

CURRY COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM ROUTING SLIP

FORM 10-001.1 Rev. 1-5-2018

PART I – SUBMITTING DEPARTMENT: RETURN TO [BOC OFFICE@CO.CURRY.OR.US](mailto:BOC_OFFICE@CO.CURRY.OR.US)

PROPOSED AGENDA ITEM TITLE: Agreement Between Curry County and Bruce Bischof for Attorney Services relating to SEIU and Teamster’s Negotiations

TIMELY FILED Yes No Per County Counsel J. Huttl

If No, justification to include with next BOC Meeting

AGENDA DATE^a: 3-7-18 DEPARTMENT: Counsel TIME NEEDED: 10 min

(^aSubmit by seven days prior to the next General Meeting (eight days if a holiday falls within that seven day period))

MEMO ATTACHED Yes No

CONTACT PERSON: J. Huttl PHONE/EXT: 3218 TODAY’S DATE: 3-7-18

BRIEF BACKGROUND OR NOTE: Retain Attorney B. Bischof to provide SEIU and Teamster’s Union Negotiations for Curry County

FILES ATTACHED:

- (1) Order
(2) Agreement
(3)

QUESTIONS:

- 1. Would this item be a departure from the Annual Budget if approved? Yes No
2. Does this agenda item impact any other County department? Yes No
3. Does Agenda Item impact County personnel resources? Yes No

INSTRUCTIONS ONCE SIGNED:

No Additional Activity Required

OR

- File with County Clerk Name: Bruce Bischof
 Send Printed Copy to: Address: 747 SW Industrial Way
 Email a Digital Copy to: City/State/Zip: Bend, Oregon 97702
 Other Phone:

*Note: Most signed documents are filed/recorded with the Clerk per standard process.

PART III - FINANCE DEPARTMENT REVIEW

EVALUATION CRITERIA 1-4:

- 1. Confirmed Submitting Department’s finance-related responses Yes No N/A
2. Confirmed Submitting Department’s personnel-related materials Yes No N/A
3. If job description, Salary Committee reviewed: Yes No N/A
4. If hire order requires a Personnel Action Form (PAF)? Pending N/A No HR

PART IV – COUNTY ADMINISTRATOR REVIEW

APPROVED FOR _____ BOC MEETING Not Approved for BOC Agenda because

LEGAL ASSESSMENT: Does this agenda item have a legal impact? Yes No
(If Yes, brief detail)

ASSIGNED TO: Choose an item.

PART V – BOARD OF COMMISSIONERS AGENDA APPROVAL

COMMISSIONERS’ REQUEST TO ADD TO AGENDA:

- Commissioner Sue Gold Yes No
Commissioner Thomas Huxley Yes No
Commissioner Court Boice Yes No

BEFORE THE BOARD OF COUNTY COMMISSIONERS

IN AND FOR THE COUNTY OF CURRY, OREGON

In the Matter of an Order)
Authorizing an Agreement)
Between County and Bruce)
Bischof for Employee Union)
Negotiations)

ORDER NO. _____

WHEREAS, the Curry County wishes to enter into an Agreement with Attorney Bruce Bischof to provide services for SEIU and TEAMSTER'S Union Negotiations; and

WHEREAS, Mr. Bischof has indicated his willingness to provide this service; and

WHEREAS, an Agreement, Attached as Exhibit "A" with signature authority to Chair of the Board is before the Board of Commissioners; and

WHEREAS, the Board finds it is in the best interest of the County to enter into such an Agreement; and

NOW, THEREFORE, CURRY COUNTY COUNSEL HEREBY ORDERS signature authority to the Chair of the Curry County Commissioners to enter into Agreement with Attorney Bruce Bischof to provide negotiations of both Curry County Unions, SEIU and TEAMSTERS.

DATED, this _____ day of March, 2018

Curry County Board of Commissioners

Sue Gold, Chair

Approved as to Form:

Thomas Huxley, Vice Chair

John Huttli, County Counsel

Court Boice, Commissioner

AGREEMENT

THIS AGREEMENT is made and entered into this _____ day of March, 2018, by and between Curry County, a Political Subdivision of the State of Oregon, hereinafter referred to as "County" and Bruce Bischof, Esq., hereinafter referred to as "Attorney".

