

APPROVED BY ORDER # 8-16-231

MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS

MEETING OF July 20, 2016

CALL TO ORDER

Chair Hall called to order the regular session of the Lincoln County Board of Commissioners.

ROLL CALL - ESTABLISHMENT OF A QUORUM

Also present at the meeting were Commissioner Terry Thompson, Commissioner Doug Hunt, County Counsel Wayne Belmont, and Recorder Tanya Graham.

RECOGNITION/PROCLAMATION

Del Kruse, Personnel Assistant, introduced seven new employees to the Commissioners: Kelsey Buckmaster – Sheriff’s Office (Jail), Mariah Garza – Personnel, Patrick Jaross – Health and Human Services, Stacia Kinyon - Health and Human Services, Ilene Wright – Health and Human Services, Amy Yates – Health and Human Services, Teresa Maltese – Health and Human Services

Resolution #16-20-7A

Proclaiming July 17-23, 2016 as “Parole, Probation and Community Supervision Week” in Lincoln County – Presented by: Suzi Gonzales and Mike Hart

Chair Hall read the proclamation and invited the presenters to come forward.

Suzi Gonzales explained that community supervision includes probation and parole for adults as well as juvenile offenders. By increasing offender accountability it decreases crime and enhances overall public safety. Suzi explained the difference between parole and probation. Probation is a common form of a criminal sentence and is often given in lieu of prison. Probation comes with special conditions that are monitored by a probation officer. Parole is a term of supervised release following a prison term.

The current trend in community supervision is “Result Driven Management” of offenders in a community, otherwise known as “Justice Reinvestment”. Justice reinvestment has changed some of the laws and shortened sentences of offenders. With the shorter sentences, it has increased the supervised population. This new practice has shown beneficial to State budgets. Currently Lincoln County is actively developing different programs to help make offenders successful. Lincoln County currently has 516 adult offenders under supervision. Community Corrections has 8 Parole and Probation Officers, 2 supervising Parole and Probation Officers and 1 Director all certified within the State of Oregon to supervise the offenders. The Juvenile Division currently supervises 85 individuals as well as 20 Oregon Youth Authority individuals. Juvenile has 3 Probation Counselors and 1 supervising Probation Counselor.

Michael Hart explained how the Juvenile Department is a resource for kids to help make them successful. Juvenile has 8 detention beds and 12 shelter beds. There are fewer kids on average now at

the juvenile facility than there were 10 years ago but the average age of juvenile offenders has dropped to about 12-13 years old.

Commissioner Thompson moved and Commissioner Hunt seconded to approve the resolution proclaiming July 17-23, 2016 as “Parole, Probation and Community Supervision Week” in Lincoln County. The vote was taken and passed unanimously with a vote of 3-0.

**APPROVAL OF RESOLUTION #16-20-7A
PROCLAIMING JULY 17-23, 2016 AS “PAROLE,
PROBATION AND COMMUNITY SUPERVISION
WEEK” IN LINCOLN COUNTY**

ADOPTION OF CONSENT CALENDAR

Chair Hall introduced the Consent Calendar and the items were reviewed. Commissioner Thompson moved and Commissioner Hunt seconded to approve the consent calendar. The vote was taken and passed unanimously.

**APPROVAL OF THE CONSENT CALENDAR OF
JULY 20, 2016**

CONSENT CALENDAR ITEMS:

Minutes of Board of Commissioners Meeting

Order #7-16-200 Board of Commissioners Meeting Minutes of April 20, 2016

Order #7-16-201 Board of Commissioners Meeting Minutes of April 27, 2016

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

**Order #7-16-202 In the Matter of the Execution of Quitclaim Deed for Certain Tax Acquired
Property to Anthony W. Applegate**

Documents and Recording Matters in the Commissioners Journal:

**Resolution #16-20-7B Declaring a certain County owned vehicle to be surplus and authorizing
its disposal**

Execution of Documents

**Agreement 149211 Amendment 2 – between the State of Oregon, Department of Human Services and
Lincoln County for the provision of coed adolescent shelter services (Terms; Effective May 1, 2016 –
June 30, 2017; not to exceed \$235,118.84)**

**Agreement 147795 Amendment 7 – between the Oregon Health Authority and Lincoln County for
financing of community addictions and mental health services. (Terms; Effective July 1, 2015 – June
30, 2017, not to exceed \$804,160)**

Agreement 147795 Amendment 8 – between the Oregon Health Authority and Lincoln County for financing of community addictions and mental health services. (Terms; Effective July 1, 2015 – June 30, 2017, not to exceed \$1,282,812)

Agreement 147795 Amendment 10 – between the Oregon Health Authority and Lincoln County for financing of community addictions and mental health services. (Terms; Effective July 1, 2015 – June 30, 2017 adding \$1,189 to SE#28 and adding \$812,073 to SE)

Agreement 147795 Amendment 11 – between the Oregon Health Authority and Lincoln County for financing of community addictions and mental health services. (Terms; Effective July 1, 2015 – June 30, 2017; adding \$720 to SE#81)

DECISION/ACTION:

Resolution #16-20-7C

In the Matter of Providing a Tax Exemption for Homesteads of the Surviving Spouses of Certain Public Safety Officers – Presented by: Sheriff Landers

Sheriff Landers reported that Senate Bill 1513 passed during the 2016 legislative session and took effect June 2, 2016. This bill was written in support of our local law enforcement officers and firefighters. It is dedicated preserving the memory of first responders who have paid the ultimate sacrifice to their community by assisting their families and providing assistance where needed. This bill will help honor the fallen by assisting the families left behind. In doing so, we also honor the memory of those men and women who daily dedicate and sacrifice their safety and time away from their family to protect us.

