



# MINUTES OF THE

## Lincoln County Board of Commissioners

Board of Commissioners  
225 West Olive Street  
Room 110  
Newport, OR 97365  
Phone: 541.265.4100  
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REGULAR MEETING OF JUNE 21, 2023, AT 10:00 AM

This meeting was audio and video recorded and a link is available at  
[co.lincoln.or.us/meetings](https://co.lincoln.or.us/meetings)

### I. CALL TO ORDER

Chair Jacobson called the meeting to order at 10:01 a.m.

### II. ROLL CALL - ESTABLISHMENT OF A QUORUM

Attending were Chair Jacobson (remotely), Commissioner Hall, and Commissioner Miller. A quorum was established. Public Information Officer Lipp walked the audience through how to find and access the agenda and agenda packet and gave instructions on how to submit public input. Commissioner Miller reminded all that the cutoff date for the public input is noon of the day before the meeting. Chair Jacobson reminded everyone that they can show up and make public comment in person if they miss the cut off.

### III. RECOGNITION/PROCLAMATION

### IV. ADOPTION OF CONSENT CALENDAR

Chair Jacobson called for discussion of consent items or a motion to adopt the items. Commissioner Hall moved to adopt. Commissioner Miller seconded. Motion carried.

#### A. Minutes of Board of Commissioners Meeting

- i. 06-23-209 Minutes of BOC Meeting 06.07.2023
- ii. 06-23-210 Minutes of BOC Meeting 06.14.2023

#### B. Commission Appointments and Resignations

- i. 06-23-211 Reappointment of Thomas L. Simpson as a Member of the Pacific Shores Special Road District Board
- ii. 06-23-212 Appointment of Amy Williams as a Member of the Makai Special Road District Board
- iii. 06-23-213 Changes in Membership to NFP Social Service Grant Committee - August
- iv. 06-23-214 Changes in Membership to NFP Social Service Grant Committee - Powell

#### C. License Applications or Renewals

**D. Tax Foreclosure, Right-of-Way, Sales and Deeds**

**E. General Budget Resolutions**

**F. Acting as Governing Body of County Wide Service**

**G. Documents and Recording Matters in the Commissioners Journal**

- i. 06-23-215 Wildfire Recovery Sub-Allocation IGA Amend. #1
- ii. 06-23-216 LOIS Agency Terms
- iii. 06-23-217 Amend. 3 IGA Site Specific Supplemental Cape Perpetua Communications Site
- iv. 06-23-218 Amend 3 Master IGA Sharing Multiple Wireless Communications Sites
- v. 06-23-219 Amend 3 IGA Circuit Sharing Cape Perpetua
- vi. 06-23-220 Amend 1 IGA for Strategic Technology Reserves Non-Emergency Use
- vii. 06-23-221 Amend 4 IGA Site Specific Supplemental Table Mountain Communications
- viii. 06-23-222 Amend 3 to IGA re Site Specific Supplemental Euchre Communications
- ix. 06-23-223 Encoretech Statement of Work
- x. 06-23-224 Netdocuments - 4 Licenses
- xi. 06-23-225 Netdocuments 5th License
- xii. 06-23-226 Spark Training Partnership Agreement
- xiii. 06-23-227 OHA Amend to State of OR IGA 177801-4
- xiv. 06-23-228 OHA 10th Amend to 2021-2023 IGA Financing Public Health #169520
- xv. 06-23-229 OHA 12th Amend to 2021-2023 IGA for Financing Public Health #169520
- xvi. 06-23-230 OHA 7th Amend 2022 IGA Financing Mental Health #173141
- xvii. 06-23-231 Amend 1 to Agreement with Scott Wedler Consulting

xviii. 06-23-232 Samaritan TB Testing Agreement

xix. 06-23-233 Howell Rodeo Contract for Fair

**xx. Declaring Certain County Owned Vehicles Surplus**

xxi. 06-23-235 OCHIN Statement of Work #14013

xxii. 06-23-236 OR Dept. of Emergency MGMT High-Axle Vehicle

**H. Execution of Documents**

i. 06-23-237 MOU Newport re Abandoned RV Abatement Program

ii. 06-23-238 MOU Waldport RV Abatement

iii. 06-23-239 MOU Lincoln City RV Abatement

iv. 06-23-240 MOU Siletz RV Abatement

v. 06-23-241 MOU Toledo RV Abatement

vi. 06-23-242 MOU Depoe Bay RV Abatement

vii. 06-23-243 Agreement Project 8092 2023 Overlay Logsden Rd Paving County Road #410

viii. 06-23-244 IGA with Linn County re NFP Grant

ix. Tracking  
#06.21.2023  
H.ix. Transit Section 5311 Grant #35425

x. Tracking  
#06.21.2023  
H.x. Transit Section 5311 Grant #35471

xi. Tracking  
#06.21.2023  
H.xi. Transit Section 5311 Grant #35470

xii. 06-23-245 Regence Professional Services Agreement

xiii. 06-23-246-251 Temporary and Permanent Easements for Cougar Creek Culvert Project

