

MINUTES – TILLAMOOK COUNTY BOARD OF COMMISSIONERS' MEETING

Monday, April 14, 2008

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COMMISSIONERS PRESENT:

Charles J. Hurliman, Chair
Tim Josi, Vice-Chair

COMMISSIONER ABSENT:

Mark Labhart, Commissioner,
AOC Salem

STAFF PRESENT:

Su Yaremchuk, Staff Assistant

STAFF PRESENT FOR PORTIONS OF THE MEETING: Susan Becraft, Staff Assistant; Butch Parker, Director, Community Development; Karen Dye, Treasurer; Lorrie McKibbin, Assessment & Taxation; Todd Anderson, Sheriff and Tassi O' Neil, Clerk.

GUESTS: John Gettman, Gus Meyer, Deb Dyson and Del Schmitz.

CALL TO ORDER: By Chair Hurliman at 9:07 a.m. in Commissioners' Meeting Room B.

ITEM NO. 1: PUBLIC COMMENTS – NON-AGENDA ITEMS – REQUEST TO SIGN

GUEST LIST: Chair Hurliman welcomed everyone and reminded them to sign the guest list.

Todd Anderson said he had an Out-of-State Travel Request for Deputy Bergen to attend a narcotics seminar in Marimar, Florida. This will be paid for out of the North Coast Narcotics Task Force dollars, not the general fund.

A motion was made by Vice-Chair Josi to approve and sign the Out-of-State Travel Request for Deputy Bergen to attend a narcotics seminar in Marimar, Florida. The motion was seconded by Chair Hurliman. The motion carried with two (2) aye votes. The Commissioners signed the request.

Su Yaremchuk presented a Resolution to be considered on Wednesday to authorize an interest free loan from TLC Federal Credit Union in an amount not to exceed Seven Hundred Fifty Thousand (\$750,000) Dollars for the grandstand project. This will be brought forward to Wednesday.

Dennis Schmitz said that he felt that closing the Johnson Bridge for over a year was a mistake. He said he has talked with truckers and they are against the closure because it will cause a very long detour.

FILED
grm
JUL 1 - 2008
9:38a
TASSI O'NEIL
COUNTY CLERK

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Vice-Chair Josi said that they spent a lot of time debating this issue and it was the position of the Commissioners to do everything they could to keep the bridge open and not impede traffic. The road budget is in dire straights. There is no money. The funds to pay for this bridge came from the Oregon Transportation Investment Act (OTIA) project. This is the last of six (6) bridges being repaired and there is very little money left. We received bids that were considerably higher but waited a year hoping the conditions would improve. There are many bridges being built all over the State. If we waited we may find someone that was hungry. That paid off. We got in a bid that was lower. It was not feasible to put in a temporary bridge at a cost of Six Hundred Thousand to One Million (\$600,000 - \$1,000,000) Dollars. Also to save money, we will be widening the road approaches when we have the time and money. A Contract was signed on that basis.

Mr. Schmitz asked why do we not build a new bridge on the west side and use the existing bridge until the other is completed. He said that it will cost more in fuel to use McCormick Loop as a detour. There will be chaos and backups on Hwy 6.

Chair Hurliman said that they will look at all the alternatives again.

Vice-Chair Josi said that there was a good reason not to build another bridge but he is not privy to that information at this time. He said that Liane Welch was on vacation but on her return he would find out. Mr. Schmitz said that he heard there was nothing wrong with the old bridge. Vice-Chair Josi said that is not true that these bridges are deteriorating.

ITEM NO. 2: DISCUSSION CONCERNING AN AGREEMENT WITH THE TILLAMOOK ANIMAL SHELTER FOR THE OPERATION OF THE COUNTY DOG

KENNELS: Paul Levesque said that a lot of people have worked on this project. Deb Dyson is here representing the Tillamook Animal Shelter (TAS); Sheriff Anderson was instrumental in discussions as well as Commissioner Labhart. Mr. Levesque summarized saying that this Agreement allows TAS to take over operation of the kennels that are currently in place and makes provision for work that the Sheriff is undertaking for construction at the transfer station site. There will be a septic tank installed and upgrades to the facility. There is a provision for funds out of the County budget which will be no more than what we are currently paying. The County vehicle will be transferred to TAS for their use. We will continue the Intergovernmental Agreement with the City which is paid on a quarterly pro-rated basis, in advance. There are a few small issues to iron out pertaining to the delivery of dogs from the Sheriff's Office and the City of Tillamook.

