

FILED
SEP 16 2004
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TASSI O'NEIL
COUNTY CLERK

MINUTES-TILLAMOOK COUNTY BOARD OF COMMISSIONERS MEETING
Wednesday, August 25, 2004
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COMMISSIONERS PRESENT: Paul A. Hanneman, Chairperson
Charles J. Hurliman, Vice Chairperson
Tim Josi, Commissioner

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

STAFF PRESENT FOR PORTIONS OF MEETING: Aaron Suko, Public Works Director; Ron Wallace, Health Department; Dorothy Munson, Clerks Office; Tom Manning, Emergency Management.

GUESTS: Gus Meyer, John Gettman, Robert Bradley, and Bob Gustafson .

CALL TO ORDER: At 9:05 a.m. in the Commissioner's Hearing Room

ITEM NO. 1: WELCOME & REQUEST TO SIGN GUEST LIST:

ITEM NO. 2: PUBLIC COMMENTS - NON-AGENDA ITEMS: There were none.

ITEM NO. 3: CONSENT CALENDAR:

Board of Commissioners' Meeting Minutes for July 14, 19 & 21, 2004;

Commission Proceedings for April & May, 2004;

Liquor License Application for Nestucca Valley Sporting Goods in Hebo: Commissioner

Josi moved to approve the items in the Consent Calendar; Commissioner Hurliman seconded, passed with three aye votes.

The Liquor License Application was canceled.

[The Commissioners signed the Minutes and the Commission Proceedings later in the day.]

ITEM NO. 4: CONSIDERATION OF ORDER APPOINTING KEN BALLWEG TO THE TILLAMOOK COUNTY MENTAL HEALTH & CHEMICAL DEPENDENCY ADVISORY

COUNCIL: Commissioner Hurliman made a motion the Board sign the order to appoint Ken Ballweg to the Tillamook County mental Health & Chemical Dependency Advisory Council. The motion was seconded by Commissioner Josi and carried with three aye votes.

The Commissioners signed Order #04-81.

ITEM NO. 5: CONSIDERATION OF ORDER REAPPOINTING TWO MEMBERS TO THE BOARD OF PROPERTY TAX APPEALS: Dorothy Munson, Clerk's Office described the function of the Board of Property Tax Appeals (BOPTA) for the benefit of all present.

Commissioner Hurliman made a motion the Board sign the Order reappointing two members to

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1 BOPTA. The motion was seconded by Commissioner Josi and carried with three aye votes.

2
3 The Commissioners signed Order #04-82

4
5 **ITEM NO. 6: CONSIDERATION OF FISH PASSAGE WAIVER AGREEMENT WITH**
6 **OREGON DEPARTMENT OF FISH & WILDLIFE AND LONGVIEW FIBRE RELATED**
7 **TO CULVERT REPLACEMENT PROJECT ON GOD'S VALLEY ROAD:** Aaron Suko,
8 Public Works Director and Robert Bradley, ODFW were present. Mr. Suko said Longview Fibre
9 is working on its property and is required to do this project as an off-site mitigation requirement.
10 The only county obligation is future maintenance on the new culvert that Longview Fibre will install
11 at its own expense.

12
13 Mr. Bradley said this is the first three party agreement in the state for fish passage. The culvert was
14 identified by the Watershed Council as valuable for fish passage.

15
16 Commissioner Josi said he was pleased that all the issues on this matter were resolved.

17
18 Commissioner Josi made a motion for Chair to sign the Fish Passage Waiver Agreement. The
19 motion was seconded by Commissioner Hurliman and carried with three aye votes

20
21 Chair Hanneman signed the Agreement.

22
23 **ITEM NO. 7: CONSIDERATION OF NOTICE OF PUBLIC HEARING REGARDING**
24 **TRANSFER OF JURISDICTION OF PORTIONS OF LANEDA AVENUE AND DIVISION**
25 **STREET FROM TILLAMOOK COUNTY TO THE CITY OF MANZANITA:** Mr. Suko gave
26 a brief history of the Laneda Avenue project and the city bond levy.

27
28 Commissioner Josi made a motion the Board sign the consideration of notice of public hearing
29 regarding portions of Laneda Avenue and Division Street in Manzanita. The motion was seconded
30 by Commissioner Hurliman and carried with three aye votes.

