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MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, August 12, 1987
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COMMISSIONERS PRESENT: Dean J. Kinkade, Chairman
Gerald J. Creasy, Vice-Chairman
Gerald A. Woodward, Commissioner

STAFF PRESENT: Dorene Sheldon, Recording Secretary

STAFF PRESENT FOR PORTIONS OF MEETING: Fred Young, County Counsel; Vic Affolter, Community Development Director; Jim Stanford, Data Processing Director; Karen Richards, Treasurer; Sue Becraft, Executive Secretary; Charles Anderson, Parks Superintendent; Sue Cameron, Health Department Administrator; Robert Wilson, Assessor; Darlene Cherry, Personnel Assistant; Valorie Worthey, Clerk III; Judy Wagner, Tax Collector; Jon Oshel, Public Works Director; Willard Berry, Forester

GUESTS PRESENT: Robert and Frances Barnett, Joanna Josi, Pete Peterson, Tim Dolan

ITEM NO. 1: CALL TO ORDER: By Chairman Kinkade at 10:07 a.m. in the Justice Courtroom.

UNSCHEDULED: CONSIDERATION OF EXTENSION OF PROFESSIONAL SERVICES AGREEMENT WITH NEIL MCKIE: Mr. Young said the contract will be extended until September 30th, until the area of Communications is resolved.

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

The Commissioners signed the addendum to the professional services agreement.

UNSCHEDULED: CONSIDERATION OF LINE ITEM TRANSFER FOR COMMUNITY DEVELOPMENT: Mr. Affolter requested permission to transfer \$600 from the Planning Technician line to computer hardware, to purchase a B-20 for his department.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the line item transfer, carried with three aye votes.

The Commissioners signed Order #87-103.

UNSCHEDULED: CONSIDERATION OF REQUEST BY HEALTH DEPARTMENT TO PURCHASE B-20: Mr. Stanford said Ms. Cameron also expressed an interest in a B-20, but does not have funds available in her budget. Ms. Cameron said one computer is being used by 3 to 4 people in her department. Information could be taken off the main frame, so workers wouldn't have to schedule time on the computer and leave the office.

Chairman Kinkade asked if funds were available. Ms. Cameron has funds in her Medical Supplies line but is cautious of using them. Mr. Stanford didn't want to commit funds from his budget, and was concerned about showing favoritism.

Mr. Young said absent the department head's willingness to absorb the cost out of another line item, he recommended to not allow the purchase of the B-20.

There was consensus to not allow the purchase of the B-20.

UNSCHEDULED: CONSIDERATION OF INTERIM PERFORMANCE EVALUATION OF ASSISTANT TO THE EXECUTIVE SECRETARY: Ms. Becraft said Ms. Sheldon had her evaluation, and there was a recommendation for a 10 percent salary increase, effective August 1st. According to the Budget Officer, funds are available in the budget.

Commissioner Creasy moved, Commissioner Woodward seconded to approve the salary increase, effective August 1st, carried with three aye votes.

ITEM NO. 2: CONSIDERATION OF COMMISSION PROCEEDINGS: Commissioner Creasy moved, Commissioner Woodward seconded to approve the Commission Proceedings for July, carried with three aye votes.

The Commissioners signed the Commission Proceedings.

ITEM NO. 3: CONSIDERATION OF MEMORANDUM OF UNDERSTANDING WITH UNIVERSITY OF OREGON MEDICAL SCHOOL FOR SATELLITE HEALTH CLINIC: Ms. Cameron said the Health Department would do prenatal care, and the Medical School would deliver the babies. No money will be exchanged in the project.

Commissioner Creasy asked if the county was taking over the baby delivering business. Ms. Cameron said the county will receive referrals from the two doctors delivering, because of their overload.

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

Chairman Kinkade signed two copies of the Memorandum of Understanding.

ITEM NO. 4: PUBLIC HEARING: CONSIDERATION OF LIQUOR LICENSE APPLICATION FOR THE GUIDE SHOP: Ms. Cameron said The Guide Shop applied for a liquor license. Due to the existing status of the county ordinance, sign-offs by various departments are required. The Sanitarian said The Guide Shop does not meet applicable

ordinances, statutes and regulations. There have also been public requests for the Board not to approve the application.

