

*final*

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING  
Wednesday, July 29, 1987  
Page 1

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: Kathy Kelso, Personnel Director; Sue Cameron, Health Administrator; Gordon Booth, Clerk II; Paul Levesque, Researcher; Charles Anderson, Parks Superintendent; Darlene Cherry, Personnel Assistant; Jon Oshel, Public Works Administrator; Vic Affolter, Community Development Director

GUESTS PRESENT: Mike Sims, Headlight Herald; Mike Mahoney, City Manager; Don Mason, Economic Development Director; James B. Moore; Marilyn Pratt; Dorothy and Daniel Peters

ITEM NO. 1: CALL TO ORDER: By Chairman Kinkade at 10:02 a.m. in the Justice Courtroom.

UNSCHEDULED: CONSIDERATION OF REQUEST TO ACCUMULATE COMPENSATORY TIME: Ms. Veltri requested Ms. Kelso ask the Board if Ms. Larson could take the compensatory time in September that she accrued in June. Ms. Kelso explained the Board's position to Ms. Veltri, but Ms. Veltri again requested she ask the Board.

The Board's decision remained the same. Ms. Larson must use her compensatory time by the end of August.

UNSCHEDULED: CONSIDERATION OF ORDER TRANSFERRING WEED SPRAYERS TO THE SOIL AND WATER CONSERVATION DISTRICT: Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, carried with three aye votes.

The Commissioners signed Order #87-95.

UNSCHEDULED: CONSIDERATION OF ORDER ADJUSTING TRAVEL EXPENSE COMPENSATION TO THE BOARD OF COMMISSIONERS: Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, carried with three aye votes.

The Commissioners signed Order #87-96.

UNSCHEDULED: CONSIDERATION OF ORDER MERGING TILLAMOOK COUNTY ALCOHOLISM PLANNING AND TILLAMOOK COUNTY MENTAL HEALTH ADVISORY COMMITTEES: Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, carried with three aye votes.

The Commissioners signed Order #87-97.

ITEM NO. 2: DISCUSSION CONCERNING LETTER TO OREGON PARKS FOUNDATION, INC.: The Oregon Parks Foundation requested taxes be canceled on the Pacific City Neighborhood Park property, which they are giving the county as a gift. Mr. Levesque said they must make a specific application to the Assessor before April 1 to have the property taxes canceled. The letter stated the county agrees to take title subject to the outstanding taxes. Mr. Levesque said a recent Attorney General's opinion confirms his opinion that taxes will automatically be canceled upon acquisition of the property by the county, because it is a gift.

Commissioner Creasy moved, Commissioner Woodward seconded to send the letter signed by County Counsel, carried with three aye votes.

Mr. Anderson said the Oregon Parks Foundation said they would contribute \$1,500 toward the construction of the park. He was told they would make the plaque, subtract the taxes (if they were to be upheld) and the remainder would go to the county.

ITEM NO. 3: CONSIDERATION OF CORRECTION DEED FOR RJAY LLOYD FOR 2N10 32CB 3100HL: Mr. Levesque said the legal description was incorrect.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the Correction Deed, carried with three aye votes.

The Commissioners signed and Ms. Sheldon notarized the Deed.

ITEM NO. 4: BID OPENING: NESKOWIN BRIDGE CONSTRUCTION: Chairman Kinkade opened the following bids:

- |    |                               |              |
|----|-------------------------------|--------------|
| 1) | Holm II, Inc. . . . .         | \$223,284.50 |
| 2) | Oceanlake Ready Mix . . . .   | 249,195.13   |
| 3) | P & F Construction. . . . .   | 188,726.00   |
| 4) | Bergerson Enterprises . . . . | 202,148.45   |

Mr. Oshel said the apparent low bidder is P & F Construction. He will review the specifications and discuss the award under the Public Works agenda item.

ITEM NO. 5: CONSIDERATION OF REQUEST FOR TELEPHONE EQUIPMENT FOR THE HEALTH DEPARTMENT: Mr. Booth said the department's needs have changed since the program was designed. A superset would display all the lines in the office, and would alleviate ringing a call through, only to find out the extension is busy. It would also include a second incoming line, in case line one is busy.

Mr. Booth said the cost of a superset is \$225, and installation would take 1-1/2-2 hours (at \$60/hour for labor).

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING  
Wednesday, July 29, 1987  
Page 3

Commissioner Creasy asked if Ms. Cameron had funds available. Ms. Cameron said Ms. Richards suggested funds be used from the Telephone line.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the installation of a supersat in the Health Department, carried with three aye votes.

ITEM NO. 6: CONSIDERATION OF ORDER DESIGNATING NEWSPAPER TO PUBLISH WARRANTS FOR COLLECTION OF DELINQUENT PERSONAL TAXES: Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, carried with three aye votes.

The Commissioners signed Order #87-98.

Chairman Kinkade recessed the meeting at 10:22 a.m. and reconvened at 10:30 a.m.

ITEM NO. 7: BID OPENING: MAINTENANCE AND REPAIRS OF NEHALEM BOAT RAMP: No bids were received.

