



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, March 15, 2017

Immediately Following the Joint Session with the City of Yachats City Council

Yachats Commons - Civic Meeting Room
441 Highway 101 North
Yachats, OR 97498

- 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**
 - 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**
 1. Order #3-17- 86 Memo from Lincoln County Board of Commissioners to Lincoln County Assessor Certifying Tax Exemption Application from Community Development Corporation for Ridge Apartments
 - H. **Execution of Documents**
- V. **PUBLIC HEARING**
- VI. **DECISION/ACTION**
 - A. **Resolution #17-15-3** In the Matter of Authorizing and Providing for the Incurrence of Indebtedness for the Purpose of Providing a Portion of the Cost of Acquiring, Constructing, Enlarging, Improving and/or Extending the Lincoln County Integrated Wellness Center Facility to Serve an Area Lawfully Within Lincoln

County's Jurisdiction to Serve – *Presented by: Wayne Belmont*

B. Resolution #17-15-3 A Participation in Funding Activities of the Oregon Office for Community Dispute Resolution – *Presented by: Wayne Belmont*

C. Resolution #17-15-3 B Initiating Amendments to the Lincoln County Code, Chapter 1, Land Use Planning Bayshore Dune (Fore dune) Management Plan and Strategy (Bayshore Plan) – *Presented by: Wayne Belmont*

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, March 20, 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

Tuesday, March 21, 2017 – 9:00 a.m. – Management Team Budget Meeting at Hatfield Marine Science Center, Guin Library Seminar Room, 2030 SE Marine Science Dr, Newport; meeting to cover **the 2017/2018 Budget Review**

Wednesday, March 22, 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

Friday, March 24, 2017 – 9:00 a.m. – Management Team Training at the Bezell Memorial County Forest Building, Philomath, Oregon

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.

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BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON

IN THE MATTER OF)
)
PARTICIPATION IN FUNDING) **RESOLUTION #**
ACTIVITIES OF THE OREGON OFFICE FOR)
COMMUNITY DISPUTE RESOLUTION)

WHEREAS the Board of County Commissioners believes that the settlement of disputes by mediation may lead to more long-lasting and mutually satisfactory agreements; and

WHEREAS mediation may reduce the need for time-consuming and costly litigation; and

WHEREAS the Oregon Legislature has charged the State of Oregon acting by and through the State Board of Higher Education on behalf of the University of Oregon for the University of Oregon School of Law (Grantor) with the responsibility to foster the development of community mediation programs by making grant monies available to participating counties; and

WHEREAS any county wishing to participate must formally notify the grantor of its intent to participate;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. Lincoln County hereby notifies the Grantor of its desire to be a participant in the expenditure of funds for community dispute resolution programs within Lincoln County; and
2. Lincoln County agrees to engage in a selection process and to select as funding recipients those entities both qualified by the standards and guidelines adopted by the Grantor

- 1 and capable of and willing to provide community dispute resolution services according to the
2 rules adopted by the Grantor.

Dated this _____ day of _____, 2017

LINCOLN COUNTY BOARD OF COMMISSIONERS

TERRY N. THOMPSON, Chair

DOUG HUNT, Commissioner

BILL HALL, Commissioner



UNIVERSITY OF OREGON

School of Law

March 1, 2017

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

Dear Commissioners,

This is an invitation for your County to participate in the selection process for the **2017-2019 Community Dispute Resolution Program (CDRP) Grant Funds** pursuant to ORS 36.160.

Assuming funding for 2017-2019 is reauthorized by the 2017 Legislature at the same level as the prior biennium, grant funds for Lincoln County will be approximately \$50,000.00 for the period July 1, 2017 - June 30, 2019. The funding for these grants is currently derived from an appropriation from the general fund for the purpose of providing dispute resolution services in counties and will be allocated per University of Oregon policy.

Enclosed is a review of all of the information necessary to proceed with the Request for Application (RFA) process.

