

## **MINUTES - BOARD OF COMMISSIONERS' MEETING**

**Wednesday, June 23, 1999**

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### **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:** Karen Asquith, Treasurer's Office; Dave Krebs, Services Superintendent; Karen Richards, Treasurer; Jackie Russell, 4-H & Ext. Office Tom Manning, Emergency Management Director; Vic Affolter, Community Development Director; Elizabeth LaFleur, Community Development; Jon Oshel, Public Works Director; Pat Oakes, Engineering Project Supervisor; Sheriff Dye; Dan Bradley, Parks Department; Marlene Putman, CCF Director; Craig Schwinck, Personnel/IS Director; Lt. Todd Anderson, Jail Commander; and Jo Veltri, Clerk.

**GUESTS:** Mark Labhart, District Forester; Richard Obrist, Vice President TCCA Board of Directors; Gary Smith, TFCC Director; Doug Rosenberg; Rick Hurliman; Sharon Shreve; Tim Hayes, THS Counselor; Chuck Hurliman; DJ Josi; Sue Emerson; Nancy Emerson; Mike Swanson, Budget Officer; Myrt Williams; Rich Gitschlag; (See attached guest list).

**CALL TO ORDER:** By Chair Cameron at 9:00 a.m. in the Commissioners' Meeting Room.

**ITEM NO. 1: EMPLOYEE OF THE MONTH-KAREN ASQUITH:** Chair Cameron introduced Ms. Asquith, Chief Deputy Treasurer. The Board offered personal comments and commendations.

**ITEM NO. 2: CONSIDERATION OF RESOLUTION ACKNOWLEDGING AND AFFIRMING GENERALLY ACCEPTABLE, REASONABLE AND PRUDENT FARM AND FOREST PRACTICES:** Commissioner Firman read the resolution. Mr. Nice spoke in support of the resolution. Commissioner Firman said Harold Schild and Don Gonzalez also supported the resolution. Mr. Labhart said his agency fully supported the resolution. Mr. Obrist stated his support.

Commissioner Firman moved that the Board sign Resolution #R-99-24, Commissioner Josi seconded, passed with three aye votes.

The Board signed Resolution #R-99-24 affirming generally acceptable, reasonable and prudent farm and forest practices.

**UNSCHEDULED: Discussion Regarding Mental Health Agreement with the State:** Mr. Smith, Director of Tillamook Family Counseling Center, Inc., stated that the state contract now required a grant officer. He presented a resolution delegating himself as the grant officer as the Board had done the previous year.

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

The Board signed Resolution #R-99-25, delegating Mr. Smith as the grant officer for Tillamook County.

**ITEM NO. 3: BID OPENING: BULK FUEL AND CARDLOCK FUEL:**

BULK FUEL	Reg. Unleaded	Diesel	Diesel Cond.	Diesel High Sulphur
Sheldon Oil	\$27,727.20	\$23,194.50	\$3,068.00	\$1,298.00
Brennan	\$27,544.80	\$22,505.00	\$3,276.00	\$1,290.60
CARDLOCK				
Sheldon Oil	\$17,704.50	\$31,922.50	\$1,706.75	\$51,333.75
Brennan	\$17,583.00	\$32,232.50	\$1,670.00	\$51,485.50

The bids were given to Mr. Krebs for review.

**ITEM NO. 4: PUBLIC INPUT:** None.

**ITEM NO. 5: CONSENT CALENDAR:**

**Board of Commissioners Minutes for May 3, 11, 12, 19, 25 and June 9, 1999;**  
**Renewal Agreement with Oregon State Marine Board for Boating Safety & Law Enforcement Services;**  
**Letter to U.S. Bank for Release of Bond on Demolay No. 2 Timber Sale for H.R. Jones Veneer;**

Chair Cameron read the items. Commissioner Josi moved that the Board sign the items, Commissioner Firman seconded, passed with three aye votes.

The Board signed the documents later in the day.

**ITEM NO. 6: CONSIDERATION OF REJECTION OF ALL BIDS ON THE SALLYPORT PROJECT:** Mr. Levesque stated that the bids were more than two times the engineer's estimate and the Courthouse Security Committee recommended rejection of all bids.

Commissioner Josi moved that the Board reject all bids, Commissioner Firman seconded, passed with three aye votes.