Chairman Kinkade asked Mr. Peterson if he had any comments. Mr. Peterson said he would like to make comments after he heard the complaints. All he is doing is acting on the requests of his customers to sell alcohol. He has one cooler in 100 square feet of retail space, and the liquor would take up only three racks. He didn't feel that would have a major impact on the drinking population in Tillamook County, but it would have a favorable long-term effect on The Guide Shop. There are restrictions on when alcohol can be sold, and he does 70 percent of his business during the hours he cannot sell alcohol. He is trying to employ people, and although the sales may seem inconsequential to some people, they can pay someone's wages.

Mr. Affolter felt his department should not be required to sign-off on liquor license applications; but because of the ordinance, he is still required to. Part of the Planning Division's qualifications were beer and wine could only be sold as incidental items to the primary function of The Guide Shop and sold only to people using his service. No outside advertising of alcohol would be allowed.

Mr. Affolter said the application requires a separate sign-off for Building, Sanitation and Planning. The question asked is, "Is the building use in conformance with all applicable ordinances, statutes and regulations?" Mr. Marshall, Sanitarian, had to say no because of the wording of the question. The Guide Shop has a failing sewage disposal system, and Mr. Marshall is working with Mr. Peterson on a new system.

Mr. Affolter said he signed off the application by stating he had no recommendation.

Mr. Peterson agreed the sanitation system wasn't good, but asked for clarification on the difference between not meeting current code and being in failure. Mr. Affolter read Mr. Marshall's memo which stated the system is not "in conformance with all applicable ordinances, statutes, and regulations."

Mr. Barnett said he was strictly against any more liquor along the river. Every Monday morning he picks up bottles and cans in his front yard, and was concerned about littering along the river banks. There are already three places to purchase liquor within five miles of that area.

Commissioner Woodward said he has received input from both sides. As long as there is a failing drainfield, he would not be in favor of recommending the application. He didn't want to do anything to add to the shellfish problem in the Bay. He felt if

this was only incidental to the business, it wouldn't make that much difference to sell packaged liquor.

Commissioner Creasy said he was cognizant of the problem with the estuaries, but did not feel Mr. Peterson was asking for an extension; he is asking for the opportunity to sell beer and wine. He said the county should not use land use to determine the selling of beer and wine. He recommended approving the application.

Mr. Peterson said the drainfield is in that easement area. The amount of revenue from selling alcohol may be incidental, but it could make a big difference in employing someone. The ease of the facility to take care of customers is very important, and they are the ones who requested he sell liquor. He is competing with other businesses all over Oregon. It is a big burden if he has to spend the money required to hook up that portion of the existing system with the new drainfield, and end up tearing it out shortly because of the proposed lodge.

Mr. Peterson said he was also concerned about litter. Referring to Mr. Barnett's comment about litter in his yard, 95 percent of The Guide Shop's business goes west when they leave, and Mr. Barnett lives to the east. He added the state has laws to take care of the littering problem.

Mr. Barnett said most of Mr. Peterson's trade goes east, back to the valley. He said the business is also on a dangerous curve, and it is difficult at night to determine by the headlights if a vehicle is parked or in motion.

Chairman Kinkade said the Board has criteria to approve licenses. The decision at this time does not deny The Guide Shop from ever obtaining a license. He felt Mr. Peterson was a little premature in applying for the license, and was not in favor of approving the application. That doesn't mean the OLCC will not approve it.

Mr. Peterson said Ms. Cameron mentioned the application could be granted with a time limit to correct the problem.

Mr. Peterson appreciated the Board's time. He asked if there was a way to accomplish this without wasting a lot of money. Chairman Kinkade suggested meeting with Mr. Marshall to see what the alternatives are.

Commissioner Woodward moved, Commissioner Creasy seconded to not give approval of the liquor license application for The Guide Shop. The motion carried with two aye votes, Commissioner Creasy voted nay.

Chairman Kinkade signed the application later in the day denying recommendation of the application.

ITEM NO. 5: DECISION WHETHER TO ORDER FIRST CLASS BULK MAILING PERMIT: Ms. Cherry said Ms. Kelso was unable to attend the meeting, but said she hadn't heard any further discussion on the bulk mail.

