

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

**Wednesday, June 9, 1999**

**Page 1**

**[Filed with County Clerk 6-23-99]**

**COMMISSIONERS PRESENT:**

Tim Josi, Vice Chairperson  
Gina Firman, Commissioner

**COMMISSIONER ABSENT:**

Sue Cameron, Chairperson  
(Washington D.C.-Government Technologies Conf.)

**STAFF PRESENT:**

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

**STAFF PRESENT FOR PORTIONS OF MEETING:** Lt. Pickett, Sheriff's Department; Deputy Hill, Code Enforcement Officer; Jon Oshel, Public Works Director; Charlie Anderson, Parks Superintendent; and Nancy Steiner, Building Official.

**GUEST:** Moysha Barnett; Chuck Hurliman; Troy Downing, Extension Service Officer; Myrt Williams, Trask River resident; and Lee Walker, City Sanitary.

**CALL TO ORDER:** By Vice-Chair Josi at 9:00 a.m. in Meeting Room A.

**ITEM NO. 1: CITIZEN INPUT:** Mr. Barnett was present to discuss concerns over second hand stories about the treatment of inmates, including sanitation, health concerns and food service. He also talked about handling of the laundry chemicals. He also discussed an inmate and issues with medications and access to visitors. Commissioner Firman said she took detailed notes. The Board would report back to Mr. Barnett. Lt. Pickett said he would set up a meeting with Lt. Todd Anderson, Jail Commander and Mr. Barnett next week and also give Mr. Barnett a tour of the corrections facility. Commissioner Josi asked that Lt. Pickett report back to the Board on the result of the meeting. Lt. Pickett was also asked to provide written rights of inmates and visitors. The Board thanked Mr. Barnett for coming.

Mr. Hurliman, 12985 Hwy 101 South, Tillamook, asked if testimony would be permitted on 11, 12 and 13. The Board advised testimony would be allowed.

**ITEM NO. 2: CONSENT CALENDAR:**

**Two Irrevocable Limited Powers of Attorney for Local Government Pool for: Big Nestucca River (Shorty Farmer Bridge Section), Project #X-BRF-STP-CO57(19)/EA#CONO1037/Agreement #14556 and for Sandlake Road Slide Project #X-STP-0339(003)EA #R6810000/Agreement #17228:**

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

The Commissioners signed the items later in the day.

**ITEM NO. 3: CONSIDERATION OF ORDER TRANSFERRING FUNDS BETWEEN BUDGETED LINE ITEMS FOR THE 4-H & EXTENSION SERVICE DISTRICT:** Mr. Downing, Extension Officer, described the line item transfers.

Commissioner Firman moved to sign Order #99-77, 4-H & Extension Order #99-3, Commissioner Josi

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

**Wednesday, June 9, 1999**

**Page 2**

**[Filed with County Clerk 6-23-99]**

seconded, passed with two aye votes.

The Commissioners signed Order #99-77.

**ITEM NO. 4: CODE ENFORCEMENT UPDATE:** Deputy Hill distributed a copy of a report (attached) which he summarized. He discussed an issue with getting rid of old vehicles. This was to be scheduled at the next staff meeting. Mr. Oshel said there was an issue with vehicle titles. Counsel Sargent was asked to research the issue.

**ITEM NO. 5: CONSIDERATION OF TILLAMOOK COUNTY COMMUNITY CORRECTIONS PLAN FOR 1999-2000:** Lt. Pickett said most changes were in formatting. They now have four probation officers, an additional support staff and a new technician. These additions were in compliance with the SB 1145 Plan.

Commissioner Firman moved that the Board sign the plan, Commissioner Josi seconded. Commissioner Firman amended her motion. Passed with two aye votes.

The Board signed the Community Corrections Plan for 1999-2000.

**ITEM NO. 6: PARKS DEPARTMENT UPDATE:** Mr. Anderson asked about an emergency workshop on Trask Park, that the Board scheduled for 2:00 p.m. that day with public input on findings the following Wednesday.

**ITEM NO. 7: CONSIDERATION OF LETTER OF ENDORSEMENT FOR PUBLIC WORKS DEPARTMENT APPLICATION FOR WASTE TIRE RECYCLING-CLEANUP GRANT APPLICATION:** Mr. Oshel described the grant proposal. There was Board consensus to sign the letter.

The Board signed the letter of endorsement.

**ITEM NO. 8: MISCELLANEOUS PUBLIC WORKS:** Mr. Oshel talked about a Irrevocable Limited Power of Attorney needed for the Sandlake Road slide in the amount of \$34,053.

Commissioner Firman moved that the Vice-Chair sign the power of attorney XERXEP0339(2) when prepared, Commissioner Josi seconded, passed with two aye votes.

Commissioner Josi signed the power of attorney later in the day.

Mr. Oshel discussed some proposed paving projects where adjoining owners pay half including \$11,000 in County funds needed for Gilliam Court.

