



Board of Commissioners
225 West Olive Street
Room 110
Newport, OR 97365
Phone: 541.265.4100
FAX: 541.265.4176

Wednesday, June 8, 2016

9:30 a.m.

**Commissioner's Meeting Room
Lincoln County Courthouse
225 W. Olive Street, Room 108
Newport, Oregon**

I. CALL TO ORDER

II. ROLL CALL - ESTABLISHMENT OF A QUORUM

III. RECOGNITION/PROCLAMATION

A. Employee Recognitions

1. Wayne Belmont, Legal Counsel, 30 years
2. Valerie Petersen, Health and Human Services, 15 years
3. Lynda Chen'e, Transit, 5 years

- B. Resolution #16-8-6 A Proclaiming June 15, 2016 as "World Elder Abuse Awareness Day" in Lincoln County – Presented by: Gina Lekas, Joseph Allison and Nancy Oswald**

IV. ADOPTION OF CONSENT CALENDAR

A. Minutes of Board of Commissioners Meeting

1. Order #6-16- 158 Board of Commissioner Meeting Minutes March 16, 2016
2. Order #6-16- 159 Board of Commissioner Meeting Minutes March 23, 2016

B. Commission Appointments and Resignations

C. License Applications or Renewals

D. Tax Foreclosure, Right-of-Way, Sales and Deeds

- E. **General Budget Resolutions**
- F. **Acting as Governing Body of County Wide Service Districts**
- G. **Documents and Recording Matters in the Commissioners Journal**
- H. **Execution of Documents**
- V. **PUBLIC HEARING**
 - A. **Petition to vacate a portion of an Unnamed Right-of-Way Westerly Hacienda Avenue, Plat of "Coronado Shores, Division No. 5" – File V-165**
Presented by: Jim Buisman and Roy Kinion
 - B. **Supplemental Budget 2015/2016 Fiscal Year – Presented by: Janice Riessbeck**

Resolution #16-8-6 **B** Adopting a Supplemental Budget for Lincoln County For FY 2015-16 and making appropriations
- VI. **DECISION/ACTION**
 - A. Order # **6-16-160** Forming the Siletz Area Enhanced Law Enforcement Service District
 - B. Order # **6-16-161** Dismissing process for establishment of proposed SouthWest Lincoln County People's Water Utility District
- VII. **DISCUSSION/INFORMATION**
- VIII. **BOARD OF COMMISSIONERS AS THE GOVERNING BODY OF COUNTY-WIDE SERVICE DISTRICTS**
- IX. **REPORTS**
 - A. **Elected Officials/Department Directors/Program Coordinators and Consultants**
 - 1. **Public Health Modernization – Presented by: Bobby Green, Cara Biddlecom, Rebecca Austen, Cheryl Connell**
 - B. **Commissioners**
- X. **CONSTITUENT INPUT (Limited to five minutes per constituent)**
- XI. **EXECUTIVE SESSION**

A. Pursuant to ORS 192.660(2)(e) to discuss real property transactions

B. Pursuant to ORS 192.660(2)(d) to discuss labor negotiations

XII. ADJOURNMENT

XIII. OTHER SCHEDULED MEETINGS AND APPOINTMENTS OF THE BOARD

Wednesday, June 8, 2016 – 6:00 p.m. – Lincoln County Budget Committee Meeting in Siletz City Hall, 215 W. Buford, Siletz, Oregon.

Monday, June 13, 2016 – 9:00 a.m. – Office Meeting and Board Briefing in the Commissioner’s Small Meeting Room, Lincoln County Courthouse Room #110, 225 West Olive Street, Newport; meeting to cover office priorities, operations, procedures and workflow

Wednesday, June 15, 2016 – 9:30 a.m. – Board of Commissioners Meeting in the Commissioner’s Meeting Room, Lincoln County Courthouse Room #108, 225 West Olive Street, Newport,

For special physical, language or other accommodations at Board's meeting, please contact the Board at 265-4100 (voice) or dial 7-1-1 Relay Service and include e-mail as soon as possible, but at least 48 hours before the meeting.

BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON

In the matter of:

**PROCLAIMING JUNE 15, 2016, AS
“WORLD ELDER ABUSE AWARENESS
DAY” IN LINCOLN COUNTY**

)
)
)
)
)

RESOLUTION # _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

WHEREAS, an estimated 1 in 10 older Americans are victims of elder abuse, neglect, or exploitation each year. Experts believe that for every case of elder abuse or neglect reported, that as many as 23.5 cases go unreported;

WHEREAS, elder abuse takes many forms, including: neglect, physical or sexual abuse, financial abuse and exploitation, emotional or psychological abuse and neglect, isolation or abandonment and self-neglect;

WHEREAS, elder abuse affects seniors across all socio-economic groups, cultures and races, and can occur anywhere including nursing homes, assisted living facilities, hospitals and a person’s own home. Based on current data, women & “older” Americans (80 and older) are more likely to be victimized. These people are our patients, neighbors, church members, friends, parents, relatives and loved ones – and can even be you later in your life;

WHEREAS, victims are reluctant to report because they are afraid the abuser will get in trouble. They worry they will be forced to live in a nursing home. They have feelings of guilt, shame or embarrassment. Some are in denial while others are afraid. And some are unable to speak due to dementia or other ailments;

WHEREAS, abusers may be spouses, family members, personal acquaintances or neighbors, trusted professionals, or opportunistic strangers who prey on the vulnerable;

WHEREAS, we must take action now! The older population continues to grow – by 2030 there will be about 72.1 million older people – that’s nearly twice as many as 2007;

WHEREAS, the entire community must play an active role by learning the “red flags” of abuse and report crimes against our older Americans;

