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MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, August 5, 1987
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COMMISSIONERS PRESENT: Dean J. Kinkade, Chairman
Gerald J. Creasy, Vice-Chairman
Gerald A. Woodward, Commissioner

STAFF PRESENT: Karen Richards, Treasurer
Dorene Sheldon, Recording Secretary

STAFF PRESENT FOR PORTIONS OF MEETING: Fred G. Young, County Counsel; Kathy Kelso, Personnel Director; Neal Lemery, District Attorney; Vic Affolter, Community Development Director; Paul Levesque, Researcher; John Faudskar, Extension Agent; Gordon Booth, Clerk II; Jon Oshel, Public Works Director

GUESTS PRESENT: Mike Sims, Headlight Herald; Ida Lane, AFSCME President; Don Mason, Economic Development Director; Sonia Edmunds, Tillamook Bay Community College; Ellen Langston

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

UNSCHEDULED: CONSIDERATION OF LETTER OF UNDERSTANDING BETWEEN TILLAMOOK COUNTY AND AFSCME: Ms. Kelso said the Letter of Understanding is for the creation of the Cook position in the jail. If the jail population increases to over 25 inmates, the union has the right to reopen the position.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the Letter of Understanding, carried with three aye votes.

The Commissioners and Ms. Lane signed the Letter of Understanding.

UNSCHEDULED: DISCUSSION CONCERNING REDEMPTION OF PROPERTY BY ST. REGIS HOLDING COMPANY: Mr. Levesque said the county acquired this property in Wheeler in 1986, and Wheeler has expressed an interest in obtaining the parcel. The county could trade the parcel, with the understanding that Wheeler would take over the county roads within the city limits. Mr. Young said Wheeler would like to convert the parcel into a park by its boat ramp.

Mr. Levesque said St. Regis was involuntarily dissolved in 1979. Mr. Young said the company does not exist as a legal entity, but they can redeem the property if the Commissioners approve it.

Mr. Young said the county could offer it to Wheeler for the same amount St. Regis would have to pay, within a certain time frame. Taking over the roads could also be negotiated. Mr. Levesque said taxes due through August 15 were \$3,070 plus the \$500 administrative fee.

Chairman Kinkade asked if St. Regis had the first right of redemption. Mr. Young said the county has the title, as the one year period of redemption was up October of 1986.

Mr. Young felt a conflict of interest, as he is the City of Wheeler's attorney. He recommended the Board designate Mr. Oshel to negotiate on behalf of the county.

Commissioner Creasy moved, Commissioner Woodward seconded to designate Mr. Oshel to negotiate on behalf of the county with the City of Wheeler in regard to Wheeler purchasing the parcel for the amount St. Regis would have to pay. Wheeler would also take over the county roads within the city limits and would have 60 days to purchase the property. The motion carried with three aye votes.

UNSCHEDULED: DISCUSSION CONCERNING DANGER TREE IN BAY CITY: Mr. Levesque said Commissioner Woodward received a call regarding three dead trees on lots in Bay City. It should be determined if they are on county property.

Commissioner Woodward will work with Mr. Levesque to research the problem.

UNSCHEDULED: CONSIDERATION OF LETTER TO DEQ REGARDING NESKOWIN REGIONAL SANITARY AUTHORITY SEWAGE TREATMENT PLANT: Mr. Affolter said DEQ requires a certification of conformance to the county's comprehensive plan on the facilities plan report.

Commissioner Creasy moved, Commissioner Woodward seconded to sign the letter, carried with three aye votes.

The Commissioners signed the letter.

UNSCHEDULED: DISCUSSION CONCERNING CONTRACT WITH THE CAR CONNECTION TO MAINTAIN COUNTY VEHICLES: Commissioner Woodward received complaints that the county didn't get bids for the contract. He reviewed the files, and the county did ask for quotes. Two were received; the Car Connection was the low bid.

There was consensus to have Mr. Young prepare a contract.

