



CURRY COUNTY BOARD OF COMMISSIONERS

MINUTES – GENERAL MEETING

Thursday, December 17, 2015 –1:00 P.M.

Commissioners' Hearing Room, Courthouse Annex
94235 Moore St., Gold Beach, Oregon 97444

Commissioners Present: Chair Susan Brown, Vice-Chair Thomas Huxley, David Brock Smith

Support Staff Present: Administrative Assistant Shelia Megson

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Commissioner Brown called the meeting to order at 1:02 p.m. The Pledge was recited by all.

2. AGENDA AMENDMENTS

a. TABLED: Item 12.b. Executive Session concerning possible O&C related litigation.

b. TABLED: Item 4.e. Years of Service Recognition W. Lang - Juvenile

Commissioner Huxley said that he had discussed with the Director of Administration the fact that item 7.a., Discussion about GIS, on the agenda had been submitted after the cutoff time. He said that the same rules should apply to everyone. Huxley explained that for a previous presentation he had taken great pains two weeks before that to make sure that submission and his written notices were published. On the 24th and 25th he requested that copies of it be given to the PEG Task Force and none of that was done and he has emails supporting that claim. He had tried to exceed minimum requirements with as much detail as he could. When he saw that something this week had been submitted late he felt that he should address it and say that the rules should be followed stringently and they not allow additional items or documents after the cutoff time. If something is to be addressed then the details should be provided with it and not given late. Commissioner Brown asked if he was wanting to table it. Huxley replied "I am, absolutely."

Motion to table Item 7.a. by Huxley, second by Brown. Commissioner Smith said that the agenda was posted on Monday and he had submitted this item before publication. Commissioners can add things to the agenda at any time including at the meeting. He had submitted this topic for the agenda before it was sent out to the public. This was to discuss the needed service of GIS by many in the County. There had been letters and concerns coming in and it should be addressed. He pointed out that there were people in attendance to participate in that discussion of the agenda item. He would like to move forward and come to an agreement so that this service can be brought back online and is why he added it to the agenda. Motion carried to table with Brown and Huxley voting "aye" and Smith voting "nay".

3. APPROVAL OF AGENDA

Motion to approve as amended by Huxley, second by Brown. Motion carried unanimously.

4. PRESENTATIONS

a. Years of Service Recognition S. Wright – Sheriff

b. Years of Service Recognition D. Gardiner – Sheriff

Sheriff Ward said there was a misunderstanding on the meeting time. Both employees had been here earlier but could not return for this presentation. Ward gave accolades for both employees and the Board requested that Ward send their thanks.

c. Redfish Rocks Marine Reserve and Community Team Presentation – Tyson Rasor

RedFish Rocks Project Coordinator Rasor gave out a packet of information and had a slideshow. He explained that they were a group of 12-16 community volunteers that work to address issues concerning the marine reserve. The two and half square mile reserve was designated in 2010 and is closed to all fishing. Research is done to compare the area to openly fished places. There is also a protected area that limits activity to protect the ground fish. ODFW has varies projects for surveys to identify and size the fish. They also use underwater observation of fish as well as vegetation and try to understand the behavior of juvenile fish. PISCO is a conglomeration of many agencies and were working close by at Rocky Point. OSU and OofU have researched larval dispersal, whale feeding aggregation, and jellyfish movement.

Commissioner Smith encouraged everyone to visit fishtracker.org to see the work done by this group. Rasor said that the research is revealing what species are coming into the reserve as well as where the young fish from the area are going to. The equipment can be reused for multiple projects. Recently a scuba fill station was installed making it easier for divers since the closest ones were in Crescent City or Coos Bay. They promote education across all ages with presentations and other involvement programs.

Rasor said the handout packet had their Strategic Plan and funding goals for the future. A newsletter and updates are available on their website. They have meetings on the first Monday 6-8 p.m. of every month at the OSU field station and all are invited. Smith said that he had been involved with the team since the conception and attends the interesting meetings. The education, outdoor classrooms, and festivals are fantastic. He thanked Rasor for his work.

