

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, August 18, 2004
Page 1

FILED
SEP 10 2004
TASSI O'NEIL
COUNTY CLERK

1 COMMISSIONERS PRESENT: Paul A. Hanneman, Chairperson
2 Charles J. Hurliman, Vice Chairperson
3 Tim Josi, Commissioner

5 STAFF PRESENT: William K. Sargent, County Counsel
6 Paul Levesque, Management Analyst

8 STAFF PRESENT FOR PORTIONS OF MEETING: Steve Weld, Veterans Service Officer;
9 John Robinson, Health Department Administrator; Bill Campbell, Community Development
10 Director

12 GUESTS: Karen Viehoever, Economic Development Director; John Gettman; Gus Meyer

14 CALL TO ORDER: By Chair Hanneman at 9:10 a.m. in the Commissioners' Meeting Room.

16 ITEM NO. 1: WELCOME & REQUEST TO SIGN GUEST LIST: The Chair welcomed
17 everyone to the meeting.

19 ITEM NO. 2: PUBLIC COMMENTS - NON-AGENDA ITEMS: There were no comments.

21 ITEM NO. 4: CONSIDERATION OF RESOLUTION PROCLAIMING THE WEEK OF
22 SEPTEMBER 20-27, 2004, AS "HOMELESS AWARENESS WEEK" IN TILLAMOOK
23 COUNTY: Commissioner Josi read a portion of the resolution and moved to sign it, Commissioner
24 Hurliman seconded, passed with three aye votes.

26 The Commissioners signed Resolution #R-04-18.

28 ITEM NO. 5: CONSENT CALENDAR:

29 Board of Commissioners' Meeting Minutes for June 23, 28, 30; July 7 & July 28 Special
30 Board Meeting: Commissioner Hurliman read the items in the consent calendar and moved to sign
31 them, Commissioner Josi seconded, passed with three aye votes.

33 [The minutes were signed later in the day.]

35 ITEM NO. 6: CONSIDERATION OF RESOLUTION CALLING FOR AN ELECTION FOR
36 A FIVE-YEAR VETERANS' SERVICE OPERATING LEVY: Mr. Levesque outlined the
37 background and rationale for this measure. Mr. Weld talked about the high number of homeless
38 vets. He discussed the difficulty with transportation issues.

40 Commissioner Hurliman moved to sign the resolution, Commissioner Josi seconded, passed with
41 three aye votes.

43 The Commissioners signed Resolution #R-04-19.

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, August 18, 2004
Page 2

1 (The Chair signed the ballot title on 8/25/04.
2

3 **ITEM NO. 3: EMPLOYEE RECOGNITION FOR AUGUST - CHRISTINE ARTHUR,**
4 **DISTRICT ATTORNEY'S OFFICE:** Commissioner Josi read the press release; Commissioner
5 Hurliman presented the plaque; the Chair presented the gift certificate. The Board congratulated Ms.
6 Arthur on her selection.
7

8 **ITEM NO. 7: CONSIDERATION OF AMENDMENT #1 TO DEPARTMENT OF HUMAN**
9 **SERVICES 2004-2005 LOCAL PUBLIC HEALTH AUTHORITY CONTRACT #109348 FOR**
10 **THE TILLAMOOK COUNTY HEALTH DEPARTMENT TO REPLACE SECTION 14 OF**
11 **EXHIBIT C OF THE ORIGINAL CONTRACT DEALING WITH TERMINATION &**
12 **OWNERSHIP OF INTELLECTUAL PROPERTY:** Mr. Robinson summarized the two changes
13 on pages 130 and 136 in the 143-page contract regarding termination and intellectual property. He
14 said more amendments would be forthcoming.
15

16 Commissioner Josi moved to sign the amendment, Commissioner Hurliman seconded, passed with
17 three aye votes.
18

19 The Chair signed Amendment #1.
20

21 **ITEM NO. 8: CONSIDERATION OF ORDER APPOINTING DAVID J. DUFFEY TO THE**
22 **BOARD OF PROPERTY TAX APPEALS:** Commissioner Josi moved to sign the order,
23 Commissioner Hurliman seconded.
24

