

APPROVED BY ORDER # 12-09-323

**MINUTES OF THE
LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING OF DECEMBER 16, 2009**

CALL TO ORDER

Chair Don Lindly convened the adjourned session of the Lincoln County Board of Commissioners.

ROLL CALL - ESTABLISHMENT OF A QUORUM

Also present at the meeting were Commissioner Bill Hall, Commissioner Terry Thompson, County Counsel Wayne Belmont, PIO Casey Miller, and Recorder Judy Eames.

RECOGNITION/PROCLAMATION

ADOPTION OF CONSENT CALENDAR

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

**MOTION TO APPROVE CONSENT CALENDAR OF
DECEMBER 16, 2009**

CONSENT CALENDAR ITEMS

Minutes of the Board of Commissioners Meeting

12-09-320 BOC Meeting Minutes of December 9, 2009

License Applications or Renewals

12-09-321 Approval of Issuance of an OLCC License to OVGCC, LLC, dba Olalla Valley Golf Course

Documents and Recording Matters in the Commissioners Journal

12-09-322 2009-2011 Agreement between Lincoln County and Shangri-La for MR/DD Residential and Mental Health, Vocation and Associated Services (7/1/09-6/30/11)

Execution of Documents

1. **Amendment #3 to IGA #10984 between Oregon Youth Authority and Lincoln County Juvenile Department – Shelter Care** (extends term to June 30, 2011 and increases maximum payment to \$91,149)

PUBLIC HEARING

Ordinance #462 “Amending the Lincoln County Comprehensive Plan from Farm Land to Forest Land and the Lincoln County Zoning Map from A-C (Agricultural Conservation) to T-C (Timber Conservation) on property identified as Tax Lot 1000, Lincoln County Assessor’s Map 12-11-29 and Tax Lots 1300 and 1303, Lincoln County Assessor’s Map 12-11-28, and declaring an emergency” – Applicant: David Peterson, Case File 2-LUPC-ZC-09

Hearing no request to read the ordinance in full, Chair Lindly read the title of Ordinance #462. The ordinance was discussed at a public hearing on December 9, 2009, at which time the commissioners indicated they would support the recommendations of the Lincoln County Planning Commission to approve the request. Commissioner Thompson made a motion to approve the recommendations of the Lincoln County Planning Department to grant the request by applicant David Peterson in Case File #2-LUPC-ZC-09 and to adopt Ordinance #462 “Amending the Lincoln County Comprehensive Plan from Farm Land to Forest Land and the Lincoln County Zoning Map from A-C (Agricultural Conservation) to T-C (Timber Conservation) on property identified as Tax Lot 1000, Lincoln County Assessor’s Map 12-11-29 and Tax Lots 1300 and 1303, Lincoln County Assessor’s Map 12-11-28, and declaring an emergency.” The vote was taken, and the motion passed unanimously by a vote of 3-0.

MOTION TO APPROVE ORDINANCE #462 “AMENDING THE LINCOLN COUNTY COMPREHENSIVE PLAN FROM FARM LAND TO FOREST LAND AND THE LINCOLN COUNTY ZONING MAP FROM A-C (AGRICULTURAL CONSERVATION) TO T-C (TIMBER CONSERVATION) ON PROPERTY IDENTIFIED AS TAX LOT 1000, LINCOLN COUNTY ASSESSOR’S MAP 12-11-29 AND TAX LOTS 1300 AND 1303, LINCOLN COUNTY ASSESSOR’S MAP 12-11-28, AND DECLARING AN EMERGENCY” – CASE FILE #2-LUPC-ZC-09

