COMMISSIONERS PRESENT: Gina Firman, Chairperson
Jerry A. Dove, Vice Chairperson
Sue Cameron, Commissioner

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

STAFF PRESENT FOR PORTIONS OF MEETING: Joanne Spencer, Emergency Management;
Deputy Ron Maddox; Dr. Bob Moore, Health Department Administrator; William Porter, District
Attorney; Jon Oshel, Public Works Director;

GUEST: Chuck Curtis, Oregon Department of Transportation; Pete Daniels, Milstead & Assoc.

CALL TO ORDER: By Chair Firman at 9:02 a.m. in the Justice Courtroom

UNSCHEDULED: Presentation of Achievement Award for 3 Accident-Free Years: The
Commissioners presented the award plaque to Dr. Moore.

UNSCHEDULED: Employee of the Month: The Commissioners congratulated Deputy Maddox
on his selection as employee of the month and presented him with a gift certificate.

UNSCHEDULED: Consideration of SLA Agreement with Oregon Emergency Management
for Fiscal Year Work Plan: Ms. Spencer presented the agreement and the work plan. Commissioner Dove moved to approve the agreement, Commissioner Cameron seconded, passed with three aye votes.

The Commissioners signed the plan.

Commissioner Cameron said she would like to get a copy sooner for review prior to the meeting. Ms. Spencer provided some details of the next year’s work plan. Commissioner Cameron felt this plan was an important piece in Tillamook County becoming the model for local governments in developing a disaster recovery plan.

UNSCHEDULED: Discussion Concerning Staffing Needs in District Attorney’s Office: Mr. Porter discussed staffing shortage problems in his office and how he had been dealing with prosecutions. On October 4, 1997 the criminalization of marijuana law becomes effective which will significantly increase their case load. With only two secretaries, work loads become crucial. When one of them had surgery recently, the production of the office was drastically reduced. Mr. Porter
stated that he needed more clerical help.

The Board discussed South Fork Prison Camp escape cases and the possibility of partial state funding for the District Attorney’s department relating to these cases. Commissioner Cameron stated that the budget committee would be meeting in October and that this should be the forum for this issue. Mr. Oshel stated that if one position was added to the D.A.’s office, it would mean an additional layoff in his department next Spring.

Commissioner Cameron stated that she needed to know where the County was on the budget in order to make a decision. Mr. Porter would prepare a proposal for presentation to the Budget Committee.

**ITEM NO. 1: HIGHWAY 101, TUNNEL CLOSURE & ESTABLISHMENT OF AN ADVISORY COMMITTEE ON TRANSPORTATION:** Mr. Curtis stated that he was attending the Board meeting to generate interest in the formation of an advisory committee on State transportation. He provided a history of ODOT’s re-engineering of its project selection process. One idea that had emerged was creating stakeholder advisory groups to identify, prioritize and scope projects performed by ODOT. These would be regional groups based on the Governor’s approach to community-based solutions.

Mr. Curtis provided the Board with a sample agenda for the Mid-Willamette Valley Advisory Committee. His proposal was for district level groups that would forward recommendations to regional groups. He discussed possible selection processes and stated that he did not want to be in a position of hand-picking members. This meeting was informational only, and he was not asking anything of the Board at this time.

Mr. Curtis said it was ODOT’s belief that most of the membership would be local elected officials. However, if a Blue Ribbon Commission was assembled for the purpose of making membership recommendation, he suspected they might also recommend a similar composition.

Commissioner Dove did not want to be on another committee if its recommendations were not implemented. Mr. Curtis felt ODOT was committed to a partnership with local governments. Chair Firman appreciated the way Mr. Curtis had worked with local constituencies in the past. Commissioner Dove reaffirmed this sentiment, in particular for the work on Highway 53.

The Board also requested weekly updates on the tunnel closure, which Mr. Curtis said would happen. Mr. Oshel would respond to the letter from a citizen concerning signage on North Fork Road and on the paving project.

