeasance or a violation of the elected official's oath of office

Misfeasance means performing a duty in an improper manner Malfeasance is the commission of an unlawful act Violating the oath of office means neglecting or knowingly failed to perform their duties Any of the three or a combination could prompt a judge to find the petition valid

Those elected officials who are the subject of the recall may appeal the decision to the state Supreme Court If the case is upheld, the next stage is the petition process Petitioners would have to collect an number of signatures equal to 25 percent of the total number of votes cast in the last election for that office, according to state election laws

That means petitioners would need to collect 20,639 signatures for a recall of Boldt, 6,097 for a recall of Olson, and 29,901 for a recall of Stewart (Olson was elected by district, the other two were elected countywide)

A validated petition would trigger a special recall election



Katie Gillespie (/author/katiegillespie)

Columbian County Government Reporter

☎ 360-735-4517

👤 @newsladykatie (<https://twitter.com/newsladykatie>)

✉ [Send an Email \(mailto:kaktlin.gillespie@columbian.com\)](mailto:kaktlin.gillespie@columbian.com)

43 Comments

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Micki Mulder · Works at Retired

Meilke needs to shut up and soldier! Whining publicly because he didn't get his way sounds A LOT like the sophomoric nonsense he and Madore have been pulling for years. Poor babies....wah.

Reply · 4 · Jun 30, 2016 8:50am



Christian Berrigan · Works at Self-Employed

Just good solid reporting in this article. Much better than the last article i commented upon.

Amusing how it brings out so much left wing hatred in the comments.

Reply · 1 · Jun 29, 2016 2:37pm



John M. Kowalski · Camas, Washington

Any examples? I don't see any.

Reply · 3 · Jun 29, 2016 5:13pm



Tom Sharples · Vancouver, Washington

John M. Kowalski Of course you don't. And who was it, again, complaining about lack of self-awareness?

Reply · Jun 29, 2016 5:59pm



John Laird · Works at Retired Journalist

For Christian Spartacus Berrigan, "hatred" = "disagrees with me." Same as "low-information voters" = "informed differently than I am."

Reply · 5 · Jun 29, 2016 6:03pm



John M. Kowalski · Camas, Washington

Tom Sharples LOL. I don't hate the M&M clique. They need rehabilitation, and might benefit from reeducation through hard labor. But if I didn't care about their well being, I'd hardly be in favor of their rehabilitation would I?

Of course not.

Besides, (again your own lack of self awareness) you can't actually "hate" someone or their supporters when they offer such trollerific goodness.

Seriously, I don't hate them - or you. But let's face it: If people say or do ridiculous things, they are fodder for ridicule by definition. So it is with the M&M clique.

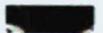
Reply · 4 · Jun 29, 2016 6:33pm · Edited



Sam Atkinson · Chambersburg Area Senior High School

John M. Kowalski ..You confuse the Haters with logic, now the haters will launch into .. "Exterminate ... Exterminate ... Exterminate ...". Mode. (Said the Doctor).

Reply · Jul 4, 2016 4:33pm



George Thomas



If the fallout from elections he doesn't like can bother him so much, imagine a nation full of Meilkes. Imagine the things they might do to those who disagree with them. Meilke and politicians like him on the right are a danger to our freedoms. Imagine all the Americans who have been disenfranchized in other states controlled by men and women like Meilke. Petty and nitpicking man.

Reply · 5 · Jun 29, 2016 9:48am



Sandy Edmonson · Mt. Tahoma High School

Right on, George. All one needs do is take a look at Kansas and Wisconsin to see the disasters these zealots create. And who pays for it in the end? The constituents/citizens. It is long past time for level heads and reasonable minds to prevail and power mongers to crawl back under their rocks.

Reply · 1 · Jun 30, 2016 7:25am



Marc Lein · Vancouver, Washington

I really enjoy watching all the Leftists, Statists, retired supposed former "journalists" and the like, grind their teeth (no offense to Mr. Boldt) about this. Please keep it up as it ever so entertaining.

Reply · 1 · Jun 29, 2016 7:30am



Kyle Greenwood

How do you feel about Mielke grinding his teeth about being in the minority?

Reply · 1 · Jun 29, 2016 8:22am



Marc Lein · Vancouver, Washington

Kyle Greenwood Good question....at least appears to have seen a dentist once or twice in his life.

Reply · 1 · Jun 29, 2016 8:26am



Kyle Greenwood

Marc Lein Ah, so no thoughts. Not a surprise I guess...

Reply · 2 · Jun 29, 2016 9:59am



Melanie Kenoyer · Vancouver, Washington

So you enjoy wasting money and time like every fiscally responsible Rightie?

Reply · 1 · Jun 29, 2016 11:06am



Marc Lein · Vancouver, Washington

Melanie Kenoyer Grrr Lefty's SO angry Grrr... Keep going I cant stop laughing at you guys

Reply · Jun 29, 2016 11:20am



Marc Lein · Vancouver, Washington

Kyle Greenwood No thoughts of mine are really worth sharing with the likes of you LOL

Reply · Jun 29, 2016 11:21am



Kyle Greenwood

Marc Lein "No thoughts of mine are really worth sharing..." Finally, something we can agree on!

Reply · 2 · Jun 29, 2016 11:35am



Marc Lein · Vancouver, Washington

Kyle Greenwood Congrats on your broken clock syndrome success

Reply · 1 · Jun 29, 2016 12:25pm



Linda Noble Tubbs · Vancouver, Washington

Ahhhh, Mr Lein, you forgot, Republicans and the majority of Clark County Citizens who voted for the charter, for Marc Boldt, for Jeanne Stewart, for Greg Kimsey, and for Julie Olson. You, sir are in the minority, and off base. You know how I can tell other than the voice of the people? You resort to name calling and belittling as your only response to the criticisms in this comment thread.

Reply · 1 · Jun 29, 2016 2:22pm



Marc Lein · Vancouver, Washington

Linda Noble Tubbs You are so smart and insightful, boy did you ever show me, I hope I'll be able to sleep soundly tonight. LOL....yes as a matter of fact I am still laughing (and not with you)

Reply · 1 · Jun 29, 2016 2:24pm



Linda Noble Tubbs · Vancouver, Washington

Marc Lein actually it's interesting you are laughing, 'cuz that's exactly what I've been doing ever since I heard of Mr Mielke (or whoever)'s recall petitions. Finally, the divide is bridged.

Reply · Jun 29, 2016 3:24pm



Marc Lein · Vancouver, Washington

Linda Noble Tubbs Awesome we can laugh together then...just not at the same thing ROFL

Reply · 1 · Jun 29, 2016 4:19pm



Stuart L. Riley · Vancouver, Washington

Mielke is a complete, utter failure at politics, so he resorts to acts of desperation in hopes of saving whatever legacy he thinks he has. He's a pitiful, sad, angry man who needs to move on with his life, and leave the rest of us alone in peace.

Reply · 3 · Jun 29, 2016 6:26am



Neil Pope

To all of you who say; "I can't wait for Madore to be gone in November, "I can't wait until he loses the election" or "It'll be great when he's gone" . . . He's not going to be gone.

His narcissism won't allow it.

He will continue to bankroll challenges to every move of the "new liberal majority". He will continue to prod and goad at every opportunity in effort to upset and confound anyone who dares have the temerity to question his ideals and his desire to mold Clark County in his own image.

He's not going to go anywhere. He has a vision, it's based in ego and self interest.

Losing an election will only free him from any bonds of legality as an elected official.

If you think he's a nightmare now, just wait until he dons the mantle of "Rightous Citizen"

Reply · 1 · Jun 29, 2016 9:00pm

Reply · 4 · Jun 28, 2016 9:20pm



John M. Kowalski · Camas, Washington

Let him don away. He will still be an #abjectfailure.

Reply · 1 · Jun 29, 2016 4:00am



Ed Rutledge · Salem, Oregon

Mr. Pope - you make a good point. I suggest you have the guts to move from Clark County so that you can join other refugees therefrom in slinging unoriginal pissy insults from afar and cackle in their super relief that they have left the Land of No Future. But, until then ...

... enjoy your commute!

Reply · Jun 29, 2016 6:08am



Neil Pope

Oh, Ed, it's true then . . . you really are just a shrill who only gabbles out the same thing over and over again.

Well, no bother.

Enjoy your cackles . . .

(Btw . . . I don't commute)

Reply · 1 · Jun 29, 2016 7:04am



Neil Pope

John,

I agree wholeheartedly but unfortunately, even winning against his abject failure can be expensive. It's costs the county money to react to antics and he seems willing to raise the bar far beyond that of your typical attendee with an ax to grind at the weekly council meeting.

Given the number of faithful who seem willing to throw themselves on their sword to execute his bidding, he might cost you and I some serious scratch in the coming years.

He's shown a real propensity for throwing good money after bad no matter the outcome.

Reply · 1 · Jun 29, 2016 7:15am



John M. Kowalski · Camas, Washington

Neil Pope I agree. I do hope sooner rather than later some legal sanctions are applied very strongly to him.

Reply · 3 · Jun 29, 2016 8:49am



Neil Pope

John, one can only hope.

Perhaps, one day he'll finally stick his foot so far in his mouth he'll have to pay to take it back out.

