

APPROVED BY ORDER # 8-08-245

**MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS**

MEETING OF AUGUST 13, 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, PIO Casey Miller, and Recorder Judy Eames.

ROLL CALL - ESTABLISHMENT OF A QUORUM

RECOGNITION/PROCLAMATION

National Health Center Week in Lincoln County – August 10-16, 2008

Commissioner Hall read Resolution # 08-13-08A proclaiming August 10-16, 2008 as “National Health Center Week” in Lincoln County. Jan Kaplan, Director of Lincoln County’s Health and Human Services and Health Centers, expressed appreciation on behalf of the Lincoln Community Health Council and the Health and Human Services Department for the commissioners’ support of the establishment of the four centers operating in the county and their continued success. He introduced Fritz Graham, field representative for Senator Ron Wyden, who read a letter from Senator Wyden outlining his support of health centers and universal, affordable medical coverage. The commissioners thanked Mr. Graham for attending and Mr. Kaplan for his vision and persistence in making the centers a reality. They noted that funding needs to come from the federal level and urged Mr. Graham to report back to Senator Wyden on the overwhelming need for health centers. The commissioners also acknowledged the caring and hard work provided by the clinics’ medical providers and staff. Mr. Kaplan reported that the Health Clinics are now a preferred provider with most of the insurance companies providing medical coverage in the county. A proposal to combine the provision of medical services to local veterans with the Lincoln City Health Clinic was discussed. Julie Dotson, Operations Director for Primary Care and Behavioral Health, and Jennifer Wimpres, a member of the Community Health Council, spoke of the high quality of care provided by the clinics’ medical practitioners and staff and the establishment of a foundation which will help defray the costs of keeping the clinics in operation. Ms. Wimpres invited participation by community members in the creation of the foundation, which is considered a long-term key to success. A trust fund has also been established to receive tax-deductible donations. Commissioner Hall made a motion

to approve Resolution # 08-13-08A proclaiming August 10-16, 2008, as “National Health Center Week” in Lincoln County.” Commissioner Lindly seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE RESOLUTION # 08-13-08A
PROCLAIMING AUGUST 10-16, 2008 AS
“NATIONAL HEALTH CENTER WEEK” IN
LINCOLN COUNTY**

ADOPTION OF CONSENT CALENDAR

Chair Thompson introduced the Consent Calendar items. Commissioner Hall noted the addition to the Consent Calendar of an order appointing Kim Murry and Chris Rogers to the Lincoln County Fair Board. He advised that the commissioners advertised and solicited applications from interested citizens to serve on this board, and that these two were the only applications received before the deadline of Monday, August 11. Commissioner Hall disclosed that Chris Rogers is his stepson, but, according to County Council, this relationship does not create a conflict of interest. Commissioner Lindly made a motion to approve the Consent Calendar in its entirety. Commissioner Hall seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE CONSENT
CALENDAR OF AUGUST 13, 2008**

CONSENT CALENDAR ITEMS

Minutes of the Board of Commissioners Meeting

- 8-08-232 Minutes of Hearing in Appeal of Planning Commission Decision in Case File # 34-C-PC-07
- 8-08-233 Minutes of Hearing in Appeal of Planning Commission Decision in Case File # 35-C-PC-07
- 8-08-234 Minutes of Joint Session with Lincoln City Council on August 6, 2008
- 8-08-235 Minutes of BOC Meeting on August 6, 2008

Commissioner Appointments & Resignations

- 8-08-236 Reappointment of Sterling Grant to Farm Use Review Board

8-08-237 Appointment of Kim Murry and Chris Rogers as members of the Lincoln County Fair Board

License Applications or Renewals

8-08-238 OLCC Liquor License application for Crimson Capital, LLC dba Ahi Grill and Lounge

Documents and Recording Matters in the Commissioners Journal

8-08-239 Agreement between Lincoln County and David C. Long, M.D., and Central Coast Internal Medicine for provision of medical and paramedical services for public health clinics

8-08-240 Subcontract agreement between Lincoln County Community Corrections and Oregon Social Learning Center to provide motivational parent management training and family-based services for the Healthy Family Project

8-08-241 Agreement between Lincoln County Health and Human Services and Samaritan Pacific Health Services, Inc., dba Samaritan Pacific Communities Hospital for provision of radiology and interpretation service for tuberculosis

DECISION/ACTION

Appeal from Planning Commission's Decision in Case File No. 34-C-PC-2007

Counsel Belmont summarized the commissioners' hearing held on August 6, 2008 of the appeal by AT&T of the Lincoln County Planning Commission's decision in Case File No. 34-C-PC-2007 to deny a request for approval of a conditional use permit to erect a 160-foot wireless communication facility on property zoned RR-2 (Rural Residential) identified as Tax Lot 300 on Lincoln County Assessor's Map 12-11-30CC. After hearing arguments on the record and conducting deliberations, the commissioners voted 3-0 to uphold the Planning Commission's decision and deny the appeal. Counsel Belmont advised that findings, conclusions and a final order, which includes supplemental findings, is now ready for adoption. Commissioner Hall made a motion to approve Order # 8-08-242 denying the request for approval of a conditional use permit to erect a 160-foot wireless communication facility on property zoned RR-2 (Rural Residential) identified as Tax Lot 300 on Lincoln County Assessor's Map 12-11-30CC, Case File No. 34-C-PC-2007. Commissioner Lindly seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE ORDER # 8-08-242
DENYING THE REQUEST FOR APPROVAL OF A
CONDITIONAL USE PERMIT TO ERECT A 160-**

