

APPROVED BY ORDER # 5-07-579
MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING OF MAY 2, 2007

CALL TO ORDER

Chair Bill Hall convened the adjourned session of the Lincoln County Board of Commissioners. Present at the meeting were Commissioner Terry Thompson, Commissioner Don Lindly, County Counsel Wayne Belmont, and Recorder Liz Sample. Also present were Gretchen Ammerman, Solid Waste Disposal Service District Program Manager; Sam Angima, Director, Lincoln County Extension Service District; Jim Buisman, Public Works Director; Cathy Degnan, Oregon Coast Community College (OCCC) Management Assistant; Lincoln County Sheriff Dennis Dotson; Terry Dillman from the *Newport News-Times*, Gary Firestone, Solid Waste Disposal Service District Budget Committee member; Russ Harper, General Manager, Pacific West Ambulance; Doug Holbrook, Solid Waste Disposal Service District Budget Committee member; Kiera Morgan from KNPT radio; Nancy Fitzpatrick, Lincoln County Extension Service District Budget Committee member; A.T. Ronan, Development Director at OCCC; Matt Spangler, Planning and Development Director; Lori Vegas, Accountant, Lincoln County Extension Service District; and Pete Wall, Solid Waste Disposal Service District Budget Committee member.

ROLL CALL - ESTABLISHMENT OF A QUORUM

RECOGNITION/PROCLAMATION

Commissioner Lindly read the resolution proclaiming “May 6-12, 2007 ‘Correctional Officers’ Week’ in Lincoln County” in full. Sheriff Dotson commended the Lincoln County correctional officers, and described the circumstances with which they work, the related skills needed for their jobs, the challenges they endure, and their encouragement toward inmates in establishing behaviors needed in life. Sheriff Dotson thanked the Board for the proclamation. Commissioner Thompson thanked the Sheriff, staff, and the present corrections officers for the work they do, and commented on his increase in understanding of their work environment since becoming a county commissioner. Commissioner Lindly and Chair Hall echoed his sentiments. Commissioner Lindly made a motion to execute and record Resolution # 07-02-05A proclaiming May 6-12, 2007 “Correctional Officers’ Week” in Lincoln County. Commissioner Thompson seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO EXECUTE AND RECORD
RESOLUTION # 07-02-05A PROCLAIMING
MAY 6-12, 2007 “CORRECTIONAL
OFFICERS’ WEEK” IN LINCOLN COUNTY**

Chair Hall read the resolution proclaiming “May 15, 2007 ‘National Peace Officers’ Memorial Day’ and May 13-19, 2007 ‘National Police Week’ in Lincoln County” in full. Sheriff Dotson

stated that this proclamation honors police officers, past and present, for the sacrifices and risks they take in their lives on a daily basis. He described the circumstances in which they work, and the passion they have for protecting their communities, and thanked the Board for its continued support. Commissioner Thompson made a motion to execute and record Resolution # 07-02-05B proclaiming May 15, 2007 “National Peace Officers’ Memorial Day” and May 13-19, 2007 “National Police Week” in Lincoln County. Commissioner Lindly seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO EXECUTE AND RECORD
RESOLUTION # 07-02-05B PROCLAIMING
MAY 15, 2007 “NATIONAL PEACE
OFFICERS’ MEMORIAL DAY” AND MAY 13-
19, 2007 “NATIONAL POLICE WEEK” IN
LINCOLN COUNTY**

Commissioner Thompson read the resolution proclaiming “May 13-19, 2007 ‘Oregon Coast Community College Week’ in Lincoln County” in full. Cathy Degan, Oregon Coast Community College Management Assistant, and A.T. Ronan, Development Director at OCCC, spoke on behalf of Patrick O’Connor, President of OCCC, who could not be present for the proclamation. Ms. Ronan thanked the Board for its continued support of education in Lincoln County. May 18 will be the college’s 20th anniversary celebration. Commissioner Thompson discussed the importance of community colleges in higher education. Commissioner Lindly discussed the history of the community college in Lincoln County and commended the work done by all the college staff over the years. Chair Hall expressed excitement for the college’s future, and commented on the need for stronger leadership at the legislative level for support of community colleges. Commissioner Lindly made a motion to execute and record Resolution # 07-02-05C proclaiming May 13-19, 2007 “Oregon Coast Community College Week” in Lincoln County. Commissioner Thompson seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO EXECUTE AND RECORD
RESOLUTION # 07-02-05C PROCLAIMING
MAY 13-19, 2007 “OREGON COAST
COMMUNITY COLLEGE WEEK” IN
LINCOLN COUNTY**