Reply · 1 · Jun 29, 2016 9:16am

**George Thomas**

I hope that all sensible and reasonable politicians are called "liberal". Liberals already are known for the best decisions throughout history, beginning with their opposition to monarchies and continuing with their drives to make sure no American is treated poorly because of his or her sexual orientations, religious beliefs or political persuasions, and specially for their historical support for union family wage jobs for all Americans. They make mistakes too, but historically "liberals" have always had freedom in mind, freedom from all sorts of tyranny. People who are constrained by liberal laws from writing prejudicial laws that suppress others will always be angry with liberal thinkers because their right to oppress others are being curtailed. And that can't be helped because anything that doesn't go my way "feels" oppressive. That's my evolved adaptations at work.

Reply · 2 · Jun 29, 2016 9:58am

**Neil Pope**

George, while I hear what you're saying, I don't divide my ideas and thinking along partisans ways. I don't credit liberals or conservatives with having the upper hand on making things "best" in any given situation.

I've found, in my 60 years, that humans (whatever color their sash is) are what come together to make things work. I prefer not to form my biases on ideological lines but on practical and pragmatic thinking that serves the best collective interest.

I'm a touch more fond of the color purple . . . You know, a mix of red and blue

Reply · 1 · Jun 29, 2016 9:00pm

**Pat Campbell** · Pacific Lutheran University

Tom definitely had help with this. Someone showed him where to sign his name.

The State of Washington has a very high bar for recalls due to some interesting history surrounding its founding. Governor Stevens wanted to insure he wouldn't get the boot as he was a known jerk and not just to the Indians.

Reply · 8 · Jun 28, 2016 9:02pm

**Sam Atkinson** · Chambersburg Area Senior High School

Benton's tantrum at the county....dirty hands...

Reply · Jun 29, 2016 11:09pm

**Pamela Gaylord** · Fort Vancouver High School

Had a stressful week-end, sure needed this comedy relief!

Reply · 8 · Jun 28, 2016 8:06pm

**John Laird** · Works at Retired Journalist

Two bits of evidence that Marionette Mielke did NOT write the petition: (1) It contains numerous multisyllabic words. (2) It contains 24 references to "Columbian," which poor Tom boasts he never reads.

Reply · 24 · Jun 28, 2016 6:27pm

**Stuart I. Dilav** · Vancouver, Washington



Stuart L. Riley · Vancouver, Washington

More evidence: He used the correct forms, and he brought them to the correct location.

Reply · 3 · Jun 29, 2016 6:29am



Terence Jeffries · Fort Vancouver High School Center for International Studies

Good Job Tom, keep mixing it up!

Reply · 2 · Jun 28, 2016 5:23pm



Thom Rasmussen · Salmon Creek, Washington

Thanks, I spell it "Thom"

Reply · 12 · Jun 28, 2016 5:37pm



Neil Pope

Thom . . . You win the Internet today

Reply · 3 · Jun 28, 2016 9:25pm



Ed Rutledge · Salem, Oregon

Anyone mature enough to be honestly engaged in making the region a better place for its citizens and business is reminded, once again, that Clark County is a center of toxic governance run by zealot absolutists wholly incapable of engendering trust or thought of "rescue." Clark County has evolved into a hellhole of pigpen politics without a future. Good luck folks. In the meantime ...

... enjoy your commute.

Reply · 7 · Jun 28, 2016 5:00pm



Chris Prothero · Vancouver, Washington

Not entirely true. There are 4 excellent solutions to our County political woes. Blom, Harris, Batman and McDaniel. Any combination would be key to obtained normalcy.

Reply · 4 · Jun 28, 2016 9:10pm



Neil Pope

Ed, how's that phrase go? " There's no worse zealot than a convert."

You didn't have the guts to stick it out and moved from Clark County but continue to sling unoriginal pissy insults from afar and cackle in your self-perceived superiority. You don't live here anymore but continue to participate in what appears to be a high level of unhealthy obsession with the doings of an area you claim to despise. That seems a tad unbalanced.

I'm thinking Madore isn't the only one who has trouble "letting it go".

Reply · 4 · Jun 28, 2016 9:39pm



Rich Rogers

Chris Prothero I think you meant Roman Battan not Batman!

Reply · 4 · Jun 29, 2016 8:32am



Neil Pope

Another poor soul falls victim to Facebook's misery of a comment section app. It doesn't like what

... you type . . . Refuses to let you have opportunity to correct it.

Either that, or Chris really did mean Batman

Given the surreal nature of the M&M existence, The Caped Crusader may just very well be a viable option!

Reply ·  3 · Jun 29, 2016 9:22am



Keri-Tracy Sprenger · Vancouver, Washington

Rich Rogers Hey, if Batman is on the ballot, I will vote for him!

Reply ·  3 · Jun 29, 2016 9:48am



Chris Prothero · Vancouver, Washington

Rich Rogers LOL...auto correct got me. Wait...have you ever seen Roman and Batman in the same place at the same time? Hmmm.....

Reply ·  4 · Jun 29, 2016 12:29pm



Neil Pope

Ok, Chris for the internet win!

"Note to self" watch Roman very, very carefully

Reply ·  2 · Jun 29, 2016 9:07pm



Neil Pope

Btw, having Batman as an autocorrect replacement . . . Priceless!

Reply ·  2 · Jun 29, 2016 9:08pm



Sam Atkinson · Chambersburg Area Senior High School

Ok, now tell us what you really think..

Reply · Jun 29, 2016 11:10pm



Melissa Lynch

I am at a loss for words. What a complete misuse of public resources. How much are these two, Madore and Mielke, going to "cost" the county in lost causes and pet projects. I CANT wait until November!!! No more Madore!

Reply ·  16 · Jun 28, 2016 4:34pm



Septimus Gavina · Portland, Oregon

Sad. Once the M&M's leave I ill have to resort to reading the funny pages again for laughs.

Reply ·  15 · Jun 28, 2016 4:15pm



Stuart L. Riley · Vancouver, Washington

I suspect we'll still be hearing from these guys, long after they're gone from the council. We also have Morgan, Berringan, and ClarkCounty.misinfo to keep us entertained.

Reply ·  6 · Jun 29, 2016 6:34am



Heath Coop · Editor-in-Chief / Reviewer at Pro-Clockers Hardware Reviews

It's a shame. Councillor Mielke has gone from a person that listened to his constituents and formed his own opinion, to a person that listens only to and shares only Councillor Madore opinion. We Clark County citizens deserve better than that. We deserve a Councillors who listen to their constituents and can make a decision for themselves.

Reply · 11 · Jun 28, 2016 4:12pm · Edited



Sam Atkinson · Chambersburg Area Senior High School

Lets recall Mielke and Madoro. It should be a great ticket for voters We can vote them out before they are voted in...think about it.

Reply · 7 · Jun 28, 2016 4:10pm



Michele Wollert

Who is the lawyer who penned this gem? Katie Gillespie, any clue? It is odd that the author is not named. Your transparent council minority at your service. We know Mielke is just lending his name to this document and effort.

Reply · 4 · Jun 28, 2016 4:06pm



Brittany Sund

I'm not so sure an attorney penned this.....

Reply · 3 · Jun 28, 2016 4:13pm



Linda Noble Tubbs · Vancouver, Washington

My guess is Don Railsback. An attorney would have advised not to do, and if he/she did do, would be charging an arm and a leg. Although when asked directly he denied, after being a hair coy.

Reply · 6 · Jun 28, 2016 5:18pm



Sean Emerson

Linda Noble Tubbs Nope. Wasn't Don, I know that for a fact. I know who the lawyer was, but I'm not at liberty to say. Don would have been more precise in specifically which laws were violated.

Reply · Jun 28, 2016 6:57pm



Fran Hammond · Vancouver, Washington

Sean Emerson - coming from someone that would likely preach all about "liberty", smh!

Reply · 2 · Jun 28, 2016 7:36pm



Chris Prothero · Vancouver, Washington

Sean Emerson So if a lawyer wrote this but isn't as smart as the King of Failed Recalls...that's saying something.

Reply · 5 · Jun 28, 2016 7:56pm



Linda Noble Tubbs · Vancouver, Washington

Sean Emerson-- thanks, assume all will be revealed in due time. Surprising that an attorney author would not wish credit. Mr Railsback seems to be taking a lot of pride in the end product, just saying.

Reply · 1 · Jun 28, 2016 8:28pm

**Don Joling**

Sean Emerson Hey Mielke (and/ or Madore, Berrigan, Emerson and "mystery lawyer"): Pro tip- if you want(ed) to be taken seriously for this recall petition, you should have, at the very least, had someone who's taken 'Writing 101' at the college level pen it for you. Did you guys even proofread that literary disaster? Footnote "2-for instant purposes..."? You probably meant "for all intents and purposes", but hey, it's just a legal brief, I'm sure the Judge will understand what you meant. Randomly dropping some Latin to make you sound "legal", actually makes you sound dumb: "Sua sponte" is almost always "...applied to actions by a judge taken without a prior motion or request from the parties." "Post hoc"- why not just say "....described after the event by...."? "Enquire"? We're Americans, use "inquire".

Have someone show you guys how to structure an argument in written form. The complaints against the Columbian are a rambling mess of run-on sentences that sound like they were written by a 6th grader who had his Xbox 360 taken away.

Do any of you know how to use MS Word? You know, so your paper has formal page breaks, your footnotes aren't in two different sized fonts.... that kind of thing? Maybe, since this is a legal brief, you could have consulted on how they should be laid out: Title Page, Index of Material, coherent arguments, an actual well thought out "Conclusion".

