

RESOLUTION NO. 2023-08

A RESOLUTION APPROVING A FORMER CLIENT CONFLICT WAIVER FOR PRIOR PORT COUNSEL ON THE PORT WESTWARD REZONE

WHEREAS, in 2010 the Port of Columbia County ("the Port") acquired land adjacent to Port Westward Industrial Park in Clatskanie and the land use application to rezone this property has been approved by the Columbia County Board of Commissioners ("the County") and remanded by the Land Use Board of Appeals ("LUBA") on three occasions ("the rezone"); and

WHEREAS, the Port previously engaged Beery, Elsner & Hammond, LLP and attorney Spencer Q. Parsons to represent the Port on the rezone and after the May 2022 LUBA remand back to the County, Mr. Parsons went to work for the County as their land use lawyer and the Port later hired Cable Huston as outside land use counsel on the rezone; and

WHEREAS, the County through Mr. Parsons requested that the Port approve a former client conflict waiver, which means that the Port would waive any potential conflicts of interest in having Mr. Parsons now represent the County on the rezone; and

WHEREAS, the County has already approved this former client conflict waiver in Open Session on March 8, 2023, now, therefore,

BE IT RESOLVED by the Board of Commissioners of the Port of Columbia County as follows:

The Board directs the Executive Director or his designee to sign the attached Waiver of Potential Conflict of Interest letter from Mr. Parsons dated March 20, 2023.

PASSED AND ADOPTED this 29th day of March 2023, by the following vote:

AYES: 5 NAYS: 0

ABSTAIN: 0

Port of Columbia County

By: Rabot Keyser
President

Attested By:

Dorothy Wood
Secretary