**UNSCCHEDULED: Hospital Remodeling Project Update:** Mr. Daniels provided an update on the hospital project. He reported on dealing with the problem of dust control with three different
contractors working simultaneously. The Board encouraged Mr. Daniels to obtain a time commitment on the legal description from the Surveyor on the parking lot.

Mr. Levesque described the need for the Board’s signature on an agreement with PUD for purchasing two transformers for the project.

Commissioner Cameron moved to sign the agreement, Commissioner Dove seconded, passed with three aye votes.

The Commissioners signed the agreement.

The Board discussed the departure in September of the Project Superintendent.

ITEM NO. 2: MISCELLANEOUS PUBLIC WORKS: Mr. Oshel provided the facts concerning a road approach permit variance that he intended to issue at Macdonald Road. He reported on ODOT speed zone studies received on Bewley Creek (40 mph); Latimer Road, west of Sollie Smith (45 mph); Wilson River Loop (45 mph - east/west leg); and Necarney Blvd. (30 mph). No action was required by the Board, unless they wanted to appeal these decisions.

The Board asked Mr. Oshel to write a letter to Mr. Leuthold regarding speed zone signage.

There was discussion concerning the requirement for a 2 inch overlay on Brookfield Avenue related to the housing development. Commissioner Dove stated one developer would provide $10,000 for the sewer if he was not required to do the overlay. Commissioner Cameron stated that she understood the need for the overlay.

There was discussion regarding the need for a focus group on road funding. Mr. Oshel felt the present Road Advisory Committee should be part of the group. In addition, the cities should be contacted to determine if they wanted to be a part of this. Mr. Oshel said he would ask Ms. Wujcik to advertise for recruiting membership for the group, and Mr. Oshel would prepare a press release.

ITEM NO. 3: CONSIDERATION OF RIGHT OF WAY SUPPLEMENTAL AGREEMENT WITH ODOT FOR THE MOON CREEK (MOON CREEK ROAD) BRIDGE: Mr. Oshel provided background information on the project, which would be bid in January.

Commissioner Dove moved to sign the agreement, Commissioner Cameron seconded, passed with three aye votes.

The Commissioners signed the agreement.
UNSCHEDULED: Tone Bridge Project Update: Mr. Oshel furnished an update on the project. He thought it would not be completed before spring.

ITEM NO. 4: CONSIDERATION OF RIGHT OF WAY SUPPLEMENTAL AGREEMENT WITH ODOT FOR THE TILLAMOOK RIVER (BEWLEY CREEK ROAD) BRIDGE: Mr. Oshel provided background information on the project, which would be constructed in the summer of 1998.

Commissioner Cameron moved to sign the agreement, Commissioner Dove seconded, passed with three aye votes.

The Commissioners signed the agreement.

SITTING AS THE BOARD OF THE SOLID WASTE SERVICE DISTRICT

ITEM NO. 5: MISCELLANEOUS SERVICE DISTRICT MATTERS: Chair Firman asked Mr. Oshel to work with Ms. Wujcik to set a meeting with the Port to discuss the transfer station site. Mr. Oshel said the Household Hazardous Waste Day went very well.

SITTING AS THE BOARD OF THE HEBO SERVICE DISTRICT IN DISSOLUTION

ITEM NO. 6: MISCELLANEOUS SERVICE DISTRICT MATTERS: There was no discussion.

SITTING AS THE BOARD OF COMMISSIONERS

ITEM NO. 7: CONSIDERATION OF AGREEMENT WITH THE DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS, FOR SURVIVAL TRAINING PERMIT FOR THE U.S. AIR FORCE: Mr. Levesque briefed the Board on the history of the military’s use of the Bayocean Spit and the changes in the permit agreement.

Commissioner Dove moved to approve the agreement, Commissioner Cameron seconded, passed with three aye votes.

The Commissioners signed the agreement.

