

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

Wednesday, April 28, 2004

Page 1

FILED  
1:50pm  
MAY 21 2004  
TASSI O'NEIL  
COUNTY CLERK  
JW

- 1 **COMMISSIONERS PRESENT:** Paul A. Hanneman, Chairperson
- 2 Charles J. Hurliman, Vice Chairperson
- 3 Tim Josi, Commissioner
- 4
- 5 **STAFF PRESENT:** William K. Sargent, County Counsel
- 6 Paul Levesque, Management Analyst
- 7
- 8 **STAFF PRESENT FOR PORTIONS OF MEETING:** Sara Charlton, Library Director; Aaron
- 9 Suko, Public Works Director; Kathy Schwinck, Solid Waste Coordinator; Tim Lutz, Assessor/Tax
- 10 Collector; John Robinson, Health Department Administrator; Ron Wallace, Assistant Health
- 11 Department Administrator; Craig Schwinck, Human Resources & Information Services Director
- 12
- 13 **GUESTS:** George Reding, R. Sanitary Service; Rich Gitschlag, Tillamook County Men for Christ;
- 14 Harry Hewitt; See attached guest list
- 15
- 16 **CALL TO ORDER:** By Chair Hanneman at 9:04 a.m. in the Commissioners' Conference Room.
- 17
- 18 **ITEM NO. 1: WELCOME & REQUEST TO SIGN GUEST LIST:** The Chair welcomed
- 19 everyone to the meeting.
- 20
- 21 **ITEM NO. 2: PUBLIC COMMENTS - NON-AGENDA ITEMS:** Ms. Charlton announced at
- 22 \$35,000 grant award from the Collins Foundation for the new library. Two other grants from the
- 23 Meyers Trust and the Ford Foundation were pending
- 24
- 25 **ITEM NO. 3: CONSIDERATION OF RESOLUTION PROCLAIMING MAY 6, 2004 AS A**
- 26 **DAY OF PRAYER IN TILLAMOOK COUNTY:** Mr. Gitschlag said this day had been observed
- 27 nationally for 53 years and since 1994 in Tillamook County. He asked permission to run an
- 28 extension cord into the Surveyor's office for power for the microphones. There was Board
- 29 consensus to approve his request.
- 30
- 31 Commissioner Hurliman moved to sign the resolution, Commissioner Josi seconded, passed with
- 32 three aye votes.
- 33
- 34 The Commissioners signed Resolution #R-04-7.
- 35
- 36 **ITEM NO. 4: CONSIDERATION OF RESOLUTION PROCLAIMING MAY 6 & 7, 2004 AS**
- 37 **FARM-FEST DAYS IN TILLAMOOK COUNTY:** Mr. Hewitt said this with the 8<sup>th</sup> annual
- 38 celebration of Farm-Fest. He was present with a teacher and students from the Seventh Day
- 39 Adventist school, of which he was the principal. He described the oral histories they were doing
- 40 with local businesses. They would be doing presentations at the Farm-Fest.
- 41

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

**Wednesday, April 28, 2004**

**Page 2**

1 Each student present described what they had learned as part of their interviews.

2  
3 Chair Hanneman said this was a positive message and talked about the importance of the three local  
4 saw mills. Commissioner Hurliman thanked Mr. Hewitt, and Commissioner Josi read portions of  
5 the resolution.

6  
7 Commissioner Josi moved to sign the resolution, Commissioner Hurliman seconded, passed with  
8 three aye votes.

9  
10 The Commissioners signed Resolution #R-04-8.

11  
12 **ITEM NO. 5: CONSENT CALENDAR: Liquor License Renewal Application for Beaver**  
13 **Grocery & Deli:** Commissioner Josi read the item and moved to approve the application,  
14 Commissioner Hurliman seconded, passed with three aye votes.

15  
16 **ITEM NO. 6: CONSIDERATION OF ORDER INCREASING CUSTOMER RATES FOR**  
17 **SOLID WASTE DISPOSAL FOR R. SANITARY SERVICE:** Ms. Schwinck introduced Mr.  
18 Reding from R. Sanitary Service. She said a 10% increase was being requested. The previous year  
19 they had also received a 10% increase, but had no increases for the prior ten years.