The first step in the local selection process is the County's adoption of a resolution to participate. ORS 36.160 requires that a County notify the Oregon Office for Community Dispute Resolution (OOCDR) of its intent to participate in the selection process to award grant funds. A sample county resolution is provided in the enclosed RFA packet. Upon your County's adoption of the resolution, please send a copy to the OOCDR. Following is the timeline for the 2017-2019 grant process:

By March 31, 2017 County Commission adopts a resolution of desire to participate in the process.

April 3, 2017 Legal notice published by the County to announce the application process (sample included). The County and OOCDR make RFA packets available to applicants.

OREGON OFFICE FOR COMMUNITY DISPUTE RESOLUTION

1515 Agate Street, 1221 University of Oregon, Eugene OR 97403-1221

☎ 541-346-1623 <http://oocdr.uoregon.edu/>

An equal-opportunity, affirmative-action institution committed to cultural diversity and compliance with the Americans with Disabilities Act

April 28, 2017	Applications must be received by 5:00 p.m. at the County and OOCDR.
May 31, 2017	OOCDR issues notices of eligibility to applicants and County.
June 9, 2017	Any appeals from applicants determined ineligible by OOCDR must be received by 5:00 pm.
June 15, 2017	County Commission selects grantee(s) and notifies OOCDR of selection.
June 30, 2017	OOCDR enters into Grant Agreement with the grantee(s).

According to University of Oregon policy, each County Commission needs to designate a County dispute resolution program coordinator. OOCDR staff provides technical assistance and advice to this County staff person to make sure the process runs as smoothly as possible. If you have received this letter and are not the County's dispute resolution program coordinator, please forward these materials to the proper person.

OOCDR encourages collaboration in all phases of the grantee selection process. In some Counties there will be only one interested and qualified applicant. However, if your County receives applications from more than one qualified applicant, we encourage you to have conversations with all applicants to determine whether there are ways for them to work together to best provide dispute resolution services in your County.

You may elect to opt out of the selection process if you desire. In that case, the Dean of the University of Oregon School of Law will assume the county's role in the process. If this is your choice, please provide OOCDR with a written notice to opt out by March 31, 2017. A sample Opt Out notification form is available upon request.

OOCDR will also provide you with electronic versions of the RFA, as well as a sample 2017-2019 Grant Agreement. Feel free to contact me at 541-346-1623 if you have any questions. Thank you in advance for your support.

Sincerely,



Mark Quinlan, Program Administrator
Oregon Office for Community Dispute Resolution
mquinlan@uoregon.edu

Enclosures

Request for Application (RFA) Packet For 2017-2019 OOCDR Grant Cycle
(includes Sample Resolution, Sample Notice, and Sample 2017-2019
Grant Agreement)

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BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON

In the Matter of)
)
INITIATING AMENDMENTS TO THE LINCOLN) **RESOLUTION # _____**
COUNTY CODE, CHAPTER 1, LAND USE PLANNING,)
BAYSHORE DUNE (FOREDUNE) MANAGEMENT)
PLAN AND STRATEGY (BAYSHORE PLAN))

WHEREAS Lincoln County Code (LCC or Code) Chapter 1 contains the County Comprehensive Plan, Zoning, Land Division and other implementing provisions for Land Use Planning; and

WHEREAS LCC 1.1230 authorizes the Board of Commissioners, by Resolution, to initiate legislative amendments to the Code, after public hearing by the Planning Commission and receipt of the Commission's recommendations; and

WHEREAS the County, by Ordinance #466 dated August 8, 2012, and later by Ordinances #473 and 477, adopted and amended the Bayshore Dune (Foredune) Management Plan and Strategy (hereinafter known as the "Bayshore Plan"), and implementing Code provisions into Chapter 1 to address foredune sand problems within the Bayshore area of south Lincoln County; and

WHEREAS the application of provisions of the Code as amended have allowed the County to consider adjustments to the Plan to better serve the needs of the County and community residents in addressing these sand issues; and

WHEREAS following consultation with parties who helped develop the code provisions, including Oregon State Parks and the Oregon Department of Land Conservation and Development and the Department of Geological and Mineral Industries, the County has determined that an adjustment of the Code revising the boundaries of the Plan area (Dune System) would be of benefit to overall management of the sand issues; and