DECISION/ACTION

Agreement for American Recovery and Reinvestment Act (Stimulus) Fund Exchange

Public Works Director James Buisman presented an agreement drafted for adoption between Klamath County and Lincoln County for a fund exchange of American Recovery and Reinvestment Act (ARRA) monies in the amount of \$196,720. This funding was originally allocated to Klamath County; however, Klamath County is unable to use its full ARRA allocation, and the funds need to be reallocated within the state. Under terms of the agreement, Klamath County will reduce its allocation of ARRA Funds by \$196,720 and authorize the Oregon Department of Transportation (ODOT) to increase Lincoln County’s ARRA allocation in the same amount. Subject to ODOT approving the reauthorization, Lincoln County will pay Klamath County \$98,360 within thirty calendar days after receipt of notice from ODOT of the increased allocation. These funds will be used to pay for a portion of the North Bank and Schooner Creek Road Paving ARRA project. Commissioner Hall made a motion to approve the Agreement for ARRA

(Stimulus) Fund Exchange with Klamath County. Commissioner Thompson seconded the motion. The vote was taken, and the motion passed unanimously by a vote of 3-0.

**MOTION TO APPROVE AGREEMENT FOR ARRA (STIMULUS)
FUND EXCHANGE WITH KLAMATH COUNTY**

DISCUSSION/INFORMATION

Lincoln County Community and Economic Development Fund Grant Recommendations

Chair Lindly noted that the recommendations from the Economic Development Alliance Board regarding grant funding from the county's Community and Economic Development Fund were discussed at the Board's December 9, 2009 meeting. Ten projects were recommended in the amount of \$100,000 from the 31 applications received. After discussion, it was the consensus of the Board to fund those ten projects, as well as adding funding for additional projects: \$5,000 to Lincoln County Council on Alcohol and Drug Abuse, Inc., for a new roof on the Trueman Recovery Center; \$4,000 to the Port of Toledo for the Youth Boating Club Boathouse; and \$5,000 to the City of Newport for its Art Deco Heritage Park to help revitalize the central business district. Counsel Belmont advised that the Oregon County Fair Commission had rescinded its payment of \$41,000 to the county, stating failure of a technicality that required submission of the application for funding by a county fair board. Without these funds, there are no operating expenses to keep the fairgrounds open through the end of the fiscal year (June 30, 2010). Fairground functions would cease, including the Town and Country Fair. After discussion, the commissioners agreed that a loan from the Community and Economic Development Fund could be made up to \$28,000 to keep the fairgrounds running through June 30, 2010. Commissioners directed staff to draft an order for adoption on December 23, 2009.

2009-2010 Title III Funding

Counsel Belmont provided a brief history of Title III funding and recent changes affecting the eligibility of proposed projects. Three applications are being recommended for funding: Cooperative Wildlife Services Program sponsored by Lincoln County/USDA Wildlife Services to resolve conflicts between animals and humans, reducing wildfire potential, and providing forest-related educational opportunities (\$15,100); reduction of risk of catastrophic wildfire in Lincoln County sponsored by Lincoln County Extension Service (\$59,840); and search and rescue efforts by the Sheriff's Department sponsored by Lincoln County (reimbursement based on actual expenditures). Chair Lindly suggested that Community Services Consortium look at the possibility of submitting an application for youth crews focusing on education. A public notice will be published and a public hearing will be held in the near future for public input regarding the recommended funding.

REPORTS

Community Services Consortium Update

Community Services Consortium (CSC) Executive Director Martha Lyon presented an update on work with homeless youth, Head Start activities, Housing Community Resources efforts toward creation of a resource center, foreclosure counseling, weatherization program, and Vista volunteers.

Commissioners

Commissioner Thompson reported on attending the Oregon Department Fish and Wildlife hearing on Marine Resources rule making.

The hearing recessed at 10:37 a.m. and reconvened at 10:43 a.m.

EXECUTIVE SESSION

An executive session was held pursuant to ORS 192.660(2)(d) to discuss labor negotiations.

ADJOURNMENT

The meeting adjourned at 10:55 a.m. These meeting minutes were read and approved this 23rd day of December, 2009.

LINCOLN COUNTY BOARD OF COMMISSIONERS

DON LINDLY, Chair

BILL HALL, Commissioner

TERRY N. THOMPSON, Commissioner