

APPROVED BY ORDER # 2-08-46
MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING OF JANUARY 30, 2008

CALL TO ORDER

Commissioner Terry N. Thompson convened the adjourned session of the Lincoln County Board of Commissioners. Present at the meeting were Commissioners Don Lindly and Bill Hall, County Counsel Wayne Belmont, PIO Liz Sample and Recorder Judy Eames. Also present were Keira Morgan from KNPT and Terry Dillman from the *Newport News Times*.

ROLL CALL - ESTABLISHMENT OF A QUORUM

ADOPTION OF CONSENT CALENDAR

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 JANUARY 23, 2008**

CONSENT CALENDAR ITEMS

Minutes of the Board of Commissioners Meeting

1-08-35 BOC Meeting Minutes of January 23, 2008

Commissioner Appointments & Resignations

1-08-36 Reappointment of Joanne Minor as a member of the Starr Creek Special Road District board

1-08-37 Appointment of Sandra Mies-Grantham to the Lincoln County Extension Service District Advisory Council

1-08-38 Appointment of Heather Roderick to the Community Services Consortium Community Action Advisory Council

1-08-39 Changes in membership to the Fishermen Involved in Natural Energy ("FINE") Committee

License Applications or Renewals

- 1-08-40 Issuance of a temporary Oregon Liquor Control Commission liquor license to Judy Joubert, dba Stone Crest Cellars

Documents and Recording Matters in the Commissioners Journal

Execution and Recordation

- 1-08-41 Approving certain recommended expenditures from the court facilities security account
- 1-08-42 LCC&F Agreement Extension between Lincoln County and the Seashore Family Literacy Center
- 1-08-43 LCC&F Agreement Extension between Lincoln County and the community Services Consortium
- 1-08-44 Agreement Extension between Lincoln County and the Lincoln County Children's Advocacy Center for services of an Early Childhood Social/Emotional Development Consultant
- 1-08-45 Satisfying a local improvement project ("LID") lien of assessment against certain real property due to payment in full

PUBLIC HEARING

Appeal of Planning Commission's Final Order – Case No. 9-Par-Adm-07

Counsel Belmont gave a brief review of the appeal by Jai Tomlin of the Lincoln County Planning Commission's final order upholding administrative approval of a three-lot partition on property zoned RR-2 (Rural Residential) located on Lincoln County Assessor's Map 11-11-4D, tax lots 1022 and 1098, for applicants Tim Dorsey and Gloria White.

Chair Thompson opened the hearing. There were no conflicts or abstentions noted by the commissioners. Gary Hamilton, applicants' attorney, and Doug Holbrook, attorney for appellant, introduced themselves. Mr. Hamilton requested a continuance of the hearing to March 5, 2008. He stated that the parties hoped to reach an agreement by that time and that if such an agreement is reached, the appellant will withdraw her appeal. He noted that the applicants waive any applicable time frames under ORS 215.427 for final decision on the partition application.

Hearing no other comments or arguments on the matter, Commissioner Lindly made a motion to continue the hearing to March 5, 2008 at 9:30 a.m. in the Commissioners Conference Room, 225 West

Olive Street, Newport. Commissioner Hall seconded the motion. The vote was taken and the motion passed by a vote of 3-0.

MOTION TO CONTINUE HEARING OF AN APPEAL BY JAI TOMLIN OF THE PLANNING COMMISSION'S UPHOLDING ADMINISTRATIVE APPROVAL OF A PARTITION CREATING 3 PARCELS ON TAX LOTS 1022 AND 1098, LINCOLN COUNTY ASSESSOR'S MAP 11-11-4D, REQUESTED BY APPLICANTS TIM DORSEY AND GLORIA WHITE, CASE FILE NO. 9-PAR-ADM-07

DECISION/ACTION

Commissioner Hall read Resolution # 08-30-01A, in support of an application by the Lincoln Commission on Children and Families (LCC&F) for the Federal Basic Center Grant, in its entirety. Commissioner Hall stated that Lincoln County has the highest homeless youth population in the state and that this grant, if awarded, would provide for up to 14 nights of shelter with host families for homeless youth, as well as pay for some counseling services. Commissioner Lindly made a motion to approve Resolution # 08-30-01A approving the application by Lincoln Commission on Children & Families for the Federal Basic Center Grant. Commissioner Hall seconded the motion. The vote was taken and the motion passed by a vote of 3-0.

