

APPROVED BY ORDER # 2-09-41

MINUTES OF THE

LINCOLN COUNTY BOARD OF COMMISSIONERS

MEETING OF FEBRUARY 18, 2009

CALL TO ORDER

Chair Don Lindly convened the adjourned session of the Lincoln County Board of Commissioners. Present at the meeting were Commissioner Bill Hall, Commissioner Terry Thompson, County Counsel Wayne Belmont, and PIO Casey Miller. (Minutes transcribed by Judy Eames, BOC Recorder.)

ROLL CALL - ESTABLISHMENT OF A QUORUM

ADOPTION OF CONSENT CALENDAR

Chair Lindly introduced the Consent Calendar items. There were no items highlighted or deleted. Commissioner Thompson 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 FEBRUARY 18, 2009**

CONSENT CALENDAR ITEMS

Minutes of the Board of Commissioners Meeting

2-09-37 BOC Meeting Minutes of February 11, 2009

Documents and Recording Matters in the Commissioners Journal

2-09-38 Agreement between Lincoln County Health and Human Services and Meg Portwood for Services of a Family Nurse Practitioner (Term of Contract: 2/1/09 through 6/30/09)

2-09-39 Junk and Secondhand Dealer License issued to D. C. Peterson Enterprises, Inc. (through 12/31/2009)

Execution: ODOT Cooperative Improvement Agreement # 25,240 U.S. 101 Millport Slough Bridge Mitigation Project – Conveying Lincoln County's Old Highway Alignment at MP 120.48 to ODOT (southerly approach to Kernville Bridge over the Siletz River)

REPORTS

Commissioner Hall reported on a bill passed by the state House of Representatives increasing the fee for recording the first page of documents in clerks' records to \$15. If passed by the Senate, the increase will raise millions of dollars for construction and maintenance of affordable housing and immediate services to the homeless. He advised he attended an open house at the Lincoln County Historical Society to commemorate the 150th anniversary of Oregon statehood and the 200th birthday of Abraham Lincoln. Commissioner Hall stated that a new photographic display entitled "Birth of a County – Clamdiggers Break Away" is located on the first floor of the Lincoln County Courthouse. He also noted that the Lincoln County Historical Society has taken over responsibility for oversight, research, interpretation and care of the South Beach Cemetery, in partnership with the county.

Commissioner Thompson advised that the U.S. Navy has extended the public comment period on proposed activities off the Oregon coast until March 11. Other issues being addressed include Senate Bill 195 relating to wave energy, proposed rule changes regarding the Coast Guard bar closure, and marine reserves.

Chair Lindly announced that the state will be issuing its latest revenue forecast later in the week, and the news will not be good for Lincoln County, which pays for approximately 25% of its services from state revenue. Community Corrections and emergency communications, through Lincoln County Communications, have already been cut by approximately 5%. The county is continuing with its budget preparations for fiscal year 2009-2010. Department directors are preparing two separate budgets: one reflecting a 0% increase over last year's budget and one reflecting a 10% reduction in projected expenses from fiscal year 2008-2009. Chair Lindly reported on the deadline for the Lincoln County Economic and Community Development Fund grants which is Friday, February 27, at 5:00 p.m. Information and applications are available on the county's website: www.co.lincoln.or.us.

CONSTITUENT INPUT

The commissioners heard from Art and Joann Cvar, south county residents, who expressed concerns over proposed aerial spraying of herbicides on a 120-acre clear-cut logging site located on the east bank of Lint Creek Slough. The property is managed by Forest Capital Partners, Inc. Mrs. Cvar submitted pictures and a map of the site and a copy of a petition signed by over 100 residents living near the site requesting that no aerial spraying of herbicides be conducted in the vicinity of residential and school properties. The Cvars acknowledged that the spraying was a legal, allowed use, but expressed worry over possible damage to the health of adults and children, as well as to riparian habitat, including salmon. Other county residents living in close proximity to the site addressed concerns over adverse health effects to domestic animals and wildlife, local vegetation, and to watersheds and ground water from spray drift. Concern was also expressed over the lack of control exhibited by Forest Capital Partners, Inc., over its subcontractors' actions during clear cutting of the site. It was suggested that the commissioners

contact Forest Capital to ask that it employ local people for manual spraying, thereby providing some benefit to the community. The commissioners noted that spraying activities fall outside of their jurisdiction, but were in unanimous agreement over concern with posed potential health risks to humans, animals, vegetation, and riparian areas and watersheds. They agreed to draft a letter to Forest Capital asking that it consider alternatives to aerial spraying of herbicides and send copies to the appropriate state agencies.

ADJOURNMENT

The meeting adjourned at 8:03 p.m. These meeting minutes were read and approved this 25th day of February, 2009.

LINCOLN COUNTY BOARD OF COMMISSIONERS

DON LINDLY, Chair

BILL HALL, Commissioner

TERRY N. THOMPSON, Commissioner