Mr. Anderson asked if he could approach a local contractor to do the job. Mr. Young said yes, as long as it went out for bid.

ITEM NO. 8: CONSIDERATION OF CONTRACT WITH DON MASON TO DIRECT THE ECONOMIC DEVELOPMENT PROGRAM: Commissioner Creasy said this is a six month contract that included compensation for Mr. Mason to purchase his own health insurance. During that time, the Economic Action Team will be working through a reorganization process.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the contract, carried with three aye votes.

The Commissioners signed the contract.

ITEM NO. 9: CONSIDERATION OF REQUEST FOR EMERGENCY ADVANCE: Ms. Cherry said Michael Soots will be attending a training seminar in Chicago and will be leaving before he can receive his August 1 paycheck. He will need personal funds for unexpected needs.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the advance request, carried with three aye votes.

The Commissioners signed the Emergency Advance Request form.

ITEM NO. 10: CONSIDERATION OF DLCD FINAL COASTAL GRANT REPORT: Commissioner Creasy moved, Commissioner Woodward seconded to approve the report, carried with three aye votes.

Chairman Kinkade and Mr. Affolter signed the report.

SITTING AS THE BOARD  
OF THE HEBO SERVICE DISTRICT:

ITEM NO. 11: DISCUSSION CONCERNING EXPIRATION OF WARRANTY PERIOD FOR WASTEWATER TREATMENT PLANT, WASTEWATER COLLECTION SYSTEM AND WATER DISTRIBUTION SYSTEM: Commissioner Woodward asked if the bills for extra work should be sent to Dow Construction to pay because it was work done on the installation of the lines. Mr. Young said some reimbursement should be expected under the warranty.

The Board requested Mr. Young send letters to Dick Thompson and Tom Adams asking them to advise the Board if anything has not been completed.

ITEM NO. 12: MISCELLANEOUS SERVICE DISTRICT MATTERS: Request by Homeowner to Hook-up: Chairman Kinkade said Kay Farrell want to put a trailer house above Lamers and Hatchers, and was told there was not enough water for her to hook-up and the district could not afford to put in a bigger pipe.

Commissioner Woodward wasn't sure that area is within the district. Chairman Kinkade said if that is the case, he thought there was a stipulation that the homeowner could pay for the line.

The Board requested Mr. Young send Mr. Adams a letter asking if that area is within the district and the requirements to hook-up Ms. Farrell.

Consideration of Rate Structure for Fees: Mr. Young asked if Board had determined a fee structure. Chairman Kinkade said \$25 for sewer and water was discussed at the budget meetings.

Mr. Young asked what the rate would be for water only. Commissioner Woodward said anyone within the District should be on the sewer system. However, there are some outside the District getting water only.

After further discussion, Commissioner Creasy moved, Commissioner Woodward seconded to have the rate structure as follows, effective August 1, 1987: \$25 for sewer and water, \$12.50 for sewer only, \$12.50 for water only, and a 3/4 charge for each additional hook-up.

Mr. Young will prepare an order.

SITTING AS THE  
BOARD OF COMMISSIONERS:

UNSCHEDULED: CONSIDERATION OF ORDER TO JOIN THE OREGON TOURISM ALLIANCE AND ORDER APPOINTING JACK MADISON AND DEAN KINKADE AS THE COUNTY'S REPRESENTATIVES: There was consensus to have members of the Economic Action Team review the orders.

SITTING AS THE BOARD  
OF THE SOLID WASTE SERVICE DISTRICT:

ITEM NO. 13: MISCELLANEOUS SERVICE DISTRICT MATTERS: Mr. Oshel said the Solid Waste Advisory Committee will meet tomorrow evening for more review of the solid waste alternatives.

Mr. Oshel requested a workshop to review the proposals with the Board, but was concerned about the legal requirements. Mr. Young said as long as the guidelines for the workshop were educational, there would be no problem.

SITTING AS THE  
BOARD OF COMMISSIONERS:

ITEM NO. 14: MISCELLANEOUS PUBLIC WORKS: Order for Hood-to-Coast Run: Mr. Oshel presented the order Creating Temporary LIMITED ACCESS and NO PARKING Zones on Portions of McPhillips Drive for the Mt. Hood to the Coast Relay August 14 and 15.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the order, carried with three aye votes.

The Commissioners signed Order #87-99.

Pothole Patching Agreement: Mr. Oshel said this is a three year agreement between the county and the City of Bay City for county roads within the City boundaries.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the agreement, carried with three aye votes.

The Commissioners signed two copies of the agreement.

Award of Neskowin Bridge Contract: Mr. Oshel said the original estimate was \$150,000, but additional work has been required. He reviewed costs submitted by P & F Construction.

Mr. Oshel has agreements with the two property owners that construction will be done on. The agreement for those on the access road has been signed by all the homeowners, except one. He asked the Board if it wanted the one signature before the contract was awarded. There was consensus for Mr. Oshel to con-

tinuing trying to get the signature, but not to hold up the project if he was unable to obtain it.

