

**MINUTES-TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, May 19, 1999**

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[Filed with County Clerk 6-23-99]

COMMISSIONERS PRESENT:

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

STAFF PRESENT:

William K. Sargent, County Counsel
Paul Levesque, Management Analyst

STAFF PRESENT FOR PORTIONS OF MEETING: Tom Manning, Emergency Management Director and Jon Oshel, Public Works Director.

GUEST: Randall Saunders, R.S.S. Architecture, P.C.; David Leibbrandt, Murray, Smith & Associates; John Harshman, General Manager for McMinnville Water and Light; Greg Keaton, Pacific West Ambulance; Tonya Dimmitt, South County Community Center; Dorothy White; See attached guestlist.

CALL TO ORDER: By Chair Cameron at 6:37 p.m. at the Cloverdale Fire Hall.

UNSCHEDULED: Chair Cameron announced the results of the library levy that was passed yesterday.

ITEM NO. 1: BID OPENING FOR CONSTRUCTION OF SALLY PORT: Chair Cameron described what a sally port is and read the bids:

	<u>Basic</u>	<u>Alt. #1</u>	<u>Alt. #2</u>
New Hope Builders	\$78,900	\$122,900	\$116,900
Pacific Tech	\$91,900	\$158,900	\$145,900

Mr. Saunders was given the bids for review and asked was asked to report back.

ITEM NO. 2: DISCUSSION REGARDING MCQUIRE RESERVOIR EXPANSION: Chair Cameron introduced David Leibbrandt of Murray, Smith & Associates (engineering firm), and John Harshman, General Manager for McMinnville Water and Light. Mr. Harshman gave an explanation of the proposed expansion which would double the size of the existing reservoir. He stated they had completed the planning and were now in the permitting process. He described the fish passage waiver process. He also added that he was willing to do the "right things" as to dam safety. He then discussed the time lines proposed with construction in the winter of 2001. He said he was committed to working with the County on safety issues. He stated that their existing water rights entitled them to take all the water but they didn't do that.

Chair Cameron clarified the Board support of the fish waiver but that the Board had grave reservations about the project. Chair Cameron introduced Mr. Manning. There was a discussion about doing inundation mapping and dam break analysis. Mr. Manning described the importance of a citizen committee for the emergency action plan and participation in the design review team. Mr. Manning discussed the dam design code and changes on the horizon stating that it should be designed to the new standards.

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Commissioner Josi described some of the earthquake risks. Commissioner Firman offered her comments about how the County was taking all the risks and that the McQuire folks had to do monumental work with the community. Mr. Leibbrandt discussed the water rights issue, public perception and the Old Meadow Lake Dam.

Commissioner Josi responded that it was not a "win-win" situation because the McQuire people get the benefit and the County gets the risk. Chair Cameron echoed Commissioner Josi and Firman's comments and the need to work with the community.

Mr. Tracey asked why the dam could not be built to a 9.0 seismic standard. Mr. Harshman said he wanted to do the right thing and determine what the highest standards were.

Mr. Dufner asked what legal rights they had to raise the dam. Mr. Harshman said they had no right but they were going through a process and that the regulatory agencies had the final say.

Mr. Rue talked about faults in the area of the dam. Mr. Harshman said they would have several billion dollars in insurance. He also responded that the present dam was not leaking.

Ms. Lane said she lived on the river and was concerned about the entire Pacific City area. She asked what would cause them not to get the permit. Mr. Harshman stated the Oregon Water Resources Department Dam Safety Section had that authority.

Ms. McVicker criticized the public involvement process. Mr. Harshman talked about all the notice that she "should have" received. They said they would ensure she was on the list.

Mr. Walsh, Cloverdale, asked whether the existing dam could be built today. Mr. Harshman said no.

Mr. Dundon, Beaver, asked about funding. Mr. Harshman described the budget process. Mr. Dundon also asked what events could cause a failure. Mr. Harshman said no one would design a dam that would fail but the end of the world or an earthquake could. Mr. Harshman described the seismic safeguards.

