

Personal

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, June 3, 1987
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COMMISSIONERS PRESENT: Dean J. Kinkade, Chairman
Gerald J. Creasy, Vice-Chairman
Gerald A. Woodward, Commissioner

STAFF PRESENT: Fred G. Young, County Counsel
Karen Richards, Treasurer
Dorene Sheldon, Recording Secretary

STAFF PRESENT FOR PORTIONS OF MEETING: Robin Pelton, Juvenile Director; Judge Marjorie Christensen, Carole Johnson, and Shirley Jacobsen, Justice Court; Michael Soots, Data Processing; Greg Hannon, Assistant Public Works Director; Jon Oshel, Public Works Director; Nancy Nordlander, Deputy District Attorney

GUESTS PRESENT: Mike Sims, Headlight Herald; Barbara Powell, County Forester; Paul Keen, Ole Weaver, Lee Walker, Clifford LaFond, David (illegible)

ITEM NO. 1: CALL TO ORDER: By Chairman Kinkade at 10:05 a.m. in the Justice Courtroom.

UNSCHEDULED: DISCUSSION CONCERNING SENATE BILL 780: Commissioner Creasy asked the other Commissioners to reconsider signing the letter to Representative Hanneman in opposition to the bill. He felt that because the County is responsible for funding the Juvenile Department, it should also have control in managing it. He was also concerned about the separation of the judicial branch and executive branch roles.

Ms. Pelton said she firmly believed this area should be studied further and was in opposition to the bill because it could have an adverse effect on the whole juvenile system. Judge Mayer and Mr. Lemery have sent letters in opposition to the bill.

The letter will be sent with Chairman Kinkade and Commissioner Woodward's signatures.

UNSCHEDULED: CONSIDERATION OF BILL FROM ED KONTZ FOR COURTHOUSE ALTERATIONS: The \$720 bill is for cabinet design in the Tax and Clerk Offices and proposed window repairs.

Mr. Young asked the Board if it was satisfied with Mr. Kontz's work. Chairman Kinkade said, "yes."

Commissioner Creasy moved, Commissioner Woodward seconded to approve payment from the 1987-88 building maintenance line, passed with three aye votes.

UNSCHEDULED: DISCUSSION CONCERNING PAGER FOR CUSTODIAN: Chairman Kinkade felt it necessary to have a pager for Mr. West because it is difficult to locate him if he is outside the building.

Commissioner Creasy moved, Commissioner Woodward seconded to purchase a pager for Mr. West from the Communications fund, passed with three aye votes.

UNSCHEDULED: REQUEST TO OPEN GATE AT BAYOCEAN: Commissioner Creasy requested permission to have the gate open at Bayocean to allow TV crews to film the Golden Hinde crossing the bar.

Commissioner Creasy moved, Commissioner Woodward seconded to grant permission to open the gate for TV crews only, passed with three aye votes.

UNSCHEDULED: DISCUSSION CONCERNING JUSTICE COURT: Judge Christensen said she had two problems in her department. Part-time help is needed for the summer, and extra help in needed to enter data into the computer.

After discussion, there was consensus to have a workshop to discuss the issues.

ITEM NO. 4: BID OPENING: 1987 LANDFILL CONSTRUCTION: Chairman Kinkade opened the five bids as follows:

James W. Fowler Company	\$90,135.25
Michael-Mark Ltd.	85,610.40
LaFond Construction Inc.	83,717.63
JAL Construction Inc.	82,482.80
Ken Leahy Construction Inc.	68,657.50

Mr. Oshel will review the bids and report to the Board under the Solid Waste agenda item.

ITEM NO. 5: BID OPENING: PICK-UP TRUCKS FOR PUBLIC WORKS DEPARTMENT: Chairman Kinkade opened the three bids as follows:

Tillamook Ford - unable to bid (cannot locate '87 units);
requested County postpone bid request for 30 days
Bob Wirth Motors, Inc. - \$22,995.00
Russell Chevrolet Co. - \$23,720.78

ITEM NO. 2: CONSIDERATION OF ORDER APPOINTING JIM WAGNER AND JANE LEONNIG TO THE TILLAMOOK COUNTY MENTAL HEALTH ADVISORY COMMITTEE: Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, passed with three aye votes.

The Commissioners signed Order #87-73.

ITEM NO. 3: CONSIDERATION OF APPLICATION FOR DANCE HALL PERMIT FOR TILLAMOOK COUNTY RIDING CLUB INC.: Commissioner Creasy moved, Commissioner Woodward seconded to approve the permit and waive the fees for the Rodeo Coronation Dance June 5, passed with three aye votes.

