

**MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING**

**Wednesday, May 5, 1999**

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**[Filed with County Clerk 6-18-99]**

**COMMISSIONERS PRESENT:**

Sue Cameron, Chairperson  
Tim Josi, Vice Chairperson  
Gina Firman, Commissioner

**STAFF PRESENT:**

William K. Sargent, County Counsel  
Mary Wujcik, Board Assistant

**STAFF PRESENT FOR PORTIONS OF MEETING:** Sharron Borg, Craig Schwinck, Michael Soots, Richard White, Information Services; David Pickering, Human Resource Analyst; Jon Oshel, Public Works Director; Pat Oshel, Engineering Project Supervisor; George Plummer, Planner; Tom Manning, Emergency Management Director; Hal Nauman, Environmental Program Manager

**GUESTS:** Jeff Hastings, Peggy Evans; Lonny Moeller; Jerry Dove; Kathryn Madsen; Frances Hollett

**CALL TO ORDER:** At 9:00 a.m. in the new Meeting Room.

**ITEM NO. 1: DEDICATION OF NEW MEETING ROOM:** Pastor Hastings said the new room was a wonderful facility and he offered a blessing.

Ms. Evans offered a blessing from the Bah' ai faith.

**ITEM NO. 2: CONSIDERATION OF RESOLUTION PROCLAIMING MAY 6, 1999 AS A DAY OF PRAYER IN TILLAMOOK COUNTY:** Commissioner Firman read the resolution. Commissioner Josi said he would read it the following day at noon on the Courthouse steps.

Commissioner Firman moved to approve the resolution, Commissioner Josi seconded, passed with three aye votes.

The Commissioners signed Resolution #R-99-18.

Chair Cameron noted that Ms. Scott was video taping the meeting for Channel 4.

**NON-AGENDA ITEMS: Employee of the Month - Sharron Borg:** Commissioner Josi read the press release recognizing Ms. Borg. The Board congratulated her on being chosen by her peers. She had worked in three different departments in the County.

**ITEM NO. 3: CITIZEN INPUT:** There was none.

**ITEM NO. 4: CONSENT CALENDAR:**

**Board of Commissioner Meeting Minutes for March 24, 29 & April 5, 1999;**  
**Order #99-63, Transferring Certain County-Owned Property to the Port of Garibaldi:**

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Commissioner Josi moved to approve the consent calendar, Commissioner Firman seconded, passed with three aye votes.

The Commissioners signed the items later in the day.

**ITEM NO. 5: CONSIDERATION OF NOTICE OF INTENT TO AWARD FOR AUDIT SERVICES:** This item was canceled.

**ITEM NO. 6: CONSIDERATION OF INTERGOVERNMENTAL AGREEMENT WITH OREGON DEPARTMENT OF AGRICULTURE FOR SHELLFISH SANITATION PROGRAM:** Mr. Nauman said the agreement was pretty straightforward and could be done within the time lines. It was a renewal of an existing agreement.

Commissioner Josi moved to sign the agreement, Commissioner Firman seconded, passed with three aye vote.

The Commissioners signed the agreement.

**ITEM NO. 7: CONSIDERATION OF AGREEMENT FOR TEMPORARY SITING PERMIT FOR RELOCATING EXISTING RESIDENCE WITH WILLIS & ROBERTA DART:** Mr. Plummer explained the situation. Mr. and Mrs. Dart's home is located on the upper Nehalem River, near an active landslide. This agreement would allow them to move their house back onto another lot. HLB Engineering would certify that the new placement location was safe on a year by year basis.

Commissioner Josi asked about indemnification of the County. Counsel Sargent said the County could not be totally indemnified; there was no way the County could be completely insulated. However, he recommended that this be signed in order to help the Darts. The risk to the County was small compared to the benefit to the Darts and worth taking.

Commissioner Josi said they were an elderly couple looking for place to end their days. He felt they County should do something to help them.

Mr. Plummer said it was within the Nehalem urban growth boundary.