WHEREAS, we must provide older victims a safe environment to speak out by maintaining communication, volunteering and being involved;

WHEREAS, we must improve training and continue educating our caretakers, mandatory reporters, banking establishments, pastors, pharmacists and community partners;

1 **WHEREAS**, the Annual World Elder Abuse Awareness day was established in 2006 in
2 an effort to unite communities around the world in raising awareness about elder abuse;

3
4 **WHEREAS**, Lincoln County is hereby dedicated to building partnerships with trusted
5 sources of support, including community leaders & organizations, religious groups, care
6 providers, and other agencies to better reach and serve all older Americans; and

7
8 **THEREFORE**, the Lincoln County Board of Commissioners, do hereby proclaim June
9 15, 2016, as “**World Elder Abuse Awareness Day**” In Lincoln County and reaffirm this
10 county’s commitment to offering support and protection to our deserving older Americans; and
11 to express our genuine appreciation for those community affiliates and professionals, including
12 our Elder Abuse Multidisciplinary team, who are dedicated to improving our response to crimes
13 perpetrated on our older Americans so that they may live free of harm and abuse.

DATED this 8th day of June, 2016

LINCOLN COUNTY BOARD OF COMMISSIONERS

BILL HALL, Chair

TERRY N. THOMPSON, Commissioner

DOUG HUNT, Commissioner



Lincoln County Public Works

Roy L. Kinion
Public Works Director

880 N.E. 7th Street
Newport, Oregon 97365-2599
Phone (541) 265-5747
FAX (541) 574-1295

February 29, 2016

Lincoln County Board of Commissioners
225 W Olive Street
Newport, Oregon 97365

RE: Petition to Vacate a Portion of an Unnamed Right-of-Way Westerly of Hacienda Avenue, Plat of "Coronado Shores, Division No. 5"

Honorable Chair and Commissioners:

The County is in receipt of a petition to vacate a portion of an unnamed right-of-way westerly of Hacienda Avenue, Plat of "Coronado Shores Division No. 5", in the north Lincoln Beach area of Lincoln County. This unnamed right-of-way was created by the Plat of "Coronado Shores Division No. 5" and lies wholly within the subdivision. The vacation requested is located in the Southwest one-quarter of the Southeast one-quarter of Section 16, Township 8 South, Range 11 West, Willamette Meridian. It is a partial width vacation approximately 30 feet wide and 110 feet long (Approximately 0.08 acres). A map is attached.

When such a petition is received, ORS 368.346 requires that I file with the county governing body a written report containing a description of the ownership and uses of the property proposed to be vacated, an assessment as to whether or not the vacation would be in the public interest and any other information required by the county governing body. This letter constitutes my written report.

The petitioners provided a lengthy document detailing their reasons for requesting this vacation. I quote the document below but I have removed figures included in the original document. The original document in its entirety was included in the original petition. The Board has the original petition.

"Michael McDonald and Donna Houston are your neighbors at 5995 Hacienda Ave in Gleneden Shores (Lot 376). They wish to add an addition to their home to provide garage space and a nicer room for an elderly relative that now lives with them. Michael and Donna are requesting your endorsement of a request to Lincoln County to vacate a portion of an existing right-of-way for a future road bordering the north side of their property. There are no plans to construct this future road currently.

The reason that Michael and Donna are requesting a partial vacation of the existing right-of-way for a future road is that the County views the north side of their property as a road frontage requiring a 20 ft. setback. Further, the County allowed the existing home to be constructed with a 13 ft. setback, and the County is not inclined to grant any additional

setback variance while this potential future road right-of-way exists. Vacation of the roadway negates any need for a County variance and will allow Michael and Donna to build up to a 5 ft. setback from the northern property line. Further, vacation of the roadway will allow better utilization of their small lot size.

The existing property layout and setbacks are shown in Figure 1. The right of way for a future road is to the right of the home. Figures 2 and 3 are photographs of the lot; the right of way extends from the end of the road shown, to the left (West). Note that there is a fire hydrant at the end of the road that currently blocks further expansion, and the right of way extends into the Schoolhouse Creek drainage.

Partially vacating the roadway right of way will increase the size of the adjoining property. Discussions with various Coronado Shores HOA officers indicate that future construction of a roadway into this wetland & beach area is not planned in the future.

Michael and Donna's home was built by the previous owner as a vacation home, but Michael and Donna are living in the home as their primary residence with an elderly relative. This home was designed with only a single car garage, and Michael and Donna would like to have two additional parking spaces under roof to reduce exposure to and damage from the coastal environment. Constructed as a vacation home, this home lacks storage space, and allocation of a portion of the downstairs to their elderly relative further reduces usable space.

There are no new potential public or private safety issues associated with this project:

- This property is outside of the geological hazards area, but remains within the tsunami inundation zone.*
- This property is outside the flood plain, per 2015 criteria. See Figure 2 (area shown in blue).*
- The addition will not impair emergency (fire) egress from the nearby homes, nor impair emergency responder access. The addition will meet requirements for early fire detection and alarm per Code requirements.*

No detrimental impacts to the Coronado Shores Community are foreseen.

- The adjoining property will increase in usable area when the right-of-way is partially vacated. Michael and Donna will pay all county fees associated with the vacation; including costs revise and file the legal descriptions.*
- The addition will not impair access to the existing fire hydrant located adjacent to the property (at the end of the Hacienda Ave. roadway).*
- The addition will not impair access to the existing water district pump station to the south of the Michael and Donna's property."*

I note that the unnamed right-of-way does not and cannot provide access to the Pacific Ocean beach. The proposed vacation will not violate State Land Use Planning Goal 17.

