



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 22, 2017

Immediately Following Joint Session with City of Newport City Council

169 SW Coast Highway
Newport, OR 97365

I. CALL TO ORDER

II. ROLL CALL - ESTABLISHMENT OF A QUORUM

III. RECOGNITION/PROCLAMATION

IV. ADOPTION OF CONSENT CALENDAR

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

1. Order #2-17- 63 Board of Commissioners Meeting Minutes January 4, 2017

~~2. Order #2-17- _____ Board of Commissioners Meeting Minutes February 8, 2017~~ *Removed*

B. **Commission Appointments and Resignations**

C. **License Applications or Renewals**

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

1. Order #2-17- 64 The Execution of Quitclaim Deed for Certain Tax Acquired Property to Brian Klaus – Map13-11-16 Tax Lot 00202

E. **General Budget Resolutions**

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

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

1. Order #2-17- 65 Memorandum of Agreement between Lincoln County Public Health and Partnership Against Alcohol & Drug Abuse (Terms: Expires June 30, 2017; not to exceed \$10,000)

2. Order #2-17- 66 Agreement between Lincoln County and Richard Johnson to Provide Clinical Supervision for Staff and Clinicians Involved in the Lincoln County Problem

- Gambling Treatment Program. (Terms: Effective February 1, 2007 through December 31, 2017; not to exceed \$115 per hour for a maximum of two hours per month)
3. Order #2-17- 67 Agreement #147795-14 between the Oregon Health Authority and Lincoln County for Financing of Community Addictions and Mental Health Services (Terms; Effective 7/1/15 – 6/30/17; additional \$18,737 added to budget)
 4. Order #2-17- 68 Amendment #9 with Agreement #148019 Between the Oregon Health Authority and Lincoln County (Terms: Effective 07/01/2015 – 06/30/2017; additional \$10,589 added to budget)
 5. Order #2-17- 69 Agreement between Intercommunity Health Plans and Lincoln County providing a regional colorectal cancer prevention and screening campaign for IHN-CCO members (Terms: Effective 07/01/2016 – 12/31/2016)
 6. Order #2-17- 70 Client Agreement and Addendum between Lincoln County and LocumTenens.com for Primary Care (Terms: Effective 11/18/2016)
 7. Order #2-17- 71 Amendment #5 with Agreement #143691 Between the Oregon Health Authority and Lincoln County for Implementation of Evidence Based Home Visiting Programs. (Terms: Effective 10/01/2013 through 09/30/2017; Not to Exceed \$1,747,655)
 8. Order #2-17- 72 Amendment to Participating Provider Agreement between Moda Health Plan, Inc and Lincoln County Public Health for Reimbursement for Vaccines (Terms: Effective 07/01/2016)
 9. Order #2-17- 73 Clinical/Practicum Agreement between Oregon Coast Community College and Lincoln County for Instructional Planning (Terms: Effective 08/01/2016 through 08/01/2018)
 10. Order #2-17- 74 Agreement between Lincoln County and Jacob Accurso for Services of an Intellectual and Developmental Disabilities Mental Health Abuse Investigator (Terms: Effective through June 30, 2018; \$115 per hour)
 11. Order #2-17- 75 Recordation of the City of Newport's Resolution #3768 Accepting the Transfer of Jurisdiction over a Portion of Big Creek Road

12. Order #2-17- 76

In the Matter of the Refund of Taxes Paid (Map No. 11-11-08-CA-02100-22)

H. **Execution of Documents**

1. Agreement #147795-15 between the Oregon Health Authority and Lincoln County for Financing of Community Addictions and Mental Health Services (Terms; Effective 7/1/15 – 6/30/17; additional \$63,497 added to budget)

V. **PUBLIC HEARING**

VI. **DECISION/ACTION**

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**
- 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 27, 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, March 1, 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.