Mr. Wilson said he did a first class mailing with the same permit number. Ms. Becraft explained he did a bulk mailing, but paid a first class rate.

Mr. Becraft reviewed the various rates. If it is necessary to sort by zip code, Mr. Stanford can prepare statements in zip code order.

Mr. Wilson didn't want statements run through the postage meter.

Ms. Wagner asked if the county would have to print the permit on envelopes. Ms. Cherry said Mr. Stanford could do labels for this year, and the permit could be printed on next year's envelope order. She said it may be possible to get inter-changeable parts for the postage meter for the permit.

After further discussion, Commissioner Creasy moved, Commissioner Woodward seconded to obtain a first class bulk mailing permit and the hardware to facilitate it, carried with three aye votes.

The Board instructed Ms. Becraft to follow through with the project.

ITEM NO. 6: CONSIDERATION OF REQUEST BY PARKS FOR COMPENSATORY TIME: Mr. Anderson said the request is for Ms. Johnson when she worked on the 4th of July. He asked that she be able to take it after Labor Day, as this is their busiest season. If he were to take her out of the ticket office for a day, he would have to be put a maintenance worker in who makes \$7 to \$8 an hour.

Commissioner Creasy felt it was appropriate. Chairman Kinkade said it was against county policy.

Ms. Cherry said in the past there hasn't been much consistency. Ms. Kelso's feeling is if the policy is not livable, it needs to be changed.

Mr. Anderson said his is one department that works the 4th of July and other holidays. Cutting the ticket office to two people this year has caused unforeseen problems.

After further discussion Commissioner Creasy moved to allow Ms. Johnson to take the compensatory time in September, because of her holiday employment, Commissioner Woodward seconded, but said she had to take it by September 15th. The motion carried with two aye votes, Chairman Kinkade voted nay.

UNSCHEDULED: REQUEST FOR COMPENSATORY TIME BY MAINTENANCE DEPARTMENT: Ms. Cherry said Mr. Koeneke has been accruing compensatory time in order to fill in when Mr. West takes time off, and is unable to take it off in the required 30 days. When Mr. West works extra hours, he takes that time off. Because Mr. West will be gone and the projects he is working on, Mr. Koeneke requested to take it all off in September.

Commissioner Creasy said department heads do not get time off for working extra hours.

Commissioner Woodward said there is money in the budget for extra help. Ms. Cherry discussed that with Mr. West and was told it would be more trouble than it would be worth.

Ms. Cherry thought it may be possible to have Mr. Koeneke work split shifts. Mr. Oshel said that is not allowed in the union contract.

There was consensus to not allow Mr. Koeneke to take the time in September, because there are funds in the budget to hire the part-time help. Chairman Kinkade will discuss the matter with Mr. West.

ITEM NO. 7: DISCUSSION CONCERNING TREES ON COUNTY PROPERTY 1S10 7CA 4200: Mr. Dolan showed pictures of dead trees across from his property in Cape Meares that he feels are on county land. He would like to cut them down, but wanted to check with the Board on the process.

Commissioner Woodward will verify if the trees are on county land and notify Mr. Dolan on what steps to take.

Mr. Dolan said if he was allowed to cut it for firewood, he would be willing to donate 1/3 of it to the Community Hall in Cape Meares. He may also be interested in purchasing the property.

ITEM NO. 9: DISCUSSION CONCERNING TAGGING COUNTY INVENTORY: Mr. Young said this will be one of the auditor's suggestions, and he felt it important to follow through on the tagging.

Ms. Wagner said Commissioner Woodward borrowed the Farm Bureau engraving equipment, but it wouldn't be feasible to use it on computer equipment. Commissioner Woodward said the only thing that can be used to mark plastic is some type of sticker.

Ms. Wagner would like one person to do the tagging, in conjunction with the department head. Mr. Young said Ms. Worthey could do the tagging.

Mr. Oshel said his department is in the process of tagging their equipment, so told Ms. Wagner not to order tags for him.