You're sending this mess to a Superior Court Judge. He's either going to laugh, or be pissed about wasting his time- probably both. Thanks for wasting ours.

Reply · Jul 4, 2016 11:12am

**Sam Atkinson** · Chambersburg Area Senior High School

The clown parade continues.

Reply · 👍 6 · Jun 28, 2016 3:49pm

**Carolyn Crain** · Western Business College, Portland, OR

There were options available for good leadership. Unfortunately they were not chosen by the two councilors who consequently found themselves relegated to a minority voice in the voting because of their own actions and choices. Choices like this one. This is truly sad.

Reply · 👍 14 · Jun 28, 2016 3:21pm

**Ed Rutledge** · Salem, Oregon

The "two councilors" to which you speak are Republicans. Of YOUR party. They are you. You are them.

Reply · 👍 2 · Jun 28, 2016 4:51pm

**Carolyn Crain** · Western Business College, Portland, OR

Ed Rutledge Sorry they are not me, I am me.

Reply · 👍 8 · Jun 28, 2016 4:58pm

**Ed Rutledge** · Salem, Oregon

Carolyn Crain This is the year when we see established Repubs try so hard to disassociate themselves from who they are. Cognitive dissonance on display here.

Reply · 👍 2 · Jun 28, 2016 5:35pm

**Carolyn Crain** · Western Business College, Portland, OR



Carolyn Crain · Western Business College, Portland, OR

Ed Ruttledge I have successfully been me for 57 years now. I am not another label. I am me, Carolyn Crain. The far right of right members choose to call me "mainstream, rino, establishment, liberal" and you are attempting to do the same. Just because the Democrats are seeing division and the Republicans are seeing division does not mean that I am not me or that you have a right to label me as something. I am still me still standing here where I have always stood. We should have coffee and discuss this in person soon!

Reply · 3 · Jun 28, 2016 6:07pm



Thom Rasmussen · Salmon Creek, Washington

Ed Ruttledge maybe I can help here. David Madore and Tom Meilke, along with some others in the area, like (not really a) Christian Berrigan are Republi-can'ts. Carolyn Crain, whom I've met and had a few conversations with is a Republi-can. She's really a nice lady and actually wants to work with others to make things better.

Reply · 5 · Jun 28, 2016 6:24pm



Ed Ruttledge · Salem, Oregon

Thom Rasmussen : I appreciate your perspective. But, I got great advice from my mother who said, "You are who your freinds are." Ms. Crain's political friends are the CCGOP (which is now the CC Trump Party). She may be a "nice lady" and all, but she chooses to sit with wackos on the other side of the Group W bench.

Reply · 2 · Jun 28, 2016 7:05pm



Gary Hollmer · Works at MTRWestern

Carolyn Crain and me is who? Seriously

Reply · Jun 28, 2016 7:14pm



Carolyn Crain · Western Business College, Portland, OR

Ed Ruttledge really? I guess you aren't in the loop! The CCGOP?

Reply · Jun 28, 2016 7:19pm



Ed Ruttledge · Salem, Oregon

Carolyn Crain : I mean you are a Republican (Trump Pary) right? And, you live in Clark County right? Put those together and one gets Clark County GOP (now the Clark County Trump Party).

But, I understand observable phenomena and common sense logic are not valued in the Trump Party.

Reply · Jun 28, 2016 7:56pm · Edited



Carolyn Crain · Western Business College, Portland, OR

Ed Ruttledge Silly statement... I was in this party long before The Donald or most of those currently in leadership in the CCGOP. That being said every so often populist cycles occur. We are seeing that era in both parties here and now. You have yourself a good night.

Reply · 2 · Jun 28, 2016 8:12pm



Chris Prothero · Vancouver, Washington

Ed Ruttledge I feel the need to speak up here. There fools causing problems are NOT

Republicans. They've hijacked that title in order to obtain resources and party name recognition. They represent some bastardized love child between Libertarian and Tea Party. It's sad when Dems have to defend Reps.

Reply ·  9 · Jun 28, 2016 9:15pm



Betty Sue Morris · Vancouver, Washington

Carolyn Crain And that's the wonderful part about you: you are always you!!

Reply ·  1 · Jun 30, 2016 2:31pm



Betty Sue Morris · Vancouver, Washington

Ed Rutledge I'm going to jump in here because I've known Carolyn Crain for decades. We've disagreed on policy more often than not but she is one of the most informed constituents I've ever had. And also one of the Republicans who is willing to find a common answer. She is not a Trump supporter or a dyed in the wool conservative. She is a bright woman who does her homework and whom I respect a great deal! She is a Republican and there is nothing wrong with that!

Reply ·  2 · Jun 30, 2016 4:27pm



Scott W Miller · Vancouver, Washington

Carolyn didn't you read the signs? "Don't feed the Trolls"

Reply · Jun 30, 2016 6:47pm



Melanie Kenoyer · Vancouver, Washington

But they would not be guilty of malfeasance if they had just voted like Madore did and you follow since you are joined to Madore's hip.

Reply ·  16 · Jun 28, 2016 3:11pm



Sean Emerson

They would not be guilty of malfeasance if they had not violated the Open and Public Meeting act on multiple occasions, if they had not used taxpayer money to initiate a witch hunt against a fellow Councilor, if they had actually followed the guidelines of the RCW instead of choosing a more expensive paper with lower circulation as the paper of record, and if they had not illegally passed rules that bar fellow councilors from seeking legal opinions from the County prosecutor.

It has nothing to do with ideology. It has everything to do with the lengths to which these goons will go to push their ideology and silence the objects of the minority.

Reply ·  2 · Jun 28, 2016 7:09pm



John M. Kowalski · Camas, Washington

Sean Emerson There's no evidence of anything you're saying. There's no evidence of a witch hunt against Madore instead, there's evidence - AMPLE evidence - that he defamed and libelled county employees.

And the "paper of record" thing? Again, you know that's false if you have half a brain, which, I admit, I'm giving Madore supporters the benefit of the doubt on that one.

Madore and his supporters have no decency, no benevolence, and are fundamentally dishonest. I've seen Madore lie in real time.

Even this thing with Mielke is a lie, face it; it's the product of collusion between Mielke and Madore, just as they colluded before 2016. Even when you write "It has everything to do with the lengths to which these goons will go to push their ideology and silence the objections of the minority," that's not true too - it's projection on your part.

The fact is, Madore, Mielke and their ilk fundamentally lack benevolence - they do not treat others as they wish to be treated, regardless of who they are. Such people do not belong in a position of public trust, and they certainly don't belong in any kind of political office.

Agree?

Reply ·  3 · Jun 29, 2016 4:10am · Edited



Thom Rasmussen · Salmon Creek, Washington

First off, Tom meilke isn't smart enough to pull this kind of a scam. Secondly, the only end game here is to get Madore the Chair job because he's going to lose his next election. Third, the three should file a countersuit against Meilke and by extension Madore for all costs related to their defense and for defamation. It's Madore's hail Mary play, Meilke is a pawn in the whole thing.

Reply ·  29 · Jun 28, 2016 3:10pm



Chris Prothero · Vancouver, Washington

So let me get this straight. A laughable petition was delivered to the department of the man (Greg Kimsey) recently ridiculed by the Madore Mafia as corrupt, that will send the petition to the PA's office who the Madore Mafia has accused of wrong doing repeatedly, who will then send it to an "idiot" judge for judicial review? Oh, yes...this will work out well for them.

Reply ·  29 · Jun 28, 2016 3:10pm



Fran Hammond · Vancouver, Washington

ROFL! You got it!!

Reply ·  5 · Jun 28, 2016 4:04pm



Gary Hollmer · Works at MTRWestern

You may be surprised.

Reply · Jun 28, 2016 7:15pm



Steve Lappier · Ridgefield High School

Gary Hollmer - waste of time and money. Judges deal with facts, not Toms "feelings." If it even gets that far.

Reply ·  4 · Jun 28, 2016 8:48pm



Patty Green Carroll · VP, People Analytics at Centrixity

The sad thing to me is the wasted money this will cost the county that could have been used for something more productive.

Reply ·  17 · Jun 28, 2016 2:59pm · Edited



Sean Emerson

Yes, it is very sad. I would have been better for all involved if the Council Majority had stayed

inside the law and done all of its business in the full light of the public eye.

Reply ·  2 · Jun 28, 2016 7:13pm



John M. Kowalski · Camas, Washington

Sean Emerson The majority DID stay inside the law. It's your team you should be worried about.

Reply ·  2 · Jun 29, 2016 8:50am



Sandy Edmonson · Mt. Tahoma High School

Sean Emerson Delusional much??

Reply ·  2 · Jun 29, 2016 9:05am



Thom Rasmussen · Salmon Creek, Washington

Sean Emerson you mean like Madore did with Melke when he was in charge? Going behind everyone's back (Jeannie Stewart) and coming up with stupid proposals that he and Melke steamrolled past Jeannie without a thought? You know, crap like IGWT! GET THAT OFF MY WALL!

Reply ·  3 · Jun 29, 2016 10:34am



Christian Bullock · Vancouver, Washington

Really? Tarnishing his political legac- well. Really?

Reply ·  6 · Jun 28, 2016 1:56pm



Jim Luce · University of Oregon Law

Legacy? Tarnish?

Reply ·  7 · Jun 28, 2016 2:56pm



Marty Porter · Senior Consultant at Windstream Holdings

Signing your name to a letter with that much that much conjecture pretty much sums up Mielke.