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Deb Dyson said that TAS wanted to be notified prior to receiving a dog at the facility so that they could have someone present. Chief Terry Wright, Tillamook City Police, had advised that he was opposed to this. Ms. Dyson said that Sandy Carbaugh, President of TAS, is on vacation and that will be worked out upon her return. Ms. Dyson suggested that we take that provision out of the Agreement and then leave it up to the Policies and Procedures to deal with it. Sheriff Anderson said that he can understand why Chief Wright is asking for entrance to the facility in that if he has a dog in his car in the middle of the night as a result of an arrest, he would want to take it to the kennel.

Mr. Levesque said that there is no reason why the Board can not proceed with this Agreement on Wednesday. He pointed out that the commitment of funds is only to include the amount in the budget request and wants to make sure that it does not mean that they will get the funds. TAS's request would be put into the hopper along with every one else's request, but there is a provision in the Agreement that either party can terminate the Agreement with proper notice. Ms. Dyson said that TAS will review their request every February so they can be part of the process.

Mr. Levesque added that the Agreement talks about major repairs which would be handled similar to the Museum's request. TAS did submit a budget request this year. Sheriff Anderson made sure that Sandy Carbaugh understood that the County is not in a good financial position and probably will not be for several years. Mr. Levesque said that TAS can also contract with the individual Cities. TAS also has the ability to adopt their own fee structure for recovery of kenneling costs and adoption.

Ms. Dyson said that the long term goal of TAS is to build an animal shelter. This will be brought forward to Wednesday.

ITEM NO. 3: DISCUSSION CONCERNING ORDER APPOINTING NORM BENNETT AND WILLIAM "DALE" BUCK TO THE TILLAMOOK COUNTY BOARD OF REVIEW FOR FARMLAND TAXES:

Lorrie McKibbin said that Norm Bennett and Dale Buck are willing to serve on the Farmland Tax Board. Whether the land is zoned or not, if it generates income the owners can have a special assessed value. The Assessor calculates rates each year. The Farm Board is set out in Statute and gives their input on the numbers. The Commissioners are required by Statute to appoint two (2) members, the Assessor appoints two (2) members and then the four (4) appoint a fifth (5th) member.

Vice-Chair Josi asked if every piece of farm land is valued every year. Ms. McKibbin responded affirmatively for the special assessed value. The farmland special assessed values are calculated using the nominal tax rate, effective tax rate and Department of Revenue Certified Interest Rate. In 1997, due to Measure 50, the 1995 Special Assessed Value (SAV) less ten (10%) percent was set as the Maximum Special

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Assessed value (MSAV). The MSAV increases by a capped rate of three (3%) percent each year. The lower of the MSAV and SAV becomes the taxable value. Soil types are identified using soil surveys from the US Department of Agriculture (USDA) and Tillamook Soil & Water Conservation District. The highest soil class is currently Nineteen Hundred (\$1,900) Dollars per acre and poorest at One Hundred Ninety-Four (\$194) Dollars per acre. This will be brought forward to Wednesday.

ITEM NO. 4: DISCUSSION CONCERNING PROFESSIONAL SERVICES AGREEMENT WITH LAW ENFORCEMENT SERVICES, INC. (LES) FOR LAW ENFORCEMENT TESTING:

Sheriff Anderson said that this is a screening process for new applicants for sworn positions on the road, in the jail or for parole and probation. It is a data base connected throughout the United States to verify prior employment work histories. We are charged Seventy-Five (\$75) Dollars per applicant.

Chair Hurliman said that there is another contract for multi-domain access with an initial Two Hundred Fifty (\$250) Dollar charge and an annual fee of One Hundred Twenty-Five (\$125) Dollars, which is a separate Contract from this. Sheriff Anderson confirmed that. Sheriff Anderson also said that City/County Insurance used the Tillamook Sheriff's Office as an example and we were only deficient in psychological exams. We will be starting those exams in July. This will be brought forward to Wednesday.

ITEM NO. 5: HUMAN RESOURCES UPDATE: a) DISCUSSION CONCERNING AN ORDER APPOINTING GAYLE RAMIREZ TO THE HEALTH DEPARTMENT SAFETY COMMITTEE: Dave Dickman was not in attendance. This is a standard appointment and will be brought forward to Wednesday.