Chair Cameron asked if anything else could be done to help them. Mr. Plummer said the geo-technical study pretty well covered it.

There was further discussion regarding the implementation of the agreement.

Commissioner Firman moved to sign the agreement, Commissioner Josi seconded, passed with three aye votes.

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The Commissioners signed the agreement.

**ITEM NO. 8: MODIFICATION #1 TO AGREEMENT WITH CARLSON TESTING, INC., FOR INSPECTION SERVICES ON THE TILLAMOOK COUNTY GENERAL HOSPITAL CONSTRUCTION & RENOVATION PROJECT:** Commissioner Josi moved to sign the agreement, Commissioner Firman seconded, passed with three aye votes.

The Commissioners signed the agreement modification.

**ITEM NO. 9: AMENDMENT TO PROJECT IMPACT AGREEMENT FOR ADDITIONAL FUNDS FOR IMPLEMENTING NON-STRUCTURAL MITIGATION MEASURES (ELEVATION PROJECTS & FLOOD EASEMENTS):** Mr. Manning updated the Board on the matter. They wanted more money to elevate additional homes. He was able to make use of the proper procedures to ask for additional funds and the timing was good. He explained what the money could be used for.

Commissioner Josi moved to authorize the Chair to sign, Commissioner Firman seconded, passed with three aye votes.

The Chair signed the amendment.

Chair Cameron thanked Mr. Manning for putting together the presentation, which she had given in Washington, D. C. Mr. Manning displayed the banner that would be hung and signed during Secretary Witt's visit on May 25.

**ITEM NO. 10: CONSIDERATION OF DEDICATED SPACE LEASE AGREEMENT WITH KIAWANDA SENIOR COMMUNITY CENTER FOR VARIOUS SERVICES THROUGH THE TILLAMOOK COUNTY SERVICE INTEGRATION PROJECT:** Commissioner Josi read Ms. Trueblood's statement regarding the agreement and the use of the space for WIC and Service Integration. One space would be charged at \$30 per month and the other space would be without charge.

Commissioner Josi moved to sign the lease agreement, Commissioner Firman seconded, passed with three aye votes.

The Commissioners signed the lease agreement.

**ITEM NO. 11: CONSIDERATION OF AGREEMENT WITH CLATSOP COUNTY FOR JUVENILE DETENTION FACILITY:** Commissioner Firman explained the agreement and moved to approve it, Commissioner Josi seconded, passed with three aye votes.

The Commissioners signed the agreement.

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**ITEM NO. 12: PUBLIC HEARING: DISCUSSION REGARDING MIAMI-COVE GRANGE & WHETHER OR NOT THE PROPERTY IS SUITABLE FOR THE DEDICATED PURPOSE:** Chair Cameron asked if there was any comment from the public. Hearing none she asked for comment from the Board.

Commissioner Firman suggested Wayne Jensen, Curator of the Pioneer Museum, be asked if he had any concerns about selling the property. She said it was also an American Indian historical site.

**ITEM NO. 13: CONSIDERATION OF ORDER ESTABLISHING LOAD LIMITS FOR CERTAIN BRIDGES WITHIN TILLAMOOK COUNTY:** Commissioner Josi moved to sign the order, Commissioner Firman seconded, passed with three aye votes.

The Commissioners signed Order #99-64.

**ITEM NO. 17: NON-AGENDA ITEMS:** Commissioner Firman asked Pastor Hastings for a copy of his blessing.

**Mediated Gravel Agreement:** Commissioner Josi discussed the mediated agreement that phased down commercial gravel mining. He said that Mr. Cleary, from Division of State Lands would like to reopen the agreement and update it. Commissioner Josi was concerned about the additional gravel changing the course of the Wilson River to the Daugherty Slough, if the water were to cut a new channel. Commissioner Josi would like to draft a letter to all parties, bringing them back together. The letter would be from the Board. He said this would have an impact on the salmon.

Commissioner Firman said that this matter had needed to be opened for a long time and she thought they should move forward.

