

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' STAFF MEETING
Monday, August 23, 2004
Page 1

COMMISSIONERS PRESENT: Paul A. Hanneman, Chairperson
Charles J. Hurliman, Vice Chairperson

COMMISSIONER ABSENT: Tim Josi, Commissioner
(AOC Meeting in Salem)

STAFF PRESENT: Paul Levesque, Management Analyst

STAFF PRESENT FOR PORTIONS OF MEETING: Sheriff Todd Anderson; Craig Schwinck, Human Resources & Information Services Director; John Robinson, Health Department Administrator; Ron Wallace, Assistant Health Department Administrator; Bill Campbell, Community Development Director; Nancy Steiner, Building Official

GUESTS: Tilda Jones, Tillamook Bay Habitat & Estuary Improvement District; John Gettman; Gus Meyer

CALL TO ORDER: By Chair Hanneman at 8:38 a.m. in the Commissioners' Meeting Room.

ITEM NO. 1: PUBLIC COMMENTS - NON-AGENDA ITEMS: Consideration of Letter to Don Borda, U.S. Army Corps of Engineers, Regarding Dredging on Kilchis River: The Commissioners reviewed the proposed letter to the Corps. Ms. Jones said they were starting a record of their process on the Kilchis permit. Chair Hanneman said they already had a copy of the Feasibility Study report.

Chair Hanneman moved to approve the letter, subject to clarification whether the County had a copy of the Feasibility Study report mentioned in the letter, Commissioner Hurliman seconded, passed with two aye votes.

[The letter was signed and mailed August 25, 3004]

A meeting was tentatively scheduled for September 1 to follow up with the State and Federal agencies.

Discussion Regarding Health Department: Chair Hanneman read the paragraph he had written last week on the Health Department for the Board's weekly column. Mr. Robinson stated that there continued to be disruptions by non-staff meetings being held by the Health Council behind closed doors regarding his and Mr. Wallace's employment.

Mr. Schwinck said that required due process and the Board may hold an executive session if they chose. Mr. Robinson and Mr. Wallace said they would be willing to also have an open meeting. Mr. Wallace said it did not matter to him whether it was public or an executive session.

MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' STAFF MEETING

Monday, August 23, 2004

Page 2

1 Commissioner Hurliman said he had heard some disturbing matters over the past weekend.

2
3 Mr. Schwinck thought it should be an executive session with Counsel Sargent but if Mr. Robinson
4 and Mr. Wallace want it public, they can do so.

5
6 The meeting was set for Wednesday, August 25 at 1:00 p.m.

7
8 Mr. Wallace said the accusations seemed to be coming from one individual. He said the Chair of
9 the Health Council should be present. Mr. Robinson said they should delay the meeting if the Health
10 Council Chair could not be present.

11
12 **ITEM NO. 2: HUMAN RESOURCES & INFORMATION SERVICES UPDATE: a.**

13 **Consideration of Request to Hire Deputy at Higher Step:** Sheriff Anderson wanted to hire a
14 deputy at Step 4. Officer McCandless was the candidate. She was a field training officer who had
15 gone to the academy. She would be the contract officer for Garibaldi; she lived within five minutes
16 of Garibaldi. Mr. Schwinck said this was not unusual.

17
18 There was Board consensus to approve the Sheriff's request.

19
20 **ITEM NO. 3: COMMUNITY DEVELOPMENT UPDATE:** Mr. Campbell distributed the weekly
21 inspection report and copies of Ordinance #62.

22
23 **a. Discussion Concerning Coordination of Building Permits with Fire Marshal Requirements:**

24 Mr. Campbell discussed two issues with the difficulties over the fire code and with the Regional Fire
25 Marshal, Paul Nease. He read from an August 13th letter from Mr. Nease saying that the County had
26 not enacted the specialty fire code when Ordinance #62 was adopted. A meeting would be scheduled
27 for the 25th or 26th to try to resolve the issue.

28
29 Mr. Campbell said the Fire Marshal's input was advisory. The County could also remedy the
30 situation by adopting the specialty fire code. He discussed the role of fire districts in plan review
31 and issues in the Pacific City area. He discussed some of the interior design/occupancy issues with
32 the Nazarene Church. They had just received new plans for the Church late the previous week.

33
34 Commissioner Hurliman mentioned a number of road issues in the Neskowin area that caused some
35 of these building code issues. Mr. Campbell said the Fire Defense Board also looked at well yields
36 and discussed other fire defense issues. He said they needed to clarify the advisory role of the Fire
37 Marshal, who should not be corresponding directly with the applicant, but rather in joint meetings.

38
39 Ms. Steiner said the Fire Marshal stated Washington and Multnomah counties had adopted alternate
40 provisions to the cited sections of the fire code in Nease's letter. Ms. Steiner said she agreed with
41 the comments about the need for sprinklers.

**MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' STAFF MEETING
Monday, August 23, 2004**

Page 3

1 Mr. Campbell would provide the Board with confidential findings on the Waldron investigation in
2 accordance with the procedures in the Code Enforcement Manual. He said there had also been
3 storage of rock from Eckroth quarry in violation of the land use code. However, the rock was a
4 valuable local resource.

5
6 Mr. Campbell said he had attended the County Planning Directors meeting on Friday, August 20th.
7 He would be interviewing RARE applicants today. He said the RARE participant and Ms. Phipps
8 would work under his supervision of the project. He noted that the environmental characterization
9 of the material was a new requirement.

10
11 Chair Hanneman was discouraged on the time this project would likely take. He asked about the
12 minutes of the Riparian Ordinance hearing on July 28th. Mr. Campbell said he would get them out
13 in the current week.

14
15 Mr. Campbell discussed a Bay City house with set back issues as being within the jurisdiction of Bay
16 City.

17
18 Chair Hanneman recessed the meeting at 9:35 a.m. and reconvened at 9:42 a.m.

19
20 **ITEM NO. 5: STAFF UPDATE/CALENDAR REVIEW & SCHEDULING/AGENDA**
21 **REVIEW/SUGGESTION BOX/INTEROFFICE MATTERS:** The Commissioners scheduled an
22 Executive Session for the 25th, either at 10:00 a.m. or 1:00 p.m. They reviewed the weekly calendar
23 and agenda for the 25th.

24
25 Mr. Levesque reviewed the order and intergovernmental agreement with Oregon Department of
26 Forestry for the Trask River Road public safety fee and the need to schedule them for the agenda.
27 Ms. Wujcik said the other two members needed to be reappointed to the Board of Property Tax
28 Appeals.

29
30 The Chair signed the ballot measure for the Veterans Service Program levy. Ms. Wujcik said the
31 library board interviews were scheduled for Monday, August 30, at 1:00 p.m. The quarterly
32 luncheon with the Fair Board was tentatively set for Friday, October 1. Performance evaluations
33 were set for Mr. Krein and Mr. Campbell. There were no suggestions.

34
35 **ITEM NO. 4: MANAGEMENT ANALYST UPDATE:** Mr. Levesque updated the Board on his
36 recent work on the wetland restoration project.

37
38 **ITEM NO. 6: BOARD CONCERNS - NON-AGENDA ITEMS & ANNOUNCEMENTS:**
39 Commissioner Hurliman said the Headlight Herald wanted a response from the Board regarding the
40 Surfriders' request for additional hearings on the jetty repair.
41

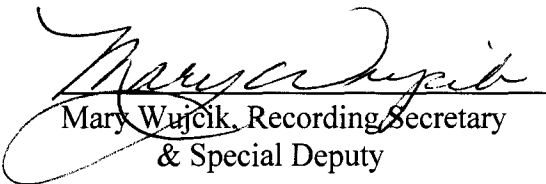
MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS' STAFF MEETING
Monday, August 23, 2004
Page 4

1 **ITEM NO. 7: PUBLIC COMMENTS:** Mr. Meyer said he had heard there was going to be an
2 appeal to the Land Use Board of Appeals (LUBA) on the jetty project by the Oregon Shores
3 Conservation Coalition.

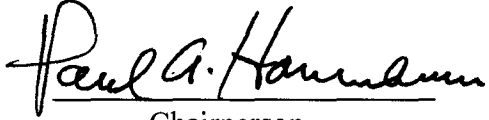
4
5 The Chair adjourned the meeting at 9:47 a.m.

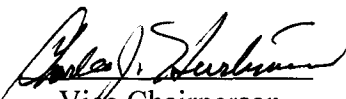
6
7 **RESPECTFULLY** submitted this 15 day of Sept, 2004.

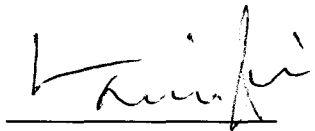
8
9 County Clerk: Tassi O'Neil

10
11 
12
13 Mary Wujcik, Recording Secretary
14 & Special Deputy

15
16 **APPROVED BY:**

17
18 
19
20 Chairperson

21
22 
Vice Chairperson


Commissioner



CALL TO ORDER – August 23, 2004 8:30 a.m.

