

final

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, September 9, 1987
Page 1

COMMISSIONERS PRESENT: Gerald J. Creasy, Vice-Chairman
Gerald A. Woodward, Commissioner

COMMISSIONER ABSENT: Dean J. Kinkade, Chairman
(Attending Emergency Management
seminar)

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

STAFF PRESENT FOR PORTIONS OF MEETING: Jon Oshel, Public Works
Director; Dave Krebs, Shop Foreman; Gordon Booth, Emergency
Management; Charlie Anderson, Parks Superintendent; Paul
Levesque, Researcher

GUESTS PRESENT: Kirk Hamann, Feenaughty Machinery Company; Casey
Jones, Hessel Tractor and Equipment; John Irvine, Fischer Mill
Supply; Randall Koch

ITEM NO. 1: CALL TO ORDER: By Vice-Chairman Creasy at 10:03
a.m. in the Justice Courtroom.

UNSCHEDULED: CONSIDERATION OF ORDER WAIVING COUNTY CLERK RECORD-
ING FEES FOR TWO CANCELED PARCELS TO-WIT KEY 263921 AND KEY
261111: This was approved at the August 19, 1987 Board meeting.

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

The Commissioners signed Order #87-114.

UNSCHEDULED: CONSIDERATION OF LETTER FOR SIGN PERMITS: Commis-
sioner Woodward moved, Commissioner Creasy seconded to approve
the letter to Brad Widler, Supervisor of the State Advertising
Sign Permits Division requesting two sign permits for Cloverdale,
and two for future consideration, carried with two aye votes.

The letter had been previously signed.

UNSCHEDULED: CONSIDERATION OF CHANGE ORDER #1 WITH KEN LEAHY
CONSTRUCTION FOR THE 1987 TILLAMOOK COUNTY LANDFILL CONSTRUCTION:
Commissioner Woodward moved, Commissioner Creasy seconded to
approve the change order, carried with two aye votes.

The Commissioners signed Change Order #1.

Mr. Oshel asked if the Board could authorize Mr. Hannon and
himself to change the dollar amount of a contract. Mr. Young
said the Board doesn't have authority to delegate that, but the
contract could include a clause authorizing Mr. Oshel to make

unanticipated changes with a percentage limit, subject to ratification by the Board at their next meeting. Mr. Young said Mr. Oshel and he would work on the clause.

UNSCHEDULED: DISCUSSION CONCERNING DESIGNATION OF TILLAMOOK ECONOMIC ACTION COMMITTEE TO HOLD PUBLIC HEARINGS FOR INPUT TO THE GOVERNOR: Mr. Young said Order #87-113 was signed last week; however, the statute requires the appointment be done by ordinance. He said he would begin the ordinance process, which would reaffirm that any hearings held before passage of the ordinance were approved by the Commissioners.

UNSCHEDULED: TESTIMONY IN OPPOSITION TO THE UPCOMING FEDERAL EMERGENCY MANAGEMENT ASSOCIATION (FEMA) EXERCISE: Randall Koch read testimony from Virginia M. Morgan, who was unable to attend the meeting. He submitted copies of the letter and signed petitions of citizens in opposition to the exercise. Ms. Morgan felt the exercise gives a "false sense of security to citizens and fosters a national policy of the viability of limited nuclear exchanges" (see attached statement). Mr. Koch was interested in setting up a task force. He said the group wasn't against the emergency training process, but felt it should be based on more realistic emergencies.

Commissioner Creasy felt there was no reason to change the process. Commissioner Woodward didn't feel anyone could win a nuclear war, but the plan is for all hazards, not just nuclear.

ITEM NO. 2: CONSIDERATION OF AMENDMENT #3 TO THE 1987-89 INTERGOVERNMENTAL AGREEMENT WITH THE MENTAL HEALTH DIVISION: Commissioner Woodward moved, Commissioner Creasy seconded to approve the amendment, carried with two aye votes.

The Commissioners signed two copies of Amendment #3.

ITEM NO. 3: CONSIDERATION OF ORDER CANCELING OUTSTANDING WARRANTS MORE THAN SEVEN YEARS OLD: Commissioner Woodward moved, Commissioner Creasy seconded to approve the order, carried with two aye votes.

The Commissioners signed Order #87-115.

ITEM NO. 4: BID OPENING: BACKHOE FOR ROAD DEPARTMENT: Commissioner Creasy opened the five bids as follows:

<u>Company</u>	<u>Backhoe Price</u>	<u>4 in 1 Bucket Price</u>
1) Feenaughty Machinery Co.	\$27,287.00	\$2,088.00
2) Hessel Tractor & Equipment	29,234.00	2,175.00
3) Fischer Mill Supply Inc.	29,756.00	1,140.00
4) Case Power and Equipment	34,560.00	1,130.00

5) The Halton Company 35,250.00 3,870.00

Mr. Oshel said there were many exceptions to the specifications. He said he would review them and report back under Public Works.