Chair Cameron said she was glad to see that the impacts to the water quality and fish would be considered. Commissioner Josi said Mr. Dickens from the NW RC&D would be participating.

There was a consensus to go ahead and arrange the meeting.

**Congressional Update:** Chair Cameron said the Corps of Engineers WRDA passed the Senate with Tillamook County mentioned in it. However, when it passed the House, Tillamook County had not been included. She said Congressman Blumenauer got the Willamette River included. There was now a joint conference committee to work out the differences. Senator Wyden would be working on behalf of Tillamook County. She explained the process.

**Concerns Regarding Temporary Restaurant Certificates:** Commissioner Josi said Ms. Chadwick called him with concerns over the licenses for the Farm-Fest food booths. They were to be charged \$100 per day and she wanted the fees waived. Chair Cameron explained the law about charging.

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She had talked to Mr. Troxel and he would be working with Mr. Nauman on this request. The County typically waived fees for non-profit organizations.

**ITEM NO. 14: CONSIDERATION OF RESOLUTION ESTABLISHING A POLICY RELATED TO MAILBOXES ON PUBLIC RIGHTS-OF-WAYS UNDER COUNTY "JURISDICTION"**: Mr. Oshel said this institutionalized the existing policy. At issue was keeping the shoulder in good condition, which had traditionally been between the post office and the property owners. Mr. Oshel said this order directed the citizens to work with the post office if there was a problem.

Commissioner Firman moved to sign the resolution, Commissioner Josi seconded, passed with three aye votes.

The Commissioners signed Resolution #R-99-19.

**ITEM NO. 15: MISCELLANEOUS PUBLIC WORKS:** Commissioner Josi asked Mr. Oshel for an update on the Tierra del Mar project. Mr. Oshel said no word as of ½ hour previously.

Commissioner Josi said the Wilson River Loop project had increased in cost from \$3.2 million to \$5.2 million. He said the question was whether ODOT could get the funds. There was an opportunity to federalize the project. Another project had slipped away and so this project could get those funds, but there may be additional restrictions. Mr. Oshel said they were looking at July 22 for a bid date, with September 1 as the start date and September 30 for detour and bridge footings to be in place. The contractor could work through the winter and finish in September 2000. The south and middle bridges would be expanded substantially, which added to the cost. The ODOT hydrologist redesigned them to fit the worst-case scenario.

**ITEM NO. 16: MISCELLANEOUS SOLID WASTE SERVICE DISTRICT MATTERS:** Mr. Oshel said the Tillamook City clean-up day for public areas was scheduled for June 5, and they were asking for the County to waive disposal fees for that day. The present policy was not to charge for that, and he was proposing to keep it free. He did not recommend having a County-wide personal clean-up day for free. The Board concurred.

Mr. Oshel said he was trying to find a way to fund the clean-up of the slough behind Rosenberg's. They would need a DEQ permit to store that many tires, but he would also need to know the date of removal and the funding available

Mr. Oshel said there would be a one-time-only fee and they might be able to handle it from the Solid Waste Service District budget. They would not have to worry about grants and paperwork and could just get it done.

Mr. Manning said the tires would be cleaned up on June 4 and 5, so it was coming soon. Chair

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Cameron said this could make a big impact and do some good work. There was a consensus to discuss this at the budget meeting.

**ITEM NO. 17: NON-AGENDA ITEMS AND BOARD CONCERNS: Y2K Public Information Meeting:** Commissioner Firman complimented Mr. Schwinck and Mr. Manning on the Y2K meeting at the Fairgrounds.

Chair Cameron adjourned the meeting at 10:10 a.m.

**RESPECTFULLY** submitted this \_\_\_\_ day of \_\_\_\_\_, 199\_\_ .

County Clerk: Josephine Veltri

\_\_\_\_\_  
Mary Wujcik, Recording Secretary  
& Special Deputy

**APPROVED BY:**

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Vice Chairperson

\_\_\_\_\_  
Commissioner