25 Commissioner Hurliman summarized the functions of the Board of Property Tax Appeals (BOPTA).
26

27 Motion passed with three aye votes.
28

29 The Commissioners signed Order #04-78, appointing David J. Duffey.
30

31 **ITEM NO. 9: CONSIDERATION OF RENEWAL OF COASTAL ZONE MANAGEMENT**
32 **PLANNING ASSISTANCE GRANT AGREEMENT FOR JULY 2004-JUNE 2005 WITH**
33 **DEPARTMENT OF LAND CONSERVATION & DEVELOPMENT:** Mr. Campbell said each
34 year there was a pass-through grant for this program. In the current year, there was \$28,000 in their
35 budget for the grant.
36

37 Commissioner Josi moved to authorize the Chair to sign the grant agreement, Commissioner
38 Hurliman seconded, passed with three aye votes.
39

40 The Chair signed the grant agreement.
41

42 **ITEM NO. 10: CONSIDERATION OF GRANT AGREEMENT WITH DEPARTMENT OF**
43 **LAND CONSERVATION & DEVELOPMENT TO SUPPORT COUNTY'S GOAL 16**

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING
Wednesday, August 18, 2004
Page 3

1 **MATERIAL DISPOSAL SITES RE-CHARACTERIZATION & REVIEW:** Mr. Campbell said
2 this was also within the budget. He described the need for revision of sites identified in the
3 Comprehensive Plan and how the grant would develop permissible sites.
4

5 Commissioner Hurliman described some of the issues regarding getting permits on sites, such as core
6 sampling and chemical analysis. Commissioner Josi complimented Mr. Campbell for taking on the
7 project for which the Board was appreciative.
8

9 Mr. Campbell noted the grant ran through June 30, 2005.

10
11 Commissioner Josi moved to authorize the Chair to sign the grant agreement, Commissioner
12 Hurliman seconded, passed with three aye votes.
13

14 The Chair signed the grant agreement.
15

16 **ITEM NO. 11: CONSIDERATION OF ORDER TO SELL AND TAX LAND**
17 **INSTALLMENT CONTRACT WITH CLIFF MARTIN, AGENT FOR MARLAND, INC.,**
18 **FOR CERTAIN COUNTY-OWNED PROPERTY KNOWN AS 5S10 30B 103, PREVIOUSLY**
19 **OFFERED FOR SALE AT MAY 7, 2004 AUCTION OF TAX-FORECLOSED PROPERTY:**

20 Mr. Levesque said the County had tried to sell this parcel for about ten years. He described the
21 development challenges. The Board had previously accepted the purchaser's offer. This was the
22 order and contract for the sale of the parcel.
23

24 Commissioner Hurliman moved to sign the order and execute the contract, Commissioner Josi
25 seconded, passed with three aye votes.
26

27 The Commissioners signed Order #04-79 and contract with Marland, Inc.
28

29 **ITEM NO. 12: CONSIDERATION OF ORDER TO SELL AND QUITCLAIM DEED TO**
30 **SCOTT ESPEDAL FOR CERTAIN COUNTY-OWNED PROPERTY KNOWN AS 1S10**
31 **30CD 1126 PREVIOUSLY OFFERED FOR SALE AT MAY 7, 2004 AUCTION OF TAX-**
32 **FORECLOSED PROPERTY:**

33 Mr. Levesque described the challenges on this parcel situated along
34 the Netarts Highway, just outside Oceanside. The purchaser had paid in full the \$5000 offer, which
35 the Board had previously accepted.

36 Commissioner Josi moved to sign the order and deed, Commissioner Hurliman seconded, passed
37 with three aye votes.
38

39 The Commissioners signed Order #04-80 and the deed to Scott Espedal.
40

41 **ITEM NO. 13: CONSIDERATION OF CONVEYANCE OF TRUST DEED TO GEORGIA**
42 **C. TODD TIFFANY FOR PAYMENT IN FULL OF HOOK-UP TO TIERRA DEL MAR**
43 **WATER SYSTEM:** Mr. Levesque gave a history of what had once been a public water system

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING

Wednesday, August 18, 2004

Page 4

1 developed by the County and the homeowners adjoining Whalen Island and how they had worked
2 together to abandon the old system approximately a decade ago. It was replaced with an extension
3 from the Tierra del Mark Water Company, which was County-funded. However, the homeowners
4 agreed to pay back half the cost. The conveyance today form the final payment from the last
5 homeowner.