The Public Hearing was addressed at this time.

d. County Real Property Task Force Recommendations – Julie Schmelzer

Director of Administration and Economic Development Schmelzer said that the group went over 910 parcels and had recommendations of action by the County for them. Chair Chris Hawthorne explained that selling, trading, developing, or holding were all considered. Schmelzer gave accolades to the participants and said they did a great job. They researched the parcels, did site visits, and talked with other department heads to form the recommendations. Parcel numbers were obtained from the Assessor office along with some deed research and the Roads Department provided maps. Goals included creating a more sustainable revenue stream through a county forest with existing land or acquired through swapping, swap land for public purposes, and reclassify parcels as needed to the Parks or Roads Departments instead of listed only as Curry County. The airport should be addressed by another Task Force created specifically to examine the details of it.

Schmelzer showed many maps with quick summaries about the recommendations. She explained that the parcels will be brought to the Board in groups at workshops for discussion of details and then to a meeting for the Board's final approval. Commissioner Smith said that this was a task that was on his list of goals and expressed appreciation for the large amount of work by the members of this task force. He reminded everyone that anything sold will only supply the County with six percent of the sales price. He is working on legislation that would change the process of sale division to disperse them to the entities that had not received their taxes yet first. Commissioner Huxley said that this task had been looked at possibly four times in the past and wanted to know why this effort would have different results. Schmelzer let them know that as the employee assigned to the task force, she would be insistent on action until many things were complete. Task Force member Bill Douglas said that he had been on the previous committee trying to do this project. He appreciated the assistance and persistence by Schmelzer during this effort since this time he sees it moving forward instead of just stuck in a drawer. Huxley asked about attendance to the task force meetings and Schmelzer informed him that it was not very many people.

Penelope Suess from Port Orford said she could not get to the meetings but she did communicate with the group her questions. She says that there is interest in the project from the public. She wants to know how transparent the process will be, will they be told when the Board sees things, will it show on the Board meeting agendas, and will each property be shown separately. Commissioner Brown said that public hearings before any dispersal would be done. Suess asked about zoning on certain properties and Brown said that when those properties are brought to workshops then details would be easier to address. Suess also said that the Floras Lake properties should be a swap with the State to be used as public lands and gravel bars could be maintained for County mineral use. Huxley said that the old GIS system would show her and was available online.

e. TABLED: Years of Service Recognition W. Lang – Juvenile

This item voted as TABLED, see Agenda Amendments.

5. 1:30 p.m. – PUBLIC HEARING

Commissioner Brown said that the District Attorney and the Surveyor both had proposed fee changes. Smith asked to make sure that this action did not limit us from making other changes that may be needed in the near future. Brown explained that the specific fees could not be changed any more than every six months but would not affect other departments or fees.

Surveyor Smith said that the fees for property surveys should be changed to \$200 and lot line adjustments to \$300 to compensate for the time needed for each of those items. District Attorney Dial explained their modification was deleting a fee for expungements from the list.

Commissioner Brown asked for any public comment. Resident Chris Hawthorne asked why the fees for the timber surveys would not be changed if others were being changed. Surveyor Smith explained that there was a ten dollar charge for the cornerstone program. There is not a lot of checking for those used in the timber industry and it is a public good instead of for the benefit of an individual so therefore no need for a change. Commissioner Brown closed the discussion. Motion to approve the resolution of fee increases by Commissioner Huxley, second by Smith. Motion carried unanimously.

The Board then returned to the order of items on the agenda at Item 4.d.

6. PUBLIC COMMENTS

7. OLD BUSINESS

a. TABLED: Discussion about GIS – Commissioners

This item voted as TABLED during Agenda Amendments.

8. PROCLAMATIONS/ RESOLUTIONS/ LEGISLATIVE ACTIONS

(None.)

9. ADMINISTRATIVE ACTIONS/ APPOINTMENTS

Motion to table Items 9.d and 9.e. as requested by the District Attorney by Smith, second by Commissioner Huxley. Motion carried unanimously.

a. Camp Host Contract for Lobster Creek Youth Campground – Parks

Juvenile and Parks Director Trost explained that this is a return of the original camp host after taking care of some personal issues. Commissioner Smith asked and Trost acknowledged that it was the same agreement that they had previously. Motion to approve by Smith, second by Commissioner Huxley. Motion carried unanimously.

b. Grant Agreement with Curry Community Health and Curry County –Juvenile

Juvenile and Parks Director Trost said that this was a positive reinforcement for juveniles and their transition into adulthood. Programs such as this provide needed things that are sometimes out of reach financially for the youth. Curry Community Health CEO Dukek said that he will monitor this with the prevention program. Commissioner Smith thanked both for their work on this important project for the youth of the County. Motion by Smith, second by Commissioner Huxley. Motion carried unanimously.

