

**APPROVED BY ORDER # 5-08-128**

**MINUTES OF THE  
LINCOLN COUNTY BOARD OF COMMISSIONERS  
MEETING OF APRIL 23, 2008**

**CALL TO ORDER**

Chair Terry Thompson convened the adjourned session of the Lincoln County Board of Commissioners. Present at the meeting were Commissioner Don Lindly, Commissioner Bill Hall, County Counsel Wayne Belmont, and Recorder Judy Eames. Also present were Kiera Morgan from KNPT radio, and Jim Fossum from *The News-Times*.

**ROLL CALL - ESTABLISHMENT OF A QUORUM**

**RECOGNITION/PROCLAMATION**

**ADOPTION OF CONSENT CALENDAR**

Chair Thompson introduced the Consent Calendar items. There were no items highlighted or deleted. Commissioner Hall made a motion to approve 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  
APRIL 23, 2008**

**CONSENT CALENDAR ITEMS**

*Minutes of the Board of Commissioners Meeting*

- 4-08-119 BOC Meeting Minutes of April 16, 2008
- 4-08-120 BOC Acting as Governing Body of the Lincoln County Transportation Service District Meeting Minutes of April 16, 2008

*Commissioner Appointments & Resignations*

- 4-08-121 Reappointing Ray Kimbell and appointing Barry L. Compton as members of the Surfland Special Road District Board

Documents and Recording Matters in the Commissioners Journal

- 4-08-122 LCC&F Collaboration Agreement Extension between Lincoln County and Yachats Youth and Families
- 4-08-123 Amendment to Agreement between Lincoln County Health and Human Services and LCCOADA
- 4-08-124 Amendment #2 to Oregon Commission on Children and Families 2007-2009 County Intergovernmental Agreement 0709Linc
- 4-08-125 Lincoln County Health and Human Services Addictions and Mental Health Treatment Services 2009-2011 County Implementation Plan – Planning Document
- 4-08-126 Agreement between Lincoln County and the Children’s Advocacy Center, Inc. (Community Corrections and CAC Healthy Families Project)

**DECISION/ACTION**

**Agreement between Lincoln County and Joanne and Norman Kittel for the Lincoln Land Legacy Program**

County Counsel Wayne Belmont and Planning and Development Director Matt Spangler introduced an agreement under consideration by the Board between Lincoln County and Joanne and Norman Kittel related to a conservation easement given by the Kittels to the Lincoln County Land Legacy Program (Program). The Program focuses on the preservation of the scenic, aesthetic and recreational character of Lincoln County through conservation easements acquired on a willing-seller basis. A second easement was granted by the Kittels to View the Future, predicated in part on certain acquisition costs being paid through the Program, including radio carbon dating sampling on the property for the purpose of documenting certain cultural resources thought to be present on the property. Mrs. Kittel thanked the commissioners and others making conservation easements possible, noting that Mr. Spangler and Counsel Belmont were driving forces behind the creation of the county’s Program. Once granted a conservation easement, property previously receiving an agricultural or forest deferral is not taxed and owners do not have the prospect of facing tax penalties. Greg Scott and Mrs. Kittel presented a slide show of the Kittel property and discussed archeological sites, including a recently discovered midden site, located on the property. Mrs. Kittel also spoke of plans to connect Amanda’s Trail, located on the Kittel property, to the town of Yachats. All three commissioners thanked the Kittels for their gift and Mr. Spangler and Counsel Belmont for their work in helping to fund and create the Program. Commissioner Lindly noted that Title III monies were used in the creation of the Program, and now that the Title III program will be unfunded, it will be imperative for local governments to look at other ways to ensure future progress. Mr. Belmont shared a brochure on

the Program, created by the Program's advisory committee members and Janet Harrison, Paralegal for the Legal Counsel's Office, which is being distributed to educate the public about the Program. Commissioner Lindly made a motion to enter into the agreement between Lincoln County and Joanne and Norman Kittel for the Lincoln Land Legacy Program. Commissioner Hall seconded the motion. The vote was taken, and the motion passed 3-0.