ITEM NO. 5: BID OPENING: ONE TON TRUCK FOR ROAD DEPARTMENT:
Commissioner Creasy opened the two bids.

- 1) Bob Wirth Motors - \$11,295.00
- 2) Tillamook Motor - \$14,121.00

Mr. Oshel said he would review the bids and report back under Public Works.

ITEM NO. 6: CONSIDERATION OF ORDER APPOINTING FRED YOUNG TO THE TILLAMOOK COUNTY COMMUNITY CORRECTIONS ADVISORY COMMITTEE:
Commissioner Woodward moved, Commissioner Creasy seconded to approve the order, carried with two aye votes.

The Commissioners signed Order #87-116.

ITEM NO. 7: BID OPENING: ASPHALT PAVING AND GRADING FOR PACIFIC CITY NEIGHBORHOOD PARK: Commissioner Creasy opened the two bids.

- 1) Oceanlake Paving Company - \$3,565.00
- 2) S-C Paving Company - \$2,420.00

Mr. Anderson said he would review the bids and report back later in the meeting.

ITEM NO. 8: DISCUSSION CONCERNING RESEARCHING COUNTY LAND VALUE:
Ms. Richards said Board approval is required for Mr. Levesque to finish the work requested by the auditors. Mr. Levesque said he should complete the project Friday.

Commissioner Woodward moved, Commissioner Creasy seconded to approve Mr. Levesque to do the work, carried with two aye votes.

Vice-Chairman Creasy recessed the meeting at 10:42 and reconvened at 10:50 a.m.

ITEM NO. 11: DISCUSSION CONCERNING JUSTICE COURT AUDIT: Ms. Richards said Judge Christensen requested an audit be done. The auditors need to know if the Board wants it done, and for what period of time. The cost is approximately \$1,000. Chairman Kinkade told Ms. Richards he was in favor of the audit, and it could be for July 1 to September 1, 1987.

Commissioner Woodward said it was a good idea.

Mr. Young said it is an unnecessary expenditure. However, if it is important enough to the Judge, then the dollar cost could take a secondary role.

Commissioner Woodward moved to authorize the audit from July 1 to September 1, not to exceed \$1,000.

Commissioner Creasy felt it was setting a precedent. Mr. Young said elected officials have resigned before without audits being done.

The motion died for lack of a second.

ITEM NO. 12: CONSIDERATION OF REQUEST FOR REFUND OF TAXES FROM DEAN AND STEPHANIE REYNOLDS: Commissioner Woodward moved, Commissioner Creasy seconded to approve the refund, carried with two aye votes.

The Commissioners signed the Request for Refund of Taxes form.

ITEM NO. 13: DISCUSSION CONCERNING W-2 REPORTING: Ms. Cherry said this year the county will be required to file the W-2 reporting to the state on magnetic tape. Klamath County will send the county the computer program necessary. This process is less expensive, as the county spends approximately \$200-300 on W-2 forms each year. The information will be printed on perforated white paper, and is in compliance with state rules.

There was consensus to have the Personnel Department use the new process.

ITEM NO. 14: CONSIDERATION OF COMMISSION PROCEEDINGS: Commissioner Woodward moved, Commissioner Creasy seconded to approve the August Commission Proceedings, carried with two aye votes.

The Commissioners signed the Commission Proceedings.

SITTING AS THE BOARD OF
THE HEBO SERVICE DISTRICT:

ITEM NO. 15: MISCELLANEOUS SERVICE DISTRICT MATTERS: Commissioner Woodward said he received a letter from Tim Hamburger complaining about the monthly fees and wanting to know where the money was spent. He also received a call from Glen Brassfield wanting an itemized statement of where the money was spent.

Mr. Young said he could write each of them a letter. Commissioner Woodward said that would be good, but felt an evening meeting in Hebo should be scheduled.

There was consensus to schedule the meeting.

SITTING AS THE BOARD OF
THE SOLID WASTE SERVICE DISTRICT:

ITEM NO. 16: MISCELLANEOUS SERVICE DISTRICT MATTERS: Mr. Oshel said the Solid Waste Advisory Committee recommended setting up recycle shacks with the franchisers. The franchisers hope to have them in place before Recycle Awareness Week, October 4-10.

SITTING AS THE
BOARD OF COMMISSIONERS:

ITEM NO. 19: MISCELLANEOUS PUBLIC WORKS: Mr. Oshel said the one-ton truck bid was awarded to Bob Wirth Motors, Inc. with a price of \$11,295.

Mr. Oshel said each of the companies had exceptions on the backhoe. Mr. Krebs and he reviewed the three low proposals to see how much the exceptions would make a difference.

The JCB offered by Feenaughty Machinery (\$27,287) had two areas out of specification. The turning radius (specifications were 24, they had 33) and front axle oscillation (specifications were 22 degrees, they bid 10) were unacceptable.