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

ITEM NO. 10: REPORT ON OREGON CHILDCARE COMMISSION WORKSHOP:

Ms. Josi thanked the Board for allowing her to attend the conference. The main purpose of the conference was how to enact legislative bills regarding childcare issues. Mary Louise McClintock, the Governor's Childcare Coordinator, was the key speaker. The group from Tillamook asked Ms. McClintock to speak in Tillamook regarding her action plan.

Ms. Josi said she came away from the conference with a greater knowledge of day care needs in the state, and how the childcare center could work with the community.

The Board thanked Ms. Josi for her report.

SITTING AS THE BOARD OF
THE HEBO SERVICE DISTRICT

ITEM NO. 11: MISCELLANEOUS SERVICE DISTRICT MATTERS: Hebo Service District Grant: Chairman Kinkade asked Ms. Richards the status of the grant. She said the work she had to do was complete, and Mr. Mason was responsible for doing the final paperwork.

Chairman Kinkade said Mr. Mason was the one who asked him the status. He will discuss it with Mr. Mason.

H.G.E. Bill: Commissioner Woodward said he would meet with Ms. Richards on what the change orders were for.

SITTING AS THE BOARD OF THE
SOLID WASTE SERVICE DISTRICT

ITEM NO. 12: MISCELLANEOUS SERVICE DISTRICT MATTERS: Solid Waste Alternatives: Mr. Oshel is working with Riedel on reducing the price of their composting proposal. Their property taxes will be \$33,000 a year, and he asked if the Board would consider exempting them.

Commissioner Woodward asked if it was in the Enterprise Zone. Mr. Oshel said, "no," but Riedel is also considering building on the Port.

There was consensus to have Riedel figure their costs including property taxes.

Request to Waive Dumping Fees: Mr. Oshel had a request from Helping Hands to allow them to deliver 3-5 loads of trash a month and waive the fee. They receive rummage sale "left-overs" and sort through them to give to various agencies. Mr. Oshel doesn't normally allow this, but their service does reduce the amount of trash going to the landfill.

Commissioners Kinkade and Creasy felt it was a good concept. Commissioner Woodward felt it would be too "open-ended."

After further discussion, Mr. Oshel said he would work up a tentative program for review by the Board.

SITTING AS THE
BOARD OF COMMISSIONERS

ITEM NO. 13: CONSIDERATION OF CONTRACT WITH P & F CONSTRUCTION FOR CONSTRUCTION OF SALEM AVENUE BRIDGE: Mr. Oshel said the Board approved the contract at the July 29th meeting.

The Commissioners signed two copies of the contract.

ITEM NO. 14: MISCELLANEOUS PUBLIC WORKS: Consideration of Line Item Transfer: Mr. Oshel said the transfer covers the bridge construction and purchase of office equipment.

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

The Commissioners signed Order #87-104.

Traffic Sign on South Prairie Road: Mr. Oshel said he made an executive decision to put a stop sign on South Prairie Road facing east on Clemens Corner. There have been several near major injuries, and he felt this would alleviate the problem.

ITEM NO. 8: CONSIDERATION OF AMENDMENT #2 TO THE MILLS BRIDGE ROAD TIMBER SALE CONTRACT TO CORRECT LOG PRICES: Mr. Berry said the values of the minor species and alder are incorrect on the contract. The values will be less than what is shown.

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

The Commissioners will sign the amendment at a later date.

UNSCHEDULED: DISCUSSION CONCERNING TIMBER SALES: Mr. Berry said the Mills Bridge sale has about 7 acres that should be burned. He requested permission to contract that piece to be burned, and include the landing site the logger is finishing now.

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Commissioner Creasy asked if the public would be offered the slash piles. Mr. Berry said, "hopefully."

Mr. Berry said he would like to check with Mr. Young on the easement for the Brooten Road dump site. Mr. Duncan told him he couldn't do anything on the county property other than to go to the dump. Mr. Berry reviewed the easement and it doesn't say anything about restricted use. He would like to be able to go in and log that piece of ground and do the scarification work.

There was consensus to have Mr. Berry review the easement with Mr. Young.

Chairman Kinkade adjourned the meeting at 11:58 a.m.

RESPECTFULLY Submitted this 13th day of August, 1987.

Dorene Sheldon
Dorene Sheldon, Recording Secretary

APPROVED BY:

DJK
DJK

GJC
GJC

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