I find the abutting ownerships to be as described in the petition with two exceptions. Tax Lot 08-11-16-DC-07401 is shown to be in the name of KKM, LLC. It is correctly KMM, LLC. The correct name, KMM, LLC, is shown on the signature sheet. Tax Lot 08-11-16-DC-18100 is shown to be in the name of Randy Just. Records show additional cotenants to be Ricky Just and Gail Just, with Gail Just as Trustee.

I find that the petition contains valid signature sheets for 3 of the 4 abutting owners, 75%. I find that the signature sheets represent at least 224.19 (estimated by County GIS system) feet of the 314.22 feet of abutting property, 71.35%. While **only one** is required, I find that the petition meets both the "Owners of at least 60% of the land abutting the property proposed to be vacated" and the "At least 60% of the owners of land abutting the property proposed to be vacated" criteria. I find all of the other required criteria of a vacation petition to be present. It is my opinion that the Board of Commissioners has before it a valid petition.

I have visited the site. The area of the proposed vacation is undeveloped and covered in vegetation typical of the area. It is traversed by an overhead Central Lincoln PUD electrical line. There is an undeveloped trail through the unnamed right-of-way. Should it be necessary to preserve this trail, any portion within the proposed vacation can be relocated to the remaining unnamed right-of-way. I note that this trail does not provide legal access to the beach. The subject right-of-way does not appear to be used or needed as access for vehicles to any abutting property. I have attached pictures of the area.

As mentioned above, the proposed area is traversed by an overhead power line belonging to Central Lincoln PUD. The petition contains a consent from Central Lincoln to the vacation request provided that a 10.00 foot (5.00 feet both sides of center line) easement is retained for their line. A description for the easement is included in the petition. I find PUD's requested easement to be reasonable and appropriate. The Board of Commissioners should not grant this vacation request without retaining the easement as proposed.

I have visited with the applicant's representative, Dustin Capri, a number of times. Mr. Capri has done a great job putting together the petition. While the requested vacation may appear relatively simple, it is in fact quite complicated. Most significantly by the determination of who owns the underlying fee title to the right-of-way. Should the Board grant this request, Legal counsel will insert in the Board's Order a phrase to the effect that the underlying fee inures to the abutting owners in accordance with law. The determination will subsequently be made by a title insurance company or a court of law, not the Board.

However, a discussion of the matter is important so that the Board of Commissioners will understand why staff will recommend below that the Board modify this request. The difficulty in determining the underlying fee title is rooted in the following:

- The Plat of "Coronado Shores Division No. 5" was platted in 1962.
- The subject unnamed right-of-way lies close to the northerly line of Division No. 5.
- In 1965, Registered Land Surveyor W. H. "Bud" Burdett (who was incidentally for some years the Lincoln County Surveyor) conducted a survey (County Survey No. 2670) for Mr. Mike Bevandich. The subject Bevandich property lay immediately north of Division No. 5. Mr. Burdett discovered that the northerly platted boundary of Division No. 5 lay northerly of the southerly boundary of the Bevandich property. In other words, the northerly portion of the plat of Division No. 5 overlapped the

Bevandich property to the north. Mr. Burdett found this overlap to vary from about 4 feet on the east to about 27 feet on the west.

- In 1995, Registered Land Surveyor L. M. Richie conducted a survey of the overlap for the Coronado Shores Beach Club (County Survey No. 14719). Mr. Richie confirmed the overlap. He states on his survey that "There was a plat and deed overlap that was discovered in CS #2670 and other surveys which was resolved through deed exceptions and was given back to the parent parcel to the north."

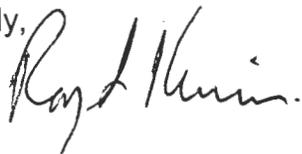
Because of the particular geometry of the unnamed right-of-way, if you determine the underlying fee based on the entirety of the plat of Division No. 5, you get one answer. If you determine the underlying fee based on only the portion of Division No. 5 southerly of the Bevandich property line, you get a different answer. This issue has been discussed in detail with the current County Surveyor, Mr. John Waffenschmidt, PLS. I do not know which answer will be determined to be legally correct. But again, while it is important to the applicants, the Board of Commissioners will not be deciding this issue.

Based on conversations with Mr. Capri subsequent to his submitting the petition regarding the difficulty determining the underlying fee title and for other closely related reasons, at the time the Board of Commissioners hears this request, Mr. Capri will request a reduction of the width of the proposed vacation from 30.00 feet to 25.00 feet. Mr. Capri has had both a modified legal description and a modified map prepared. They are attached to this report. If accepted, these modifications will remove the uncertainty regarding the underlying fee title discussed above. Mr. Capri tells me that the applicants can achieve their desired result with these modifications. I see no reason to unnecessarily create legal uncertainty in this matter. It is important to note that the modifications will vacate only underlying fee belonging to the applicants and not the underlying fee of any abutting property. It is within the Board of Commissioners authority to modify the request at the hearing prior to the Board taking final action. I recommend that Mr. Capri's modifications be accepted.

It does not appear to me that there is a public need for the subject right-of-way, nor will there be a need for it in the future. I recommend that you proceed to a public hearing on this matter. Provided the Central Lincoln PUD easement is retained as discussed above and Mr. Capri's requested modifications are accepted, I recommend that you grant the requested vacation with modifications.

Please contact me if you have any questions.

Sincerely,



Roy Kinion
Public Works Director

xc: Wayne Belmont, Legal Counsel
Onno Husing, Planning Director
John Waffenschmidt, County Surveyor
File



Residence at 5995 Hacienda Avenue.



View of the area of the proposed vacation from the KMM property located to the west.