31
32 The Commissioners signed the Notice of Public Hearing.

33
34 **ITEM NO. 8: CONSIDERATION OF NOTICE OF PUBLIC HEARING REGARDING**
35 **TRANSFER OF JURISDICTION OF FIFTH STREET FROM TILLAMOOK COUNTY TO**
36 **THE CITY OF BAY CITY:** Mr. Suko also gave a brief history of the agreements to improve this
37 and other county roads in Bay City as well as the work on this street.

38
39 Commissioner Josi made a motion the Board sign the consideration of notice of public hearing
40 regarding Fifth Street in Bay City. Commissioner Hurliman seconded the motion and it carried with
41 three aye votes.

42
43 **ITEM NO. 9: CONSIDERATION OF CITIZEN CORPS GRANT AGREEMENT**
44 **THROUGH THE OFFICE OF DOMESTIC PREPAREDNESS ADMINISTERED BY THE**

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1 **CRIMINAL JUSTICE SERVICES DIVISION FOR \$3,787:** Tom Manning said this CERT grant
2 was previously approved by the Board. He said the funds will provide training.

3
4 Commissioner Hurliman made a motion to approve the Citizen Corps Grant Agreement.
5 Commissioner Josi seconded the motion and it carried with three aye votes.

6
7 Mr. Manning added that the area had 3 inches of rain. He said the Kilchis River rose but did not
8 flood.

9
10 The Chair signed the Citizen Corps Grant Agreement.

11
12 **ITEM NO. 10: CONSIDERATION OF AMENDMENT #2 TO DEPARTMENT OF HUMAN**
13 **SERVICES 2004-2005 LPHA FINANCIAL ASSISTANCE CONTRACT #109348:** Ron
14 Wallace said this amendment requires expenditures this quarter in WIC, and increases in funding
15 for bioterrorism. He said the latter will be used to shore up weaknesses in our Hard Drive computer
16 system and policies on computer security.

17
18 Commissioner Josi made a motion to sign amendment #2 to Department of Human Services
19 Financial Assistance Contract. The motion was seconded by Commissioner Hurliman and carried
20 with three aye votes.

21
22 Commissioner Hurliman asked about HIPA. Mr. Wallace said those rules will play into it, but this
23 grant deals with firewalls, passwords, etc.

24
25 The Chair signed Amendment #2 to Department of Human Services 2004-2005 LPHA Financial
26 Assistance Contract #109348.

27
28 **ITEM NO. 11: CONSIDERATION OF ORDER ESTABLISHING A PUBLIC SAFETY**
29 **ROAD FEE FOR LOG TRUCK HAULING ON CERTAIN STATE TIMBER SALES IN**
30 **THE TRASK RIVER BASIN:** Paul Levesque gave a background on the order and
31 Intergovernmental Agreement. He described the fee structure, how that fits with the state timber sale
32 procedures and ODF's role in the collection of the fee.

33
34 At the request of Commissioner Hurliman, Paul described how the state timber revenue formula
35 works and its offset to state school funding. He identified the ODF personnel involved in the
36 development of the Agreement.

37
38 Bob Gustafson, ODF said the Forestry is supportive of the Agreement and is appreciative of the
39 Boards leadership.

40
41 Commissioner Josi said he appreciated ODF's thinking outside the box and working with the Board.

42
43 Commissioner Hurliman made a motion the Board sign the Order establishing a public safety road
44 fee for log truck hauling on certain state timber sales in the Trask River Basin. The motion was

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1 seconded by Commissioner Josi and carried with three aye votes.

2
3 The Commissioners signed Order #04-83.

4
5 Chair Hanneman said revenue and needs are running in opposite directions, yet timber sales are
6 causing greater use.

7
8 Mr. Levesque said the funds could begin coming in by December or January.

9
10 Chair Hanneman wanted to discuss a general fund advance for work this year at the Monday staff
11 meeting.