Chair Hall read the resolution proclaiming “May 20-26, 2007 ‘Emergency Medical Services Week’ in Lincoln County” in full. Russ Harper, General Manager, Pacific West Ambulance, approached the Board as a representative of the local paramedic providers. He thanked the Board for the proclamation, and commented on the amount of time and effort given by paid and unpaid staff and volunteers who provide emergency medical services to citizens of Lincoln County. He invited the Board on the VIP Ride, the annual ambulance ride-a-long, and to the annual picnic on May 24 and May 25. Mr. Harper presented a plaque of recognition to the Board. Commissioner

Lindly made a motion to execute and record Resolution 07-02-05D proclaiming May 20-26, 2007 "Emergency Medical Services Week" in Lincoln County. Commissioner Thompson seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO EXECUTE AND RECORD
RESOLUTION 07-02-05D PROCLAIMING
MAY 20-26, 2007 "EMERGENCY MEDICAL
SERVICES WEEK" IN LINCOLN COUNTY**

In a proclamation of utmost surprise, Terry Dillman, acting not as a rep of the *Newport News-Times*, but as Magistrate of the Realm, (a.k.a. member of the Lincoln County Fair Board), charged the Board with acts as piracy, granting them pardon if penance is served at (or before) the 2007 Lincoln County Fair, at "Peril on Peak Island." The Board was speechless, and with mouths agape, looked on in amusement. (Mr. Dillman provided a sidebar to the media that this was a fundraiser for the Lincoln County Fair.)

ADOPTION OF CONSENT CALENDAR

Chair Hall introduced the Consent Calendar items. Commissioner Thompson made a motion to adopt the Consent Calendar in its entirety. Commissioner Lindly seconded the motion. The vote was taken and the motion passed unanimously.

**MOTION TO APPROVE CONSENT
CALENDAR OF MAY 2, 2007**

Chair Hall mentioned that the Budget Committee hearings will be moved immediately following the adoption of the Consent Calendar.

CONSENT CALENDAR ITEMS

Minutes of the Board of Commissioners Meeting

5-07-556 BOC meeting minutes of April 25, 2007

Commissioner Appointments & Resignations

License Applications or Renewals

Tax Foreclosure, Right-of-Way, Sales and Deeds

5-07-557 Quitclaim Deed from Lincoln County to Martin Bukovsky, et al, Map 7-11-1-BB, Tax Lot 5300, purchase price \$6,500

General Budget Resolutions

07-02-05E Adjusting the 06-07 adopted budget appropriations for Lincoln County

Acting as Governing Body of County Wide Service Districts

Documents and Recording Matters in the Commissioners Journal

BOARD OF COMMISSIONERS AS GOVERNING BODY OF COUNTYWIDE SERVICE DISTRICTS

Meeting of the Lincoln County Solid Waste Disposal Service District Budget Committee to present the budget message and to take public comment on the Lincoln County Solid Waste Disposal Service District Budget for FY 07-08

As the previous year's budget committee chair was not with the committee any longer, Chair Hall called the budget hearing to order. Introductions were made. Those present included Doug Holbrook, Pete Wall, Commissioner Thompson, Commissioner Hall, Commissioner Lindly, Gary Firestone, Liz Sample (Recorder), Jim Buisman, and Gretchen Ammerman. Commissioner Hall requested nominations for committee chair. Commissioner Lindly made a motion to nominate Pete Wall for the position of chair. Mr. Holbrook seconded the motion. A vote was taken and the motion passed unanimously.

MOTION TO NOMINATE PETE WALL FOR THE POSITION OF CHAIR OF THE LINCOLN COUNTY SOLID WASTE DISPOSAL SERVICE DISTRICT BUDGET COMMITTEE

Chair Wall requested nominations for the position of committee secretary. Commissioner Lindly made a motion to nominate Doug Holbrook for the position of secretary. Mr. Firestone seconded the motion. A vote was taken and the motion passed unanimously.

MOTION TO NOMINATE DOUG HOLBROOK FOR THE POSITION OF SECRETARY OF THE LINCOLN COUNTY SOLID WASTE DISPOSAL SERVICE DISTRICT BUDGET COMMITTEE

Mr. Buisman, Budget Officer for the Lincoln County Solid Waste Disposal Service District, stated that he previously provided the budget message for the 2007-2008 fiscal year. Mr. Holbrook made a motion to accept the budget message without having it read in full.