The Commissioners signed the application.

ITEM NO. 6: DISCUSSION CONCERNING LETTER FROM CURRY COUNTY REGARDING U. S. CONGRESSIONAL BILL CONCERNING O & C LAND: Commissioner Creasy requested the Board not sign the letter until they spoke with Ray Doerner. Commissioner Woodward agreed with the letter, but felt it was worded too strongly.

There was consensus to postpone the agenda item.

ITEM NO. 7: DISCUSSION CONCERNING MILLS BRIDGE TIMBER SALE CONTRACT: Ms. Powell met with Nygaard representatives and Forestry geotechs at the site. She submitted a copy of her recommendations and her daily journal.

Ms. Powell recommended not logging the high risk area east of the creek, as she doubted the forest practices officer would approve it.

Ms. Powell said the second creek area is a moderate risk area and felt it would be safe to log, assuming the forest practices officer would approve it.

Ms. Powell said swing-tree logging would not be allowed, and recommended the county release that 4 acre portion of the contract. There could be potential lawsuits if a road were built. She said that area could be cut later when Times Mirror logs their portion of the area.

Commissioner Creasy moved, Commissioner Woodward seconded to accept Ms. Powell's recommendations on the Mill's Bridge timber sale, passed with three aye votes.

Ms. Powell will revise the contract and submit it at next Wednesday's Board meeting.

UNSCHEDULED: DISCUSSION CONCERNING THOMAS MURRAY'S RESPONSIBILITIES: Commissioner Creasy recommended the Board support the Port of Nehalem in retaining Mr. Murray at a cost of \$2,400 per year.

Mr. Young said this used to be a line item under miscellaneous. There was a feeling of a lack of accountability of Mr. Murray's activities, and the Port was not cooperative in providing that information. There is no money in this year's budget. If the \$2,400 is authorized, that amount must be borrowed from the Road fund. Nothing has been budgeted for it in next year's budget.

Commissioner Creasy felt at least \$100 per month should be allocated for that purpose.

Commissioner Woodward asked to review the list of work done by Mr. Murry before making a decision. Mr. Young will provide the information to the Board, and the item will be discussed at next Wednesday's meeting.

UNSCHEDULED: REQUEST TO PURCHASE CHEESE FOR PUBLIC LANDS ADVISORY BOARD TRIP: Commissioner Creasy requested permission to purchase 20 2-lb. bricks of Tillamook Cheese for his trip.

There was consensus to have him take the cheese.

SITTING AS THE BOARD
OF THE HEBO SERVICE DISTRICT:

ITEM NO. 8: CONSIDERATION OF CONTRACT WITH RICHARD THOMPSON TO MAINTAIN AND OPERATE HEBO SERVICE DISTRICT: Commissioner Creasy moved, Commissioner Woodward seconded to approve the contract, passed with three aye votes.

The Commissioners signed the contract.

ITEM NO. 9: MISCELLANEOUS SERVICE DISTRICT MATTERS: Mr. Young said Mr. Adams has requested several times to have the Surveyor identify his property line, and it hasn't been done.

The Board requested Mr. Young tell the Surveyor to do the job.

Commissioner Woodward asked if it was legal for the Rothenbergers to change the figures and initial the changes on their contract. Mr. Young it is still an enforceable note.

SITTING AS THE BOARD
OF THE SOLID WASTE SERVICE DISTRICT:

ITEM NO. 10: MISCELLANEOUS SERVICE DISTRICT MATTERS: Landfill Contract: Mr. Oshel recommended the 1987 landfill construction contract be awarded to Ken Leahy Construction, of Corvallis, at a total cost of \$68,657.50. Mr. Oshel said he had estimated \$120,000 for the project in his budget.

Commissioner Creasy moved, Commissioner Woodward seconded to award the contract to Ken Leahy Construction, passed with three aye votes.

The contract will be signed at a later date.

Solid Waste Proposals: Mr. Oshel received several proposals for solid waste alternatives with a wide range of prices and services. A Solid Waste Advisory Committee meeting will be held Tuesday to give a brief run down of the proposals. The staff will need two to three weeks after that to thoroughly review the

proposals. Mr. Oshel will schedule an informational meeting followed by a public hearing. A recommendation will then be made to the Board of Commissioners.

Commissioner Creasy recommended taking people to Washington to see the recycling concept.