UNSCHEDULED: DISCUSSION CONCERNING GRAND RONDE HEARING: Commissioner Creasy said if Chairman Kinkade was going to testify on behalf of the Board at the Grand Ronde hearing, the letter should be a Board decision. Chairman Kinkade said each of the Commissioners would have an opportunity to comment on it.

UNSCHEDULED: REQUEST TO DO WORK ON TRASK RIVER ROAD: Ellen Langston said she was in a one-car accident on the road last week and wanted to give a formal complaint on the condition of the

road. She said there are no guard rails on the river side and there are no shoulders. She asked the Board to designate speed zones and have officers there to patrol.

Chairman Kinkade said the Board would take it under advisement.

Commissioner Woodward thanked Ms. Langston for coming and voicing her opinion.

ITEM NO. 2: CONSIDERATION OF CHILD SUPPORT ENFORCEMENT TELE-PROCESSING AGREEMENT WITH STATE SUPPORT ENFORCEMENT: Mr. Lemery said the teleprocessing agreement allows his department computer access to the state data base. The second agreement allows his department to print the records.

Commissioner Woodward asked how often the state data was updated. Mr. Lemery said every day.

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

The Commissioners signed four copies of the Intergovernmental and Teleprocessing Agreements.

ITEM NO. 3: CONSIDERATION OF CONTRACT WITH BERGERSON ENTERPRISES TO DO MAINTENANCE DREDGING AT NEHALEM BOAT RAMP: Chairman Kinkade said this had been put out for bid, and none were received. Mr. Anderson was able to get Bergerson to do the job.

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

The Commissioners signed the contract.

ITEM NO. 4: CONSIDERATION OF AMENDMENT OF LEASE FOR THE 4-H, EXTENSION AND SOIL CONSERVATION SERVICE BUILDING: Commissioner Creasy moved, Commissioner Woodward seconded to approve the lease, carried with three aye votes.

Chairman Kinkade signed the lease agreement.

ITEM NO. 5: CONSIDERATION OF STATE AGENCY AGREEMENT BETWEEN OREGON STATE UNIVERSITY EXTENSION SERVICE AND TILLAMOOK COUNTY 4-H AND EXTENSION SERVICE DISTRICT: Mr. Faudskar was concerned about Tillamook County paying 20% of the support costs of the Clatsop County forestry agent, excluding salary and benefits. \$3,600 was discussed at the Budget Committee meeting. He would rather have a set figure than the 20%.

Mr. Young recommended negotiating with Clatsop County to determine a set figure.

There was consensus to postpone signing the agreement until Mr. Faudskar negotiated with Clatsop County.

ITEM NO. 6: CONSIDERATION OF PROPOSED AMENDMENT OF AGREEMENT WITH AMERICAN NETWORK FOR LONG DISTANCE TELEPHONE SERVICE: Mr. Booth said American Network has a new long distance service package called American Businessline 100. The package offers an approximate \$4,600 per year savings over current costs.

Mr. Booth said the package offers Quik Call, the equivalent of an incoming WATS line, and Calling Card, the ability to use AmNet outside the city/county phone system. Chairman Kinkade was concerned people would use other peoples' numbers on the Calling Card feature. Mr. Booth said only certain departments would have a special code. If it became a problem, it could be deleted.

After further discussion Commissioner Creasy moved, Commissioner Woodward seconded to approve the new system, carried with three aye votes.

An agreement will be signed at a later date.

ITEM NO. 7: DISCUSSION CONCERNING WORK AND FAMILY SEMINARS: Ms. Kelso said the county did the seminars last year through the college at reduced training costs.

Ms. Edmonds reviewed the benefits to the employees and county. Cost is \$2/hour per participant, and the college would like a minimum of 10 people.

Chairman Kinkade said it was an excellent program, and the only problem last year was the time frame. Ms. Kelso said if approval was given for extra time, she could talk to the departments on the best time to be away from work.