Commissioner Lindly seconded the motion. A vote was taken and the motion passed unanimously.

MOTION TO ACCEPT THE BUDGET MESSAGE WITHOUT HAVING IT READ IN FULL

Mr. Buisman stated that the budget is generally the same as last year, with no significant changes. He requested that Ms. Ammerman comment on the \$20,000 grant from the Department of Fish and Wildlife. Ms. Ammerman stated that the grant is for the Access and Habitat Program, which supports the forest law enforcement officer. ODFW granted the Solid Waste Service District \$20,000 for five years continuously. This current year is the first year for funding. There was no further discussion from Mr. Buisman. Chair Wall commented on the straightforward budget. He closed discussion, and invited public testimony, of which there was none. Commissioner Lindly commended Ms. Ammerman's work with the district. Chair Wall called for a motion approving the budget. Commissioner Thompson made a motion to approve the Solid Waste Disposal Service District budget for the 2007-2008 fiscal year. Mr. Firestone seconded the motion. A vote was taken and the motion passed unanimously. Chair Wall adjourned the hearing.

MOTION TO APPROVE THE SOLID WASTE DISPOSAL SERVICE DISTRICT BUDGET FOR THE 2007-2008 FISCAL YEAR

Meeting of the Lincoln County Extension Service District Budget Committee to present the budget message and to take public comment on the Extension Service District Budget for FY 07-08

Commissioner Hall invited the members of the Lincoln County Extension Service District committee to come forward. Current Chair Nancy Fitzpatrick called the meeting to order. Introductions were made. Those present included John Wilson, Nancy Fitzpatrick, Commissioner Terry Thompson, Commissioner Hall, Commissioner Lindly, John Baker, and Liz Sample (Recorder). Sam Angima and Lori Vegas were present from Lincoln County Extension Service District to deliver the budget message. Mr. Angima stated that the budget message has already been presented to the committee, and asked if the committee would like him to read it aloud. Before responding, Commissioner Lindly made a motion to nominate Nancy Fitzpatrick as chair of the committee. Commissioner Thompson seconded the motion. A vote was taken and the motion passed unanimously.

MOTION TO NOMINATE NANCY FITZPATRICK AS CHAIR OF THE LINCOLN COUNTY EXTENSION SERVICE DISTRICT BUDGET COMMITTEE

Commissioner Hall made a motion to nominate John Baker as secretary of the budget committee. Commissioner Thompson seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO NOMINATE JOHN BAKER AS
SECRETARY OF THE LINCOLN COUNTY
EXTENSION SERVICE DISTRICT BUDGET
COMMITTEE**

Commissioner Thompson made a motion to accept the budget document without being read in full. Commissioner Lindly seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO ACCEPT THE BUDGET
MESSAGE WITHOUT HAVING IT READ IN
FULL**

Commissioner Thompson complimented Mr. Angima on the recent hiring of new staff. Mr. Angima discussed staffing changes. Chair Fitzpatrick commented on the Extension Office's tremendous work with limited funds, and invited public input, of which there was none. Commissioner Thompson made a motion to approve the Lincoln County Extension Service District budget for FY 2007-2008. Mr. Wilson seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE THE LINCOLN
COUNTY EXTENSION SERVICE DISTRICT
BUDGET FOR FY 2007-2008**

Chair Fitzpatrick adjourned the hearing. Commissioner Thompson was excused from the remainder of the Board of Commissioners meeting to attend a meeting in Salem.