1. Public Comments – Non-Agenda Items – **REQUEST TO SIGN GUEST LIST**
2. Human Resources & Information Services Update/Craig Schwinck
 - a. Consideration of Request to Hire Deputy at Higher Step/Sheriff Anderson
3. Community Development Update/Bill Campbell
 - a. Discussion Concerning Coordination of Building Permits with Fire Marshal Requirement/Commissioner Hurliman
4. Management Analyst Update/Paul Levesque
5. Staff Update/Calendar Review & Scheduling/Agenda Review/Suggestion Box/Inter-Office Matters
7. Board Concerns, Non Agenda Items & Announcements
8. Public Comment

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.**

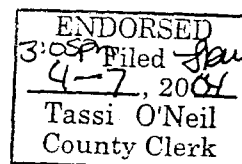
BOARD OF COMMISSIONERS'
STAFF MEETING
Monday, August 23, 2004

PLEASE PRINT

Name	Address	Item of Interest
Alda Jones	TBHEID@wca.net	TBHEID
JOHN GETTMAN		all
TODD ANDERSON	SHERIFF	
Rick Campbell	TCD	#3
Craig S. Leonard	TC	#2
[Signature]	N det det	#2
Ron Williams	TRAD	#2
Gus Meyer	On Record	General
Nancy Steiner	DCD	

(Please use reverse if necessary)

BEFORE THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON



IN THE MATTER OF AN ORDINANCE)
ENACTING THE STATE OF OREGON) **ORDINANCE #62**
2003 EDITION - ONE AND TWO FAMILY) **AS AMENDED 4/7/04**
DWELLING SPECIALITY CODE, SETTING)
FEES FOR PLANNING, ZONING AND)
BUILDING APPLICATIONS, MECHANICAL,)
RESTRICTED ENERGY ELECTRICAL,)
PLUMBING AND ELECTRICAL FUNCTIONS)
AND DECLARING AN EMERGENCY)

The Board of Commissioners for Tillamook County ORDAINS as follows:

SECTION 1: FINDINGS.

- A. On July 27, 1983 the Tillamook County Board of Commissioners enacted County Ordinance #21 enacting the 1982 edition of the Uniform Building Code for Tillamook County.
- B. Effective April 1, 2003 the One and Two Family Dwelling Specialty Code was adopted by the State of Oregon as the official building code for all jurisdictions in Oregon.
- C. This ordinance is necessary in order to provide uniform legislative authority for the application and enforcement of a residential building code and a related fee structure to become effective on passage.

SECTION 2: ENACTMENT OF BUILDING CODE.

- A. The State of Oregon 2003 Edition of the One and Two Family Dwelling Specialty Code shall be and is hereby enacted as the Building Code for Tillamook County.

SECTION 3: FEE STRUCTURE.

- A. The Schedule of Permit and Plan Review Fees attached hereto as Exhibit A incorporated herein by reference shall be and is hereby enacted as the fee schedule for building permit and plan reviews.
- B. The Schedule of Land Use Fees attached hereto as Exhibit B incorporated herein by reference shall be and is hereby enacted as the fee schedule for land use fees.
- C. The Schedule of Mechanical Permit Fees attached hereto as Exhibit C incorporated herein by reference shall be and is hereby enacted as the fee schedule for mechanical permits.
- D. The Schedule of Restricted Energy Electrical Permit Fees attached hereto as Exhibit D incorporated herein by reference shall be and is hereby enacted as the fee schedule for restricted energy electrical permits.
- E. The Schedule of Plumbing Permit Fees attached hereto as Exhibit E incorporated herein by reference shall be and is hereby enacted as the fee schedule for plumbing permits.

F. The Schedule of Electrical Permit Fees attached hereto as Exhibit F incorporated herein by reference shall be and is hereby enacted as the fee schedule for electrical permits.

G. The Board of Commissioners for Tillamook County, may by Board order, after a duly noticed public hearing, amend the fees described herein as otherwise allowed by law.

SECTION 4: REPEAL OF CONFLICTING PROVISIONS.

Ordinance No. 21 entitled "Ordinance for Adoption of the Uniform Building Code and Uniform Building Code Standards", Ordinance No. 54, relative to Adopting Fees for the Electrical Program to be Assumed by Tillamook County, Oregon and all other ordinances and orders, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: SEVERABILITY.

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or unlawful, such decision shall not effect the remaining portions of this ordinance. The Board hereby declares that it would have passed each phrase thereof, irrespective of the fact that any one or more of such provisions be declared unconstitutional or unlawful.

SECTION 6: DECLARATION OF AN EMERGENCY.

The Board of Commissioners finds that the enactment of this Ordinance is necessary for the public health, safety and general welfare, that an emergency exists, and this ordinance shall take effect immediately upon passage by the Board of Commissioners.

DATED this 7th day of April, 2004.

**THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON**

	Aye	Nay	Abstain/absent
<u>Paul A. Hanneman</u> Paul Hanneman, Chair	✓		1
<u>Charles J. Hurfman</u> Charles Hurfman, Vice-Chair		✓	1
<u>Tim Josi</u> Tim Josi, Commissioner	✓		1



ATTEST: Tassi O'Neil,
County Clerk

By Tassi O'Neil
Special Deputy

APPROVED AS TO FORM:

William K. Sargent
William K. Sargent, County Counsel

First Reading: June 11, 2003
Second Reading: June 25, 2003
Third Reading: March 24, 2004