ITEM NO. 8: CONSIDERATION OF AGREEMENT WITH THE DEPARTMENT OF HUMAN RESOURCES TO ACCEPT FUNDS FOR PAYMENT OF ARCHITECT FOR
MINUTES - TILLAMOOK COUNTY BOARD OF COMMISSIONERS’ MEETING
Wednesday, September 10, 1997
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FAMILY RESOURCE CENTER PROJECT: This item was postponed.

ITEM NO. 9: CONSIDERATION OF AGREEMENT WITH E&S ENVIRONMENTAL
CHEMISTRY, INC., TO CONDUCT A DETAILED STORM SAMPLING IN THE TRASK
RIVER FOR THE NATIONAL ESTUARY PROJECT: Commissioner Cameron moved to
approve the agreement, Commissioner Dove seconded, passed with three aye votes.

The Commissioners signed the agreement.

ITEM NO. 10: CONSIDERATION OF ORDER APPOINTING MEMBERS TO THE
TILLAMOOK COUNTY COMMUNITY HEALTH COUNCIL: Commissioner Dove moved to
approve the order, Commissioner Cameron seconded, passed with three aye votes.

The Commissioners signed Order #97-122, appointing Maggie Norton, Carmen Fischler and
Jacqueline Kelly as consumer members.

ITEM NO. 11: CONSIDERATION OF AGREEMENT WITH STATE OF OREGON,
OFFICE OF EMERGENCY MANAGEMENT, FOR KTIL-RADIO FLOOD WALL
PROJECT: Commissioner Cameron moved to approve the agreement, Commissioner Dove
seconded, passed with three aye votes.

The Commissioners signed the agreement.

ITEM NO. 12: CONSIDERATION OF BOARD OF COMMISSIONER MEETING
MINUTES FOR APRIL 2, AUGUST 11, 13, 18 & 25, 1997: Commissioner Dove moved to sign
the minutes, Commissioner Cameron seconded, passed with three aye votes.

The Commissioners signed the minutes.

ITEM NO. 13: CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT WITH
CARLSON TESTING, INC., FOR PROFESSIONAL MATERIAL TESTING & SPECIAL
INSPECTION SERVICES FOR TILLAMOOK COUNTY HOSPITAL CONSTRUCTION
RENOVATION PROJECT: Commissioner Cameron moved to approve the agreement, Commissioner Dove
seconded, passed with three aye votes.

The Commissioners signed the agreement.

ITEM NO. 14: CONSIDERATION OF MODIFICATION #1 TO CONTRACT #3140 WITH
JOHN MAIN CONSTRUCTION FOR JAIL DEMOLITION PROJECT: Commissioner Dove
moved to approve the modification, Commissioner Cameron seconded, passed with three aye votes.
The Commissioners signed the contract modification.

**ITEM NO. 15: DISCUSSION CONCERNING NATKIN & COMPANY CLAIM REGARDING JAIL & JUSTICE FACILITY:** Counsel Sargent stated he had discussed this issue with Lt. Pickett. The County was still holding all of Ramsey-Gerding’s retainage. Chair Firman said Mr. Widman, Quandel, wanted the County to submit a letter to Natkin and its bonding company. Counsel Sargent said he would talk to Mr. Widman and then send the letter.

**ITEM NO. 16: REVIEW OF PAY LIST:** Commissioner Dove said he wanted to review the pay list after the meeting.

**ITEM NO. 8 (Continued): CONSIDERATION OF AGREEMENT WITH THE DEPARTMENT OF HUMAN RESOURCES TO ACCEPT FUNDS FOR PAYMENT OF ARCHITECT FOR FAMILY RESOURCE CENTER PROJECT:** In response to a question from Commissioner Dove, Counsel Sargent discussed the background of the agreement and indicating the original had been misplaced. Commissioner Cameron said this was for prior work done by Waterleaf.

**UNSCHEDULED: Discussion Regarding Various Concerns:** Commissioner Cameron wanted to insure that all correspondence from citizens was being responded to. Chair Firman assured her that all correspondence was channeled to the appropriate person for response.

Commissioner Cameron wanted a County phone card and was told to contact the Treasurer.