PUBLIC HEARING

DECISION/ACTION

Counsel Belmont noted that one of the Measure 37 claims (Case File #110-LURCC-06, Joseph and Cathy Steere, claimant) listed on the agenda for approval was being pulled, and will be added to next week's list. Commissioner Lindly made a motion to approve Order # 5-07-558, Ballot Measure 37 claim of Michael & Johanna Harrington and Fred & Cindy Towne, claimants, Case File #94-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-558,
BALLOT MEASURE 37 CLAIM OF
MICHAEL & JOHANNA HARRINGTON AND
FRED & CINDY TOWNE, CLAIMANTS,
CASE FILE #94-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-559, Ballot Measure 37 claim of Mary Lou Wiles, claimant, Case File #96-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-559,
BALLOT MEASURE 37 CLAIM OF MARY
LOU WILES, CLAIMANT, CASE FILE #96-
LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-560, Ballot Measure 37 claim of Kenneth Wetten, et al, claimants, Gary Hamilton, agent, Case File #102-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER #5-07-560,
BALLOT MEASURE 37 CLAIM OF
KENNETH WETTEN, ET AL, CLAIMANTS,
GARY HAMILTON, AGENT, CASE FILE
#102-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-561, Ballot Measure 37 claim of Stimson Lumber Co., claimant, W&H Pacific, agent, Case File #103-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-561,
BALLOT MEASURE 37 CLAIM OF STIMSON
LUMBER CO., CLAIMANT, W&H PACIFIC,
AGENT, CASE FILE #103-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-562, Ballot Measure 37 claim of Stimson Lumber Co., claimant, W&H Pacific, agent, Case File #104-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-562,
BALLOT MEASURE 37 CLAIM OF STIMSON
LUMBER CO., CLAIMANT, W&H PACIFIC,
AGENT, CASE FILE #104-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-563, Ballot Measure 37 claim of Stimson Lumber Co., claimant, W&H Pacific, agent, Case File #105-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-563,
BALLOT MEASURE 37 CLAIM OF STIMSON
LUMBER CO., CLAIMANT, W&H PACIFIC,
AGENT, CASE FILE #105-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-564, Ballot Measure 37 claim of Elmer & Kathleen Ostling, claimants, Dawn Pavitt, agent, Case File #106-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-564,
BALLOT MEASURE 37 CLAIM OF ELMER &
KATHLEEN OSTLING, CLAIMANTS, DAWN
PAVITT, AGENT, CASE FILE #106-LURCC-
06**

Commissioner Lindly made a motion to approve Order # 5-07-565, Ballot Measure 37 claim of Nancy Vandercook & John Vandercook, claimants, Case File #111-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-565,
BALLOT MEASURE 37 CLAIM OF NANCY
VANDERCOOK & JOHN VANDERCOOK,
CLAIMANTS, CASE FILE #111-LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-566, Ballot Measure 37 claim of Betty Coates, claimant, Dennis Bartoldus, agent, Case File #112-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-566,
BALLOT MEASURE 37 CLAIM OF BETTY
COATES, CLAIMANT, DENNIS
BARTOLDUS, AGENT, CASE FILE #112-
LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-567, Ballot Measure 37 claim of Garry & Carol Lowe, claimants, Dennis Bartoldus, agent, Case File #113-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER #5-07-567,
BALLOT MEASURE 37 CLAIM OF GARRY &
CAROL LOWE, CLAIMANTS, DENNIS
BARTOLDUS, AGENT, CASE FILE #113-
LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-568, Ballot Measure 37 claim of Scott Coates, claimant, Dennis Bartoldus, agent, Case File #114-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-568,
BALLOT MEASURE 37 CLAIM OF SCOTT
COATES, CLAIMANT, DENNIS
BARTOLDUS, AGENT, CASE FILE #114-
LURCC-06**

Commissioner Lindly made a motion to approve Order # 5-07-569, Ballot Measure 37 claim of Lucille Tryon, claimant, Dennis Bartoldus, agent, Case File #115-LURCC-06. Chair Hall seconded the motion. A vote was taken and the motion passed unanimously.

**MOTION TO APPROVE ORDER # 5-07-569,
BALLOT MEASURE 37 CLAIM OF LUCILLE
TRYON, CLAIMANT, DENNIS BARTOLDUS,
AGENT, CASE FILE #115-LURCC-06**

Chair Hall thanked Planning Director matt Spangler and County Counsel Wayne Belmont for their work on the Measure 37 claims. Mr. Spangler stated that two pieces of Measure 37 legislation went to the House Ways and Means Committee for a House vote. One bill will change the measure in a number of particulars and will be referred to the voters. The second bill was a one-year time extension on all pending claims. This week, Lincoln County will hold 35 Measure 37 hearings.

DISCUSSION/INFORMATION

REPORTS

CONSTITUENT INPUT

Newport resident Ken O'Dell thanked Lincoln County for the way it handles Measure 37 claims.

EXECUTIVE SESSION

ADJOURNMENT

Next week's Board of Commissioners meeting will be in Yachats, after the Joint Session with the Yachats City Council. The meeting adjourned at 10:30 a.m. **These meeting minutes were read and approved this 23rd day of May 2007.**

LINCOLN COUNTY BOARD OF COMMISSIONERS

BILL HALL, Chair

TERRY N. THOMPSON, Commissioner

DON LINDLY, Commissioner

APPROVED