**FOOT WIRELESS COMMUNICATION FACILITY
ON PROPERTY ZONED RR-2 IDENTIFIED AS TAX
LOT 300, LINCOLN COUNTY ASSESSOR'S MAP 12-
11-30CC, CASE FILE NO. 34-C-PC-2007**

Appeal from Planning Commission's Decision in Case File No. 35-C-PC-2007

Counsel Belmont summarized the commissioners' hearing held on August 6, 2008 of the appeal by AT&T of the Lincoln County Planning Commission's decision in Case File No. 35-C-PC-2007 to deny a request for approval of a conditional use permit to erect a 160-foot wireless communication facility on property zoned R-1 (Single Family Residential) identified as Tax Lot 801 on Lincoln County Assessor's Map 13-11-30. After hearing arguments on the record and conducting deliberations, the commissioners voted 3-0 to uphold the Planning Commission's decision and deny the appeal. Counsel Belmont advised that findings, conclusions and a final order, which includes supplemental findings, is now ready for adoption. Commissioner Lindly made a motion to approve Order # 8-08-243 denying the request for approval of a conditional use permit to erect a 160-foot wireless communication facility on property zoned R-1 (Single Family Residential) identified as Tax Lot 801 on Lincoln County Assessor's Map 13-11-30. Commissioner Hall seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE ORDER # 8-08-243
DENYING THE REQUEST FOR APPROVAL OF A
CONDITIONAL USE PERMIT TO ERECT A 160-
FOOT WIRELESS COMMUNICATION FACILITY
ON PROPERTY ZONED R-1 IDENTIFIED AS TAX
LOT 801, LINCOLN COUNTY ASSESSOR'S MAP 13-
11-30, CASE FILE NO. 35-C-PC-2007**

Lincoln County Community and Economic Development Fund Grants

County Counsel Belmont advised he has prepared an order for adoption by the Board awarding grants from the Lincoln County Community and Economic Development Fund as discussed by the commissioners on August 6, 2008. The grants recommended by the Economic Development Alliance Board of Directors was approved at that time, with the following amendments: an added award of \$5,000 to Habitat for Humanity; an increase in the award recommended to the Children's Advocacy Center to \$6,409; an increase in the award recommended to the Lincoln County Fair to \$12,800; and an added award to the Yaquina Bay Economic Foundation in the amount of \$3,500, for a total award of all grants in the amount of \$130,478. Commissioner Lindly strongly urged all citizens to closely scrutinize upcoming ballot measures, one of which will affect the use of state lottery dollars which provides the money for these community and economic development projects. Commissioner Hall made a motion to approve Order # 8-08-244 awarding Lincoln County Community and Economic Development awards. Commissioner

Lindly seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE ORDER #8-08-244
AWARDING LINCOLN COUNTY COMMUNITY
AND ECONOMIC DEVELOPMENT FUND GRANTS**

DISCUSSION/INFORMATION

Bid Award for Overlay of Portion of Logan Road

Public Works Director Jim Buisman reported that three bids were received for overlay with hot mix asphalt to be applied to Logan Road from State Highway 101 to Port Lane in Lincoln City. The low bid from Road and Driveway Company in the amount of \$136,988 is \$5,509 less than the engineer's estimate of \$142,497. Since the bid has been found to be in order, Mr. Buisman recommended awarding the contract for the project to Road and Driveway Company of Newport, Oregon, in the bid amount of \$136,988. Commissioner Hall made a motion to award the contract for overlay with mix asphalt to be applied to Logan Road from State Highway 101 to Port Lane in Lincoln City to Road and Driveway Company of Newport, Oregon in the amount of \$136,988 and authorizing Public Works to enter into a contract with Road and Driveway for the work. Commissioner Lindly seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO AWARD CONTRACT FOR OVERLAY
WITH HOT MIX ASPHALT ON LOGAN ROAD
FROM STATE HIGHWAY 101 TO PORT LANE IN
LINCOLN CITY TO ROAD AND DRIVEWAY
COMPANY OF NEWPORT, OREGON IN THE
AMOUNT OF \$136,988 AND AUTHORIZING
PUBLIC WORKS TO ENTER INTO A CONTRACT
WITH ROAD AND DRIVEWAY FOR THIS WORK**

REPORTS

A number of Lincoln County Transit buses carried Transit Director Cynda Bruce and Commissioner Bill Hall on routes throughout the county on Thursday, August 7. According to Commissioner Hall, Ms. Bruce and he began the day in Newport, traveled as far north as Otis, rode the Lincoln City loop, came back to Newport and rode the Newport loop. He reported that feedback from bus riders was overwhelmingly positive on the service the Transportation District provides; the only complaint expressed was that more buses need to be placed in service. Commissioner Hall reminded the public that those under 5 and over 90 ride for free. Commissioner Lindly remarked that the Coast to Valley Express provides transportation between Newport and Corvallis three days a week for \$7 each way. The service requires 1-7 days advance notice and is available to the general public on a space-available basis.

Commissioner Hall thanked PIO Casey Miller for updating the Lincoln County website (www.co.lincoln.or.us) with information on bus schedules, routes and links to other transportation websites.

ADJOURNMENT

The meeting adjourned at 10:22 a.m. These meeting minutes were read and approved this 20th day of August, 2008.

LINCOLN COUNTY BOARD OF COMMISSIONERS

TERRY N. THOMPSON, Chair

DON LINDLY, Commissioner

BILL HALL, Commissioner