20  
21 Commissioner Josi discussed the Consumer Price Index and fuel costs and asked if there was a direct  
22 correlation to the rate increase request. Ms. Schwinck said the Solid Waste Advisory Committee  
23 had recommended approval. She also reported on the additional plastics recycling Mr. Reding did  
24 even though it was not required. She said this probably brought him in to line with his expenses.  
25 He had a longer haul to the transfer station than some of the other franchises.

26  
27 Commissioner Josi said he was ready to support it, but he wanted more mathematical justification  
28 in future increase requests. Ms. Schwinck said they would visit that.

29  
30 Commissioner Josi moved to sign the order, Commissioner Hurliman said the SWAC needed to look  
31 at franchise subsidies versus rate increases.

32  
33 Motion passed with three aye votes.

34  
35 The Commissioners signed Order #04-42, SWSD Order #04-10.

36  
37 **ITEM NO. 7: CONSIDERATION OF ORDER INCREASING CUSTOMER RATES FOR**  
38 **SOLID WASTE DISPOSAL FOR OCEANSIDE SANITARY SERVICE:** Ms. Schwinck said  
39 the franchiser, Mr. Duren, was not present. She was willing to defer until he was. Commissioner  
40 Josi wanted to not defer if Ms. Schwinck could answer questions. He said there was a substantial  
41 difference between Oceanside and R Sanitary - \$26 versus \$18 per can.

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

**Wednesday, April 28, 2004**

**Page 3**

1 Ms. Schwinck said she would be more comfortable if the franchiser could be present. She said the  
2 SWAC conditioned its approval on the continuation of recycling. The franchiser had announced he  
3 was discontinuing that service. She described the proposed rate increases and reiterated her request  
4 that Mr. Duren be present. He had requested the item be placed on the agenda, as his last rate  
5 increase was in 1996.

6  
7 Commissioner Josi said he was willing to act on SWAC's recommendation to tie the increase to  
8 recycling. Counsel Sargent described the County's recourse if Mr. Duren raised rates but did not  
9 reinstate recycling. Commissioners Hanneman and Hurliman wanted Mr. Duren to be present.  
10 Commissioner Josi agreed.

11  
12 Ms. Schwinck said Mr. Duren had seen the proposed order. Mr. Suko said some land use matters  
13 were also relevant to the rate increase. The matter was deferred.

14  
15 **ITEM NO. 8: CONSIDERATION OF APPROVAL OF 2004-05 COUNTY ASSESSMENT**  
16 **FUNCTION FUNDING ASSISTANCE (CAFFA) GRANT APPLICATION and ITEM NO.**  
17 **9: CONSIDERATION OF A RESOLUTION TO COMPLY WITH ORS REQUIREMENTS**  
18 **FOR PARTICIPATION IN COUNTY ASSESSMENT FUNCTION FUNDING ASSISTANCE**  
19 **GRANT:** Mr. Lutz distributed corrected forms from the ones originally given to the Board. He  
20 reviewed the CAFFA program, which this year covered about 30% of the General Fund costs. The  
21 package must be submitted by the County before May 1. It reflected a ½ FTE increase for the  
22 cartographer and GIS work, representing a \$125,000 increase in the latter.

23  
24 Commissioner Josi said he was not prepared to approve the resolution because of the ½ time  
25 increase in the cartographer position, which would make it a full-time position. There had been no  
26 discussion of that issue. Mr. Lutz discussed the issues of having two ½ time cartographers and  
27 future GIS needs.

28  
29 Mr. Schwinck discussed the fact that the Board had the option of creating only a 3-year position or  
30 hiring a 150-day per year, temporary employee on an annual basis.

31  
32 Commissioner Hurliman said he favored the limited term of three years. Mr. Lutz said the General  
33 Fund contribution was \$1,261,000.

34  
35 Commissioner Josi discussed his concerns about the County's financial future and the addition of  
36 new positions. He felt the County should not add a new position but instead take six years to  
37 complete the project. Commissioner Hurliman shared those concerns for the future and hoped there  
38 was another way to get the work done.

39  
40 Commissioner Josi moved to instruct Mr. Lutz to keep the cartographer position at ½ time with the  
41 Commissioners signing the resolution when the changes were made, Commissioner Hurliman

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

**Wednesday, April 28, 2004**

**Page 4**

1 seconded.

2  
3 Mr. Lutz said he could do that.

4  
5 Motion passed with three aye votes.

6  
7 [The Commissioners signed Resolution #R-04-9 later in the day.]