Just more wasted time (money) for the county thanks to Dumb and Dumber.

Reply ·  15 · Jun 28, 2016 1:55pm



Thom Rasmussen · Salmon Creek, Washington

Signing your name to a letter you didn't write constitutes perjury.

Reply ·  8 · Jun 28, 2016 4:19pm · Edited



Sam Atkinson · Chambersburg Area Senior High School

Mielke the Bobble head "Mr, Yes master" would have needed help signing his own name...no less a legal paper.

Reply ·  2 · Jun 28, 2016 3:53pm



John M. Kowalski · Camas, Washington

Thom Rasmussen Not true in general. The content has to be sworn to, not the authorship of the document.

Reply ·  2 · Jun 28, 2016 4:38pm · Edited



Tom Sharples · Vancouver, Washington

Thom Rasmussen "Signing your name to a letter you didn't write constitutes perjury."

Do you even have a clue, what you're talking about? Perjury is testifying under oath to a known falsehood. Who wrote the letter is entirely irrelevant.

Reply · 1 · Jun 28, 2016 10:18pm



Thom Rasmussen · Salmon Creek, Washington

Tom Sharples , "To "perjure" yourself is to knowingly make false or misleading statements under oath or to sign a legal document you know to be false or misleading."

Do YOU even have a clue what YOU are talking about?

<http://criminal.findlaw.com/criminal-charges/perjury.html>

Reply · Jun 29, 2016 7:40am · Edited



Tom Sharples · Vancouver, Washington

Thom Rasmussen so, please indicate where, in that link you posted, it states that signing a document you didn't write is perjury.

Reply · Jun 29, 2016 1:20pm



David Reed

What a pathetic way to go out, Mr. Mielke. A few months after you retire, it's likely no one will even remember you were there. How's that for a legacy?

Reply · 15 · Jun 28, 2016 1:49pm



Fran Hammond · Vancouver, Washington

Those that will remember will be thankful for the departure!!!

Reply · 7 · Jun 28, 2016 3:07pm



Sam Atkinson · Chambersburg Area Senior High School

Bollt was elected because he had the respect of the County Citizens. Mielke and Maorod will end up with the Joke book of Political Republican clowns, crooks, cross dressers and coke heads.

Reply · 5 · Jun 28, 2016 3:55pm



Robert Ives · Vancouver, Washington

what a creep. This recall boondoggle is a first class, star spangled example of "misfeasance". When this falls at Madore's feet I hope it convinces his district that his shelf life as a county official has long passed. I eagerly await the determination of who really authored the letter in question , and an estimate of how much this fiasco will cost the county.

Reply · 19 · Jun 28, 2016 4:12pm · Edited



Noland Hoshino · Partner and Director of Creative and Digital Marketing at High Five Media

I'm going to miss the M&M boys. They gave us laughter with their fictitious claims. They gave us heartaches for spending thousands of dollars validating their ridiculous claims. They gave us sadness for ever thinking they would listen to the people of Clark County. Enjoy your retirement. #BuhBye

Reply · 18 · Jun 28, 2016 4:37pm · Edited



Lou Brancaccio · Editor in Chief at The Columbian

And since this was mentioned in the recall petition, they also gave us (warning, blatant advertising promotion coming) ... <http://www.columbian.com/dont-do-stupid-stuff-mugs/>

Reply · 15 · Jun 28, 2016 1:54pm



Noland Hoshino · Partner and Director of Creative and Digital Marketing at High Five Media

Lou Brancaccio YAS! Best one yet! #DDSSmugs

Reply · 4 · Jun 28, 2016 2:08pm



Robert Ives · Vancouver, Washington

Lou Brancaccio : I had a nice chuckle at the extensive portion of the letter that minutely describes the mugs and goes on about how you show up at council hearings with a mug in hand. If anything gives away who is really behind this it is the three pages of whining that only mentions Mr. Madore v The Columbian. I need to hustle down and get a couple mugs now that they are exhibits in the Great Recall Fiasco.

Reply · 14 · Jun 28, 2016 2:13pm



Douglas Green · Publisher at Telecom Reseller Inc

Lou Brancaccio I hope you explore more than just the the folly of stupid stuff. the wider and needed discussion is - why is stupidity attractive, sometimes for many, always for some? Stupidity is not ignorance or incompetence, Those are different diseases that plague both government and business. Stupidity occurs when policy is made in spite of available advise, in the face of easily available facts, in spite of clear self interest and when there were many better options available. But high and low, politics is a magnet for a certain kind of self destructive behavior, where the protagonist leaps headlong into making just the dumbest move possible, and typically in a theatrical manner. The other question is this: why is stupidity in public office rewarded by voters, at least for a while? Everyone you're reporting on got into office somehow.

Reply · 1 · Jun 29, 2016 7:25am



Thom Rasmussen · Salmon Creek, Washington

Lou Brancaccio hey! Didn't they used to be \$10? WTH?

Reply · 1 · Jun 29, 2016 10:36am



Melanie Kenoyer · Vancouver, Washington

Thom Rasmussen yes they did. But more in demand now and demand raises prices.

Reply · Jun 29, 2016 5:16pm



Ernie Hook · Works at Retired

Is there no end to this nitwit stupidity? How much more revenue funds will be wasted on this brain fart?

Reply · 10 · Jun 28, 2016 1:31pm



Heath Coop · Editor-in-Chief / Reviewer at Pro-Clockers Hardware Reviews

Boldt's name appears 42 times in the complaint.
Madore's name appears 72 times in the complaint.
Mielke's name appears 1 time in the complaint, at the end.

I think that says quite a bit right there.

Reply ·  21 · Jun 28, 2016 1:29pm



Linda Noble Tubbs · Vancouver, Washington

That's amazing.

Reply · Jun 28, 2016 11:20pm



Aleta Beck · Battle Ground, Washington

OMG! I think everyone in M&M Kindergarten needs a time out!

Reply ·  14 · Jun 28, 2016 1:20pm



Chris Strizver

rofl

Reply ·  7 · Jun 28, 2016 1:05pm



Maxine Davison · Content Coordinator at Clark County Live!

I think there should be a petition to recall him and Madore.

Reply ·  13 · Jun 28, 2016 1:05pm



Robert Ives · Vancouver, Washington

Well, the clock is running on Mr. Mielke's last months before retirement and an election featuring Mr. Madore is in August. Dump him in the primary. Everybody Go Vote.

Reply ·  13 · Jun 28, 2016 2:17pm



Terry Whipps Conner · Owner at Owner of Fishers Landing Hypnotherapy

Hilarious. Sorry, but it really is.

Reply ·  12 · Jun 28, 2016 12:44pm



Tom Gibson · Owner at Senior Market Services LLC

Since Marc Boldt was elected as a Republican Party Precinct Committee Officer and still held that office when he ran for his Councilor's seat I have to wonder why this horrible newspaper keeps saying that he ran as something else without really explaining why that was so disingenuous. Maybe because this isn't really a newspaper, just the advertising arm for Scott Campell enterprises, especially his real estate investment interests?

Reply ·  3 · Jun 28, 2016 2:17pm · Edited



The Columbian

Marc Boldt ran for council chair with no party preference. While he has a long history with the Clark County Republican Party, Boldt did not run as a Republican, hence the phrase "Boldt, who was elected chair with no party preference." -- Amy Libby, Columbian Copy Desk

Reply ·  16 · Jun 28, 2016 12:56pm



Katie Gillespie · County Government Reporter at The Columbian

Because he did, Tom.

Reply ·  13 · Jun 28, 2016 1:02pm



Tom Gibson · Owner at Senior Market Services LLC



Tom Gibson · Owner at Senior Market Services LLC

The Columbian so if he is an elected Republican party official that didn't resign his seat there is no pushback on what he is running as. That is some pretty clever wordsmithing there. It isn't the truth, but clever.

Reply · 3 · Jun 28, 2016 1:08pm



The Columbian

Tom Gibson Are you disputing that Boldt ran with no party preference or do you think The Columbian should be the one declare Boldt a Republican? In stories at the time, we did report his status as a PCO but that doesn't change the fact that he filed with the elections office to run with no party preference.

Reply · 7 · Jun 28, 2016 1:14pm



Tom Gibson · Owner at Senior Market Services LLC

Katie Gillespie did you ever report that he was an elected party official when he ran for the Council or did you just leave that out every time the subject came up? There seems to be a pattern of reporting things that simply aren't true because it helps a certain narrative, like the real estate interests that Scott Campbell and his investor friends are so desperate to jump start at every one else's expense.

Reply · 1 · Jun 28, 2016 2:16pm



Tom Gibson · Owner at Senior Market Services LLC

The Columbian I think you should tell the truth, the whole truth and nothing but the truth no matter how complicated it is. If you are only going to publish stories that are simple and easy to understand then sell yourself to Fox "News" since you belong in the same category of horrible reporting.

Reply · Jun 28, 2016 3:01pm



The Columbian

Tom Gibson For the record, yes, our stories about the last election regarding the council race included the information that Boldt was a PCO or that he had previously been elected as a GOP commissioner to the county. As far as the truth, it IS the truth that this time he was elected with no party preference. It's not The Columbian's responsibility to assign a party to an elected official.

Reply · 6 · Jun 28, 2016 3:09pm



The Columbian

Tom Gibson If you want to discuss the matter further, you can email me personally at amy.libby@columbian.com.