**MOTION TO ENTER INTO AGREEMENT  
BETWEEN LINCOLN COUNTY AND JOANNE AND  
NORMAN KITTEL FOR THE LINCOLN LAND  
LEGACY PROGRAM**

**DISCUSSION/INFORMATION**

**Seventh Amendment to Intergovernmental Agreement - Regional Investment Board**

Pam Silbernagel, Community Development Planner for Oregon Cascades West Council of Governments, discussed the Seventh Amendment to the Intergovernmental Agreement dated January 1, 2000 between Cascades West Economic Development District and Benton, Lane, Lincoln and Linn Counties to designate Cascades West Economic Development District as the Fiscal Agent for the Regional Investment Board (RIB). The Amendment outlines the 2007-2009 Regional Investment strategy and scope of work and compensation schedule which, according to Ms. Silbernagel, had been delayed due to questions on how RIB would be funded in the future. The special February Legislative Session did not, as hoped, add additional funding for RIB. The \$105,432 outlined in the strategy is enough to continue "pulling the RIB members together on a quarterly basis" to review the current active projects. Ms. Silbernagel noted that representatives from concerned entities, including Association of Oregon Counties, League of Oregon Cities, and the Oregon Economic Development Association, met during the week of April 14 to discuss a new agenda for a restructured economic development program to take RIB's place. Commissioners Hall and Lindly expressed frustration at the way RIB had been handled by the state and noted the dissatisfaction on the part of rural areas whose needs are often overlooked. A discussion followed on empowering local entities to provide economic stimulus. Commissioner Hall made a motion to enter into the Seventh Amendment to Intergovernmental Agreement between Cascades West Economic Development District and Benton, Lane, Lincoln and Linn Counties to designate Cascades West Economic Development District as the Fiscal Agent for the Regional Investment Board. Commissioner Lindly seconded the motion. The vote was taken, and the motion passed by a vote of 3-0.

**MOTION TO ENTER INTO THE SEVENTH  
AMENDMENT TO INTERGOVERNMENTAL  
AGREEMENT BETWEEN CASCADES WEST  
ECONOMIC DEVELOPMENT DISTRICT AND  
BENTON, LANE, LINCOLN AND LINN COUNTIES  
TO DESIGNATE CASCADES WEST ECONOMIC**

**DEVELOPMENT DISTRICT AS THE FISCAL  
AGENT FOR THE REGIONAL INVESTMENT  
BOARD**

**Property Tax Program Grant for Fiscal Year 2008-2009**

Chair Thompson noted that the county's Property Tax Program for Fiscal Year 2008-2009 was discussed at the Board's April 16, 2008 meeting, as well as during budget meetings conducted on the 16<sup>th</sup> and 17<sup>th</sup>. Commissioner Lindly made a motion to approve Resolution # 08-23-04A authorizing application for the Property Tax Program Grant for Fiscal Year 2008-2009. Commissioner Hall seconded the motion. The vote was taken, and the motion passed by a vote of 3-0.

**MOTION TO AUTHORIZE RESOLUTION # 08-23-  
04A APPLICATION FOR THE PROPERTY TAX  
PROGRAM GRANT FOR FISCAL YEAR 2008-2009**

**Agreement for Logsdan Road Bridge Project**

Counsel Belmont reported that the agreement between Lincoln County Public Works and C. P. Construction is for construction work on the Logsdan Bridge project. Construction is slated to begin next month with a projected completion date of October 31, 2009. Commissioner Hall made a motion to approve the Agreement between Lincoln County Public Works and C. P. Construction for the Logsdan Road Bridge Project. Commissioner Lindly seconded the motion. The vote was taken and passed by a vote of 3-0.

**MOTION TO APPROVE ORDER # 4-08-127  
AGREEMENT BETWEEN LINCOLN COUNTY  
PUBLIC WORKS AND C. P. CONSTRUCTION FOR  
THE LOGSDAN ROAD BRIDGE PROJECT**

**REPORTS**

**Commissioners**

Commissioner Hall reported he attended a ceremonial "turning over of the keys" of new transit buses from Michael Ward, Public Transit Division Director for the Oregon Department of Transportation (ODOT), to Cynda Bruce, Lincoln County Transit Program Coordinator on Monday, April 21. He stated that Mr. Ward complimented Cynda Bruce for her work and noted that Lincoln County's Transit Program is held in high regard throughout the state.

Commissioner Hall will be attending meetings with Cascades West Council of Governments staff to discuss the “age wave” in Oregon and efforts needed to be taken to address the variety of needs the state’s aging population will face, including transportation, health, housing, and recreation.

Commissioner Lindly stated that the commissioners’ April 30, 2008 meeting is being cancelled due to scheduling conflicts. He noted he is a member of the Final Review Committee scheduled to meet on April 29 and 30 to select projects for funding from ODOT’s ConnectOregon II program.

**ADJOURNMENT**

The meeting adjourned at 10:20 a.m. These meeting minutes were read and approved this 7<sup>th</sup> day of May, 2008.

**LINCOLN COUNTY BOARD OF COMMISSIONERS**

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TERRY N. THOMPSON, Chair

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DON LINDLY, Commissioner

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BILL HALL, Commissioner