8  
9 **ITEM NO. 10: EXECUTION OF ZC-04-01, FINDINGS & DECISION, AMENDING**  
10 **TILLAMOOK COUNTY COMPREHENSIVE PLAN, ZONING MAPS TO ADOPT A ZONE**  
11 **CHANGE FOR THE SUBJECT PROPERTY, CHANGING THE ZONING DESIGNATION**  
12 **FROM COUNTY FARM (F-1) TO COUNTY FOREST (F) ON PROPERTY IDENTIFIED**  
13 **AS TOWNSHIP 3 SOUTH, RANGE 8 WEST, SECTION 30, TAX LOT 400:** Chair Hanneman

14 gave the background on the issue. Mr. Campbell said he worked on the order with Mr. Franz.

15  
16 Commissioner Hurliman moved to sign the zone change order, Commissioner Josi seconded, passed  
17 with three aye votes.

18  
19 The Commissioners signed Zone Change ZC-04-01.

20  
21 **ITEM NO. 11: HEALTH DEPARTMENT REPORT:** Mr. Robinson and Mr. Wallace were  
22 present and reported on the Health Department budget and particularly the change in dental services.  
23 They said the existing dental clinic would close on May 4 and four employees would be laid off. Mr.  
24 Robinson described the financial structure and the recent losses in Medicaid and the Oregon Health  
25 Plan funds. The granting agency would continue to provide \$85,000 per year for dental services, for  
26 which the Department would contract. Mr. Wallace said that amount would fund 1300-1500 visits,  
27 where they had been seeing 3800+ clients per year.

28  
29 Chair Hanneman said the Budget Committee would need to see those changes. Mr. Wallace said  
30 they had adjusted (reduced) the budget by 12.8 FTEs. His letter to the Treasurer's office said 8.8  
31 FTEs, but they had already reduced their staff by 4.4 FTEs.

32  
33 Commissioner Josi said the financial losses in the current year were due to drastic state cuts. He  
34 discussed the proposed revised budget which needed \$300,000 from the General Fund (GF), which  
35 he discussed. He thought the budget proposal that included an independent overview of operations  
36 was a good idea.

37  
38 Commissioner Hurliman talked about the magnets for the elderly. Since North Coast Senior  
39 Services was no longer in existence, he thought the public relations account could fund them. Mr.  
40 Robinson would report back to the Board with the total amount.

41

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

**Wednesday, April 28, 2004**

**Page 5**

1 Counsel Sargent spoke highly of the dentist who was being laid off. Chair Hanneman thanked Mr.  
2 O'Toole for covering the matter accurately in the Headlight Herald.

3  
4 The Chair recessed the meeting at 10:33 a.m. and reconvened at 10:53 a.m.

5  
6 **ITEM NO. 12: PUBLIC HEARING: CONSIDERATION OF EARLY TERMINATION OF**  
7 **REDEMPTION PERIOD FOR WASTE AND ABANDONMENT ON TAX LOT 3N10 28CA**

8 **3800 OWNED BY DOROTHY AUGUSTA (WHITE) BRUNS:** Mr. Levesque outlined the tax  
9 foreclosure and redemption process. He then described Ordinance #63 and the Board's ability for  
10 early termination of the redemption period. He described the foreclosure status of the subject  
11 property and the extent to which they provided notice of the hearing on the case. He presented  
12 testimony relative to the waste and abandonment of this particular parcel including termination of  
13 PUD electrical service in July 2003 and water in October 2003. He displayed numerous photos  
14 provided by the Johnsons, neighbors of the property, showing solid waste, abandoned vehicles,  
15 leaking roof, deteriorating structure, nocturnal squatters and the unsecured front door. He concluded  
16 by describing the procedure for the hearing and the process that would be followed if the Board  
17 concluded there was indeed waste and abandonment.

18  
19 The Chair opened the hearing for public testimony.

20  
21 Duane Johnson owned adjacent property. He felt the pictures were a good representation of the  
22 conditions. Another neighbor had covered the cars with tarps for appearances sake. He mentioned  
23 the effect on adjoining owners. The property had been abandoned since July, 2003. The tarps had  
24 been on the roof since April, 2003. He discussed the nocturnal activities on the property. The prior  
25 occupants had cleaned utensils outside. Another neighbor had picked up and bagged the garbage and  
26 stacked it on the porch.