c. Amendment to Communications Agness Facility Sublease – Roads

Roadmaster Robbins said that this new sublease adds three channels and an upgrade to the AT&T service. It increased the rent paid to the county by the cellular company. Commissioner Smith said the residents in the town of Agness had waited a long time for this. Motion to approve by Commissioner Smith, second by Commissioner Huxley. Motion carried unanimously.

d. TABLED: Copier Lease Agreement – District Attorney

e. TABLED: Copier Service Agreement – District Attorney

District Attorney Dial had asked that these items 9.d. and 9.e. be removed. Modifications were needed and he would resubmit it at a later Board meeting.

f. Approval of the 2015-17 Oregon Health Authority Agreement #148007; Amendment #1

Curry Community Health CEO Dukek explained that the second amendment had been already presented and passed by the Board. This was for the first amendment and a third was the next item on this agenda. It included small funding changes. Motion to approve by Commissioner Smith with signature authority to the Chair, second by Commissioner Huxley. Motion carried unanimously.

- g. Approval of the 2015-17 Oregon Health Authority Agreement #148007; Amendment #3**
Curry Community Health CEO Dukek said this is the third and the fourth will come soon at a later meeting. He explained that this has a change for funding Ebola the others changes were to working out some bugs. Motion to approve by Commissioner Smith with signature authority to the Chair, second by Commissioner Huxley. Motion carried unanimously.

Dukek said that a nurse practitioner had been hired and bring the staff to two. On certain days they will be available at all three cities. January 04, 2016 will begin a new schedule.

- h. Appointments to Fair Board – Commissioners**
Six applications had been submitted for four positions. Commissioners Smith and Brown went over the applications in the packet and discussed them. Motion by Smith to appoint LaBonte and Huenie for three year terms, second by Commissioner Huxley. Motion carried unanimously. Huxley explained that he did not know the people but thought it important to stay with the incumbents. Motion by Huxley to appoint Bravo and Cooper to two year terms, second by Smith. Motion carried unanimously.
- i. Appointment to Safety Committee C. Crook – Commissioners**
Motion by Commissioner Smith to approve, second by Commissioner Huxley. Motion carried unanimously.
- j. Appointments to Safety Committee B. Halcumb and E. Hanson – Commissioners**
Motion by Commissioner Smith to approve, second by Commissioner Huxley. Motion carried unanimously.
- k. Appointment of Alternate to Border Coast Regional Airport Authority J. Schmelzer – Commissioners**
Commissioner Huxley asked Commissioner Brown affirmed that this was a typical action for the Board to take. Motion by Commissioner Smith to approve the Resolution and Order, second by Commissioner Huxley. Motion carried unanimously.

10. CONSENT CALENDAR

(None.)

11. COMMISSIONER UPDATES/ LIAISON & STAFF REPORTS

- a.** Community Development Department November 2015 Activity Report
- b.** Surveyor Department Report

Commissioner Brown pointed out the two staff reports that were submitted. Commissioner Smith said that he will hold off on his other topics until January.

The Board took a break at 2:50 p.m.

12. EXECUTIVE SESSION

- a. **Executive Session ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed. This concerns OCA, Petitioner vs Curry County, Respondent and Elk River Property Development, LLC Intervenor-Respondent possible related litigation.**

The Board entered Executive Session at 3:02 p.m. and arose into open session at 3:10 p.m. Motion to approve an appearance by filing by Commissioner Smith, second by Commissioner Brown. Motion carried with Brown and Smith voting “aye” and Commissioner Huxley Abstaining.

- b. **TABLED: Executive Session ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed. This concerns possible O&C related litigation.**

This item voted as TABLED, see Agenda Amendments.

13. ANNOUNCEMENTS

Commissioner Brown read the list of announcements.

14. ADJOURN

Commissioner Brown adjourned the meeting at 3:13 p.m.

Respectfully Submitted,
Shelía M. Megson

These minutes from Thursday, December 17, 2015 Board of Commissioners’ General Meeting approved this 1 day of June, 2016.

CURRY COUNTY BOARD OF COMMISSIONERS

Thomas Huxley, Chair

Susan Brown, Vice Chair

David Brock Smith, Commissioner