This new law allows the County to exempt the first \$250,000 of assessed value of homesteads of surviving spouses of a fire service professional, police officer or reserve officer killed in the line of duty. This benefit will only continue as long as the surviving spouse remains unmarried.

Commissioner Hunt moved and Commissioner Thompson seconded to approve the resolution in the matter of providing a tax exemption for homesteads of the surviving spouses of certain public safety officers. The vote was taken and passed unanimously.

APPROVAL OF RESOLUTION #16-20-7C IN THE MATTER OF PROVIDING A TAX EXEMPTION FOR HOMESTEADS OF THE SURVIVING SPOUSES OF CERTAIN PUBLIC SAFETY OFFICERS

Ordinance #488

Relating to Taxes Imposed on the Recreational Sale of Marijuana Items; Creating New Provisions Beginning with LCC 5.305; and Referring the Ordinance to the Voters for Approval. (First Reading)

Wayne Belmont asked if anyone would like the ordinance read in full, hearing no request that the Ordinance be read in full, Chair Hall conducted the first reading of Ordinance 488 by title. The second reading of Ordinance 488 will occur on August 3, 2016. Chair Hall called for public input, none was given.

DISCUSSION/INFORMATION:

Initiating the Transfer of Big Creek County Road 402 to the City of Newport – Presented by: Roy Kinion and Wayne Belmont

Wayne Belmont gave a brief history on Big Creek County Road #402. The City of Newport amended the urban growth boundaries and annexed properties that surrounded Big Creek Water Reservoirs. The County and the City of Newport have a Memorandum of Agreement setting general timelines and procedures for the potential transfer of jurisdiction and maintenance responsibility of Big Creek Road, County Road #402 from the County to the City. The County has legalized the road and now it is time to initiate the transfer.

Wayne Belmont also reported that initially the City requested that the County continue to maintain the road as well as make a few minor improvements to the road primarily because the City does not have the proper equipment to maintain gravel roads.

Roy Kinion reported that the City has changed their mind about the maintenance and repairs and want an unconditional transfer.

Commissioner Thompson would like to see language in the transfer that the City will not cut off public access and that they will maintain the road for property owners in that area.

Commissioner Hall would also like to see some guarantees of long term public road access and maintenance.

Wayne Belmont and Roy Kinion will have further discussions with the City of Newport concerning what their future plans are with Big Creek County Road #402.

REPORTS

Siuslaw National Forest, Hebo Ranger District Update – Presented by: Debbie Wilkins

Debbie Wilkins District Ranger with the Hebo District reviewed Siuslaw National Forest Hebo District's 2016 program of work with the Board.

The Board and Debbie Wilkins discussed off road riding and how the Forest Service roads are maintained. Debbie Wilkins stated that the Forest Service has an extensive road system and many of the roads are no longer in use. With limited funding to maintain the roads, a lot of the roads are being decommissioned and restored to natural habitat. Debbie also reported that the Forest Service collaborates with Cougar Mountain Riders in identifying road problems and finding which roads need to be prioritized.

Roy Kinion stated that often times, the County has to maintain old county roads that are primarily used by logging trucks coming from Forest Service property. Debbie Wilkins stated that the Forest Service has funds to help cover the costs associated with maintenance of those roads.

Wayne Belmont reported that the litigation the County is participating in as amicus party challenging the States adoption of the amendments to the territorial sea plan, part 5 dealing with wave energy, is moving forward. The pleading portion of the litigation and the submissions to the Court of Appeals is now complete. The oral arguments are begin scheduled and are anticipated to occur sometime in the fall 2016.

Terry Thompson reported that he attended the FINE meeting. Wayne Belmont stated that Part 5 establishes how decisions are going to be made concerning wave energy. Department of State Lands is currently engaged in rulemaking around elements of implementation of wave energy and Part 5.

Terry Thompson reported that the two students from the University of Oregon who are conducting research on wave energy gave a presentation at the FINE meeting. There is concern about Oregon's power grid being adequate to manage an increase in power that will be generated by wave energy.

CONSTITUENT INPUT

Commissioner Hall called for constituent input none was given.

ADJOURNMENT

The next meeting of the Board of Commissioners will be held on July 27, 2016 at 9:30 a.m. in Room 108 of the Lincoln County Courthouse.

The meeting adjourned at 10:50 a.m.

These meeting minutes were read and approved this 17th day of August, 2016.

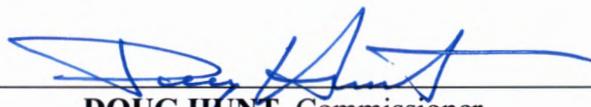
LINCOLN COUNTY BOARD OF COMMISSIONERS



BILL HALL, Chair



TERRY N. THOMPSON, Commissioner



DOUG HUNT, Commissioner