Mr. Oshel attempted to get signatures on an agreement for the county to put up signs at the wayside for showing there is another bridge across Hawk requiring crossing private property. This has not been signed by the two owners. If they will not sign the agreement, the signs will not be put, which won't cause that great an impact.

Mr. Oshel said \$150,000 was budgeted for this project and other miscellaneous bridge work. He estimated an additional \$60,000 will be necessary. However, he didn't feel the McDonald Dike project would be done this fiscal year, which is budgeted for \$100,000.

Commissioner Creasy moved, Commissioner Woodward seconded to award the contract to P & F Construction, carried with three aye votes.

The contract will be signed at a later date.

Signs on River: Chairman Kinkade asked if the Public Works Department had taken down any speed limit signs on the North Fork and the South Fork of the Nehalem River. Mr. Oshel said not that he was aware of.

Chairman Kinkade recessed the meeting at 11:25 p.m. and reconvened at 1:30 p.m. with all three Commissioners, Jon Oshel, Public Works Director; and Dorene Sheldon, Recording Secretary present.

Those who signed the Guest List were: Dale Josi, John and Gloria Washburn, Donna Molendyke, Kathleen Luoto, Barbara Riley and Wendell Hesseltine.

ITEM NO. 15: DISCUSSION CONCERNING MAINTENANCE OF SKYLINE DRIVE:  
Mr. Oshel said there are 296 local access roads in the county totaling approximately 47 miles. There are 3,900 lots and 1,800 houses on the roads. Money is not available to do all the work necessary on these roads, and criteria needs to be established on why work is done on one local access road and not another.

Mr. Oshel said the residents on Skyline Drive are interested in forming a Local Improvement District (L.I.D.) and working with the county in splitting the costs to do the improvements to get the road up to county standards.

Mr. Oshel said he could justify work done on the first 3/10th of a mile on Skyline Drive because there is commerce coming over it and it is the main "artery" into a subdivision, not just the roads in the subdivision.

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING  
Wednesday, July 29, 1987  
Page 7

Mr. Washburn said the residents held a meeting and 26 attended. They were in agreement to equally split the costs with the county. They felt it would be equitable, considering the use of the road and would like the work done as soon as possible.

Chairman Kinkade asked what the total cost would be. Mr. Oshel estimated \$30,000 for the first 3/10th of a mile. Chairman Kinkade had no problem with that, due to the volume of timber coming off that road.

Mr. Washburn said they would like to expedite the process. Mr. Oshel said the quickest an L.I.D. has been completed was three months, and he explained the process of forming an L.I.D. He said November would not be a good time to begin work on the road. He recommended letting the contract in the winter, and the contractor could begin work in the spring.

Ms. Washburn understood part of putting the L.I.D. was having a commitment on a percentage paid by each party. Mr. Oshel recommended the county make a formal commitment of the percentage paid and a year's time for them to get the L.I.D. process under way.

Commissioner Woodward asked if the county would have a cap on how much the 50% will be. Mr. Oshel could not guarantee it would stay under \$30,000, but he felt comfortable with it.

Chairman Kinkade asked if the group would be comfortable at 50% up to \$15,000. Mr. Washburn suggested using 50/50 and have Mr. Oshel get the estimate. Mr. Oshel said it is necessary to get the method of allocation before submitting petitions. He recommended a 50/50 split, up to a maximum of \$20,000 by the county.

Mr. Hesselstine said if the project was more than the maximum estimated, they would like to be able to come back to the Board. He felt the terms should be a 50/50 split on the project. Mr. Oshel said within the legal process, just before the work is ordered, there is a chance for the people to say no.

Mr. Washburn asked how long it would take Mr. Oshel to get a firm estimate of the project costs. Mr. Oshel said if the county wants to go 50/50, he felt comfortable with the \$30,000 project estimate. He said what will add the costs up would be drainage work. Mr. Washburn agreed it needs at least one culvert and two perforated pipes.

Mr. Hesselstine said when the work is done, will the county accept the responsibility of maintaining the road. Mr. Oshel said, "yes."

Ms. Washburn said the group that met were willing to commit themselves to the 50/50 split, based on \$30,000 for the project. Chairman Kinkade said he had enough faith in Mr. Oshel's knowledge, as long as Mr. Oshel felt comfortable with the \$30,000.

Commissioner Creasy moved, Commissioner Woodward seconded to support the L.I.D. for the first 3/10th of a mile on Skyline Drive, which would be just past the Fernwood intersection, for a 50/50 split with a \$20,000 limit for the county's portion and time limit of a year to go through the process. The county would agree to take over maintenance of the 3/10th of a mile when it is brought up to county standards. The motion carried with three aye votes.

A lady asked what happens to the road after the first 3/10th of a mile. Chairman Kinkade said if there is a logger hauling on the road, he would be responsible for dust control and maintenance. Mr. Oshel said looking at the other roads as a separate district would be a good idea.

Chairman Kinkade adjourned the meeting at 1:50 p.m.

RESPECTFULLY Submitted this 31<sup>st</sup> day of July, 1987.

Dorene Sheldon  
Dorene Sheldon, Recording Secretary

APPROVED BY:

DJK  
DJK

SJC  
SJC

GAW  
GAW