Commissioner Creasy asked where the funds would come from. Mr. Young said it could be taken from Employee Benefits. Ms. Kelso said training dollars are not readily available, and this is a way to train employees without travel expenses.

Commissioner Woodward asked where classes would be held. Ms. Kelso said last year so many attended it was transferred to the Fire Station. The college would also be available.

After further discussion Commissioner Creasy moved, Commissioner Woodward seconded to support the program and allow 1/2 hour of work time to be used for the seminars, carried with three aye votes.

ITEM NO. 8: CONSIDERATION OF ORDER/RESOLUTION ADOPTING THE REGIONAL COMPACT TO FORM THE OREGON TOURISM ALLIANCE: Mr. Mason said the Economic Action Team endorsed the order.

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

The Commissioners signed Order/Resolution #87-100.

ITEM NO. 9: CONSIDERATION OF ORDER NOMINATING DEAN KINKADE AND JACK MADISON TO THE GOVERNOR FOR APPOINTMENT TO THE OREGON TOURISM ALLIANCE: Mr. Mason said the Economic Action Team endorsed the order.

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

The Commissioners signed Order #87-101.

ITEM NO. 10: CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT WITH FRED YOUNG TO PROVIDE COUNTY COUNSEL SERVICES: Commissioner Creasy said the county should be more diligent in what it expects of Mr. Young's services. He felt Mr. Young was more an employee than Don Mason. Mr. Young said Mr. Mason receives total compensation from his position as Director of Economic Development. Mr. Young has many clients, and the county is one source of his income.

Commissioner Creasy was concerned about the mileage portion of the contract. Mr. Young said it was included in last year's contract and wasn't used. He would only use it if the Board asked him to go somewhere, for example to testify at the legislature in Salem.

Ms. Kelso questioned the portion concerning labor negotiations. Mr. Young said it would be the same as last year. He was referring to the major negotiations that Don Scott handles.

Mr. Young said he provides his own secretarial support and supplies.

Commissioner Creasy felt eight hours a week was not enough for \$2,000 a month. Mr. Young said the eight hours does not include the research work he does on his own, or the time spent on phone calls from the Courthouse when he is in his office. Mr. Young said Tillamook County pays its County Counsel the lowest amount in Oregon.

Chairman Kinkade said the county pays \$24,000 for legal counsel, and he felt the county was getting its money's worth.

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

The Commissioners signed the agreement.

SITTING AS THE BOARD
OF THE HEBO SERVICE DISTRICT:

ITEM NO. 11: MISCELLANEOUS SERVICE DISTRICT MATTERS: Order on Fees: Mr. Young presented the order amending fees. The Board reviewed it and requested additions be made.

Commissioner Woodward said someone wants to put in a 50 space RV Park and would like sewer and water service from the District. He said under the new order they would pay for installation of hookups, \$1000, plus the regular monthly fees.

Mr. Oshel asked if the plant had the capacity to handle the RV park. Commissioner Woodward said, "yes."

After further discussion on fees, the Board instructed Mr. Young to revise the order for this afternoon's meeting.

Request by Ms. Farrell: The Board agreed Ms. Farrell will be able to annex to the District under the new order.

Unpaid Bills: Commissioner Woodward said several people have never paid a monthly bill. Mr. Young said he is suing Mr. Rotherberger on his promissory note. He felt that would make the other people more inclined to pay their bills.

H.G.E. Bill: Commissioner Woodward said he needed to meet with Mr. Young to work on the H.G.E. bill.

SITTING AS THE BOARD
OF THE SOLID WASTE SERVICE DISTRICT:

ITEM NO. 12: MISCELLANEOUS SERVICE DISTRICT MATTERS: Mr. Oshel said the Solid Waste Advisory Committee met last week, and it was not interested in pursuing burners any further.

Mr. Oshel reviewed Mr. Kirkingberg's proposal for a recycle shack. Mr. Kirkingberg would like the franchisers' loads weighed for two weeks to get an average total weight. The estimate would be 2/3 to 3/4 of the total weight, as it would not include the general public's loads. Mr. Oshel said he would like Mr. Kirkingberg's proposal soon, in order to review it with the others.