Reply · Jun 28, 2016 3:14pm



Thom Rasmussen · Salmon Creek, Washington

Tom Gibson geeze Tom. There you go again. Asked and answered. Even though he was a Republican PCO, he ran as a NO PARTY candidate. If you would have read your ballot, you would have seen that. Give it a rest.

Reply · 7 · Jun 28, 2016 3:18pm



Jerry Jeffrey · Clark College

 <http://www.columbian.com/.../boldt-run-county-seat.../>

Reply ·  1 · Jun 28, 2016 4:00pm



Tom Gibson · Owner at Senior Market Services LLC

Thanks Jerry Jeffrey. That's exactly what I am talking about. The article conveniently leaves out that Boldt remained a Republican Party elected official and helped him pander to the public by creating a simplified narrative that was never corrected or updated. This isn't a newspaper. It's a circus that sells advertising.

Reply ·  1 · Jun 28, 2016 4:03pm



Thom Rasmussen · Salmon Creek, Washington

Tom Gibson maybe you should join Lew Waters and Madore on the hate train.

Reply ·  4 · Jun 28, 2016 4:22pm



Stuart L. Riley · Vancouver, Washington

Our long march to full-on weirdness continues. Where will it end? Who the hell knows!

Reply ·  7 · Jun 28, 2016 12:42pm



Fran Hammond · Vancouver, Washington

Hopefully, Jan. 1, 2017! No more Mielke, No more Madore and NO Quiring!!!

Reply ·  11 · Jun 28, 2016 12:52pm



Chris Prothero · Vancouver, Washington

Fran Hammond You mean August 2nd, right?

Reply ·  6 · Jun 28, 2016 3:03pm



Fran Hammond · Vancouver, Washington

Chris Prothero - I was thinking that Jan. 1st would be when the new Council members are seated... don't these 5 current ones serve until then?

Reply ·  2 · Jun 28, 2016 7:43pm



Gil Kendall · Fleet Service Clerk at American Airlines Retired

M&M boys gotta go. It's embarrassing having them representing us.

Reply ·  11 · Jun 28, 2016 12:31pm



Michele Wollert

Poor strategy to launch this frivolous campaign before a critical election. Their resources will be depleted for naught, as it is so legally onerous to accomplish a recall. I know "they" believe it will be good publicity for "their" side, but..... The opponents of Madore and Quiring just received a big gift.

Reply ·  18 · Jun 28, 2016 12:30pm · Edited



Tom Thurman · Spigot for politicians spending programs at Oppressed Tax Payer

Tom's Pro Tip: This will be a #SpectacularFailure. As a guy who was the subject of a recall that spectacularly failed a zillion years ago, I can assure you this is Sour Grapes from the minority, which could have been prevented but egos/power would not allow it at the time,

Reply ·  11 · Jun 28, 2016 12:20pm



Tom Sharples · Vancouver, Washington

" I can assure you this is Sour Grapes from the minority, which could have been prevented but egos/power would not allow it at the time,"

You mean, very much like the Petty Revenge from the majority since assuming office. That could have been prevented, too.

<http://clarkcounty.info/formal-action-to-recall.../>

Reply · 1 · Jun 28, 2016 2:35pm · Edited



John M. Kowalski · Camas, Washington

Tom Sharples No self-awareness. Nope.

Reply · 2 · Jun 28, 2016 2:40pm



Tom Thurman · Spigot for politicians spending programs at Oppressed Tax Payer

Tom Sharples yeah, it's too bad the minority couldn't decide who wanted to be chair....epic strategic blunder. I'm all for putting the recall to a vote, it will be about as successful as Custer vs. Sitting Bull. Titanic v. Iceberg or Hindenberg v. Spark. The official over/under on a County Wide Recall Vote would be "Recall 32%" If there has been malfeasance then folks will go to jail, but it's a lot tougher to prove actual malfeasance than it is to throw the word about.

Reply · 8 · Jun 28, 2016 2:40pm



Chris Prothero · Vancouver, Washington

Tom Sharples By "petty revenge", you mean "fixing M&M's self serving mistakes", right?

Reply · 6 · Jun 28, 2016 3:05pm



John M. Kowalski · Camas, Washington

Chris Prothero The sense of entitlement behind Mr. Sharples' remark is breathtaking.

To wit:

In November and December, when it was clear that smallpox had more of a mandate in Clark County than the M&M clique, in an act of petty spite M&M passed a slew of resolutions that were wildly upopular, incoherent rantings or both.

The majority elected were just cleaning out the stables.

While M&M were within their prerogatives to pass useless and incoherent "proclamations" and codes, they knew that smallpox was more popular than they were.

The idea that that garbage should be allowed to stand after the election shows the ludicrous sense of entitlement these rightists have. They hate us for our freedom.

Reply · 3 · Jun 28, 2016 4:55pm · Edited



Tom Sharples · Vancouver, Washington

John M. Kowalski so let me get this straight: you're saying that ALL of the actions taken by the previous board in the last few months were garbage? Even the one regarding the Third Bridge that

separately received a majority of the vote by the citizens at large? Or the one that proffered at least a tip of a hat to the rights of rural property owners?

And you're just fine with the fact that, with the exception of those initial votes to "get even" with the previous majority, hardly anything has been accomplished in all the months that followed? Now that is an example of breathtaking arrogance.

Reply · Jun 28, 2016 10:20pm · Edited



Tom Sharples · Vancouver, Washington

John M. Kowalski "Tom Sharples No self-awareness. Nope."

John, of all the regular posters out here, it's really quite ironic that you, in particular, would make that comment. Given your well-established history of showing virtually none of that particular characteristic yourself. SMH

Reply · Jun 28, 2016 10:32pm



John M. Kowalski · Camas, Washington

Tom Sharples

"ALL of the actions taken by the previous board in the last few months were garbage? "

"Even the one regarding the Third Bridge that separately received a majority of the vote by the citizens at large?"

That's a red herring. Because...

"Or the one that proffered at least a tip of a hat to the rights of rural property owners? "

"Rural property owners" are by no means a monolithic group, and the ones who want to be welfare queens with infrastructure paid for by non-rural property owners - the supporters of Madore - don't give a fig about the rights of the citizens of Portland OR, who rightly wish to exercise their rights to regulate traffic flow into Portland.

Again, no self awareness on your part. Just entitlement.

Reply · 2 · Jun 29, 2016 4:16am



Tom Sharples · Vancouver, Washington

John M. Kowalski "don't give a fig about the rights of the citizens of Portland OR, who rightly wish to exercise their rights to regulate traffic flow into Portland. "

Umm...John...we live - and vote- in Washington State. Portland can take care of itself.

And when was the last time Portland "gave a fig" for the plight of WA state commuters (who Portland-based corporations hired from a pool of applicants that undoubtedly included potential workers from both states)? Or for that matter for the tens of thousands of WA State customers who patronize Portland-based businesses?

Reply · Jun 29, 2016 12:51pm · Edited



John M. Kowalski · Camas, Washington

Tom Sharples "And when was the last time Portland "gave a fig" for the plight of WA state commuters (who Portland-based corporations hired from a pool of applicants that undoubtedly included potential workers from both states)?"

When they insisted on light rail for the CRC. As they say, "Duh."

Reply · 2 · Jun 29, 2016 1:15pm



Kyle Greenwood

Well, fireworks are allowed in the County starting today. It would appear Mielke is taking that to heart...

Reply · 7 · Jun 28, 2016 12:11pm



Yvonne Brown McKim · Full Charge Bookkeeper at Furuno USA

You can sell them, but not use them if you are south of 219th Street.

<https://www.clark.wa.gov/community-development/fireworks>

Reply · 1 · Jun 28, 2016 12:17pm



Fran Hammond · Vancouver, Washington

Yvonne Brown McKim - But, in reality they will use them anyway! Who cares about rules? Certainly not Mielke or Madore! They refuse to recognize provisions that we voted for in the Charter!

Reply · 6 · Jun 28, 2016 1:05pm · Edited



Tom Sharples · Vancouver, Washington

Fran Hammond and, it seems, the new majority don't care much for the laws of Washington State.

<http://clarkcounty.info/formal-action-to-recall.../>

Reply · Jun 28, 2016 2:37pm



John M. Kowalski · Camas, Washington

Tom Sharples Read the complaint. There ain't gonna be a recall.

Reply · 3 · Jun 28, 2016 2:41pm



Betty Sue Morris · Vancouver, Washington

Tom Sharples WHICH laws have they broken? I followed the link to the story and quite frankly, all I found is that the new majority did things differently and adopted policies and approaches that the minority didn't like. That is not breaking the law!

Reply · 8 · Jun 28, 2016 4:47pm



Steve Lappier · Ridgefield High School

Betty Sue Morris -- Tom likes the free advertising he's getting here. Who authors the articles you link to Tom. They don't seem to have any courage of using their own names.

Reply · 3 · Jun 28, 2016 9:04pm



Fran Hammond · Vancouver, Washington

Steve Lappier - there are other words for "courage" that come to mind...

Reply · 3 · Jun 28, 2016 9:07pm



John M. Kowalski · Camas, Washington

Betty Sue Morris "Which laws have they broken? "

They made Lou Brancaccio bring a mug and a tie into County Council meetings! Didn't you read the "complaint?"

Reply · 4 · Jun 29, 2016 4:18am



Tom Sharples · Vancouver, Washington

Betty Sue Morris the article clearly lays out precisely which RCWs were allegedly broken, including RCW 42.30.010 (OMPA) and RCW 36.27.020(2). I guess you didn't read it after all.