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

9
10 The Chair signed the conveyance.

11
12 **ITEM NO. 14: CONSIDERATION OF RIGHT-OF-ENTRY FOR CONSTRUCTION**
13 **(DACW57-9-04-00019) TO ALLOW U.S. ARMY CORPS OF ENGINEERS, AGENTS AND**
14 **CONTRACTORS, TO ACCESS AND USE BARVIEW JETTY COUNTY PARK LANDS**
15 **FOR STORAGE OF MATERIAL AND EQUIPMENT AND USE AS A STAGING AREA**
16 **FOR CONSTRUCTION OF REVETMENT TO THE NORTH TILLAMOOK COUNTY**
17 **JETTY:** Mr. Levesque said the permit was for a staging and work area for the contractor, who
18 would do the repair work on the stem of the North Jetty in Barview County Park.

19
20 Commissioner Hurliman moved to authorize the Chair to sign, Commissioner Josi seconded, passed
21 with three aye votes.

22
23 The Chair signed the right-of-entry.

24
25 **ITEM NO. 15: BOARD CONCERNS - NON-AGENDA ITEMS & ANNOUNCEMENTS:**
26 **Discussion Concerning Hearing on Jetty Repair:** Commissioner Hurliman reported on the
27 previous night's public meeting conducted by Oregon Parks & Recreation Department for the jetty
28 permit. The Board thanked Mr. Campbell for his efforts. Mr. Campbell discussed the funding
29 stream and potential loss of these jetty funds if the permit was not granted.

30
31 Commissioner Hurliman said there were two members of the Surfriders organization who opposed
32 the project. Commissioner Josi said it was important to look beyond special interests.

33
34 **Discussion Concerning Salmon Anchor Habitat:** Chair Hanneman spoke about the proposed
35 inclusion of 152,000 acres of Tillamook Forest into Salmon Anchor Habitats (SAH). He said these
36 were proposed at an earlier time prior to the current complex management schemes. The SAHs
37 cannot be considered in isolation.

38
39 Chair Hanneman moved that the Tillamook County Board of Commissioners does not support the
40 inclusion of the 152,000 acres proposed as "salmon anchors" in the Forest Management Plan,
41 Commissioner Hurliman seconded.

42
43 Commissioner Josi said that early on he was willing to move forward with SAHs, but he was duped.

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING

Wednesday, August 18, 2004

Page 5

1 He said Measure 34 was evidence that SAHs were never intended to last only ten years. There was
2 ample protection in place. He showed a fry and a smolt count table, indicating dramatic increases
3 every year since 2000 and quoted Jim Martin as stating Salmonid problems were not originating on
4 State lands.

5
6 Commissioner Josi reviewed the history of the long range Forest Management Plan. He said these
7 lands could biologically produce 490MMBF annually. The plan was adopted with a target of
8 279MMBF per year. The County gave up \$64 million/year for environmental stewardship.

9
10 Commissioner Hurliman said SAHs were a legislative approach to management that did not work.
11 He said SAHs locked them in and tied their hands to adaptive management. He talked about the
12 history of the Little North Fork and how the log culverts along the stream side road were washed into
13 the steam and now provided valuable salmonid structure.

14
15 Chair Hanneman noted that a fish trap was planned for the Trask as well.

16
17 Motion passed with three aye votes.

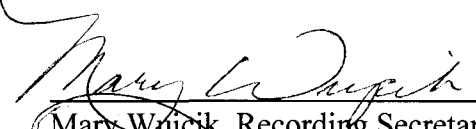
18
19 **Discussion Concerning State Forest Lands:** At the request of the Board, Mr. Levesque talked
20 extensively on the history of the State Forest lands and the bond payback issue. The Board discussed
21 how Measure 34 ignored the history and was disingenuous to forest health and species survival.

22
23 **ITEM NO. 16: PUBLIC COMMENTS:** There were none.

24
25 The Chair adjourned the meeting at 10:36 a.m.

26
27 **RESPECTFULLY** submitted this 8th day of Sept, 2004.