There was a consensus to have the trash weighed for two weeks.

SITTING AS THE
BOARD OF COMMISSIONERS:

ITEM NO. 13: MISCELLANEOUS PUBLIC WORKS: Roads in Wheeler: Mr. Young told Mr. Oshel he had been designated by the Board to negotiate with Wheeler concerning the roads in Wheeler in exchange for property (See Unscheduled minutes).

Policy for Signs: Mr. Oshel asked the Board if they had any comments regarding the memo he sent. The Board had no changes to make, but Mr. Young asked for a copy of the memo to review.

Trask River Road: Commissioner Creasy told Mr. Oshel about the woman who made a complaint at the beginning of the meeting concerning Trask River Road. Mr. Oshel agreed the road was bad, but he has not done any capital improvements since 1982 without federal aid funds. It would cost one million dollars a mile to redo a road. His priority has been to keep pavement in good condition, but the negative side affects of this is no safety improvements have been done. If he were to shift to widening roads and safety improvements, he would lose the good pavement conditions. He said if the Board would like him to shift his priorities to let him know.

Mr. Oshel said Miami Cove, Sandlake and Blaine Roads are also bad and have more traffic.

Mr. Young asked if a serial levy would solve the problem. Mr. Oshel said it would require public hearings to choose a specific project. He felt the only people who would vote for the project would be those affected by it.

Commissioner Woodward suggested Mr. Oshel go up Trask River Road to check the drop offs where the road was repaired. Mr. Oshel said he was aware of the problem.

Lease Agreement with Fair Board: Mr. Oshel was concerned with the fee the Fair Board wants to charge for leasing the area. He wanted it set up so the Road Department could do work for the Fair and be covered by the law that says it must receive money for work done on roads. The revenue could come from the Fair, even though it doesn't have the cash, in the form of leasing the property. He heard the Fair is trying to come up with a figure to help pay the debt owed to the general fund.

Commissioner Creasy asked what Mr. Oshel felt was fair for the 4 acres. Mr. Oshel said there is some confusion on what is actually on fair property. He thinks the stockpile is the only portion on fair property and is about 1 1/2 acres, and felt \$1,000 a year was reasonable.

Commissioner Creasy said to come up with a figure that was fair.

Chairman Kinkade recessed the meeting at 12:05 p.m. and reconvened at 2:00 p.m. in the Commissioners' Conference Room, with all three Commissioners, Jon Oshel, Public Works Director; Fred Young, County Counsel; and Dorene Sheldon, Recording Secretary present.

SITTING AS THE BOARD OF THE
HEBO SERVICE DISTRICT:

ITEM NO. 11: MISCELLANEOUS SERVICE DISTRICT MATTERS (CONTINUED):
Mr. Young submitted a revised order concerning fees.

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

The Commissioners signed Order #87-102, Hebo Service District Order #6.

SITTING AS THE
BOARD OF COMMISSIONERS:

UNSCHEDULED: DISCUSSION CONCERNING VERN SCOVELL'S PROJECT: Mr. Young arranged a meeting with Governor Goldschmidt on behalf of Vern Scovell on Wednesday, August 12 at 2:00 p.m. Those attending will be Mr. Scovell, Mr. Young, Shang Knight, on behalf of the Port of Nehalem; Carol Povey, and possibly Tom Murray. Mr. Young said it would be good to have one or all three Commissioners present at the meeting. All three Commissioners said they could attend. Mr. Young will contact Mr. Scovell to see how many Commissioners he would like to go with him.

Chairman Kinkade adjourned the meeting at 2:15 p.m.

RESPECTFULLY Submitted this 10th day of August, 1987.

Dorene Sheldon
Dorene Sheldon, Recording Secretary

APPROVED BY:

DJK GJC GAW
DJK GJC GAW