WITNESSETH

That for and in consideration of the mutual covenants and promises between the parties hereto and the payments hereinafter to be made, it is hereby agreed as follows:

SECTION A – LEGAL SERVICES

1. As routine services, Attorney will:

- As requested, advise County Officials on matters relating to County labor issues;
- As directed by Legal Counsel or Administration, attend designated collective bargaining negotiation sessions either in person or telephonically;
- As requested, provide legal opinions on matters relating to County labor issues;
- Attend County executive meetings, if requested.

2. As non-routine services, the Attorney will:

- Represent the County in matters before Employment Relations Board (ERB).

SECTION B – COMPENSATION

1. County shall pay Attorney \$285.00 per hour for routine services and non-routine services.

2. County shall be responsible to pay \$100.00 per hour for driving time from Bend to Gold Beach. In addition, County shall reimburse Attorney for lodging and meal expenses at a rate consistent with County Policy.

SECTION C – EFFECTIVE DATE - TERM

This Agreement will be effective _____, 2018 and shall continue less otherwise earlier terminated, through June 30, 2019.

SECTION D – INSURANCE

Consistent with Oregon Bar mandates, Attorney shall maintain necessary legal malpractice insurance coverage. County shall provide Attorney with tort liability coverage consistent with ORS Chapter 30.

SECTION E – EARLY TERMINATION

This Agreement shall be terminable by either party for any reason or for no reason, and in the event of such election by either party that party shall give the other party 60 days written notice of the intent to terminate.

Curry County Board of Commissioners

Sue Gold, Chair

Attorney:

Bruce Bischof,
747 SW Industrial Way, Bend, Oregon 97702

Date: _____

From Lauren Paulson

In Sweden, they call it “allemansrätt.”

In Finland, it’s “jokamiehenoikeus.” In Scotland, it’s “the right to roam.” Germany allows walking through privately owned forests, unused meadows and fallow fields. In 2000, England and Wales passed the Countryside and Rights of Way Act, which gave people access to “mountain, moor, heath or down.”

Nordic and Scottish laws are even more generous. The 2003 Scottish Land Reform Act opened up the whole country for a number of pastimes, including mountain biking, horseback riding, canoeing, swimming, sledding, camping and most any activity that does not involve a motorized vehicle, so long as it’s carried out “responsibly.” **In Sweden, landowners may be prohibited from putting up fences for the sole purpose of keeping people out.**

Walkers in many of these places do not have to pay money, ask for permission or obtain permits. We’re not nearly as welcoming in America. Travel across rural America and you’ll spot “No Trespassing” and “Private Property” signs posted on trees and fence posts everywhere.

Presented to the Curry County Commissioners at their March 7, 2018 Meeting.

From: Thomas Huxley
Sent: Monday, March 05, 2018 12:34 PM
To: news@currypilot.com; rfornoff@currypilot.com; kfowler@currypilot.com
Cc: jcosta@wescompapers.com; bmccool@wescompapers.com
Subject: Letter to the Editor:

Please contact me regarding any editing of this Letter to the Editor aside from grammar or spelling corrections.

Thank you

Thomas Huxley

Curry County Commissioner

Editor,

Continued lack of ethical Journalism?

February 26, 2018 correspondence was sent to the Editorial page Editor and Deputy Editor of The Bulletin (WesCom) regarding the continued lack of acceptable ethical journalism reflected in news articles and Editorials published in the Pilot (WesCom affiliate).

The correspondence included an attachment which provided many specific examples of inaccurate reporting along with a myriad of unsupported opinions and hearsay. One example showed four significant errors in the first three paragraphs of the news article. The moral of this example was; if you tell the same lie often enough, the people will believe it.

The attachment may be viewed or downloaded at the following web address.

http://shoddyreporting.com/unethical_journalism.pdf

Below is the opening correspondence to the Editorial page and Deputy Editor's above.

My name is Tom Huxley. I am a commissioner in Curry County. News articles and Editorials about significant county issues from Western Communications, Inc. (WesCom) affiliate Curry Coastal Pilot have on a regular basis been so divergent and opposite of the truth the reader cannot take anything on face value as writer objectivity is too often blinded by anger and a lack of competent professional skills.

Thank you for taking the time to read the attached subject document including the news writer's comments on social media on a subject they later write about.

The citizens of rural Curry County who rely on the local news media for fair and accurate information deserve better.

Sincerely,

Thomas Huxley

Curry County Commissioner