Reply · 1 · Jun 29, 2016 12:57pm



John M. Kowalski · Camas, Washington

Tom Sharples It could say that the majority council members had sexual congress with amphibians but that doesn't constitute any kind of "evidence" of anything. That's the case of that document. It has lots of assertions, but is remarkably uncontaminated by verifiable information in support of its accusations.

That's why that document will be laughed out of court.

Reply · 2 · Jun 29, 2016 5:28pm



Betty Sue Morris · Vancouver, Washington

Tom Sharples No - I did read the entire story. It cites rcw 36.27.020(2) but that statute requires the PA to give legal council to "the legislative authority," not so individual councilors. And the suggestion that the OPA was ignored itself ignores the new Charter which gives complete authority for staff organization, hiring and firing to the County Administrator. That authority no longer belongs to the council as it used to. Perhaps instead of me not reading, the case is that Councilor Mielke still have never read the Charter? He's never been a good reader, you know.

Reply · 2 · Jun 30, 2016 1:40pm



Betty Sue Morris · Vancouver, Washington

Tom Sharples Plus, it has long been the practise (since the mid 90s) that individual councilors did not approach staff (or other electeds) for information or to do a project unless the majority of the Council (or Commission) agreed to it. Both Councilor's Madore and Mielke are and have been fully aware of that.

Reply · 1 · Jun 30, 2016 2:36pm



Fran Hammond · Vancouver, Washington

Oh Good Grief! This nonsense cannot stop soon enough! I'm old and don't normally like to see time rushing by, but hurry up, November!!! (Actually January before he and his sidekick disappear, we pray!)

Reply · 13 · Jun 28, 2016 11:47am



John M. Kowalski · Camas, Washington

It will be laughed out of court.

Reply · 16 · Jun 28, 2016 11:46am

**Bill Schmidt** · Washington State University

Madore's lapdog did his faithful duty for Madore again. Good boy! Here's a ball, fetch!

Reply · 23 · Jun 28, 2016 11:45am

**Bruce Perkins**

I sure hope Tom Mielke isn't getting his legal advice from Don Railsback!

Reply · 12 · Jun 28, 2016 11:28am

**Loren Lee**

Mielke was simply the water boy for Madore again. His primary involvement was to hand deliver the letter to the Auditor's office from Madore's attorney after a careful study of google maps.

Reply · 19 · Jun 28, 2016 11:36am

**Bruce Perkins**

Loren Lee Ha Ha- If that's the case, Madore should expect the unexpected. I wouldn't want all of my eggs in Mielke's basket! He seems to have a "way" with words.

Reply · 6 · Jun 28, 2016 11:40am

**Mine Smith** · Rocky Mountain College

Loren Lee Maybe. Mielke: "I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and that I have sufficient knowledge of the alleged facts upon which the stated grounds for recall are based."

Reply · 4 · Jun 28, 2016 11:50am

**Loren Lee**

Mine Smith . . .perhaps now we will finally get see all those texts, emails and voicemails that Madore and Mielke have refused to turn over and/or deleted about everyone being mean to them.

Reply · 9 · Jun 28, 2016 12:57pm · Edited

**Kirk VanGelder** · Textbook Author at Jones & Bartlett Learning

Loren Lee - I like the way you lefty's state as facts your opinions....Otherwise show us the proof to back up YOUR "fact"....

Reply · Jun 28, 2016 1:47pm

**John M. Kowalski** · Camas, Washington

Kirk VanGelder Go ahead litigate it. (It will have to go to a court hearing.)

Make my day.

Reply · 7 · Jun 28, 2016 2:43pm

**Thom Rasmussen** · Salmon Creek, Washington

Mine Smith if Mielke has to sign that, he better ask Madore if he actually has that knowledge before he signs. That could be perjury.

Reply · 4 · Jun 28, 2016 3:26pm

**Chris Prothero** · Vancouver, Washington



Kirk VanGelder When you refuse to sign an affidavit stating that you've completed a task in good faith and to the best of your legal ability...it says, clearly, you have not complied and you know it. Come back with the signed affidavit and we'll rehash this topic.

Reply · 2 · Jun 28, 2016 4:39pm



Loren Lee

Chris Prothero . . .and there will be a real cold day in hell before that happens.

Reply · 1 · Jun 28, 2016 4:44pm



Kevin Healy

Kirk VanGelder

"Lefty's:" Possessive, as in "Lefty's opinion of Mielke is that he's incompetent."

"Lefties:" Plural, as in "The lefties laughed at Mielke's incompetence."

Reply · 4 · Jun 28, 2016 5:56pm



Loren Lee

Kevin Healy . . .thanks for correcting Kirk's grammar fauz pas. I was prepared to leave him hanging since he is some textbook author of note:-)

Reply · 4 · Jun 28, 2016 7:17pm

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Greg Kimsey, Auditor
1300 Franklin St., #575
Vancouver, WA 98660

June 28, 2016

Via: Hand Delivery

Re: Filing of Statement of Charges in favor of the recall of Clark County Council Chair Marc Boldt

Dear Mr. Kimsey:

This letter shall constitute the Statement of Charges in support of the recall of Clark County Council Chair Marc Boldt pursuant to the Washington Constitution, Article 1, Sections 33 and 34 and RCW 29A.56.110. Councilor Boldt has committed acts of malfeasance, misfeasance and has violated his oath of office while serving as a Councilor on Clark County's Board of County Councilors.

This Statement of Charges is verified under oath, states the acts complained of, and provides facts supporting the acts and is signed by the person making the charge. The undersigned is a legal voter residing in Clark County, Washington

I. Background

In November, 2014, voters in Clark County voted to increase the number of the Clark County Board of County Councilors ("BOCC") from three to five members. Marc Boldt was elected to one of the new positions as council chair and took office on January 1, 2016. The other new position was filled by Julie Olson. Councilors Jeanne Stewart and David Madore continued serving as Councilors along with the undersigned

Upon election, Councilors take the oath of office. The oath for Mr. Boldt was as follows:

I, Marc Boldt, do solemnly swear, that I am a citizen of the United States and the State of Washington That I will support the Constitution of the United States and the Constitution of the State of Washington and I will to the best of my judgment skill and ability truly, faithfully, diligently, and impartially perform the duties of Council Chair as proscribed by the laws of the State of Washington.

Clark County is a home rule charter county. The position of Clark County Councilor is created by the Clark County Charter. The role of the Council is to be the "policy-determining body of the county". Charter Sec. 2.4. The enumeration of the legislative powers of the council "shall not be construed as limiting the legislative powers of the council." *Id.*

Summary of charges in favor of the recall of Councilor Marc Boldt - 1

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The Clark County Board of County Councilors is the legislative branch of Clark County's government. The BOCC must exercise its legislative power by adoption in enactment of ordinances, resolutions and motions Charter, Sec 2 4

Clark County's county manager is part of the executive branch of Clark County's government. *Id* Sec 3.1 The County Code provides that the County Administrator is the "chief administrative officer of county government." Clark County Code ("Code") 2 15 010 Pursuant to Code 2.15 040 the County administrator¹ shall generally advise, assist, act as agent for and be responsible to the Board of Commissioners² for the proper and efficient conduct of the administrative affairs of the county as are placed in his/her charge by the board of commissioners. He/she shall be responsible for the enforcement of ordinances, orders, or regulations as directed by the Board of commissioners.

II. Summary of Charges

Councilor Boldt has committed malfeasance and misfeasance as Chair of the BOCC as follows: (1) he knowingly violated the law by violating the Open Public Meetings Act, RCW 42.30, in an effort to have Clark County hire an outside investigator to undertake an investigation of Councilor Boldt's political rival, David Madore; (2) he breached his fiduciary duty by grossly wasting public funds by awarding a contract to The Columbian newspaper to serve as the County's paper of record despite the fact that it was neither the low-cost bidder nor the most widely circulated eligible paper Rather the contract was a *quid pro quo* reward to The Columbian for favorable coverage regarding Councilor Boldt and attacks on his rival Councilor Madore and to punish the other lower-cost most-widely-circulated bidder, The Reflector, for negative coverage regarding Councilor Boldt, Stewart and Olson -- and objective, more favorable, coverage of Councilor Madore; (3) he purposefully limited the access of his political rivals on the BOCC from advice from the County Prosecutor's office, and (4) he abdicated his statutory legislative responsibilities by permitting the executive branch of Clark County to unilaterally dissolve a County department without authorization or action taken in public by the legislative authority of the BOCC

III. Acts and Omissions Constituting the Statement of Charges

1. **Councilor Boldt committed misfeasance, malfeasance and violated his oath of office when he and Councilors Olson and Stewart orchestrated the investigation of Councilor Madore while knowingly in violation of the Open Public Meetings Act.**

¹ The Charter uses "County Manager" but the Code which was in effect before the most recent Charter amendments uses "County Administrator", the nomenclature is immaterial as the description of authority remains essentially the same and does not affect the issues raised in this Petition.