27  
28 Ms. Patricia Johnson said Kathleen Cabin was the neighbor who had picked up and bagged the  
29 garbage. She had done it for appearances and because rats were present. Ms. Johnson also talked  
30 about activities in the back shed involving a portable burner. Vegetation did not grow around the  
31 shed. The cupboards were collapsing in the kitchen from rain water damage. The former occupants  
32 scattered sand over the yard.

33  
34 Ruth Bingold, another neighbor, presented a letter from Kathleen Cabin indicating she picked up the  
35 garbage. Ms. Bingold said the house was wide open. She had entered it in late October and she  
36 described the mess she had found.

37  
38 Mr. Bingold said they lived a block from the house. There were vagrants sleeping in the house and  
39 using the bathroom with no water in the toilet.

40  
41 Hearing no further testimony, the Chair closed the hearing.

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

**Wednesday, April 28, 2004**

**Page 6**

1 Commissioner Hurliman said it was a serious matter to take private property, but it was clear in this  
2 case that there was abandonment, with vagrants and a deteriorating structure.

3  
4 Commissioner Josi moved to instruct staff to prepare an order that there was substantial waste and  
5 abandonment, with loss of value, and findings, Commissioner Hurliman seconded, passed with three  
6 aye votes.

7  
8 Mr. Levesque suggested that staff also prepare an order to sell at the earliest opportunity. There was  
9 Board consensus to do that.

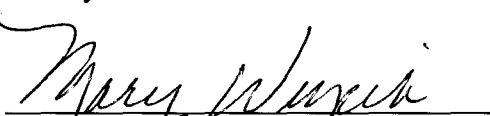
10  
11 **ITEM NO. 13: BOARD CONCERNS - NON-AGENDA ITEMS & ANNOUNCEMENTS:** The  
12 Chair read the announcements.

13  
14 **ITEM NO. 14: PUBLIC COMMENTS:** There were no comments.

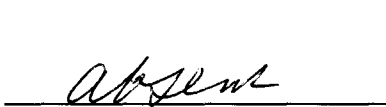
15  
16 Chair Hanneman adjourned the meeting at 11:35 a.m.

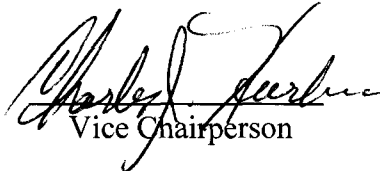
17  
18 **RESPECTFULLY** submitted this 19 day of May, 2004.

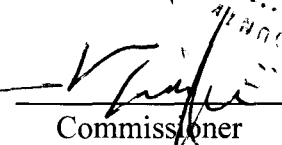
19  
20 County Clerk: Tassi O'Neil

21  
22   
23  
24 Mary Wujcik, Recording Secretary  
25 & Special Deputy  
26

27 **APPROVED BY:**

28  
29   
30  
31 Chairperson

32   
33 Vice Chairperson

  
Commissioner



**CALL TO ORDER: Wednesday, April 28, 2004**

**BOARD OF COMMISSIONERS**

1. **9:00 a.m.** Welcome & Request to Sign Guest List
2. Public Comment - Non-Agenda Items
3. Consideration of Resolution Proclaiming May 6, 2004 as a Day of Prayer in Tillamook County/Rich Gitschlag
4. Consideration of Resolution Proclaiming May 6 and 7, 2004 as Farm-Fest Days in Tillamook County/Harry Hewitt

**CONSENT CALENDAR**

5. Liquor License Renewal for Beaver Grocery & Deli

**LEGISLATIVE – ADMINISTRATIVE**

6. Consideration of Order Increasing Customer Rates for Solid Waste Disposal for R. Sanitary Service/Kathy Schwinck
7. Consideration of Order Increasing Customer Rates for Solid Waste Disposal for Oceanside Sanitary Service/Kathy Schwinck
8. Consideration of Approval of 2004-05 County Assessment Function Funding Assistance (CAFFA) Grant Application/Tim Lutz
9. Consideration of a Resolution to Comply with ORS Requirements for Participation in County Assessment Function Funding Assistance Grant (CAFFA)/Tim Lutz
10. Execution of ZC-04-01 Findings & Decision, Amending Tillamook County Comprehensive Plan, Zoning Maps to Adopt a Zone Change for the Subject Property, Changing the Zoning Designation from County Farm (F-1) to County Forest ((F) on Property Identified as Township 3 South, Range 8 West, Section 30, Tax Lot 400/Tim Franz (*approved at 4-21-04 Board Meeting*)
11. Health Department Report/John Robinson & Ron Wallace
12. **10:00 a.m.** **Public Hearing:** Consideration of Early Termination of Redemption Period for Waste and Abandonment on Tax Lot 3N10 28CA 3800 owned by Dorothy Augusta (White) Bruns/Paul Levesque
13. Board Concerns - Non-Agenda Items & Announcements
14. Public Comments