Constituent Input
Lincoln County Board of Commissioners Meeting
February 22, 2017

Citizen appearing:
Karen Heere
2440 NE Hemlock Drive
Yachats, OR 97498
541-547-4238

Kheere@yahoo.com

I appreciate this opportunity to address the County Commissioners. I, Karen Heere, am a property owner and tax payer in the Starr Creek Road District (SCRD), near Yachats. The appointed road district board is not doing its job. I am here today because I feel I owe it to my neighbors and myself to find out why our roads are not maintained and what is happening to our tax money. Specifically, I will mention:

- Concern over poor road maintenance
- Concern that no required financial records are filed
- Concern over tax assessments going to dead man
- Concern over no public meetings
- Concern that senior board member claims "not having time" for his responsibilities
- Rejection of my application to serve on the SCR D board—closed club
- Lack of response to my public records request to the SCR D
- Suggestion that Lincoln County make the road district elected

I first became concerned over the road district's activity upon noticing the poor condition of our gravel roads. Ruts and potholes have persisted for many months, in spite of my appeals for repairs. There has been no grading for more than 3 years. My vehicle recently received over \$200 in damage, and, upon reporting this to the senior board member, the only response was to say I must have been "speeding."

I began to wonder what is happening to the tax assessment funds sent to SCR D and spoke with Mr. Miller, the Lincoln County Public Information Officer. Following his suggestion, I called the Oregon Secretary of State office about the yearly audit reports the road district is required to submit. I learned that these reports have not been filed for the past seven years (last one in 2009). The state has made SCR D "inactive" and eligible for dissolution. Nevertheless, no action has been taken, probably because the district has been filing yearly requests to the county for tax funds.

From the Lincoln County Treasurer, I learned that the tax funds (over \$17,000/yr) are being sent to Mr. Robert Armes on Starr Creek Rd. My research turned up the alarming revelation that this individual has been dead for 7 years. Where do these funds actually go? This is a red flag.

SCRD has not held legally required public meetings for at least 5 years, so I decided the best way to get information would be from the inside, and I applied for a vacancy on the board. As I expected, the board rejected my application. They got another person to apply after me and approved him. The SCRDR is thus a closed club with no opportunity for a new, reform-minded person to join.

My next step was submit a public records request to Mr. Goheen, the senior board member, and Mr. Guerriero, who had served for about two months. When there was no reply after two weeks, I called Mr. Goheen. He told me that he had been too busy with his personal affairs to pay attention to SCRDR business (busy for several years? everyone else on the board busy?), but he would send me some records. Now, 3 weeks later, I still have received nothing.

I seem to have reached the limit of what I can do as an individual, so I am here today, hoping the County Commissioners will take interest in the incompetence of the SCRDR board and take remedial action. One possible action could be to commission an independent audit of the road district finances. I have also been told that the commissioners can change SCRDR from an appointed to an elected body. This seems appropriate, and I would run as a candidate advocating responsibility and transparency. Several of my neighbors are also concerned and have offered me support.

In closing, I would like to say I would be pleased to discuss further this matter with the County Commissioners and answer any questions you may have. I would also like to know how my neighbors can best voice their concerns.

Thank you.

Attachments:

Road condition photos

Public records request

Starr Creek Road District, Yachats



Poor road drainage inundates driveway



Tire-killer potholes

Karen R. Heere
P.O Box 697
Yachats, Oregon 97498
541-547-4238
kheere@yahoo.com

January 18, 2016

Matthew Goheen
2785 NE Starr Creek Road
Yachats, OR 97498

Dear Mr. Goheen:

This communication concerns the Starr Creek Road District and is addressed to you as the senior commissioner of the district. I am concerned that the district has not filed state audit reports for the past seven years, and I am not aware of any public meetings in the past five years. It appears that the property owners have no access to information as to the use of their tax assessments. Consequently, pursuant to Oregon Public Records Law, ORS 192.410 to 192.505, I am requesting copies of financial records for the past three years, including income, expenses and bank balance. I am also requesting copies of minutes for meetings of the district board held within this period. Please send these records to me at the above address.

Sincerely,



Karen R. Heere

Cc:
Michael Guerriero