28
29 County Clerk: Tassi O'Neil

30
31 
32 _____
33 Mary Wujcik, Recording Secretary
34 & Special Deputy



35
36 **APPROVED BY:**

37
38 
39 _____
40 Chairperson

41 
42 _____
Vice Chairperson

43 
44 _____
Commissioner

CALL TO ORDER: Wednesday, August 18, 2004

Paul L.

BOARD OF COMMISSIONERS

1. 9:00 a.m. Welcome & Request to Sign Guest List
2. Public Comment - Non-Agenda Items
3. Employee Recognition for August – Christine Arthur, District Attorney’s Office
4. Consideration of Resolution Proclaiming the Week of September 20-27, 2004 as “Homeless Awareness Week” in Tillamook County/Helen Hill, Outreach Education Director at Bay City Arts Center *#R-04-18*

CONSENT CALENDAR

5. Board of Commissioners’ Meeting Minutes for: June 23, 28, 30; July 7 & July 28 Special Board Meeting

LEGISLATIVE – ADMINISTRATIVE

6. Consideration of Resolution Calling for an Election for a Five-Year Veterans’ Services Operating Levy/Tim Lutz *#R-04-19*
7. Consideration of Amendment #1 to Department of Human Services 2004-2005 Local Public Health Authority Contract #109348 for the Tillamook County Health Department to Replace Section 14 of Exhibit E of the Original Contract dealing with Termination & Ownership of Intellectual Property/John Robinson *John Robinson*
8. Consideration of Order Appointing David J. Duffey to the Board of Property Tax Appeals (BOPTA) *#04-78*
9. Consideration of Renewal of Coastal Zone Management Planning Assistance Grant Agreement for July 2004-June 2005 with Department of Land Conservation & Development/Bill Campbell *Chair*
10. Consideration of Grant Agreement with Department of Land Conservation & Development to Support County’s Goal 16 Material Disposal Sites Re-Characterization & Review/Bill Campbell *Chair*
11. Consideration of Order to Sell and Tax Land Installment Contract with Cliff Martin, Agent for Marland, Inc., for Certain County-Owned Property known as 5S10 30 B 103, Previously Offered for Sale at May 7, 2004 Auction of Tax-Foreclosed Property/Paul Levesque *#04-79*
12. Consideration of Order to Sell and Quitclaim Deed to Scott Espedal for Certain County-Owned Property known as 1S10 30CD 1126 Previously Offered for Sale at May 7, 2004 Auction of Tax-Foreclosed Property /Paul Levesque *#04-80*
13. Consideration of Conveyance of Trust Deed to Georgia C. Todd Tiffany for Payment in Full of Hook-Up to Tierra del Mar Water System/Paul Levesque *Chair*
14. Consideration of Right-of-Entry for Construction (DACW57-9-04-00019) to Allow U.S. Army Corps of Engineers, Agents and Contractors, to Access and Use Barview Jetty County Park Lands for Storage of Material and Equipment and Use as a Staging Area for Construction of Revetment to the North Tillamook County Jetty/Paul Levesque *Chair*
15. Board Concerns - Non-Agenda Items & Announcements
16. Public Comments

ADJOURNMENT

Labor Day is an observed holiday for the County, as well as the Oregon State Circuit Courts. All the offices in the Courthouse will be **CLOSED** on **Monday, September 6, 2004.**

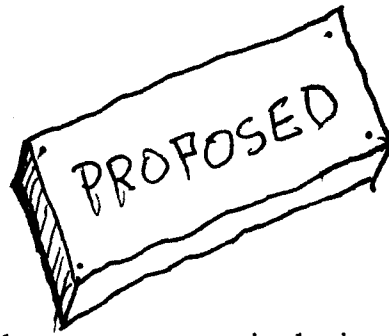
**BOARD OF COMMISSIONERS'
MEETING**

Wednesday, August 18, 2004

PLEASE PRINT CLEARLY

Name	Mailing Address	Item of Interest
<i>STEVE WELD</i>	<i>Tilhamook</i>	<i>CU 50</i>
<i>JOHN GETTMAN</i>		<i>all</i>
<i>Gus Meyer</i>	<i>On Record</i>	<i>General</i>
<i>Karen Viehauer</i>		<i>Homeless Awareness Week/ BCAC Theatre</i>
<i>Alan Pelt</i>		<i>Ally Dept.</i>

Statement concerning Salmon Anchors:
Suggested to: Marvin Brown



The Tillamook County Board of Commissioners does not support inclusion of the 152,000 acres proposed as "salmon anchors" in the Forest Management Plan.