**ADJOURNMENT**

The Commissioners and the County's Budget Officer have set the following schedule for developing the **budget for Fiscal Year 2004-2005**. All the work sessions and meetings are open to the public and will be held in the Commissioners Meeting Room of the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook. The schedule is as follows: Wed, April 28, 1:30-4:00 p.m.; Thurs, April 29, 9:00-4:00 p.m.; Friday, April 30, 9:00-4:00 p.m.

On **Wednesday, May 19**, the Commissioners will be holding their weekly Board Meeting at **6:30 p.m.** in the Nehalem City Hall, 35900 8<sup>th</sup> Street, Nehalem, OR.

# BOARD OF COMMISSIONERS' MEETING

**Wednesday, April 28, 2004**

**PLEASE PRINT**

Name	Address	Item of Interest
Sara Charlton	Library	Public Input
Gus Meyer	On Record	General
Tim Franz	DCD	
<del>George Reding</del>		R-SANITARY
KATHY SCHWINCK		Solid Waste
Rich Gitschke		NAT. DAY of PRAYER
John [unclear]		<del>WHA</del>
Arrow Suko		PW (#647)
Eileen West	⊙	farm fest
Chaz Lake	e	farm fest
Kristen Haste		Farm Fest
Kasha Jacob		Farm Fest
Matthew West		Farm Fest

(Please use reverse if necessary)



Mary Ann Jenks	Pacific Christian School	Farm Fest
Harry E. Hewitt	Pacific Christian School	Farm Fest
George Rebin	R-Sanitary SERVICE	
KEN O'TOOLE	H-H	
Craig Schwinck	Till Co.	GENERAL

Ren Wallace	Health Dept	Report to BOCC
Tim Lef	ASSESSOR/TAX	CAFFA

Patricia J. Johnson	(Re: 35535 Schooner Way)
Kuak Johnson	(Re: 35535 Schooner Way)
Leonard J. Bingham	(Re: 35535 SCHOONER WAY
Ruth Bingham	" " "



## Tillamook County Assessment and Taxation

*Land of Cheese, Trees, and Ocean Breeze*

201 Laurel Avenue  
Tillamook, OR 97141  
Assessment: 503-842-3400  
Fax: 503-842-2721  
[www.co.tillamook.or.us](http://www.co.tillamook.or.us)

April 19, 2004

Tillamook County Board of Commissioners  
Paul Hanneman, Chair  
201 Laurel Avenue  
Tillamook, OR 97141

RE: State of Oregon Property Tax Grant

I wanted to take this opportunity to remind the Board that the above grant must be submitted to the Oregon State Department of Revenue not later than May 1, 2004. May 1<sup>st</sup> falls on a Saturday, which will require Tillamook County to have the Grant, submitted to the Department by 5 P.M. Friday April 30<sup>th</sup>, 2004.

I have asked Mary Wujcik to schedule your consideration of the grant at the Wednesday April 28<sup>th</sup>, 2004 Board of County Commissioners Board meeting. I intend to have the Property Tax Grant application completed and submitted to you this week. The grant will reflect the Tillamook County Budget Officers recommendations to the Budget committee. If the Board wants to make changes to those recommendations, it will need to be done prior to submission of the grant. I suggest any changes be made at the April 28<sup>th</sup>, 2004 Board of County Commissioners meeting and the Board authorize the Chair to sign the Grant once those changes are made. I would then make the changes as requested and have Mary prepare the resolution that reflects those changes. The chair would then sign the Resolution and it would be mailed or hand delivered to the Department of Revenue to ensure it has been filed timely.

If you have any questions, please contact me so I can try to answer them.

Respectfully,

Tim Lutz  
Assessor/Tax Collector

Cc: Karen Dye, Treasurer/Budget Officer