Central Lincoln power pole and lines



View of the proposed vacation from the intersection of Hacienda Ave and the unnamed right-of-way

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON

In the Matter of:)
) **ORDER NO.** _____
FORMATION OF THE SILETZ AREA)
ENHANCED LAW ENFORCEMENT)
SERVICE DISTRICT)

WHEREAS by Order No. 1-16-35 the Lincoln County Board of Commissioners, at the request of residents of the Greater Siletz Area, including the Mayor and Council of the City of Siletz and the Confederated Tribe of Siletz Indians (Siletz Tribe), initiated a process to form a County Service District, ORS 451.010(n), to provide additional law enforcement services within the Siletz community; and

WHEREAS the City of Siletz, by Resolution No. 627 expressed its support for the formation and inclusion of the City within the proposed district boundaries (a copy of which was attached to Order No. 1-16-35); and

WHEREAS the Board of Commissioners therefore initiated proceedings to form the Siletz Area Enhanced Law Enforcement Service District with boundaries as set forth in Order No. 1-16-35 and set a hearing date of February 24, 2016 to conduct a hearing on the proposed district in accordance with ORS Chapter 198. The hearing considered the boundaries of the proposed district, its benefits to the community, and the level of funding needed by the District; and

WHEREAS after notice in accordance with law, the hearing was held pursuant to ORS 198.805. The hearing allowed the Board to consider funding for the District which was determined to include a permanent rate levy of \$1.31 per \$1,000 of assessed value to provide

1 operating taxes for the District. As proposed, the District if formed would also enter into a
2 contract with the Siletz Tribe to fund additional services; and

3 WHEREAS under ORS 198.815 if a new District is proposed with adoption of a
4 permanent rate levy the question of forming the District and adopting the permanent district
5 rate levy must be approved by the voters of the proposed District as one question.

6 WHEREAS following the public hearing, the Board entered Order No. 2-16-59 that set
7 the final district boundaries (a copy of which is attached hereto as Exhibit 1). Pursuant to
8 ORS 198.815, the Board also called for an election on May 17, 2016 on the question of
9 whether or not the district should be formed and a permanent district rate levy of \$1.31 per
10 \$1,000 of assessed value be adopted to provide operating taxes for the district. The election
11 was held on Measure 21-166 within the proposed district boundaries; and

12 WHEREAS, based upon the canvas of the election return filed by the Lincoln County
13 Clerk (a copy of the official abstract of votes is attached hereto as Exhibit 2), the Board has
14 determined that the majority of the votes cast on Measure 21-166 were in favor of formation of
15 the district and establishment of the permanent tax levy; therefore, in accordance with ORS
16 198.820 and 451.435,

17 **IT IS HEREBY ORDERED THAT:**

18 (1) The Siletz Area Enhanced Law Enforcement Service District is formed.

19 (2) The boundaries of the Siletz Area Enhanced Law Enforcement Service District are
20 as set forth in Order No. 2-16-59, which by this reference is incorporated herein.

21 (3) The Lincoln County Transportation Service District is authorized to provide
22 services as described in ORS 451.010(1)(n).

1 (4) The Lincoln County Board of Commissioners will act as the governing body of the
2 district pursuant to ORS 451.485.

3 (5) A permanent rate levy of \$1.31 per thousand dollars of assessed value is established
4 for the district.

5 (6) Pursuant to ORS 198.780, within 10 days of the date of this Order, duplicate copies
6 of this Order shall be filed with: The Oregon Department of Revenue; the Oregon Secretary of
7 State; the Lincoln County Clerk; and the Lincoln County Assessor.

DATED this 8th day of June, 2016.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Bill Hall, Chair

Terry N. Thompson, Commissioner

Doug Hunt, Commissioner

1 WHEREAS under ORS 198.815 if a new District is proposed with adoption of a
2 permanent rate levy the question of forming the District and adopting the permanent rate
3 must be approved by the voters of the proposed District as one question.

4 **NOW, THEREFORE, BE IT ORDERED THAT:**

5 (1) The final boundaries of the proposed Siletz Area Enhanced Law Enforcement
6 Service District are as set forth in Exhibit "A", Legal Description and Map, which are the
7 same as the existing boundaries of the Siletz Rural Fire Protection District at the time of
8 initiation of this process.¹ The Legal Description and Map are provided to the County Clerk
9 to comply with ORS 198.815(3).

10 (2) An election be held on May 17, 2016, to submit a question to the electors of
11 proposed District whether or not the Siletz Area Enhanced Law Enforcement Service
12 District should be formed and a permanent District rate levy of \$1.31 per \$1,000 of assessed
13 value be adopted to provide operating taxes for the District. A Notice of Measure Election
14 and Explanatory Statement in compliance with ORS 250.035, ORS 250.038, ORS 280.07,
15 ORS 251.345 and other Oregon election laws are attached to and made a part of this Order
16 as Exhibits "B" and "C". County staff is authorized to make minor adjustments to the
17 Notice and Explanatory Statement if required by the Clerk.

18 (3) If the majority of voters of the proposed District affirm its formation and the
19 adoption of the permanent District tax rate levy, a final order forming the District will be

¹ An additional 13 Tax Lot Maps detailing the boundaries of the proposed District have been provided to and preliminarily approved by the Oregon Department of Revenue, DOR 21-440-2016, and by this reference are incorporated herein. Those detailed maps will be added to the final order establishing the District if approved by the voters in the May 7, 2016 election.

1 entered. If the majority of voters oppose the formation and levy, an order dismissing this
2 process will be entered.

3 (4) A certified true copy of this Order with attachments shall be delivered to
4 Lincoln County Clerk Dana Jenkins on or before the filing deadline for measures for the
5 May 17, 2016, election.

DATED this 24th day of February, 2016.