MOTION TO APPROVE RESOLUTION # 08-30-01A SUPPORTING APPLICATION BY LINCOLN COMMISSION ON CHILDREN & FAMILIES FOR THE FEDERAL BASIC CENTER GRANT

REPORTS

Lincoln County School District – Collection of Construction Excise Tax

Rich Belloni, Director of Business/Support Services for the Lincoln County School District, and Tom Rinearson, Lincoln County School District Superintendent, discussed a construction excise tax as permitted by Senate Bill 1036. An excise fee of up to \$1.00 per square foot can be collected on permits for residential buildings and \$0.50 per square foot on other structural building permits. A draft intergovernmental agreement has been prepared that will allow the school district to impose the excise tax and the county to collect the tax. Once collected, the money will be sent to the school district. Counsel Belmont noted that the county also provides permit services for some of the incorporated areas in the county and that an endorsement will be obtained from these entities to allow the county to collect the tax. Mr. Rinearson advised that the monies collected will be spent to meet identified priorities outlined in the District's long-term facility plan. The plan can be found at the district's web site, www.lincoln.k12.or.us. Commissioner Lindly clarified that the School District will be imposing the

excise tax, and the county will be acting as a conduit to collect the money and forward it to the School District. He stated that the excise tax will triple the cost of some residential building permits and expressed the hope that the District will provide good flow of information on what the money will be used for to the citizens of the county. Commissioner Lindly also noted that the amount of work involved required on the part of county staff to collect, audit and transfer the payments will amount to more than the 1% administration costs the legislature has allowed the county to receive for the work. The possible negative impact on the cost of providing low-income and workforce-related housing was mentioned by Commissioner Hall, who advised that the percentage of the cost of a home to the median income had risen from 150% in 1970 to 405% in 2000. The commissioners agreed to move forward with the intergovernmental agreement as part of the Decision/Action portion of the February 6, 2008 Board meeting.

PUBLIC HEARING

Local Improvement Paving Project (“LID”) in the Trollers Cove Subdivision

Assistant County Counsel Rob Bovett provided a brief review of the LID process and noted that a second public hearing was the last opportunity for any objections to the method of assessment for the LID project in the Trollers Cove Subdivision to be given. The total cost of the improvement for the project had been estimated at a cost of \$45,358; the actual cost was \$45,137.73. Each of the affected 19 lots will be assessed approximately \$2,375.67. Certified mailings to owners of the lots were placed into the record. No written objections were received. Chair Thompson opened the public hearing. Hearing no testimony, Chair Thompson closed the public hearing. The commissioners directed Mr. Bovett to prepare an order for adoption on February 6, 2008, accepting the engineer’s report relating to cost and assessments and specifying that the Local Government Investment Pool interest rate in effect on the date of adoption of the order be used.

CONSTITUENT INPUT

No constituent input was heard.

REPORTS

Counsel Belmont reported on information received from County Finance Director Mike Rich concerning the Lincoln County Fair Board’s projected budget shortfall, budget cuts in the amount of \$32,000 approved by the Fair Board, and revenue-generating activities proposed by the Fair Board in the amount of \$8,000. Mr. Rich projected a final fund balance on June 30, 2008, in the amount of \$10,056, a significant drop in available funds from past years. Commissioner Hall expressed concern that this was the fourth year in a row the Fair has operated in a deficit situation. He noted that the county’s insurance company recently investigated the condition of the bleachers at the fair grounds and concluded that the bleachers constitute a hazard. Public Works Director Jim Buisman also inspected the bleachers and determined that the bleachers on the west end of the fair grounds are in an advanced state of disrepair and should be torn down. After further discussion of the history of the bleachers and possible methods of disposal, the commissioners directed Mr. Buisman to gather additional

engineering data on demolition of the west bleachers and to begin an evaluation on the condition of the east bleachers.

Commissioner Lindly noted that a portion of the recent increase in the county's transient room tax was dedicated to a long-range plan for the fair grounds facility, and the money was not dedicated for nor would it be spent on fair ground maintenance and repairs. He expressed concern that the members of the Centennial Fair and Rodeo Committee and the Fair Board are experiencing difficulties and suggested the possibility of combining the Committee members with the Fair Board members. Commissioners Hall and Thompson agreed to explore the possibility of this option should the Committee members be willing to be appointed to the Fair Board. Commissioner Lindly expressed the hope that 4H members would work with the Fair Board to ensure the future of 4H's participation in the fair. The commissioners directed staff to place this topic on the Board's February 6, 2008 agenda for further discussion.

ADJOURNMENT

The meeting adjourned at 10:38 a.m. These meeting minutes were read and approved this 30th day of January, 2008.

LINCOLN COUNTY BOARD OF COMMISSIONERS

TERRY N. THOMPSON, Chair

DON LINDLY, Commissioner

BILL HALL, Commissioner