



# AGENDA

Lincoln County Board of Commissioners

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

**Wednesday, February 1, 2017**

**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 Recognition**

1. Kelly Ardinger – Clerk's Office - 5 Years of Service
2. Sara Birman – Juvenile Department - 5 Years of Service
3. Jeremy Gautney – Sheriff's Office - 5 Years of Service
4. Stephen Larsen – Health and Human Services - 5 Years of Service
5. Melissa MacDonald – Clerk's Office - 5 Years of Service
6. Kasey Postlewait – Clerk's Office - 5 Years of Service
7. Krista Lauer – Parole & Probation - 10 Years of Service
8. Deanna Gravelle – Finance Department - 20 Years of Service
9. Michael Wheeler – Sheriff's Office - 25 Years of Service

**IV. ADOPTION OF CONSENT CALENDAR**

**A. Minutes of Board of Commissioners Meeting**

1. Order #2-17- 40 Board of Commissioner Meeting Minutes  
January 11, 2017

**B. Commission Appointments and Resignations**

1. Order #2-17- 41 Changes in Membership to the Public Health  
Advisory Committee
2. Order #2-17- 42 Changes in Membership to the Planning Commission
3. Order #2-17- 43 Changes in Membership to the Mental Health  
Advisory Committee
4. Order #2-17- 44 Changes in Membership to the Local Alcohol & Drug  
Abuse Planning Committee

**C. License Applications or Renewals**

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

**E. General Budget Resolutions**

1. Resolution #17-01-02 A Adjusting the 2016-2017 Adopted Budget Appropriations for Lincoln County
2. Resolution #17-01-02 B Adjusting the 2016-2017 Adopted Budget Appropriations for Lincoln County

**F. Acting as Governing Body of County Wide Service Districts**

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

1. Order #2-17- 45 Sub recipient Grant Agreement Between the State of Oregon acting by and through its Department of State Police, for the benefit of its Office of State Fire Marshal and Lincoln County Sheriff's Office for the Purpose of Emergency Planning and Preparedness Measures. (Terms; Effective 10/1/2016 – 09/30/2017; Not to Exceed \$7,750)
2. Order #2-17- 46 Collective Bargaining Agreement Between The Lincoln County Deputies Association and The Lincoln County Board of Commissioner and The Lincoln County Sheriff (Terms; Expires June 30, 2019)
3. Order #2-17- 47 Correction to 2015-2018 Collective Bargaining Agreement Between Lincoln County Employees Association – Roads and Lincoln County Board of Commissioners – Article 12, Section 1 to reflect the original language agreed upon by all parties
4. Order #2-17- 48 Correction to 2015-2018 Collective Bargaining Agreement Between Lincoln County Employees Association – Transit and Lincoln County Board of Commissioners – Article 12, Section 1 to reflect the original language agreed upon by all parties
5. Order #2-17- 49 Correction to 2015-2018 Collective Bargaining Agreement Between Lincoln County Employees Association and Lincoln County Board of Commissioners – Article 13, Section 1 and 2 to reflect the original language agreed upon by all parties

**H. Execution of Documents**

V. **PUBLIC HEARING**

VI. **DECISION/ACTION**

- A. **Order #2-17- 50** **Fixing a Hearing Date to Consider the Boundaries of Proposed People's Utility District (PUD) converting the existing Southwest Lincoln County Water District to a PUD - Presented by: Wayne Belmont**

VII. **DISCUSSION/INFORMATION**

- A. **Proposed changes to Lincoln County Fee Schedule for the 2016-17 Fiscal Year – Presented by: Kristin Yuille**

VIII. **BOARD OF COMMISSIONERS AS THE GOVERNING BODY OF COUNTY-WIDE SERVICE DISTRICTS**

IX. **REPORTS**

- A. **Elected Officials/Department Directors/Program Coordinators and Consultants**
- B. **Commissioners**

X. **CONSTITUENT INPUT** (Limited to five minutes per constituent)

XI. **EXECUTIVE SESSION**

XII. **ADJOURNMENT**

XIII. **OTHER SCHEDULED MEETINGS AND APPOINTMENTS OF THE BOARD**

**Monday, February 6, 2017 – 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, February 8, 2017 – 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**