WHEREAS the Board desires that the staff and Planning Commission consider revisions to the adopted Code provisions to consider an alternate boundary; and

WHEREAS the Board desires to initiate a review process for possible Code changes under the County Code;

NOW, THEREFORE, the Board of Commissioners does resolve:

1. That pursuant to LCC 1.1230, an amendment(s) to the Lincoln County Comprehensive Plan and Codes to address an alternative boundary for Bayshore Plan is initiated and

1 referred to the Lincoln County Planning Commission. This includes any changes to
2 maps, descriptions, system identification or other changes to make the boundary shift.
3 The Planning Director shall set a date for a hearing or hearings before the Planning
4 Commission and provide notice as required under LCC 1.1250 and state law to consider
5 alternatives. The Planning Commission shall make a recommendation to the Board after
the public hearing(s). Staff shall prepare recommended alternatives for Planning
Commission consideration.

- 6 2. That copies of this Resolution be provided to the Planning Director, who will notify the
7 Planning Commission, and County Counsel.

8 DATED this _____ day of March, 2017.

9 **LINCOLN COUNTY BOARD OF COMMISSIONERS**

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13 Terry N. Thompson, Chair

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16 Doug Hunt, Commissioner

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18 _____
19 Bill Hall, Commissioner

Joint Work Session with Yachats City Council

Lincoln County Board of Commissioners Meeting

Yachats City Council Chambers
441 Highway 101 N.
Yachats, OR 97498

Date: March 15, 2017

*** Constituent Input available during regular BOC Meeting is
limited to five (5) minutes***

Sign Up Sheet (Please Print Clearly)

Print your name: Mailing Address: Phone:

	<u>Print your name:</u>	<u>Mailing Address:</u>	<u>Phone:</u>
For	Katrina Wynne	PO Box 956, Inducts	541 547 4037
NO	Bud Shuence	1905 Mountain Park Rd Logans	444-1136
NO	HEATH CURTIS	1455 Ryan Dr. Silverton	503-419-9803
NO	Rex Carr	255 NW 15th Newport	541-265-2542
NO	Joe Steere	3870 S Immora ^{Alvcon} CITY	971-237-4728
For	Pat Armstrong	PO Box 653 Yachats	202-257-9862
NO	Bob Spelbrink	21812 Siletz Hwy, Siletz	(541) 270-6676
NO	Jim Miller	381 Kosydar Rd Siletz	541 270 8118
For	Doug Conner	490 Lemwick Ln Yachats	971.404.7260
NO	Tom Wiley	8325 Hwy 20 Toledo	541 336 2268
NO	Peter Bregman	1679 N Bayview Dr Waldport	541 563 6420
NO	BILL GRANSTROM	P.O. Box 932 NORTH BEND, OR	541-297-2171
NO	MAT FALCONER	P.O. Box 597 Florence, OR	97459 541-994-2107
For	MIKE HEMPEN	PO Box 548 YACHATS	OR 541-547-5471
NO	Mark Gourley	2280 Primrose Loop Philomath	OR 541 247 929
For	MARIA SAUSE	1896 Fruitvale Dr Newport	97365
NO	Tom Goulet	400 Hidden Valley Rd Toledo	541 514 2961
NO	Garrick Lindsted	370 NW Skyline Dr. Toledo Oregon	541-961-9991
For	JEROME GARGER	37 GREEN HILL YACHATS	541-547-5282
National Honoree	Tom LAUES	PO BOX 951 YACHATS	547 3965

03-15-17

SIGN IN SHEET

~~John Tandy~~

~~Ken Gudet~~

No

Phil Spulnik

CAROLINE Bauman

MICHAEL G. MORAN

Port Commission

~~Rhonda S. Moran~~

Cynda Bruce

Bette Perman

~~Bud Stromate~~

~~Lourence Calkins~~

~~William Wynn~~

No

Stetson Award