Commissioner Cameron wanted to establish a process for updating the five year budget plan.

Chair Firman said Mr. Labhart wanted to meet with the Board on November 3 to have State Forest staff provide a two hour presentation on the Interpretive Center. Commissioner Cameron said she needed to check her calendar, and Commissioner Dove said he would like to have the length of meeting cut down.

**UNSCHEDULED: CUSTODIAL SCHEDULING FOR NEW JAIL:** The Board discussed offering Mr. Allen time for custodial work at the new jail. Chair Firman thought it was half-time. They discussed Mr. Allen’s schedule.

Commissioner Dove said he had asked Mr. West to bring a proposal from the Personnel Director as to how Mr. Allen’s position would be structured and funded.

**UNSCHEDULED: Discussion Concerning Various Matters:** Chair Firman said Mr. Jim Russell would be the new Executive Director of the Mid-Valley Behavioral Care Network and Bob Cannon would be legal counsel.
Chair Firman wanted to set aside time to select members for the Futures Council. This would be discussed later in the afternoon, if Commissioner Cameron’s schedule was clear.

Chair Firman also wanted to firm up membership on the Family Resource Center Advisory Task Force. It was to be discussed at the next Staff Meeting.

It was determined that Monday afternoon, September 22, would be a good day to listen to the trial shooting at the proposed shooting range site.

**UN_SCHEDULED: Myers LUBA Appeal:** Counsel Sargent said Mr. Myers’ attorney had submitted proposed new findings that he had not yet reviewed. He would write to Mr. Kleinman and inform him it would take some time to review because of staff vacations and other work load factors.

**UN_SCHEDULED: Justice Court Matters:** Judge Gahagan informed the Board that Steven George Fair was still a concern. She provided a background on this individual.

**UN_SCHEDULED: Deputy District Attorney Training Request:** Chair Firman discussed Mr. Williamson’s drug crime prosecution training request and stated that BLM should be asked for the funding. The Board would forward this letter to the Sheriff for him to work with BLM on the funding.

**UN_SCHEDULED: Discussion Concerning Remodeling of Law Library & Former Emergency Management Office:** The Board authorized Mr. Levesque to proceed with getting quotes on moving the law library into the former Emergency Management offices, remodeling the law library for the Data Processing Department and remodeling the EM office space for the law library and a 12-person jury room.

**UN_SCHEDULED: Old Jail Remodel:** Mr. Levesque provided an update on this project, including costs, the question of bearing walls, the power feed and removal of the structural member on top of the roof, as well as air conditioning.

**UN_SCHEDULED: Discussion Concerning Fair Board Vacancies:** Commissioner Dove said Ms. Burckard’s and Mr. Rees’ terms were expiring. Mr. Rees would not be requesting reappointment. A replacement would have to be chosen.

**UN_SCHEDULED: Discussion Concerning Proposed Ordinance Regulating Topless Bars:** The Board discussed the need to revisit the idea of an ordinance regulating topless bars. Counsel Sargent would look into the issue and report back to the Board.

**UN_SCHEDULED: Tillamook County’s Designation as a Disaster Resistant Community:**
Commissioner Cameron said she had a good conversation with the Oregon Emergency Management Director, Myra Lee, who indicated that Tillamook County was high on the list for becoming designated as a Disaster Resistant Community. She was looking for a Federal contact to work with Mr. Oshel on this. Commissioner Cameron also reported that Congresswoman Hooley was working with the Conference Committee on the Tillamook Bay/Corps of Engineers bill which would provide funding for a reconnaissance study of the Tillamook Bay with the Army Corps of Engineers.

Chair Firman adjourned the meeting at 11:35 a.m.

RESPECTFULLY submitted this _____ day of _____________, 199__.

County Clerk: Josephine Veltri

Mary Wujcik, Recording Secretary
& Special Deputy

APPROVED BY:

____________________________________  __________________________________________  ____________
Chairperson                             Vice Chairperson                      Commissioner