Mr. Levin asked about the public comment to the Corps of Engineers. Mr. Harshman described the comment period that would be later this summer.

ITEM NO. 3: CONSIDERATION OF A RESOLUTION PROCLAIMING THE WEEK OF MAY 16-22, 1999, AS EMERGENCY MEDICAL SERVICES WEEK: Mr. Keaton, paramedic with Pacific West, thanked the Board and local people for continued support. Commissioner Firman read the resolution.

Commissioner Firman moved that the Board sign the resolution, Commissioner Josi seconded, passed with three aye votes. The Board thanked the Emergency Medical Services community. The Board signed Resolution #R-99-20 later that day.

ITEM NO. 4: CITIZEN INPUT: None was given.

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CONSENT CALENDAR:

Consideration of Personnel Action form for Craig Schwinck, Human Resources/Information Services Director;

Consideration of an Irrevocable Limited Power of Attorney Local Government Investment Pool for Nestucca River (Shorty Farmer Rd) BR#11378A, Project No. X-ACBRF-CO57(018)Agreement No. 14556.

Chair Cameron read the consent calendar and described its purpose:

Commissioner Josi moved that the Board sign the items on the consent calendar, Commissioner Firman seconded, passed with three aye votes.

The Board signed the items later that day.

ITEM NO. 7: CONSIDERATION OF AN ORDER POSTING A "NO PARKING" ZONE ON A PORTION OF CAPE LOOKOUT ROAD: Mr. Oshel explained that the zone was the section of road at the dunes on the south end to stop ATV's from parking while revegetation occurs.

Commissioner Josi moved that the Board signed the Order, Commissioner Firman seconded, passed with three aye votes.

The Board signed Order #99-68 later that day posting a no parking zone on a portion of Cape Lookout Road.

ITEM NO. 8: MISCELLANEOUS PUBLIC WORKS: Mr. Oshel updated everyone on the Cape Lookout slide and the Tierra Del Mar slide.

ITEM NO. 9: MISCELLANEOUS SOLID WASTE SERVICE DISTRICT MATTERS: None.

ITEM NO. 11: DISCUSSION CONCERNING PROPOSED LAND EXCHANGE FOR ACQUIRING A PARCEL IN HEBO FOR USE AS A COMMUNITY CENTER: Mr. Levesque described the background and process for the exchange. Ms. Dimmitt also provided a background and partners in the proposal.

Mr. Hubbard was informed that the entire 30 acre parcel in Hebo would be acquired.

Mr. Peterson said that there were questions about maintaining the facilities. Ms. Dimmitt said each individual partner would be responsible for maintenance which she described. Chair Cameron suggested that people with concerns should talk to the partners.

Mr. Tracey said the concern about ongoing expenses needed to be addressed but saving their youth was the best way.

Mr. Carriger said the partners came together for cost efficiencies and the land deal was an important

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part.

Ms. Hans, Polk County, spoke about her son who had a drug problem and addressed the importance of the project.

ITEM NO. 12: NON-AGENDA ITEMS AND BOARD CONCERNS: Commissioner Cameron presented a proposed letter of support for the Tillamook Work Solutions.

Commissioner Josi moved that the Board sign the letter, Commissioner Firman seconded, passed with three aye votes.

The Board signed the letter of support later that day.

UNSCHEDULED continued: Mr. Levesque described the foreclosure process that lead to the Dorothy White foreclosure. Ms. White presented letters to the Board detailing the extenuating circumstances that lead to the foreclosure.

Commissioner Josi moved to resell the property to Ms. White for \$8,373.26, Commissioner Firman seconded, passed with three aye votes.

Commissioner Firman gave the history of another foreclosed property and a request to purchase the parcel. The Board said that they did not wish to reopen the issue formally at this time but if the interested person wanted to talk to individual Board members it was his prerogative.

Chair Cameron adjourned the meeting at 8:20 p.m.

RESPECTFULLY submitted this ____ day of _____, 199__ .

County Clerk: Josephine Veltri

Mary Wujcik, Recording Secretary
& Special Deputy

APPROVED BY:

Chairperson

Vice Chairperson

Commissioner