The John Deere offered by Hessel Tractor and Equipment (\$29,234) was out of specification in the front axle weight (specifications were 11,500#, they bid 9,800#), which would cause problems when using the 4 in 1 bucket.

The Case 580K offered by Fischer Mill Supply, Inc. (\$29,756) was out of specification slightly in the front axle oscillation (specs were 22 degrees, they bid 20 degrees).

Mr. Oshel recommended purchasing the Case 580K and the 4 in 1 loader bucket for an additional \$1,140 from Fischer Mill Supply, based on the above information.

There was discussion on ^{accepting} excepting the bids with the exception included. Mr. Young said if one bidder complains the county accepted the bid with the exception and it was higher than his, the county's response would be all bids had exceptions. The exception on the backhoe chosen was not critical to the operation.

The Board agreed with Mr. Oshel's decision.

ITEM NO. 9: DISCUSSION CONCERNING PARTICIPATION IN HIGHWAY 101 VISUAL MANAGEMENT PROJECT: Commissioner Creasy said this is a grant to provide funds for visual management and to clean up view points along the coast. Suggested areas were Neah-kah-nie Moun-

tain, Smuggler's Cove and above Wynema. Commissioner Creasy said 70% is for the study, and the 30% is the county's match for implementation.

Commissioner Woodward moved, Commissioner Creasy seconded to have Mr. Oshel review the grant application, carried with two aye votes.

ITEM NO. 10: AWARD OF BID FOR ASPHALT PAVING AND GRADING FOR PACIFIC CITY NEIGHBORHOOD PARK: Mr. Anderson said Oceanlake bid on 3" and S-C bid on 2". Mr. Anderson called S-C and asked what the difference in price would be for 3", and was told .18/square foot, totaling \$2,852. Mr. Anderson recommended awarding the bid to S-C Paving.

Mr. Young asked if the request was for 2" or 3". Mr. Anderson said the bid did not specify, but asked them to follow state highway recommendations for paving. Mr. Oshel said state standards don't imply a depth. Mr. Anderson met with Oceanlake on the site where Mr. Anderson specified 3".

Mr. Oshel said as the price was under \$5,000, the bids could be considered price proposals. Oceanlake gave one price proposal; S-C Paving gave two proposals, one at 2" and one at 3". Mr. Young said absent a stated thickness in the bid proposal, it is legal to use that process.

After further discussion, Commissioner Woodward moved, Commissioner Creasy seconded to award the proposal to S-C Paving for 3" overlay, not to exceed \$2,852, carried with two aye votes.

Mr. Anderson asked if he could select known contractors within the area and invite them to bid on various projects, and then follow up on each one. Mr. Young recommended not doing that.

The contract will be signed at a later date.

ITEM NO. 17: CONSIDERATION OF ORDER DECLARING SURPLUS COUNTY OWNED PROPERTY: Mr. Oshel asked if the Board wanted the Blazer that is parked by the auction equipment sold. Commissioner Woodward said there should be two Blazers, and one should have a winch.

Mr. Young will check on the second Blazer.

Commissioner Woodward moved, Commissioner Creasy seconded to approve Order #87-117 declaring surplus county owned property, including the two blazers, carried with two aye votes. The two blazers will be added to the list later in the day.

The Commissioners signed Order #87-117.

ITEM NO. 18: CONSIDERATION OF VACATION OF A PORTION OF BIG TROUT ROAD: Mr. Oshel said the applicant, Helen B. Willard, needs the additional land to allow proper setbacks for a drainfield, and there would be no negative impact to the road. The vacation can be done without a public hearing, because the request has been approved by the Three Rivers Road District and the adjoining property owners. Mr. Oshel recommended approval.

Commissioner Woodward moved, Commissioner Creasy seconded to approve the order vacating a portion of Big Trout Road, carried with two aye votes.

The Commissioners signed Order #87-118.

ITEM NO. 19: MISCELLANEOUS PUBLIC WORKS: Mr. Oshel canceled the public hearing scheduled for this afternoon regarding the gate blocking South Prairie to Netarts Highway. He wasn't able to get the information to the paper in time for publication, and Anita Neilsen requested time to gather signatures on a petition in opposition to the gate closure. Mr. Oshel felt that is part of the public process.

Mr. Oshel recommended holding the hearing October 7, 1987 at 1:30 p.m., which will allow himself more time to do background work.

Commissioner Woodward moved, Commissioner Creasy seconded to approve the Notice of Public Hearing, carried with two aye votes.

The Commissioners signed the Notice of Public Hearing.

Vice-Chairman Creasy adjourned the meeting at 11:50 a.m.

RESPECTFULLY Submitted this 17th day of September, 1987.

Dorene Sheldon
Dorene Sheldon, Recording Secretary

APPROVED BY:

DJK
DJK

GUC
GUC

GAW
GAW