SITTING AS THE BOARD
OF COMMISSIONERS:

ITEM NO. 11: MISCELLANEOUS PUBLIC WORKS: Discussion Concerning Woods Bridge: Mr. Oshel said James Bolden is not happy with the erosion problem near the boat ramp. Mr. Oshel said that request is not high on his list of priorities for services requested.

Chairman Kinkade recessed the meeting at 11:15 a.m. to go into an Executive Session pursuant to ORS 192.660(1)(h) concerning litigation and reconvened at 11:23 a.m.

Request to Sign Work Order: Mr. Oshel said the City of Tillamook requested two county-owned lots be mowed to comply with the City Noxious Weed Order.

Commissioner Creasy moved, Commissioner Woodward seconded to sign the work order, passed with three aye votes.

The Commissioners signed the work order.

Discussion Concerning Federal Aid Secondary Funds: Mr. Oshel said most of the county major roads are on federal aid secondary routes. There is an annual allocation of approximately \$110-120,000 to the county which builds up to do big projects. In the next five years, $\frac{1}{2}$ million dollars will be spent on the Worthington bridge approaches.

The Laneda project is also a possibility, although it has not been formally authorized. This may leave \$200,000 for another project. However, Mr. Oshel would like to defer the decision for six months to a year, as he feels the estimates from Handforth and Larson for the Laneda project may be substantially low.

Discussion Concerning Roads in Bay City: Mr. Oshel said he would prefer Bay City enter into the contract with S-C Paving rather than the county and S-C. He said S-C will do a higher level of maintenance than the Public Works Department does. Mr. Oshel spent \$1,000 in Bay City last year for pothole patching. S-C Paving will charge \$1,800 the first year, about \$1,600 the second, and about \$1,400 the third year.

Mr. Oshel recommended the county enter an agreement with Bay City and have Bay City have the contract with S-C Paving. He felt the

proposal would benefit the county because whole sections will not have to be checked for chuck hole repair.

Commissioner Woodward said Bay City requested the county enter the agreement with S-C Paving. Mr. Oshel said S-C would rather contract the whole project with Bay City, rather than having two contracts.

Chairman Kinkade said Bay City did not want to be a sub-contractor and was concerned about slow payment. Mr. Oshel said they could be paid on a monthly basis or by one yearly lump-sum payment.

There was consensus to have Mr. Oshel draft an agreement between the City of Bay City and the county for the Board's review.

Chairman Kinkade recessed the meeting at 11:40 a.m. and reconvened at 1:35 p.m.

ITEM NO. 12: PUBLIC HEARING: ZONE CHANGE REQUEST ZC-87-2: TO CHANGE THE ZONING FROM LM (LIGHT INDUSTRIAL) TO F-1 (FARM) ON ABOUT 2.3 ACRES, AND CHANGE THE ZONING FROM F-1 TO LM ON ABOUT 4.8 ACRES, THEREBY INCREASING THE AREA CURRENTLY ZONED LM FROM ABOUT 3.66 ACRES TO ABOUT 6.2 ACRES ON TAX LOT 2200 IN SECTION 1 AND TAX LOT 100 IN SECTION 12, BOTH IN T2S, R10W. OLAF HALLSTROM, OWNER AND APPLICANT: Present were: Chairman Kinkade; Commissioner Creasy; Vic Affolter, Community Development Director; and Dorene Sheldon, Recording Secretary. Commissioner Woodward was absent.

Mr. Affolter said the request will change the area north of Hallstrom Road from Light Industrial to Farm. It will change the portion south of Hallstrom Road to Light Industrial.

Mr. Affolter said Mr. Hallstrom has an international market for his "moving floor", which is used a lot for solid waste and other uses. Most of Mr. Hallstrom's operation is at the Port. He is building a new facility about the same size on the south side of Hallstrom Road. He currently employs about 20 people and may increase to 40 or 60.

This industry was foreseen when the zoning was done in the early 1980's, so an area was established for Light Industrial which was passed by the state. The Planning Department realized then that it might be necessary to expand the zoning.

Mr. Affolter said the Planning Commission voted 5-1 to approve the zone change.

Commissioner Creasy moved, Chairman Kinkade seconded to approve the zone change request, passed with two aye votes.

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Chairman Kinkade and Commissioner Creasy signed the Amendments to Comprehensive Plan Ordinance No. 32 and Land Use Ordinance No. 33 approving ZC-87-2.

Chairman Kinkade adjourned the meeting at 1:40 p.m.

RESPECTFULLY Submitted this 8th day of June, 1987.

Dorene Sheldon
Dorene Sheldon, Recording Secretary

APPROVED BY:

DJK
DJK

GJC
GJC

GAW
GAW