**ITEM NO. 7: CONSIDERATION OF ORDER TRANSFERRING FUNDS BETWEEN BUDGETED LINE ITEMS FOR VARIOUS FUNDS:** Ms. Richards said the transfers were for the year end cleanup.

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

The Board signed Order #99-80 transferring funds between budgeted line items for various funds.

**ITEM NO. 9: DISCUSSION CONCERNING ROSENBERG PARK:** Mr. Rosenberg distributed copies of a map showing an area proposed to be dedicated as park and used for flood mitigation. The Rosenbergs bought the property 37 years ago for that purpose. He described how the property could be used and the location of a proposed flood overflow channel. There had only been preliminary designs, no engineering. Mr. Rosenberg said the property would be available but not without some conditions. He said the next steps would be to form the district.

Mr. Manning explained the Army Corps of Engineers advanced measures program. NOAA forecasted another bad winter. The Governor would ask the Corps to do the project. The district being formed would bring that project into a permanent status. Within the next five days a letter would be prepared for the Board to send to the Governor. Mr. Manning said a clear scope of work was needed for permitting. He generally described the work to be done. Mr. Rosenberg described alternatives. Chair Cameron and Mr. Manning described the nature of work done under the Corps of Engineers' program. Mr. Levesque was asked to work with Mr. Manning and Mr. Rosenberg on property issues. Mr. Affolter explained how mitigation funds might help with the project.

**ITEM NO. 10 PUBLIC HEARING: OA-99-04: TO ADD THE FOLLOWING AS USES ALLOWED CONDITIONALLY IN THE RURAL RESIDENTIAL ZONE: MEDICAL AND DENTAL OFFICES, AND MINI-STORAGE; WOULD ALSO ADD THE FOLLOWING TEXT TO CLARIFY TWO USES WHICH ARE CURRENTLY ALLOWED CONDITIONALLY IN THE RURAL RESIDENTIAL ZONE. "AND ACCESSORY BUILDINGS" TO THE COMMUNICATIONS TOWER USE (SECTION 3.010(3)(O)) AND "OTHER THAN ELECTRICAL DISTRIBUTION LINES" TO THE PUBLIC UTILITY FACILITIES USE (SECTION 3.010(3)(P):** Chair Cameron read into the record the statement of the proceeding. Ms. LaFleur gave a summary stating that this was merely a housekeeping measure. She described a parallel action regarding the medical clinic in Pacific City.

Chair Cameron opened the public hearing for public testimony. None was given, therefore she closed the public hearing.

Commissioner Josi moved that the Board approve the ordinance amendment, Commissioner Firman seconded, passed with three aye votes.

**ITEM NO. 3 CONTINUED:** Mr. Krebs recommended that the Bulk Fuel be awarded to Brennan/Nelson at \$54,616.40 and the Cardlock bid be awarded to Sheldon Oil bid at \$51,333.75.

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Commissioner Firman moved that the Board make the awards as stated, Commissioner Josi seconded, passed with three aye votes.

**ITEM NO. 8: CONSIDERATION OF AN ORDER TRANSFERRING FUNDS BETWEEN BUDGETED LINE ITEMS FOR THE SOLID WASTE SERVICE DISTRICT:** Mr. Oshel said that the volume of solid waste had increased this year necessitating the transfer.

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

The Board signed Order #99-81, SWSD #99-08, transferring funds between budgeted line items for the district.

**ITEM NO. 18: MISCELLANEOUS PUBLIC WORKS:** There was no discussion.

**ITEM NO. 19: MISCELLANEOUS SOLID WASTE SERVICE DISTRICT MATTERS:** There was no discussion.

**ITEM NO. 20: NON AGENDA ITEMS & BOARD CONCERNS:** Commissioner Firman expressed concerns she received from an employee regarding air quality. She suggested an evaluation by public health. Chair Cameron said she would follow up as liaison.

**ITEM NO. 11: PUBLIC HEARING ADOPTING THE BUDGET, APPROPRIATING FUNDS, LEVYING AD VALOREM TAXES AND CATEGORIZING THE LEVY FOR THE FISCAL YEAR 1999-2000 FOR THE 4-H & EXTENSION SERVICE DISTRICT:** Ms. Russell summarized the review and recommendation of the Budget Committee. Chair Cameron opened the public hearing. No testimony was offered, and Chair Cameron closed the hearing.