LINCOLN COUNTY BOARD OF COMMISSIONERS


Bill Hall, Chair


Terry N. Thompson, Commissioner


Doug Hunt, Commissioner

PROPOSED SILETZ LAW ENFORCEMENT DISTRICT

The proposed Siletz Law Enforcement District is described as follows:

In Township 10 South, Range 8 West, Willamette Meridian, Lincoln County, Oregon:
Section 6 and Section 7.

In Township 10 South, Range 9 West, Willamette Meridian, Lincoln County, Oregon:
Sections 1,2,3,4,5,6,7,8,9,10,11,12, and U.S. Lot 4 of Section 18.

In Township 10 South, Range 10 West, Willamette Meridian, Lincoln County, Oregon:
Sections 1, 2, 4, 5, 8, 9, 11, 12, the Northwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of Section 3, the
Northwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of Section 10, the East $\frac{1}{2}$ of Section 10 that is
northerly of the centerline of the Siletz River, the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of
Section 13, and Section 17 excepting that portion of the Southwest $\frac{1}{4}$ of the Southwest
 $\frac{1}{4}$ of said Section 17 that is westerly of the Siletz-Toledo Highway No. 229 as relocated
in 1966-67.

In Township 9 South, Range 10 West, Willamette Meridian, Lincoln County, Oregon:
Sections 33, 34, 35, 36, the South $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 27, the South $\frac{1}{2}$ of
U.S. Lots 34 and 35 of Section 28 excepting from said U.S. Lot 35 that portion lying
easterly of the westerly line of the Siletz Kernville Highway No. 229; and including that
portion of U.S. Lots 35, 36 and 37 of Section 28 beginning at the intersection of the east
Right of Way line of Highway 229 and the North line of the South $\frac{1}{2}$ of said U.S. Lot 35,
thence East to the east line of Section 28, thence South along said east line to the High
Water Line of the Siletz River, thence southwesterly along said High Water Line to the
south line of Section 28, thence West along said south line to the east line Right of Way
line of Highway 229, thence northerly along said Right of Way line to the point of
beginning.

In Township 9 South, Range 9 West, Willamette Meridian, Lincoln County, Oregon:
Sections 20, 28, 29, 31, 32, 33, 34, 35, 36, and that portion of Section 19 that is easterly
of the centerline of the Siletz River.

All lands described above as the proposed Siletz Law Enforcement District are within
Lincoln County, State of Oregon.

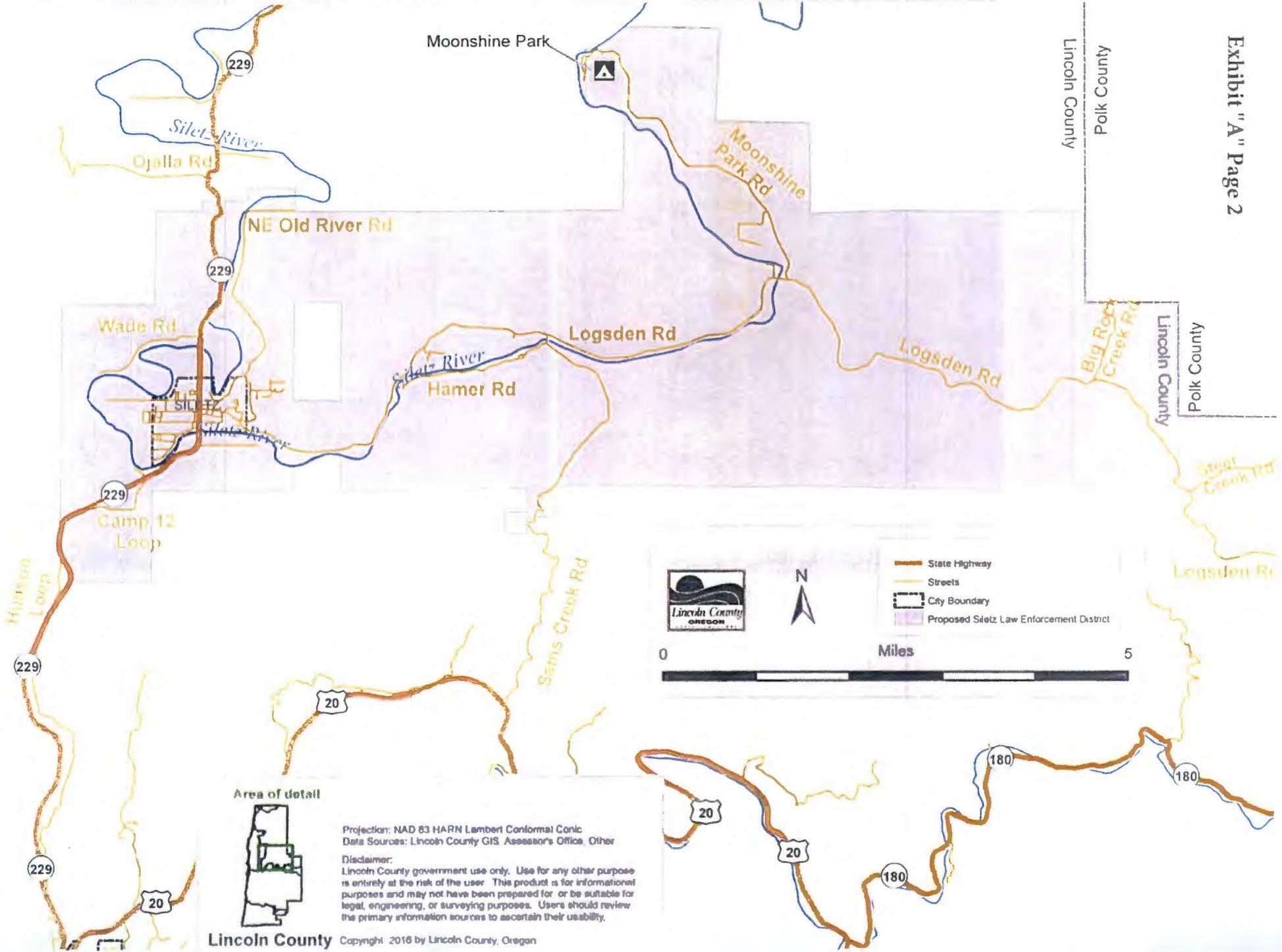


Exhibit "B"
NOTICE OF MEASURE ELECTION

Notice is hereby given that on Tuesday, May 17, 2016, a measure election will be held in Lincoln County on the question of formation of the Siletz Area Enhanced Law Enforcement Service District and establishment of a permanent rate levy at the amount of \$1.31 per \$1,000 of assessed value.