ITEM NO. 6: DISCUSSION CONCERNING ROAD ENCROACHMENT LICENSE FOR MARSHA MOODY-NAEGELI ON MAXWELL MT ROAD IN OCEANSIDE:

Chair Hurliman said that Liane Welch is spending a lot of time on this matter. He had an opportunity to speak with Ms. Moody-Naegli this past week and she is willing to make concessions to allow the public to use this stairway. He is proposing to have Mr. Levesque and Counsel Sargent see if this is acceptable. If it is then we should use Vice-Chair Josi's recommendation that in the future, if any other parties wanted an access they would be denied because the would already be a public access. If accesses that are currently in the right-of-way need repair, that would be denied and eventually there would just be the one (1) access.

Vice-Chair Josi said this is an innovative idea but we need to make sure that the County would have no liability. Bill Campbell said that there would be a question of access for emergency services. Chair Hurliman said that if we have to widen the road because of that, we will do so and if the stairs have to be moved back, so be it. Mr. Campbell said

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that any time we give up limited public right of way to private purpose there will be a cost to the public, at some point in time. This may also exacerbate other issues as they may have to have a geohazard report for a retaining wall.

ITEM NO. 7: COMMUNITY DEVELOPMENT UPDATE: Butch Parker said that there will be no inspections on Wednesday because the inspector will be in training. He will then teach the others what he has learned to save travel time.

a) PERMIT REPORT and b) SANITATION REPORT: There were no questions about the reports from the Commissioners.

OTHER: Chair Hurliman said that we received a letter from Janice Newton asking about danger trees in Neah-Kah-Nie. She owns a piece of property there and the lots on either side of her have recently sold. She is concerned about the harvesting of trees on these lots and wants to know if there is an Ordinance to protect that.

Mr. Campbell said that this is a lady who objected about the height of a garage and her interest is to provide guidance to the County to protect, create and provide a tree protection Ordinance. They want protection from a tree falling on their house and at present there are no restrictions for people to harvest trees in unincorporated areas. Dan Cotton of Oregon Department of Forestry would determine if that would be a harvest operation or not. Chair Hurliman asked Mr. Campbell and Mr. Parker to put together a response to Ms. Newton's letter and copy the Commissioners.

Mr. Campbell said that the Planning Commission continued the Buildable Lands Inventory to June to allow Manzanita and Wheeler to complete their Buildable Lands Inventory. The extended Contract expires the end of June.

ITEM NO. 8: DISCUSSION CONCERNING ORDER APPOINTING JIM WEBB TO THE COLUMBIA-PACIFIC ECONOMIC DEVELOPMENT (COL-PAC) DISTRICT OF OREGON BOARD OF DIRECTORS: This will be moved to Wednesday.

ITEM NO. 9: STAFF UPDATE/CALENDAR REVIEW & SCHEDULING/AGENDA REVIEW/SUGGESTION BOX/INTER OFFICE MATTERS: The Commissioners reviewed, approved and updated the Wednesday Agenda. Ms. Becraft said there were no suggestions in the box today.

ITEM NO. 10: BOARD CONCERNS – NON-AGENDA ITEMS & ANNOUNCEMENTS: There were none today.

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ITEM NO. 11: PUBLIC COMMENTS: Today, there were no public comments.

There being no further business Chair Hurliman adjourned the meeting at 10:08 a.m.

RESPECTFULLY SUBMITTED this 1st day of July, 2008.

County Clerk: Tassi O'Neil

Susan L. Becraft
Susan Becraft, Recording Secretary
& Special Deputy

APPROVED BY:

Charles J. Hurliman
Chair

Vincent
Vice-Chair

Mark Z. Abbott
Commissioner



NOTICE OF MEETING AND AGENDA
of the
TILLAMOOK COUNTY BOARD OF COMMISSIONERS
Also sitting as the Board of the
SOLID WASTE SERVICE DISTRICT &
THE 4-H AND EXTENSION SERVICE DISTRICT
to be held

Monday, April 14, 2008, at 9:00 a.m.

Commissioners' Meeting Room B
County Courthouse, 201 Laurel Avenue
Tillamook, Oregon

BOARD OF COMMISSIONERS

Charles J. Hurliman, Chair
E-mail: churlima@co.tillamook.or.us

Tim Josi, Vice-Chair
E-mail: tjosi@co.tillamook.or.us

Mark Labhart, Commissioner
E-mail: mlabhart@co.tillamook.or.us

201 Laurel Avenue
Tillamook, Oregon 97141
Phone: (503) 842-3403 FAX: (503) 842-1384

ANY QUESTIONS? Contact
Paul Levesque (503) 842-1809
E-mail: plevesqu@co.tillamook.or.us

COUNTY WEBSITE: <http://www.co.tillamook.or.us>

WATCH THIS MEETING ON TV: TLCTV Channel 35

Monday – 1:00 p.m.
Thursday – 1:00 p.m.
Sunday – 1:00 p.m.