Commissioner Josi moved that the Board adopt the budget, Commissioner Firman seconded, passed with three aye votes.

The Board signed Order #99-82, 4-H- Ext. #99-04, adopting the budget, appropriating funds, levying ad valorem taxes and categorizing the levy for the fiscal year 1999-2000 for the District.

**ITEM NO. 12: DISCUSSION CONCERNING TRASK RIVER ROAD:** Sheriff Dye was present. Chair Cameron summarized a discussion that took place on Monday. Sheriff Dye described the history of Trask Park. He presented a proposal for an increased presence of law enforcement, stating they do not presently have the resources they need. He suggested a full-time person for the road and park during five months and other traffic and prevention the rest of the year. He requested \$45,000 to provide those services. Chair Cameron and Commissioner Josi said the proposal would be considered during the 10:30 a.m. budget hearing. Mr. Bradley described what occurred Memorial Day Weekend with 100-150 intoxicated youth and young adults. He explained

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the plans to more appropriately manage the park. Commissioner Firman spoke to the social issue regarding alcohol. Chair Cameron spoke about some mini-grant opportunities to work with youth.

### **ITEM NO. 13: PUBLIC HEARING: ADOPTING THE BUDGET, APPROPRIATING FUNDS, LEVYING AD VALOREM TAXES AND CATEGORIZING TAXES FOR THE FISCAL YEAR 1999-2000 FOR THE SOLID WASTE SERVICE DISTRICT:**

Mr. Oshel said no changes had been made since the Budget Committee's review. Chair Cameron opened the public hearing. There was no testimony; she closed the hearing.

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

The Board signed Order #99-83, and SWSD #99-09, adopting the budget, appropriating funds, levying ad valorem taxes and categorizing taxes for the fiscal year 1999-2000 for the District.

**ITEM 12: CONTINUED:** Mr. Hurliman spoke about the poor condition of Trask River Road and asked what could be done for widening the shoulders. Commissioner Josi described current efforts for road financing. Mr. Hurliman said he understood funding issues which was why he suggested the shoulder work. Mr. Oshel acknowledged that Trask River Road was the most hazardous road in the County. He said he had a series of projects identified for Trask River Road but had not done any since 1996 but had been working on slide repair and had three more to finish. Mr. Oshel said shoulder improvements would help the road.

Ms. Shreve suggested fees at the park, speed bumps on the road and radar enforcement. Commissioner Josi discussed the regulatory issue about radar use, i.e. it required legislative action. The Board discussed the safety corridor concept.

Mr. Hayes described his experience with alcohol use and youth. He said if Trask was tightened the young people would go somewhere else. He said they needed to express as a community what they believed about alcohol. He said there used to be many good grant programs in the schools, but they were no longer there. He talked about some of the holes and fragmentation that were within the community. He said there was no support systems for parents. Mr. Schwinck and Ms. Putman then described some of the developmental assets that were now in place or were being developed. Mr. Schwinck urged the County deliver a consistent message that it was not okay to let youth drink on county property. Ms. Putman described her efforts over next year for developing assets.

Mr. Hurliman agreed with what everyone had said. He suggested an officer such as Bill Beck in the schools as a good role model. Commissioner Josi addressed the Youth Service Officer program in this year's budget. Mr. Hunsford of Tillamook said he applauded the proposal for an officer on Trask River Road but it was a multifaceted solution that was needed.

D.J. Josi said there were multiple things that could be done on Trask River Road, but they were not

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all alcohol related. There were many small things like signage. A public relations officer in the schools would also help.

Ms. Emerson suggested an alcohol free zone at Trask Park.

Chair Cameron encouraged further participation by the community including the Traffic Safety Committee.

**ITEM NO. 14: PUBLIC HEARING: ADOPTING THE BUDGET APPROPRIATING FUNDS, LEVYING AD VALOREM TAXES AND CATEGORIZING TAXES FOR THE FISCAL YEAR 1999-2000:** Chair Cameron opened the public hearing. Lt. Todd Anderson addressed Courthouse security issues and the law tech positions that were cut, asking that one of them be added back into their budget. He discussed the rationale for one position at \$40,000. Commissioner Firman said that was a recommendation of the Budget Committee. Commissioner Josi said he also supported the position. Ms. Veltri said she also supported it. Chair Cameron closed the public hearing.