12
13 **ITEM NO. 12: CONSIDERATION OF INTERGOVERNMENTAL AGREEMENT WITH**
14 **OREGON DEPARTMENT OF FORESTRY TO ESTABLISH A PUBLIC SAFETY ROAD**
15 **FEE FOR LOG TRUCK HAULING ON CERTAIN STATE TIMBER SALES IN THE**
16 **TRASK RIVER BASIN:** Commissioner Josi made a motion that the Chair sign the
17 Intergovernmental Agreement with ODF to establish a public safety road fee for log truck hauling
18 on certain state timber sales in the Trask River Basin. The motion was seconded by Commissioner
19 Hurliman and carried with three aye votes.

20
21 Chair Hanneman signed the Agreement.

22
23 **ITEM NO. 13 : BOARD CONCERNS - NON-AGENDA ITEMS & ANNOUNCEMENTS:**
24 Commissioner Hurliman commented on Bob Gustafson's good work on the modeling Core Team.

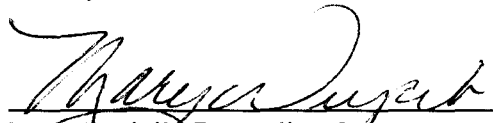
25
26 **ITEM NO. 14: PUBLIC COMMENTS:** There were none.

27
28 At this time, Chair Hanneman read the meeting announcements.

29
30 Chair Hanneman adjourned the meeting at 9:58 a.m.

31
32 **RESPECTFULLY** submitted this 15 day of Sept, 2004.

33
34 County Clerk: Tassi O'Neil

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36 
37
38 Mary Wujcik, Recording Secretary
39 & Special Deputy



40
41 **APPROVED BY:**

42
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44 _____
45 Chairperson

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44 _____
45 Vice Chairperson

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44 _____
45 Commissioner

CALL TO ORDER: Wednesday, August 25, 2004

Paul C.

BOARD OF COMMISSIONERS

1. 9:00 a.m. Welcome & Request to Sign Guest List
2. Public Comment - Non-Agenda Items

CONSENT CALENDAR

3. Board of Commissioners' Meeting Minutes for: July 14, 19 & 21, 2004
Commission Proceedings for: April & May, 2004

~~Liquor License Application for: Nestucca Valley Sporting Goods, Hebo (new owner)~~ *POSTPONED*

LEGISLATIVE - ADMINISTRATIVE

4. Consideration of Order Appointing Ken Ballweg to the Tillamook County Mental Health & Chemical Dependency Advisory Council/Jan Stewart *#04-81*
5. Consideration of Order Reappointing Two Members to the Board of Property Tax Appeals/Dorothy Munson *#104-82*
6. Consideration of Fish Passage Waiver Agreement with Oregon Department of Fish & Wildlife and Longview Fibre related to Culvert Replacement Project on God's Valley Road/Aaron Suko *Chair*
7. Consideration of Notice of Public Hearing Regarding Transfer of Jurisdiction of Portions of Laneda Avenue and Division Street from Tillamook County to the City of Manzanita/Aaron Suko *Bot*
8. Consideration of Notice of Public Hearing Regarding Transfer of Jurisdiction of 5th Street from Tillamook County to the City of Bay City/Aaron Suko *Bot* *AS*
9. Consideration of Citizen Corps Grant Agreement through the Office of Domestic Preparedness, Administered by the Criminal Justice Services Division for \$3,787/Tom Manning
10. Consideration of Amendment #2 to Department of Human Services 2004-2005 LPHA Financial Assistance contract #109348/John Robinson *Chair* *AS*
11. Consideration of Order Establishing a Public Safety Road Fee for Log Truck Hauling on Certain State Timber Sales in the Trask River Basin/Paul Levesque *#04-83*
12. Consideration of Intergovernmental Agreement with Oregon Department of Forestry to Establish a Public Safety Road Fee for Log Truck Hauling on Certain State Timber Sales in the Trask River Basin/Paul Levesque *Chair* *AS*
13. Board Concerns - Non-Agenda Items & Announcements
14. Public Comments

ADJOURNMENT

At **1:00 p.m. on Wednesday, August 25, 2004**, the Commissioners will be holding an Executive Session, pursuant to ORS 192.660(l)(b) to hear complaints brought against a public employee. The Executive Session is **not** open to the public. The Executive Session will be held in the Commissioners' Meeting Room of the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook.

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**.