

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, September 22, 1999

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[Filed with County Clerk 11-4-99]

COMMISSIONERS PRESENT:

Sue Cameron, Chairperson
Tim Josi, Vice Chairperson

COMMISSIONER ABSENT:

Gina Firman, Commissioner
(Oregon Juvenile Justice Meeting)

STAFF PRESENT:

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

STAFF PRESENT FOR PORTIONS OF MEETING: Deputy Jim Hill; Don Reynolds, Performance Partnership; Dan Bradley, Parks Department

GUEST: Chuck Hurliman

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

ITEM NO. 1: PUBLIC INPUT - NON-AGENDA ITEMS: There was none

ITEM NO. 2: CONSENT CALENDAR:

Amending Order #99-84, which Adopted the Tillamook County Budget for 1999-2000 Fiscal Year, to Add Law Library Fund;

Order #99-108, Directing the Sale of Certain County-Owned Real Property to David R. & Rose M. Friedland for Property Purchased at May 28, 1998 Land Sale;

Quitclaim Deed to David R. & Rose M. Friedland for Property Purchased at May 28, 1998 Land Sale;

Board of Commissioners' Meeting Minutes for August 4, 9, 11, 23, 1999: Commissioner Josi moved to sign the items, Chair Cameron seconded, passed with two aye votes.

The items were signed later in the day.

ITEM NO. 3: CODE ENFORCEMENT UPDATE: Deputy Hill presented his report (attached) for July and August. Counsel Sargent described problems getting service by certified mail. There would be an ordinance revision prepared soon, involving the Uniform Citation Ordinance. The Board told Deputy Hill that in the future, a written report would be acceptable.

ITEM NO. 5: CONSIDERATION OF RESOLUTION SUPPORTING NATIONAL ALLIANCE FOR THE MENTALLY ILL (NAMI)'S DESIGNATION OF OCTOBER 3-9, 1999 AS MENTAL HEALTH AWARENESS WEEK: Commissioner Josi read the resolution and moved to sign it, Chair Cameron seconded, passed with two aye votes.

The Commissioners signed Resolution #R-99-26.

ITEM NO. 6: CONSIDERATION OF AGREEMENT WITH DEPARTMENT OF

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ENVIRONMENTAL QUALITY FOR MONEY TO INSTALL TIDEGATES IN LOWER DELTA (TRASK, WILSON & KILCHIS RIVERS) AREA FOR THE PERFORMANCE PARTNERSHIP: Mr. Reynolds said the first item was an agreement through the Oregon Department of Environmental Quality for 319 funding for \$40,000.

Commissioner Josi moved to sign the agreement, Chair Cameron seconded, passed with two aye votes.

The Commissioner signed the agreement.

Mr. Reynolds and Counsel Sargent discussed the sole source procedures for the tide gates that needed to be used in this case.

Commissioner Josi moved to use the \$59,600 requisition for the sole source purchase of the tide gates, Chair Cameron seconded, passed with two aye votes.

ITEM NO. 4: BID OPENING: TRASK PARK TOILETS: Chair Cameron opened the following bids:

<u>Company</u>		<u>Alternative #1</u>	<u>Alternative #2</u>	<u>Alternative #3</u>
PCR	\$95,500	\$97,620	\$97,500	\$99,550
Pacific Tech Construction	\$104,976	\$107,976	\$106,976	\$109,976
CXT, Inc.	\$89,371.72	\$95,031.72	\$91,171.72	\$97,631.72

An unidentified person stated that he had an objection about the specifications. He was directed to visit with Counsel Sargent after the meeting.

Mr. Bradley was asked to review the bids with Mr. Anderson and report back to the Board at the Staff Meeting on September 27.

ITEM NO. 7: CONSIDERATION OF AGREEMENT IN PRINCIPLE WITH McMINNVILLE WATER & LIGHT ON DAM SAFETY AND EMERGENCY PREPAREDNESS MEASURES: This matter was postponed

ITEM NO. 8: MISCELLANEOUS PUBLIC WORKS: There was no discussion.

ITEM NO. 9: MISCELLANEOUS SOLID WASTE SERVICE DISTRICT MATTERS: There was no discussion.

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ITEM NO. 10: NON-AGENDA ITEMS & BOARD CONCERNS: There was nothing at this time..

Chair Cameron recessed the meeting at 9:19 a.m. for an Executive Session, pursuant to ORS 192.660(l)(h) regarding litigation.

Chair Cameron reconvened the meeting at 9:32 a.m.

CONSIDERATION OF SETTLEMENT OF CASE DISCUSSED IN THE EXECUTIVE SESSION: Counsel Sargent discussed a proposed settlement of the Hanson case regarding the retaining wall. It would involve a permanent injunction against the Hansons by stipulation.

Commissioner Josi moved to accept the settlement, Chair Cameron seconded, passed with two aye votes.

ITEM NO. 10: NON-AGENDA ITEMS & BOARD CONCERNS: Chair Cameron said she would like Commissioner Firman to review the Executive Session tape and the tape of the interview of the newsletter proposer so that a decision on the latter could be considered the following Monday.

Chair Cameron adjourned the meeting at 9:38 p.m.

RESPECTFULLY submitted this ____ day of _____, 1999.

County Clerk: Josephine Veltri

Mary Wujcik, Recording Secretary
& Special Deputy

APPROVED BY:

Chairperson

Vice Chairperson

Commissioner