Mr. Swanson summarized the two changes as the Criminal Deputy at \$45,000 and the law technician at \$40,000, totaling \$85,000. Yesterday Mr. Swanson had received notice of an increased projection in State Forest revenues. He said the projections were not new but were a change in projected harvest. He emphasized the need for rainy day reserves. He said the difference was an increase of 37% or \$573,000. He suggested \$250,000 be increased revenue, with the two positions funded at \$85,000 and a \$165,000 increase in the contingency fund. Ms. Richards would prepare the documents for signature at the following weeks meeting.

Commissioner Josi said he voted no at the budget meeting but would vote for the budget today. He said his prior vote was prudent but would vote yes today because it was a responsible budget and he felt it was a responsible thing to do. He said he had problems with GIS and they needed to annually revisit the issue; it should be treated as a business and make money. Commissioner Josi also stated that the Board should look at some support for the road department from state forest revenues. He said they needed to spend more time discussing revenues to make sure rainy day funds were available. He also felt there should be greater discussions on budget issues such as responsible budget management which meant not touching the contingency fund.

Commissioner Firman was pleased with this year's budget session, stating it was a pleasure working with Mr. Swanson. She too wanted more discussion next year regarding the building reserve, contingency and long term planning.

Commissioner Firman moved that the Board adopt the budget with \$165,000 to contingency an additional \$250,000 increase to the general fund revenue; additional \$40,000 for Court Security Technician and \$45,000 for a Criminal Deputy and levy ad valorem taxes and categorize taxes for the Fiscal Year 1999-2000, Commissioner Josi seconded.

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Chair Cameron said the budget process had been greatly improved especially with the approach of averaging the state timber revenues. She was not sure there would ever be excessive general funds.

The motion passed with three aye votes.

Chair Cameron thanked Mr. Swanson.

**ITEM NO. 16: PUBLIC HEARING: REGARDING AMENDING PORTIONS OF THE ROAD APPROACH ORDINANCE #44 (CONTINUED FROM JUNE 9, 1999):** Mr. Oshel explained the two issues and language he added to give more flexibility to completion deadlines with regard to amendments to Ordinance #44. He also summarized responses to Mr. Gettman's comments with two technical corrections he recommended.

Chair Cameron opened the public hearing.

Ms. Williams said the new language was good and urged it be adopted. Mr. Hurliman received clarification on the language for professional engineering with regard to having a license in civil engineering.

Chair Cameron closed the public hearing.

Commissioner Firman moved that the Board approve the amendments for Ordinance #44 with the changes stated earlier by Mr. Oshel, Commissioner Josi seconded, passed with three aye votes.

**ITEM NO. 17: PUBLIC HEARING: REGARDING PROPOSED ROAD IMPROVEMENT ORDINANCE (CONTINUED FROM JUNE 9, 1999):** Mr. Oshel referred to the change of adjacent versus abutting. He recommended that Mr. Gettman's comments at the first hearing on June 14 and the ones received yesterday in another letter. Mr. Oshel recommended going with the ordinance as proposed. Commissioner Firman felt that she was glad Mr. Gettman's comments were at least considered and that she was comfortable with amendments as proposed.

Chair Cameron opened the public hearing. Mr. Gitchlag was glad to see the amendments but addressed his concerns about the fee structure. He felt that there were also benefits to the public through improved roads that should not be entirely shouldered by the applicant. Mr. Hurliman concurred with Mr. Gitchlag.

Chair Cameron closed the public hearing. Mr. Oshel said that although he agreed with Mr. Gitchlag, the public wanted the developer to pay the costs.

Commissioner Josi moved that the Board adopt the Ordinance, except the definition of the Engineer consistent with the Road Approach ordinance, Commissioner Firman seconded, passed with three aye votes.

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**ITEM NO.20: NON AGENDA ITEMS & BOARD CONCERNS:** None.

Chair Cameron adjourned the meeting at 11:40 a.m.

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

County Clerk: Josephine Veltri

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

**APPROVED BY:**

\_\_\_\_\_  
Chairperson

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

\_\_\_\_\_  
Commissioner