The county clerk has advised that the election will be conducted by mail.

The following shall be the ballot title of the measure to be submitted to the voters of Lincoln County on this date:

CAPTION

Formation of Enhanced Law Enforcement Service District/Establishment of Levy

QUESTION

Shall County form Siletz Area Enhanced Law Enforcement Service District and adopt permanent District rate levy of \$1.31 per \$1,000 assessed value beginning FY 2016-17?

SUMMARY

At the request of the City of Siletz, Siletz Tribe and surrounding community, Lincoln County initiated formation of the Siletz Area Enhanced Law Enforcement Service District and adoption of a permanent District tax rate levy, both subject to voter approval in a single vote. The intent of this measure is to provide the District with enhanced law enforcement services through the Lincoln County Sheriff's Office. Supplemental funding is to be provided by the Siletz Tribe under contract with the District. The District formation was approved by the Siletz City Council. The District boundaries are the same as the existing boundaries of the Siletz Rural Fire Protection District.

Approval of this measure authorizes formation of Siletz Area Enhanced Law Enforcement Service District and adopts a permanent District rate levy of \$1.31 per \$1,000 of assessed value beginning Fiscal Year (FY) 2016-17. A "yes" vote forms the District and establishes the District tax rate levy. A "no" vote will reject both the District formation and the establishment of the tax rate levy.

Exhibit “C”
EXPLANATORY STATEMENT FOR COUNTY VOTERS’ PAMPHLET

Ballot Title Caption:

Formation of Enhanced Law Enforcement Service District Establishment of Levy

Measure Number:

Word Total:

A group from the Siletz Community, consisting of the representatives from the City of Siletz, the Siletz Tribe and other residents of the unincorporated areas within the boundaries of the current Siletz Rural Fire Protection District approached the Lincoln County Board of Commissioners seeking additional law enforcement services for their community.

The mechanism for providing those services is the formation of a county service district under law. The proposed district would be named the Siletz Area Enhanced Law Enforcement Service District (District). Its boundaries would be the same as those existing for the Siletz Rural Fire Protection District at the time of initiation of the formation process. Under law, the District would be governed by the Lincoln County Board of Commissioners as an entity separate from the County. All funds raised by the District would be dedicated to the District until expended as allowed by law.

The enhanced law enforcement services would be provided by the Lincoln County Sheriff’s Office under the direction of the elected Lincoln County Sheriff. As proposed, the District anticipates providing 80 hours of enhanced services per week. To accomplish this, the formation of the District would also include establishment of a permanent District tax rate levy of \$1.31 per \$1,000 of assessed value. This will pay for ½ of the projected costs of the services. The other half would be provided through a contract with the Siletz Tribe. The District has the authority to enter into binding contracts with the Tribe.

This measure asks voters to approve establishment of the Siletz Area Enhanced Law Enforcement Service District and a permanent District rate levy of \$1.31 per thousand dollars of assessed value dedicated for enhanced law enforcement purposes. A “yes” vote both approves the formation and the levy. A “no” vote rejects both the formation and the levy.

1 **BEFORE THE BOARD OF COMMISSIONERS**

2 **FOR LINCOLN COUNTY, OREGON**

3
4 In the Matter of)
5 *Dismissing the Process for Establishment*)
6 *of the Proposed Southwest Lincoln County*) **ORDER NO.** _____
7 *Peoples' Water Utility District*)
8

9 WHEREAS, the Board of Commissioners of the Southwest Lincoln County Water
10 District passed a Resolution on August 13, 2014, recommending the initiation of a process to
11 convert the Water District from a Special District to a People's Utility District; and

12 WHEREAS, a petition for the proposed formation of the Southwest Lincoln County
13 Water People's Utility District was filed with the Lincoln County Clerk on December 4, 2015;
14 and

15 WHEREAS, the petition proposed the same boundaries for the proposed People's Utility
16 District as has existed with the Special District; and

17 WHEREAS, on December 11, 2015, the Lincoln County Clerk certified that the petition
18 contained enough valid signatures to qualify to have the question of formation on the ballot, and
19 so informed the Lincoln County Board of Commissioners; and

20 WHEREAS, the Lincoln County Board of Commissioners followed the procedures as
21 outlined in ORS Chapter 261, including the setting and holding of a hearing on the question of
22 formation (ORS 261.161), and calling for an election (ORS 261.171);

23 WHEREAS, in accordance with ORS 261.171, the Board of Lincoln County
24 Commissioners set the matter for an election on May 17, 2016; and

25 WHEREAS, the proposal was designated as Measure No. 21-167; and

26 WHEREAS, as certified by the Lincoln County Clerk on June 2, 2016, District Measure
27 No. 21-167 regarding "Formation of the Southwest Lincoln County Water People's Utility
28 District" failed with 275 yes votes and 326 no votes.

29 NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

- 30 1) The process for establishment of the proposed Southwest Lincoln County People's
31 Water Utility District is dismissed.