Tuesday – 8:00 p.m.
Friday – 8:00 p.m.

Wednesday – 9:00 a.m.
Saturday – 9:00 a.m.

NOTE: The Board of Commissioners reserves the right to recess to Executive Session as may be required at any time during this meeting, pursuant to ORS 192.660(1).

NOTE: The Tillamook County Courthouse is accessible to persons with disabilities. If special accommodations are needed for persons with hearing, visual or manual impairments who wish to participate in the meeting, please contact (503) 842-3403 at least 24 hours prior to the meeting so that the appropriate communications assistance can be arranged.

CALL TO ORDER: Monday, April 14, 2008 9:00 a.m.

BOARD OF COMMISSIONERS

1. Public Comment – Non-Agenda Items – Request to Sign Guest List
2. Discussion Concerning an Agreement with the Tillamook Animal Shelter for the Operation of the County Dog Kennels/Paul Levesque
3. Discussion Concerning Order Appointing Norm Bennett and William “Dale” Buck to the Tillamook County Board of Review for Farmland Taxes/Lorri McKibbin
4. Discussion Concerning Professional Services Agreement with Law Enforcement Services, Inc. (LESI) for Law Enforcement Testing/Todd Anderson
5. Human Resources Update/David Dickman
 - a. Discussion Concerning an Order Appointing Gayle Ramirez to the Health Department Safety Committee
6. Discussion Concerning Road Encroachment License for Marsha Moody-Nageli on Maxwell Mt Road in Oceanside/Charles Hurliman
7. Community Development Update/Butch Parker/Bill Campbell
 - a. Permit Report
 - b. Sanitation Report
8. Discussion Concerning Order Appointing Jim Webb to the Columbia-Pacific Economic Development (COL-PAC) District of Oregon Board of Directors/Mark Labhart
9. Staff Update/Calendar Review & Scheduling/Agenda Review/Suggestion Box/Inter-Office Matters/Sue Becraft
10. Board Concerns – Non-Agenda Items & Announcements
11. Public Comments

ADJOURNMENT

BOARD MEETINGS AND ANNOUNCEMENTS

The Commissioners and the County's Budget Officer will hold public Budget Committee Workshops to hear presentations from County Departments and Non-Department Agencies regarding their 2008-09 Budget requests. The Workshops will be held on **Tuesday, April 15, 2008 at 1:00 p.m.**; **Wednesday, April 16, 2008 at 1:00 p.m.**; **Thursday, April 17, 2008 at 1:00 p.m.** and **Friday, April 18, 2008 at 9:00 a.m.** in the Commissioners' Meeting Room of the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook.

The Commissioners and the Tillamook County 4-H & Extension Service District's Budget Officer will be holding the Tillamook County 4-H & Extension Service District Budget Meeting on **Monday, April 21, 2008** from **1:30 p.m. to 2:30 p.m.** in the Commissioners Conference Room B in the Courthouse, 201 Laurel Avenue, Tillamook.

The Commissioners will be meeting as a part of the Solid Waste Budget Committee on **Monday, April 28, 2008** from **1:00 p.m. to 3:00 p.m.** The Solid Waste Budget Committee will conduct their annual budget meeting in the Commissioners' Conference Room B in the Courthouse, 201 Laurel Avenue, Tillamook.

The Commissioners' evening meeting schedule is as follows:

April 16, 2008
May 28, 2008

Manzanita City Hall
Cape Kiwanda Community Center

All evening meetings will begin at 6:30 p.m.

APPENDIX B

TILLAMOOK COUNTY OUT-OF-STATE TRAVEL AUTHORIZATION

Please complete this form and obtain the Board of Commissioner's approval **before** traveling.

