

APPROVED BY ORDER # 2-17-52

MINUTES OF THE  
LINCOLN COUNTY BOARD OF COMMISSIONERS

MEETING OF January 18, 2017

**CALL TO ORDER**

Chair Thompson 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 Doug Hunt, Commissioner Bill Hall, County Counsel Wayne Belmont, Assistant County Counsel Jerry Herbage, Public Information Officer Casey Miller and Recorder Tanya Graham.

**ADOPTION OF CONSENT CALENDAR**

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

APPROVAL OF THE CONSENT CALENDAR OF  
January 18, 2017

***CONSENT CALENDAR ITEMS:***

***Commission Appointments and Resignations***

**Order #1-17-22      Reappointing Bill Hall and Frank Geltner to the Lincoln County Fair Board**

***Documents and Recording Matters in the Commissioners Journal***

**Order #1-17-23      Amending Order #1-17-20 Correcting the Legal Description of the Transfer of Jurisdiction Over Big Creek Road, County Road #402, to the City of Newport**

**Order #1-17-24      Marijuana Tax Collection Agreement Between the State of Oregon Through its Department of Revenue and Lincoln County Authorizing the Department of Revenue to Collect Taxes Related to Marijuana Sales on Behalf of the County and Distribute the Proceeds to the County for a Fee to be Calculated**

**Order #1-17-25      Linn-Benton Community College Subcontract Agreement with Lincoln County Health Department (Terms: Effective through June 30, 2017; Not to Exceed \$93,933.76)**

**Order #1-17-26      Amendment #13 to Agreement #147795 Between Oregon Health Authority and**

**Lincoln County for Financing of Community Addictions and Mental Health Services (Terms; Effective 7/1/15 – 6/30/17)**

- Order #1-17-27**      **Agreement #152395 Between Oregon Health Authority and Lincoln County for Emergency Management Services Cache Supplies and Emergency Management Services Healthcare Course (Terms; Effective 7/1/16 – 7/31/17; not to exceed \$14,012)**
- Order #1-17-28**      **Amendment #2 to Intergovernmental Agreement to Fund Acute Care Psychiatric Hospital Alternative Between Yamhill County and Lincoln County (Terms; Effective 7/1/15 – 6/30/16)**
- Order #1-17-29**      **Agreement Between the American Medical Association and Lincoln County Health and Human Services for Current Procedural Terminology 2017 Standard for use by 95 Users (Terms; Effective 12/22/16)**
- Order #1-17-30**      **Agreement Between TriZetto Provider Solutions and Lincoln County Health and Human Services for the Tools to Take Electronic Payment of Services. (Terms; \$15.00 per provider per month)**
- Order #1-17-31**      **Agreement Between Lincoln County and Capri Architecture for the County Jail Entry Renovation Project (Terms; Effective through June 30, 2017; Not to Exceed \$18,000)**

**DECISION/ACTION**

- Ordinance #493**      **Adoption of Ordinance #493 amending Ordinance # 488 concerning taxes imposed on the sale of recreational marijuana items; creating a new section 5.320 of the Lincoln County Code (LCC); and declaring an emergency**  
*Presented by: Jerry Herbage*

Wayne Belmont asked if any Commissioners would like to have the ordinance read in full. Hearing none Commissioner Thompson read the ordinance by title only.

Jerry Herbage explained that Ordinance #488 needs to be amended to include an interest and penalty section. By adding this section, it allows the Oregon Department of Revenue to impose penalties and interest on delinquent taxes from marijuana retailers.

Commissioner Hunt moved and Commissioner Hall seconded the motion to adopt Ordinance #493 amending Ordinance #488 concerning taxes imposed on the sale of recreational marijuana items; creating a new section 5.320 of the Lincoln County Code (LCC); and declaring an emergency. The vote was taken and passed unanimously.

**APPROVAL OF ORDINANCE #493 AMENDING  
ORDINANCE #488 CONCERNING TAXES IMPOSED  
ON THE SALE OF RECREATIONAL MARIJUANA  
ITEMS; CREATING A NEW SECTION 5.320 OF THE  
LINCOLN COUNTY CODE (LCC); AND DECLARING  
AN EMERGENCY**

**Resolution #17-18-1**

**In the Matter of a Resolution Appointing the Lincoln County Board of Commissioners as Trustees of the Coronado Shores Special Road District and Adopting a Plan for Dissolution and Liquidation for the District**  
*Presented by: Jerry Herbage*

Jerry Herbage explained that Coronado Shores is a non-taxing Special Road District that was formed over 40 years ago and consists of approximately 432 lots and 217 registered voters or electors. Historically revenue for the District has come from the Coronado Shores Beach Club (Home Owners Association, HOA). In August 2015 the District decided to turn over its balance of funds to the HOA and gave responsibility for maintenance, repairs and other road –related issues to the HOA. Additionally, all of the District Directors resigned and no one has since been appointed to fill the vacancies. The District has not been functioning as a District and as a matter of housekeeping; the District needs to be dissolved. A petition to dissolve the District was filed with the Lincoln County Clerk on December 6, 2016 and it was approved for circulation by the Lincoln County Clerk on the same day. Because there are no qualified District Board members, it is appropriate for the Lincoln County Board of Commissioners to act as the board of trustees on behalf of the District and file with the Lincoln County Clerk the certain findings of fact as well as a plan of dissolution and liquidation in accordance with ORS 198.925(2).

Commissioner Hall moved and Commissioner Hunt seconded to approve Resolution No. 17-18-1 In the matter of a resolution appointing the Lincoln County Board of Commissioners as trustees of the Coronado Shores Special Road District and adopting a plan for dissolution and liquidation for the District. The vote was taken and passed unanimously.

**APPROVAL OF RESOLUTION #17-18-1 IN THE  
MATTER OF A RESOLUTION APPOINTING THE  
LINCOLN COUNTY BOARD OF COMMISSIONERS  
AS TRUSTEES OF THE CORONADO SHORES  
SPECIAL ROAD DISTRICT AND ADOPTING A PLAN  
FOR DISSOLUTION AND LIQUIDATION FOR THE  
DISTRICT**

**REPORTS**

No reports.

**CONSTITUENT INPUT**

Chair Thompson called for constituent input and none was given.

**ADJOURNMENT**

The next meeting of the Board of Commissioners will be held on January 25, 2017 at 9:30 a.m. in Room 108 of the Lincoln County Courthouse.

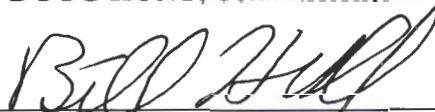
The meeting adjourned at 9:40 a.m.

These meeting minutes were read and approved this 8<sup>th</sup> day of February, 2017.

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

  
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**TERRY N. THOMPSON, Chair**

  
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**DOUG HUNT, Commissioner**

  
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**BILL HALL, Commissioner**