² Likewise, the County Code uses the previously name "Board of Commissioners". However the term now used is "Board of County Councilors" Despite the new nomenclature -- for instant purposes, its function is identical

During numerous hearings concerning the consideration of Clark County's periodic review of its Comprehensive Plan, Councilor David Madore expressed concern that the accuracy of the testimony made to the BOCC by Planning Director Oliver Orjiako and Deputy Prosecutors Chris Horne and Christine Cook was knowingly false. Specifically, Councilor Madore alleged that Director Orjiako, and Deputies Horne and Cooke intentionally misled the BOCC with respect to what needed to be considered and the measures and methods the County needed to take when determining various alternative versions of the proposed comprehensive plans then under consideration. In support of his concerns, Councilor Madore produced a document which he supplied to other members of the BOCC and posted on the County's website alleging with specific detail the date, content, nature and effect of the erroneous testimony offered by Deputies Cook and Horne and Director Orjiako. Councilor Madore repeatedly asked for an inquiry into the correctness of his allegations.

Although not intended as such, these inquiries were nevertheless used by various employees of Clark County, including Director Orjiako, to cry foul and play the victim. On March 2, 2016, the local union representing County employees wrote a letter to Clark County Human Resources Director Francine Reis claiming Council Madore had defamed Clark County staff. Similarly, in a letter dated March 15, 2016, Director Orjiako, through his attorney, initiated a Local Government Whistleblower and Equal Employment Opportunity discrimination complaint claiming that Councilor Madore publicly harassed and demeaned him because of the Director's support of a particular version of the proposed comprehensive plan that was then under consideration by the BOCC. These allegations were designed to deter and hinder public oversight of public employees by the officials (in this case David Madore) elected by the people to do just that

Because the unfounded allegations of bias were impacting Councilor Madore's ability to oversee County employees and projects, he asked that an independent investigator be approved to examine his allegations against Orjiako, Horne and Cook. Instead, on or before March 19, 2016, just four days after Director Orjiako filed his complaint, an outside investigator, Rebecca Dean, was contacted in order to look into *Councilor Madore's* conduct – not that of Horne, Cook, and Orjiako. Only, six days later, on March 25, 2016, County Manager Mark McCauley signed the engagement letter proposed by Dean indicating the assent of the County to the proposed terms. Between March 2, 2016, when the allegation regarding Councilor Madore was first made by the Union, and March 25, 2016, when the contract was executed by Manager McCauley, there were a total of 7 meetings noticed and convened by the BOCC. Not one of these meetings addressed hiring an investigator to look into Councilor Madore's conduct.

The BOCC is a governing body and except in limited circumstances such as executive sessions, its meetings must be public pursuant to the OPMA. The BOCC exercises its legislative power by adoption of ordinances, resolutions and motions. Neither the County's Charter nor its Code provide that the manager, a member of the executive branch, can *sua sponte*, call for an investigation of a member of the legislative branch. In fact, contracts such as the Dean contract must be posted on the County's website for a period of one week so that any Councilor may "pull" them for discussion. Contracts then identified for individual consideration can then only be approved by a majority vote of the Council at a public meeting. Code 2 09 030(2). It is only

after this approval that the County Manager then may execute the contract thereby binding the County.

The decisions to conduct the investigation and to retain an investigator occurred outside of an open meeting, and thus were made in violation of the OPMA. Actions taken outside of properly noticed and published meetings are void. In other words, the County Manager has no authority to independently call for an investigation or contract with an investigator to enquire into the workplace harassment allegedly occasioned by Councilor Madore. Rather, such action must be authorized by the BOCC.

Subsequently, on April 20, 2016, at a Board of County Councilors work session where all Councilors were present, including myself, the Dean contract was discussed. During this meeting, Manager McCauley admitted that

This Board discussed retaining an attorney or an investigator to investigate *the allegations made by Councilor Madore against planning staff and our PA's office*. There was unanimity among the board to proceed with that and I think we had discussions on -- on more than one occasion.

It is true that the Board of County Councilors had discussed hiring an attorney to investigate the allegations against Director Orjiako and Prosecutors Horne and Cook. But the actual contract with Dean was the opposite of that described *post hoc* by Manager McCauley. Rather than the allegations against Horne, Cook and Orjiako, the Dean contract turned the investigation on its head and it was the allegations against Councilor Madore that were to be the subject of the investigation.

Manager McCauley further admitted that while the Code requires a contract such as this to be posted, because he had "unanimous support of the Board to move ahead I elected just to sign it and get on with it." There was no unanimous support because neither Councilor Madore nor I supported hiring an investigator to look into the actions of Councilor Madore.

When asked by Councilor Madore if the BOCC had taken action in open public meeting to authorize the investigation contract, Councilor Jeanne Stewart admitted that it had happened secretly in an executive session, in violation of the OPMA. The law is very clear that all Councilors are entitled to be notified of all executive sessions. However, neither Councilor Madore or I were informed of any executive session wherein it would be contemplated that Councilor Madore was to be the subject of an investigation. Thus the executive session admitted to by Councilor Stewart had been secretly and illegally conducted in violation of the OPMA.

At this same April 20, 2016 work session, Councilor Madore asked if there was "an open meeting action taken to award a contract to this legal firm." Councilor Madore further stated he was unaware of any such action in the minutes. Neither Councilors Madore nor I were aware of the contract until it appeared in The Columbian newspaper. Deputy Horne admitted that

Councilor Madore is right – they didn't – this thing wasn't posted on the grid correct[ly] and the ordinance requires it to be posted on the grid

Neither Councilor Madore nor I were aware of the contents of the engagement letter including that Councilor Madore would be a target of the investigation

From the circumstances described above it is objectively reasonable to conclude that Councilors Boldt, Stewart and Olson met separately to discuss the contract and the topics which were to be investigated and directed Manager McCauley to execute the Dean contract illegitimately on behalf of the County. Councilor Stewart admitted to an "executive session" being held, and any such session was not noticed to the public or two of the five Councilors (Madore and me), and would have been illegally performed as a stand-alone executive session outside of a noticed open public meeting. Further, no action can be taken in an executive session – and according to Councilor Stewart's statements regarding this meeting – action was taken therein. Since funds were expended on the investigation without proper Board consideration or authorization, Councilors Boldt, Stewart and Olson violated their fiduciary duty not to grossly waste public funds

Councilor Boldt violated the OPMA by not requiring approval of the investigation at a meeting of the Board. Councilor Boldt violated his oath as Councilor by not only permitting the investigation to be started against another legislative member by the executive without proper authority but also by failing to correct this problem when caught. By permitting the expenditure of funds for an improperly authorized action, Councilor Boldt knowingly breached his fiduciary duty to the citizens of Clark County. These are recallable offenses

A violation of the OPMA is a legally sufficient ground upon which to support a recall petition specifically when allegations are made that a contract was entered into outside of a public meeting and where the executor exceeded the scope of their legal authority. Councilor Boldt violated the OPMA by holding a secret and closed meeting without notice to the public or two of the five Councilors to award a contract to investigate Councilor Madore³

Further, the expenditure of funds without proper authority is sufficient grounds for recall. When Councilor Boldt authorized Manager McCauley to expend funds to hire the investigator and did not rescind that authorization when it was raised at a meeting of the BOCC, he committed an act of misfeasance, malfeasance and violated his oath of office

2. Councilor Boldt committed misfeasance and malfeasance and violated his oath of office when he and Councilors Olson and Stewart illegally orchestrated the assignment of the paper-of-record contract to The Columbian.

³ Any claim that this meeting was part of an executive session is not supported by even the barest minimum of facts. All councilors are entitled to notice of all sessions of the BOCC, including executive sessions. Neither Councilor Madore nor I were informed of any executive session where Councilor Madore was contemplated as the target of the investigation, much less for this purpose. If we had, Councilor Madore had the statutory right to demand the hearing be held in public.

Each spring counties must contract with a qualified newspaper to serve as a county's official newspaper of record RCW 36.72.075. The award of this contract confers substantial business on the winner of the contract as various legal notices must be advertised in the paper of record to constitute adequate legal notice. State law provides that when two or more legal newspapers are qualified to be the newspaper of record, bid proposals may be submitted by interested newspapers. *Id.* The final sentence of RCW 36.72.075 reads as follows.

The county legislative authority shall let the contract to the best and lowest responsible bidder, giving consideration to the question of circulation in awarding the contract, with a view to giving publication of notices the widest publicity

The County solicited applications for consideration of paper of record status. After removing candidates that were not statutorily qualified, it considered the applications of two qualified newspapers, The Columbian and The Reflector. The BOCC then considered these bids in a hearing held on April 5, 2016. The Columbian had a circulation of 24,152. The Reflector had a larger weekly circulation of 28,218. The Columbian stated an expensive rate of \$1.77 per line for the first insertion and \$1.45 for subsequent insertions. The Reflector's rate was significantly less expensive with \$1.02 per line for the first insertion and \$0.84 for subsequent insertions.

Despite the fact that The Reflector's rates were more economical and that it had a wider circulation, Councilors Boldt, Stewart and Olson voted to select The Columbian as the County's paper of record. Councilor Boldt's, Stewart's and Olson's votes were not cast in favor of The Columbian because it was the better selection, rather, the three Councilors supported the lucrative contract as a *quid pro quo* for unfavorable political coverage of their political adversaries, Councilor Madore and myself, and favorable coverage of themselves. They did not select the "best and lowest responsible bidder, giving consideration to the question of circulation in awarding the contract" as RCW 36.72.075 requires. Rather, they voted to reward a newspaper that had attacked their opponents and written favorably about themselves and to punish The Reflector for coverage that had been more objective and thus more favorable to Councilor Madore and myself and at times more critical of Boldt, Stewart and Olson.