SHERIFF TOM BERGIN, DA BERNICE BARNETT, CHIEF STEVE SALLE

1. Name of Employee: SHERIFF TODD ANDERSON 2. Date: 5/26/08 - 5/31/08

3. Training Related/Conference (if yes, attach Agenda):
 Yes No

4. Car Rental: EST.
 \$ 200-

5. Itinerary:
 Destination (City, State): BROWARD CO. MIRAMAR FLORIDA
 Est. Departure Date/Time: 5/26/08
 Est. Return Date/Time: 5/31/08

6. Lodging Rate:
 Amount per Night: \$
 Tax per Night: \$
 Total per Night: \$
 Number of Nights: X
 Total \$

7. Miscellaneous Expenses: (Identify Specific Expenses: Taxis, Shuttles, Phone, Etc.)

- a. \$
- b. \$
- c. \$
- d. \$

8. Meals: (5) DAYS

Rate	# Meals	Total
Breakfast \$		\$
Lunch \$		\$
Dinner \$		\$

9. Estimated Cost of Trip:

Meals/Lodging:	\$
Airfare/Railfare:	\$
Personal Car Miles:	\$
Car Rental:	\$
Miscellaneous:	\$
Total:	\$

10. Purpose of Trip (Be Specific):

THIS CONFERENCE IS ON NARCOTICS CONSPIRACY, AND IS A GRANT REQUIREMENT. ALL EXPENSES ARE PAID BY NORTH COAST NARCOTICS TASK FORCE, AND NO TILLAMOOK COUNTY GENERAL FUND DOLLARS ARE TO BE SPENT.

11. Employee Signature:

Todd Anderson

Date:

4-14-08

12. Department Head/Designee Signature:

Date:

13. Board of Commissioner's Chair Signature:

Charles J. Heurman

Date:

4-14-08

4/11/2008

Dept. of Community Development - Building Section

Week Ending	Plan Review	Structural Inspections	Mechanical Inspections	M.D. insp.	Mileage for Inspectors	Electrical Inspections	Plumbing Inspections	Investigate Proj. check	Citations Issued	Stop Work Orders	Court Hours
02/27/08	10	51	39	2	995	64	37	0	0	0	0
03/05/08	25	62	18	5	955	31	25	0	0	0	0
03/12/08	12	77	39	1	945	67	38	0	0	0	0
03/19/08	18	76	35	0	1119	76	36	1	0	0	0
03/26/08	16	63	23	2	873	51	32	0	0	0	0
04/02/08	10	73	26	1	840	37	27	3	0	1	0
04/09/08	23	76	25	1	783	65	27	3	0	0	0
04/16/08											
04/23/08											
04/30/08											
Total											
YTD	190	957	343	18	13576	727	455	18	0	2	0

Sanitation Permit Intake: Mar 28th, 2008- April 30th, 2008

Week	Permit #	Type	rec'd	field	approved	reason held
03/27-04/02	08-1076-S	Permit to Construct	03/28			
	08-1079-S	Site Evaluation	03/28	03/31	04/03	
	08-1080-S	Site Evaluation	03/28	03/31	04/03	
	08-1123-S	Major Repair	04/01	04/01	04/03	
04/03-04/09	08-0205-S	Final Inspection	04/04	04/07	04/07	
	08-1180-S	Minor Alteration	04/04	04/07	04/08	

Sanitation Permit Intake: Feb 28th, 2008- Mar 27th, 2008

Week	Permit #	Type	rec'd	field	approved	reason held
02/28-03/05	08-0629-S	Final Inspection	02/29	03/07	03/12	
	08-0737-S	Site Evaluation	02/29	04/03	*	*need new holes
	08-0740-S	Authorization Notice	03/03	03/14	03/17	
	07-4580-S	Final Inspection	03/05	03/05	*	as-built-mat list
	08-0441-S	Final Inspection	03/05	03/06	03/06	
	08-0794-S	Tank Replacement	03/05	03/18	03/20	Rockaway sign-off
	08-0795-S	Tank Replacement	03/05	03/06	03/07	
	08-0796-S	Tank Replacement	03/05	03/07	03/07	
03/06-03/12	08-0513-S	Final Inspection	03/06	03/06	03/06	
	08-0815-S	Permit to Construct	03/07	03/12	03/12	
	08-0843-S	Permit to Construct	03/10	03/14	03/17	
	08-0844-S	Permit to Construct	03/10	03/20	03/20	
03/13-03/19	06-4657-S	Final Inspection	03/12	03/13	03/13	
	08-0796-S	Final Inspection	03/13	03/14	03/14	
	08-0952-S	Tank Replacement	03/18	03/18	03/18	
03/20-03/26	08-0971-S	Tank Replacement	03/20	03/26	03/26	
	08-0973-S	Major Repair	03/20	03/21	03/26	
	08-1012-S	Site Evaluation	03/24	04/03	*	*site plan
	08-1050-S	Site Evaluation	03/26		*	*no lucs