Discussion:

Current and proposed management regimes include the adopted Forest Management Plan, the 50-50 initiative, Governor Kitzhaber's proposal, future candidates for ESA listings and the HCP, the ongoing Harvest and Habitat model, and the "education trust" concept.

All of these management schemes need to be resolved over time.

Salmon Anchors cannot be considered in isolation.

All these management concepts need to be considered comprehensively.

Hanneman

To: Board of Forestry Members
Legislative Emergency Board Members

From: Ray Wilkeson, OFIC
Dave Moskowitz, Wild Salmon Center
Mark McCollister, Oregon Trout
Paul Hanneman, Forest Trust Lands Advisory Committee
John Griffith, Coos County Commissioner
Helen Westbrook, Clatsop County Commissioner

Re: Report and Recommendations of Salmon Anchor Habitat Strategy Work Group

Date: September 8, 2004

The 2005 Oregon Legislative Assembly provided a budget note in the Department of Forestry's approved biennial budget, directing the formation of a work group to review implementation of the Department's Salmon Anchor Habitat (SAH) strategy for state forest lands on the north coast. As members of that work group, we have participated in a process over the past year with support from Department staff, and with support and facilitation from the Institute for Natural Resources. The product of that effort is the report attached, which includes our recommendations to the Board of Forestry, as directed by the budget note.

To provide a proper context for this report and recommendations, we believe it is important to highlight the other processes and efforts currently underway that will likely influence any decision that the Board may ultimately make as it considers the future of the SAH strategy on state forests. Some of these other processes may result in significant changes to management mandates for these forests, while others will provide analytical information at future dates that was not yet available for the work group to consider during our discussions.

There were several bills introduced during the 2003 legislative session that would have changed the management direction for state forests by changing the definition of the term greatest permanent value (GPV). Senate Bill 430 and House Bill 3632 were the most prominent of these, and received the most discussion. Ultimately, neither bill passed. But the underlying concerns that prompted introduction of these bills remain, and it seems likely that similar legislation will be introduced and debated in the 2005 session.

As we submit this report, Ballot Measure 34 has qualified for the November 2 general election ballot. Commonly referred to as the "50/50" initiative, this measure proposes to change the definition of GPV, and would require the development and approval of a new forest management plan by the Board to meet the standards outlined in the measure.

Another process underway that could change the context for our recommendations is ongoing discussions between the Department, the Forest Trust Land Advisory Committee, and federal agencies over a possible Habitat Conservation Plan (HCP) for

western Oregon state forests that would include coverage for coastal coho and other “at risk” species. The HCP discussions, and their potential to affect the SAH strategy, are further complicated by the uncertainties surrounding the listing decision on coastal coho. During the period that the work group has been in place, coastal coho have been listed as threatened, de-listed, and are again a candidate for being listed.

We also understand, that in response to a recent proposal by former Governor Kitzhaber, and subsequent direction from Governor Kulongoski, the Board will be conducting a series of discussions about the forest management plans adopted in 2001. As a result of these discussions, the Board may be considering modification or changes to those plans. The Harvest and Habitat Modeling project that has been underway for over a year will likely provide key information as the Board goes through these discussions and evaluations. The results of this project were not available in time for the work group to consider in formulating this report. However, the improved forest inventory and modeling technology should provide the Board with additional information in the Spring of 2005 that may shed additional light on the costs and benefits of any SAH strategy. In particular, this project promises to provide much better estimates of the potential harvest levels under a variety of management scenarios, and how any specific SAH strategy would affect those harvest levels in the short and long-term.

It is unclear how recent discussions relative to acquiring more state forest lands in eastern Oregon to provide a trust for higher education might affect management direction or decisions on existing state forests. But, this is yet another process that may ultimately come into play as the Board considers our recommendations and how best to proceed.

In summary, the work group was charged with evaluating one piece in a much larger picture of how state forests are managed for multiple benefits over time. By its very nature, management for the many resource values present on state forests is complicated and integrated. It is within this context of economic, environmental and social complexity, that we submit our report and recommendations to you. We look forward to further discussions with the Board as you address the many challenges before you.