- 32 2) Copies of this order be provided to Dana Jenkins, Lincoln County Clerk, to the Board
33 of Commissioners for the Southwest Lincoln County Water District, and to Wayne
34 Belmont, Lincoln County Counsel.

DATED June 8, 2016

LINCOLN COUNTY BOARD OF COMMISSIONERS

Bill Hall, Chair

Terry N. Thompson, Commissioner

Doug Hunt, Commissioner

OREGON'S PATH TO PUBLIC HEALTH MODERNIZATION

Oregonians believe in fairness. We want good health for ourselves and our families. We all deserve a fair shake at a healthy life, whether we live in a small town or big city, east or west of the Cascades.

To deliver the opportunity for good health across all communities, we have to think beyond the doctor's office. We need to update our public health system so that it can support the health of Oregonians where they live, work, learn and play. That means improving the physical environment, social and economic conditions, and health behaviors that shape us. Because together, these day-to-day realities play the biggest role in determining how healthy we can be.

Modernizing public health in Oregon requires a full-system upgrade. This effort must connect all the players and capitalize on partnerships in order to equip every community with the same bedrock skills and programs to protect Oregonians from communicable disease, keep our air and water clean, counter the debilitating impact of chronic diseases, and ensure that everyone has access to quality health care.

This work is critical to Oregon's movement toward health system transformation: better health and better care at a lower cost. But for Oregonians in every kind of community, it's even simpler than that:

**| We all deserve a fair shake
| at a healthy life.**

PHASE ONE: THE ROAD SO FAR

2015

JULY	DECEMBER
State and local public health officials define the bedrock skills and programs critical for a modernized public health system.	Public Health Modernization Manual published. This defines the core roles and deliverables for state and local public health authorities and will guide day-to-day work.

2016

JANUARY	FEBRUARY	APRIL
Public Health Advisory Board is established to advise on statewide public health policy.	Oregon is awarded a grant from the Robert Wood Johnson Foundation to fund regional meetings, tool development and technical assistance to develop local modernization plans.	State and local health departments assess how many modernized public health skills and programs they currently provide.

PHASE TWO: WHAT'S NEXT

2016-2023

JUNE 2016-SUMMER 2017	2017-2023
Local public health departments to engage local policy makers, CCOs, health systems, early learning organizations and other community partners in regional meetings.	Each local public health department to submit a modernization plan to the Oregon Health Authority by 2023.

**Public health modernization:
*working to improve the health of
everyone in Oregon***

June 8, 2016



PUBLIC HEALTH DIVISION

Office of the State Public Health Director

Why modernize public health?

So that everyone in Oregon will be:

- Protected from emerging communicable diseases;
- Able to access clean air and drinking water;
- Secure in the event of a natural disaster;
- Living in a community that has access to healthy foods and safe places to play and be active;
- Able to achieve optimal health.



What will be different?

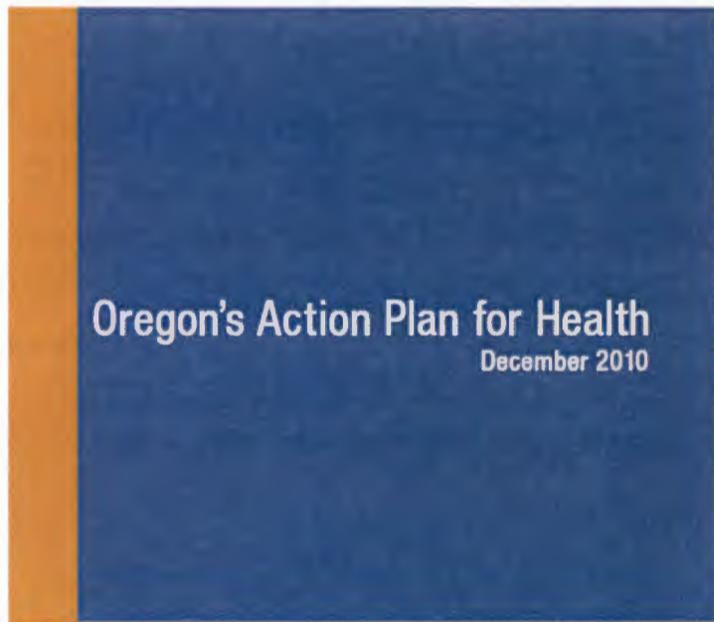
Before modernization

- Range of public health services provided based on where you live
- Public health system designed to provide individual level services
- Programs hindered by limited and inflexible funding

After modernization

- Foundational level of service provided for everyone in Oregon
- Public health system designed to address the health needs of the entire community
- Programs supported by diverse funding sources that allow local needs to be met
- Distinct and supportive roles for state and local public health
- Public health is accountable for the health of the community

A foundation for achieving the Triple Aim



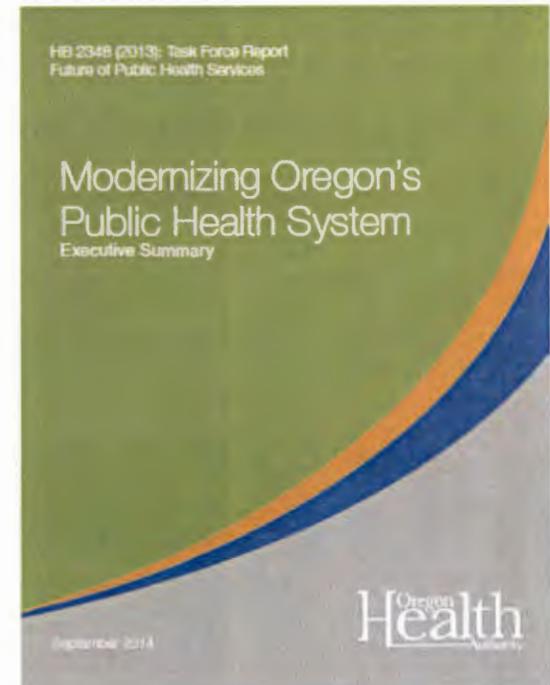
Oregon's Action Plan for Health, 2010

“We need a health system that integrates public health, health care and community-level health improvement efforts to achieve a high standard of overall health for all Oregonians, regardless of income, race, ethnicity or geographic location. To achieve this, we must stimulate innovation and integration among public health, health systems and communities to increase coordination and reduce duplication.”