Since being awarded the contract as the paper of record, The Columbian has waged an all-out editorial campaign against Councilor David Madore and myself. Because I am not running again for reelection but Madore is, The Columbian has focused its editorial wrath on Madore and has run anti-Madore articles and opinion pieces on April 3, April 4, April 5, April 6, April 7, April 12, April 14, April 15, April 19, April 20, April 21, April 22, April 23, April 26, May 5, May 12, May 14, May 15, and May 16, 2016.

Perhaps the most glaring example out of the above is The Columbian Editor Lou Brancaccio's column of May 14 wherein he begins, "[i]f you laid out all the complaints, lawsuits and other stupid stuff Republican County Councilor David Madore is involved with, the pile would reach from here to the doorsteps of Hell." Mr. Brancaccio then makes further false allegations.

including that “[a] county department head is suing him for what he has said about his department.”⁴

Editor Brancaccio abundantly signaled his willingness to “play ball” in his editorial piece published March 19, 2016 where he describes Councilor Madore as “delusional” and exhibiting “inappropriate behavior” toward other Council members. Likewise in a column of March 5, 2016, Mr. Brancaccio compares Councilor Madore to current presidential candidate Donald Trump. He writes:

“I’m able to peek into the Twilight Zone because we have our very own mini-Trump right here in River City And his name is Madore. As in County Councilor David Madore. Madore has these similar qualities: He’s a rich guy . . . check He had no political experience . . . check He’s a successful businessman . . . check He says he loves the little people . . . check And when he ran, he told us he would shake things up . . . double check! Now — after witnessing three years of Madore World — I’m pretty ready to use a word to describe how it’s working. Nightmare ”

The Columbian’s efforts to disparage Councilor Madore and me do not stop with its reporting. The Columbian has taken upon itself to be a retail vendor of a solitary item – coffee mugs with a quote “Don’t Do Stupid Stuff” emblazoned on the mug and attributed to Mr Brancaccio. Beside this quotation is a cartoonish depiction of Councilor Madore energetically excavating with a pick-axe at the toe of a bank upon which stands an idealized version of the likeness of Brancaccio who looks down at the excavating Madore with a critical eye. Editor Brancaccio often appears at BOCC meetings with the mug in hand communicating his unfavorable view of Councilor Madore. He also wears a tie to the meetings depicting the M&M candy characters, M&M referencing his use of the term to refer to Councilor Madore and myself.⁵

The evidence shows that The Columbian and Councilors Boldt, Stewart and Olson have joined forces against Councilor Madore and myself. In exchange for the award of the contract as the newspaper of record – and despite the fact The Columbian was not the “best and lowest responsible bidder, giving consideration to the question of circulation” and thus was not entitled to the award – The Columbian’s editorial staff continuously disparages Councilor Madore and myself and is trying to bias Clark County voters against Councilor Madore during his reelection bid.⁶ The lackluster circulation numbers and expense of advertising can lead to no other conclusion that the paper of record contract was awarded on a *quid pro quo* basis where the

⁴ The statement is plainly false. To date there has been no suit filed against Mr. Madore or Clark County relating to what Councilor Madore has said about anyone, at any time.

⁵ In fact, The Columbian’s use of the “M&M” logo has been so pervasive as to attract the attention of the Mars Corporation, the owner of the registered trademark of the M&M brand. The use of the “M&M” logo by The Columbian stopped shortly thereafter.

⁶ The Columbian is certainly entitled to say what it wants about me or Councilor Madore but Councilors should not be awarding lucrative government contracts to a less qualified newspaper bidder because they like that the selected paper hates and attacks their opponents where a more qualified bidder has provided more objective coverage

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designation would be granted as an award for the past and future “hit pieces” put out by The Columbian against Councilor Madore and myself. Obviously newspapers have a First Amendment right to express editorial opinions, and it is clear The Columbian and its management absolutely despise and are not objective in their coverage of Councilor Madore and I, but an elected County Councilor should not award lucrative government contracts to less qualified newspaper bidders as a reward for attacking opponents or deny such a contract to a more qualified bidder as punishment for its coverage. Such an abuse of discretion is a violation of duties to faithfully execute the oath of office and constitutes misfeasance and malfeasance.

3. **Councilor Boldt committed misfeasance and malfeasance and violated his oath of office when he and Councilors Olson and Stewart prevented Councilor Madore and myself from utilizing the legal expertise of the Clark County Prosecutor’s Office.**

RCW 36.27 020(2) specifically provides that a county’s prosecuting attorney shall “be legal adviser to all county and precinct officers and school directors in all matters relating to their official business. ”

On multiple occasions Councilor Madore has submitted questions to the Prosecuting Attorney or his deputies requesting legal opinions on a variety of matters concerning County governance. The Prosecuting Attorney or his deputies have continually failed to respond to Mr. Madore’s inquiries. On April 19, 2016, the Board voted to allow Deputy Prosecutors Horne and Cook to continue to advise the Board on Growth Management Act (“GMA”) matters despite Councilor Madore’s then-recent accusation that they had knowingly provided false information to the BOCC. It was only after Madore’s personal attorney intervened and personally met with Prosecutor Anthony Golik did the prosecutor’s office decide not to use the waiver and retained outside counsel to advise the BOCC on matters concerning the GMA.

On May 17, 2016 the BOCC, by ordinance, adopted of Rules of Procedure for the BOCC and inclusion in the Clark County Code as 2.09.040 by a vote of 3 to 2 with the 2 being Councilors Madore and myself. Item XI in the Adopted Rules of Procedure provides that “requests to the Prosecuting Attorney for formal legal opinions relating to the county board will be presented in writing and approved by the county manager, board chair or a majority (3) of the board.” Such a provision is in conflict with RCW 36 27 020 and prevents minority council members from obtaining legal advice as must be provided by state statute.

The section in the ordinance – and its application preventing access to legal counsel -- is a violation of the rights of minority Councilors. This section of the procedural rules has never been enforced against the minority members when Councilor Madore and I were in the majority prior to the increase in the number of councilors. By enforcing unlawful procedural rules that violate the statutory requirements of RCW 36 27 020(2), Councilor Boldt has committed an act of malfeasance and misfeasance and violated his oath of office.

4 **Councilor Boldt committed misfeasance, malfeasance and violated his oath of office when he and Councilors Olson and**

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Stewart permitted Manager McCauley to Dissolve a Department of Clark County.

The Clark County Charter specifically grants the BOCC the power to levy taxes, appropriate revenue and adopt budgets for the County Charter Sec. 2.4. The process of establishing a county budget is further set forth in RCW 36.40. The budget process requires both revenues and expenses to be described by offices, departments, services and institutions. RCW 36.40.050

During the 2015 budget planning process, the BOCC duly authorized and adopted a budget that both contemplated the existence of and funded a Department of Environmental Services for fiscal year 2016. At this time, Don Benton served as Clark County's Director of Clark County's Environmental Services Department

On April 29, 2016, Director Benton filed a whistleblower complaint with the Washington State Auditor and sent the same to Clark County Human Resources Director Francine Reis. In this complaint, Director Benton alleged that County Manager McCauley directed Benton to prepare a report that directly contradicted the BOCC's action taken on December 15, 2015. Specifically, Director Benton alleged that he was ordered to stop the process of putting a particular parcel into surplus as had been previously authorized by the Board. Director Benton alleged that this was part of Manager McCauley's ongoing vendetta against Councilor Madore and I as we had supported putting the parcel into surplus.

In support of his allegations, Director Benton detailed the disciplining of his staff because of support they had shown minority BOCC members. Specifically, Director Benton detailed that one of his staff had been disciplined by Manager McCauley at the behest of Councilors Boldt, Stewart and Olson because he had indicated his support of Councilor Madore's version of events with respect to Director Orjiako's and Deputies Horne's and Cook's lying to the Board about procedures used to measure potential land use densities.

Likewise, the whistleblower complaint alleged that Manager McCauley at the behest of the majority rescinded his approval of the promotion of another of his staff as political payback for Director Benton's support of Councilor Madore and me. Moreover, Benton listed a litany of other ethical and legal violations including violations of the OPMA occasioned by Councilors Stewart, Olson and Boldt.

On May 11, 2016, just 12 days after filing his whistleblower complaint, Director Benton was fired by Manager McCauley. On that same date Manager McCauley announced that the services then housed in the Environmental Services Department would be reassigned to other departments effectively dissolving the department despite the fact that the BOCC had budgeted for the existence of the department for the entire 2016 fiscal year

The BOCC held no meetings and took no action with respect to the dissolution the department. Both Councilors Madore and the undersigned objected to the dissolution. By not forestalling the dissolution of the Department by Manager McCauley or undertaking appropriate process to dissolve the Department, Councilors Boldt, Stewart and Olson either abdicated their budgetary responsibility under the Charter and RCW 36.40, colluded in secret in violation of the OPMA

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and ordered McCauley to effectuate such departmental dissolution or violated their responsibility to the charter by unlawfully yielding their legislative power to the executive.

Such actions were violations of Councilor Boldt's oath of office and are acts of malfeasance and misfeasance.

IV. CONCLUSION

A voter could reasonably conclude based on the facts set forth above that Councilor Boldt committed malfeasance and misfeasance. Similarly, a voter could also reasonably conclude that Councilor Boldt violated his oath of office. Representative office requires more than politics, it requires representing the best interests of constituents and adherence to legal process.

Certification

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and that I have sufficient knowledge of the alleged facts upon which the stated grounds for recall are based.

DATED THIS June _____, 2016 in Vancouver, WA

Tom Mielke, Petitioner