1 In the Matter of )  
2 ) **ORDER NO.** \_\_\_\_\_  
3 Setting a Hearing Date on the Formation of )  
4 a proposed People’s Utility District (PUD) converting )  
5 the existing Southwest Lincoln County Water District )  
6 to a PUD )  
7

8 WHEREAS the Lincoln County Board of Commissioners has received a petition under  
9 ORS Chapter 261 and ORS Chapter 198, which has been certified under law, to form a  
10 People’s Utility District (PUD) through the conversion of the existing Southwest Lincoln  
11 County Water District to a PUD<sup>1</sup>; and

12 WHEREAS under ORS 261.161 the Board is required to fix a date for a hearing on the  
13 proposed boundaries of the District. The District proposes to use the existing boundaries of the  
14 Southwest Lincoln County Water District for the PUD; and

15 WHEREAS at that hearing or a later date<sup>2</sup>, the Board will also consider the report of the  
16 Oregon State Department of Energy on the proposed PUD; and

17 WHEREAS at the conclusion of the hearing the Board will determine the boundaries of  
18 the proposed PUD and pursuant to ORS 261.171 will call for an election in May of 2017 on the  
19 question of formation. No permanent tax levy or local option tax levy is proposed with this  
20 formation;

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

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<sup>1</sup> This is the second attempt at converting the Water District to a PUD. The first attempt, in 2016, was initiated, placed before the voters, and defeated. That proceeding was dismissed by the Board of Commissioners after defeat of the measure. See BOC Orders 1-16-36 (Setting Hearing Date), 2-16-60 (Establishing Boundaries and Calling for Election), and 6-16-161 (Dismissal of Process). The petitioners are allowed to seek this action again, which they may do only once a calendar year. ORS 261.171

<sup>2</sup> The Department of Energy may be required to hold its hearing to complete its report on a date after the Board’s hearing. If that occurs, the report will be received after the hearing date, and if no issues are raised, will be incorporated into the Board’s process through a supplemental order.

- 1            1. That a hearing be held 9:30 am on February 22, 2017 in the Lincoln County Board of  
2            Commissioners Conference Room 108, Lincoln County Courthouse, 225 W. Olive  
3            Street, Newport, Oregon to consider and determine the proposed boundaries for  
4            forming a new People's Utility District for conversion of the existing Southwest  
5            Lincoln County Water District.
- 6            2. That notice of the hearing be accomplished as required by ORS Chapter 261.
- 7            3. That copies of this Order be delivered to Pete Gintner, Attorney for the Southwest  
8            Lincoln County Water District, for distribution to petitioners, and to Lincoln County  
9            Legal Counsel.

DATED: February 1, 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



COMMUNICATION TOWERS<sup>10</sup>

COMMUNITY CORRECTIONS

COUNTY WORK CREW

Daily fee	ORS 203.035/BOC	Up to \$450 per day \$175 to \$450 per day
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DISTRICT ATTORNEY

DISCOVERY OR PUBLIC RECORDS REQUEST

Misdemeanor or juvenile case (written documents only)	ORS 135.805 <i>et seq</i> /BOC	\$15 plus \$.25 per page
Felony case (written documents only)	ORS 135.805 <i>et seq</i> /BOC	\$15, plus \$.25 per page
Additional fee for duplication of video tape	ORS 135.805 <i>et seq</i> /BOC	\$25
Additional fee for duplication of audio tape	ORS 135.805 <i>et seq</i> /BOC	\$25
Additional fee for duplication of photographs	ORS 135.805 <i>et seq</i> /BOC	\$15 + actual development cost
Additional fee for computer disc/DVD	ORS 135.805 <i>et seq</i> /BOC	\$15 per disc
Violation Cases	ORS 203.035/BOC	\$10
Probation Violation	ORS 203.035/BOC	\$10
Thumb drives	ORS 203.035/BOC	\$15
Color copies	ORS 203.035/BOC	\$1.00 per page
Medical Records	ORS 203.035/BOC	\$varies <sup>11</sup>
Transcripts	ORS 203.035/BOC	\$20
Outsourced discovery	ORS 203.035/BOC	Actual cost of duplication

<sup>10</sup> The tower fees vary according to the type of equipment installed and height on the tower and at the tower site. Contact Lt. Curtis Landers in the Sheriff's Office for fee information.

<sup>11</sup> Cost will be one half the amount the District Attorney's Office paid for a copy of the records.