Oregon
Health
Authority

Task Force on the Future of Public Health Services

- HB 2348 (2013) called for the creation of a task force to study and develop recommendations for a public health system for the future.
- Between January and September 2014, the Task Force on the Future of Public Health Services met to develop a framework for modernizing Oregon's public health system.
- In September 2014, the *Modernizing Oregon's Public Health System* report was submitted to legislature.



Task Force recommendations

- The *Modernizing Oregon's Public Health System* report included the following recommendations:
 - The foundational capabilities and programs for governmental public health services should be adopted.
 - Significant and sustained state funding should be allocated for public health.
 - Statewide implementation of the foundational capabilities and programs should occur in waves over time.
 - Local public health should have the flexibility to operationalize the foundational capabilities and programs through a single county structure; a single county with shared services; or a multi-county jurisdiction.
 - Improvements and changes in governmental public health should be structured around metrics established by the Public Health Advisory Board.



www.oregon.gov

House Bill 3100 (2015)

- Legislators used the recommendations from the *Modernizing Oregon's Public Health System* report to introduce House Bill 3100, which was approved by the legislature in July 2015.
- House Bill 3100:
 - Adopted the foundational capabilities and programs for governmental public health.
 - Changed the composition and role of the Public Health Advisory Board on January 1, 2016.
 - Required an assessment of how foundational capabilities and programs are provided and what resources are needed to achieve full implementation.
 - States that local public health authorities shall submit plans for implementing the foundational capabilities and programs no later than December 2023.

Implementation timeline

House Bill 3100: July 2015

Foundational capability and program definitions: June-October 2015

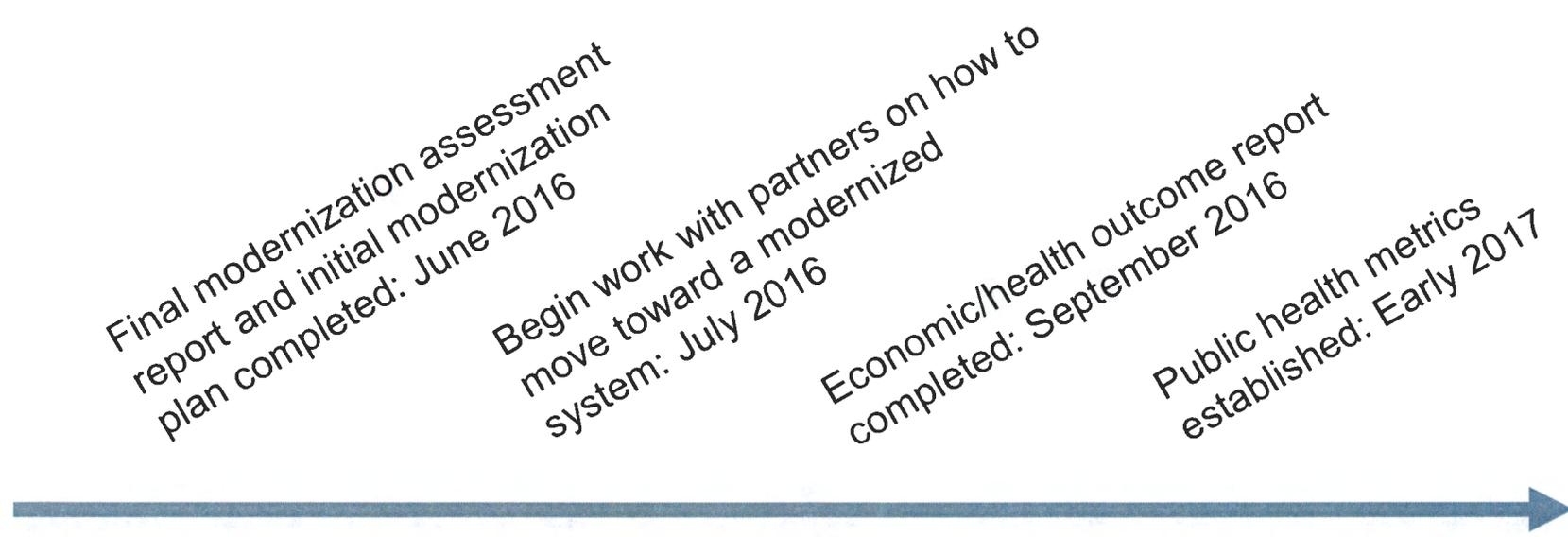
Public Health Modernization and program December 2015

New PHAB members appointed: December 2015

State and local modernization assessment completed: April 2016



Implementation timeline



Robert Wood Johnson Foundation grant

- Two year, \$250,000 total award
- Coalition of Local Health Officials is the fiscal agent
- Administered in partnership with the Public Health National Center for Innovations
- Designed to implement modernization
 - Convene 10 regional meetings
 - Provide technical assistance and resources for local public health authorities

How to engage

- Participate in regional public health modernization meetings
- Help shape what you want public health to look like in your local community
- Support local public health in this journey
- Share your ideas and feedback

For more information

Cara Biddlecom, Interim Policy Officer

(971) 673-2284

cara.m.biddlecom@state.or.us

healthoregon.org/modernization

