

APPROVED BY ORDER # 2-18-42

MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS

MEETING OF January 17, 2018

CALL TO ORDER

Chair Hunt 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 Bill Hall, Commissioner Terry Thompson, County Counsel Wayne Belmont, Public Information Office Casey Miller and Recorder Kristi Whitaker.

ADOPTION OF CONSENT CALENDAR

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

**APPROVAL OF THE CONSENT CALENDAR
OF January 17, 2018**

CONSENT CALENDAR ITEMS:

Minutes of Board of Commissioners Meeting

Order #1-18-17 Board of Commissioner's Meeting Minutes December 13, 2017

Commission, Appointments, and Resignations

Order #1-18-18 Changes in Membership to the Bayshore Special Road District

Documents and Recording Matters in the Commissioners Journal

Order #1-18-19 First Amendment to Criminal Justice Commission Justice Reinvestment Grant Program Grant Agreement (Terms: Effective 7/1/17; not to exceed \$1,324,914.62)

Execution of Documents

Third Amendment to Oregon Health Authority 2017- 2019 IGA #153129 for the Financing of Mental Health, Substance Abuse Disorders, and Problem Gambling Services

Order #1-18-20 Amendment to the Memorandum of Understanding between the Confederated Tribes of Siletz Indians and Lincoln County Trust

PUBLIC HEARING

A. Marijuana Tax Funds

Commissioner Hunt opened the public hearing.

County Counsel, Wayne Belmont, stated this matter was considered in December when the county received the first distribution of funds in the amount of \$105,577. The second distribution has been received in the amount of \$41,800. These funds are from state and local recreational marijuana taxes; it is unknown how much the county will be collecting from future payments. There has been discussion and efforts toward a

bill to rectify the transparency issue in order to provide more information to municipalities regarding calculations.

Commissioner Hunt recognized the reduction in price of marijuana and its impact on taxes collected. Commissioner Hall acknowledged a lack of clarity, track record, volatility in the market and encouraged caution on relying on these funds on a consistent basis, especially for funding staff. Wayne stated there are no restrictions on the use of the funds other than the requirement to follow local budget law.

Wayne stated the county has received no public input to date on how to use the funds. Commissioner Hunt requested public input on the topic. Nicole Fields, Health Promotions Program Manager for Lincoln County Public Health, read a prepared statement requesting the funds be put toward substance abuse prevention, education, and activities in order to prevent youth initiation and to increase adult education. Nicole stated Public Health is not looking to hire for a new position and programs designed could be flexible and responsive to tax levels.

Commissioner Thompson requested Sheriff Curtis Landers join the discussion. Sheriff Landers stated he believed youth programs are where the county should concentrate its resources. From a public safety stand point, he stated there has been an increase in drug related crashes state-wide as well as in Colorado.

Nicole stated the Public Health division has not heard of any anything yet regarding the 20% distribution that the Oregon Health Authority will make available to counties through grant programs.

Commissioner Thompson noted that cities receive more income from marijuana taxes than the county and he would like to see the funds be matched if they are used for education and prevention programs. Newport, Lincoln City, Waldport, and Toledo each received revenue from the marijuana tax; the county will add the topic to the meeting agenda for each joint session for discussion.

Commissioner Hunt called for other public comment on the issue and received none; Commissioner Hunt closed the public hearing.

Commissioner Hunt stated he would like to see a simple process for the development of programs aimed at education and prevention. He encouraged placing the revenue in the general fund and create a new fund for marijuana education and prevention that will maintain a level of funding that appropriately addresses key issues and isn't dependent on the fluctuations of tax revenue.

Wayne stated that in order to move forward, public health and public safety need to focus on program development and proposals for funds. The county does have a base amount of funds already received to fund the next fiscal year.

B. Legalization of Ocean View Drive

Commissioner Hunt opened the public hearing.

Roy Kinion, Public Works Director, stated this public hearing was originally opened mid-October of 2017; the county did receive commentary from one individual from the public at that time.

The county wishes to transfer jurisdiction of a portion of this road to the city of Yachats. Normal process of a jurisdictional transfer is to ensure the right of way is without issues and, if necessary, proceed with a process of legalization. In this case, the south end has historic issues regarding plots and the 804 trail; Lincoln County Surveyor's results show right of ways that the county feels they need to clean up prior to legalization. The right a way crosses some private property and legalization will reduce the legal areas of these lots because of setback requirements.

Wayne stated the city has a new city manager and she has been updated on the issues. Wayne and Ross Williamson, Yachats City Attorney, have discussed options to address concerns of neighbors but are not yet ready to provide specific recommendations and desire a continuing of the hearing to allow time to reach to a combined recommendation for the board.

Commissioner Hunt called for public comment and received none.

Commissioner Hall moved to extend the hearing of the Legalization of Ocean View Drive to March 21st, 2018. Commissioner Thompson seconded. A vote was taken and passed unanimously.

Commissioner Hunt closed the hearing.

DECISION/ACTION

A. 2018 Community & Economic Development Grant Awards

Wayne Belmont, County Counsel, stated that there are sufficient funds to award the full recommendation from the Community & Economic Development Alliance Board for the 2018 awards.

Commissioner Hall moved to approve the allocation of community and economic development funds as recommended by the Community and Economic Development Alliance Board of Directors. Commissioner Thompson seconded. A vote was taken and passed unanimously.

The order awarding the funds will be on the consent calendar agenda for January 24, 2018 meeting.

REPORTS

Commissioner Thompson voiced concern over the Carbon Tax Bill and policy implementation. Thompson stated he would prefer they not pass the bill this session to allow for more time to work on it; he does not feel the rural part of the state has been engaged enough. Commissioner Hunt questioned how the funds would come back to the rural parts of the state, affect Lincoln County, and affect industries that are heavily dependent on fuel.

Commissioner Hunt stated he has the honor of introducing Senator Merkley at the Town Hall in Lincoln City on Saturday, January 13th and he has been asked to introduce Congressman Schrader on Saturday, January 20th in Lincoln City.

CONSTITUENT INPUT

Chair Hunt called for constituent input and Heather DeSart, Executive Director of NorthWest Oregon Works (NOW), thanked the Board for funding their project through the 2018 Community and Economic Development Grant.

ADJOURNMENT

The next meeting of the Board of Commissioners will be held on January 24th, at 9:30 a.m. in Room 108 of the Lincoln County Courthouse.

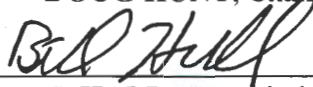
The meeting adjourned at 10:18 a.m.

These meeting minutes were read and approved this 14th day of February, 2018.

LINCOLN COUNTY BOARD OF COMMISSIONERS



DOUG HUNT, Chair



BILL HALL, Commissioner



TERRY THOMPSON, Commissioner