Commissioner Firman moved that the Board allow Mr. Oshel to sign the contract to pave Gilliam Court with half to be paid by adjoining owners, Commissioner Josi seconded, passed with two aye votes.

**ITEM NO. 9: MISCELLANEOUS SOLID WASTE SERVICE DISTRICT MATTERS:** Mr. Oshel

## MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING

Wednesday, June 9, 1999

Page 3

[Filed with County Clerk 6-23-99]

reported on the prior night's Solid Waste Advisory Committee (SWAC) meeting and that the committee would respond to proposals on subsidizing recycling on a case by case basis. The SWAC also reviewed Don Averill's Recycling proposal to change land fill sites which would reduce disposal costs by \$3/ton. There was a presentation by Emcon on transfer station design.

**ITEM NO. 10: NON-AGENDA ITEMS AND BOARD CONCERNS: Resolution and Letter to Senator Wyden:** Commissioner Josi discussed proposed letters supporting a \$200,000 appropriation for saving salmon to the Congressional Delegation. Commissioner Firman said she supported it but thought people needed to be saved as well as fish.

Commissioner Firman moved that the Board sign Resolution #R-99-23 and letters in support thereof, Commissioner Josi seconded, passed with two aye votes.

The Board signed Resolution #R-99-23 and the letters of support.

**ITEM NO. 11: PUBLIC HEARING REGARDING PROPOSED ORDINANCE IN THE MATTER OF ADOPTING FEES FOR THE ELECTRICAL PROGRAM TO BE ASSUMED BY TILLAMOOK COUNTY:** Ms. Steiner was present to answer questions. Commissioner Josi opened the hearing for public comments. Mr. Hurliman asked if there were increases in electrical fees. Ms. Steiner responded that there were no increases. There being no further comments Commissioner Josi closed the public hearing.

Commissioner Firman moved that the Board sign Ordinance #54 adopting fees for the electrical program, Commissioner Josi seconded, passed with two aye votes.

The Board signed Ordinance #54 adopting fees for the electrical program.

**ITEM NO. 12: PUBLIC HEARING REGARDING AMENDING PORTIONS OF THE ROAD APPROACH ORDINANCE #44:** Commissioner Josi opened the public hearing. Mr. Oshel and Mr. Oakes discussed changes including allowing wider approaches on low volume streets. Mr. Oshel said language had been added to deal with longer completion times to complete construction of road approaches. Mr. Oshel also discussed issues regarding determining occupancy of the structure to trigger the six month completion time. The Board discussed enforcement issues using a more simplified ordinance. Mr. Oshel said it would cause problems on the enforcement end.

Ms. Williams, Trask River resident, said she had asked to receive the ordinance as amended at the last hearing but did not receive it so she had not prepared any testimony. She felt the hearing should be continued. The Board also discussed with counsel that her appeal issue be kept separate from the ordinance.

Mr. Hurliman, 12985 Hwy 101 South, said the ordinance did not address old road approaches. He also spoke about situations where improvements to a County road were required that were not addressed in the ordinance. Mr. Oshel discussed the issue with an implement company and a determination on that permit. Staff presented to the Board a letter from Mr. Gettman for entry into the record.

Commissioner Josi closed the public hearing.

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

**Wednesday, June 9, 1999**

**Page 4**

**[Filed with County Clerk 6-23-99]**

Commissioner Firman suggested that another public hearing be held, Commissioner Josi agreed. Mr. Oshel agreed, especially in light of Mr. Gettman's letter. The hearing was continued to June 23, 1999 at 11:00 a.m.

**UNSCHEDULED:** The Board discussed the issue of waiving the 45 day appeal period on Myrt Williams' permit. Myrt said it was the recent near accident that caused the need for an appeal. She also objected to paying the appeal fee.

Commissioner Firman moved to extend the appeal process for another 45 days from that date for Ken & Myrt Williams, Commissioner Josi seconded, passed with two aye votes.

No fee waiver was granted.

**ITEM NO. 13: PUBLIC HEARING REGARDING PROPOSED ROAD IMPROVEMENT**

**ORDINANCE:** Mr. Oshel said only one change had been made since the last change which replaced the word "adjacent" with "abutting" throughout the document.

Commissioner Josi opened the public hearing. No testimony was received.

Staff presented a letter from Mr. Gettman. Mr. Oshel would review the letter and the matter would be continued to June 23, 1999.

Commissioner Josi closed the public hearing.

**UNSCHEDULED:** The Board discussed voting procedures and that Commissioner Josi would audibly indicate ayes on motions when he was acting as chair.

Commissioner Josi adjourned the meeting at 10:45 a.m.

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

County Clerk: Josephine Veltri

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

**APPROVED BY:**

\_\_\_\_\_  
Chairperson

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

\_\_\_\_\_  
Commissioner