- xiv. 06-23-252 OLCC Special Event License for Mad Dog Country Tavern
- xv. 06-23-253 Issuance of OLCC Special Event License for Wine Fauve Sundays
- xvi. 06-23-254 Issuance of OLCC Special Event License for Wine Fauve Saturdays
- xvii. 06-23-255 Issuance of OLCC Special Event License for Wine Fauve Fridays
- xviii. 06-23-256 OLCC Order Wine Fauve Sundays July - Aug 2023
- xix. 06-23-257 OLCC Order Wine Fauve Saturdays July 22 - Aug 19 2023
- xx. 06-23-258 OLCC Order Wine Fauve Fridays July - August 2023

**V. PUBLIC HEARING**

**VI. DECISION/ACTION**

**A. Donation of 224 N. Yodel Lane to Habitat for Humanity of Lincoln County**

Counsel Yuille explained the process of identifying properties that the County can purchase under the Oregon Housing Community Services grant for wildfire survivors of the 202 Echo Mountain Fire. This property will be given to Habitat for Humanity of Lincoln County. Habitat will work with Community Services Consortium to identify eligible individuals to take ownership. There were no questions from the Board. Holly Romero, President of the Board of Directors of Habitat for Humanity of Lincoln County appeared before the Board to express thanks to the Board for helping create another pathway for affordable housing. Chair Jacobson made a motion to donate 224 N. Yodel Lane to Habitat for Humanity of Lincoln County. Commission Miller seconded the motion. Motion carried.

**B. Lincoln County Fee Schedule Changes Effective July 1, 2023 - Presented by County Counsel Kristin Yuille**

Chair Jacobson moved "Item B, Lincoln County Fee Schedule Changes", to the top of this section of the agenda. County Counselor Yuille reminded the Board and audience that this information had been presented two weeks ago. Chair Jacobson asked for public comment on the fee schedule. She requested that other public comment wait until later on the agenda. There was no online or in-person public comment regarding the fee schedule. Written public comment has been received and reviewed. Commissioner Miller moved to adopt the fee schedule as presented. Commissioner Hall seconded but commented that we have had many comments regarding the proposed STR fees. She asked PIO Lipp to share a graphic showing the direct costs of STR program and clarified that the fees cover the direct costs of the program, but not the indirect costs. Motion carried.

**C. Staff Report re Audit Request for Proposal - Presented by County Administrator Tim Johnson**

County Administrator Johnson reviewed his staff report and recommended that the Board approve the proposal to initiate a Request for Proposal to obtain bids for financial audit services. Administrator Johnson discussed some of the difficulties in finding an audit service in general, and an audit service for a public entity in particular. Commissioner Hall commented that it is best practice to switch auditors every few years. Commissioner Miller moved to approve. Commissioner Hall seconded. Motion carried.

**D. Public Works Project 8093 Longitudinal Pavement Markings Bid Approval - *Presented by Public Works Director Roy Kinion***

Pulic Works Director Roy Kinion explained the proposed contract for annual paint striping. He explained that the original bids were triple what was expected, this proposal is therefore scaled down to the center line only plus twenty miles of critical fog line. There were no questions from the Board. Commissioner Hall moved to approve. Commissioner Miller seconded. Motion carried.

**VII. DISCUSSION/INFORMATION (Note the Board could act on the following topics)**

**A. County ARPA Allocations**

Chair Jacobson started the discussion with a quick summary on her memo on the subject and emphasized that this is a starting point for discussion about how best to allocate remaining ARPA funds. County Administrator Johnson was present to share specifics. The Board discussed the proposals. Commissioner Miller reminded the group that any projects that are funded need to be sustainable. Administrator Johnson reminded everyone that all funds need to be under contract by the end of the calendar year 2024. Chair Jacobson asked that all changes or suggestions for this spending be sent to Administrator Johnson. This matter will come back before the Board on July 5.

**B. Lincoln County 2023-2024 Budget - Presented by County Administrator Tim Johnson and Finance Director Christina Shearer**

County Administrator Johnson and Finance Director Shearer made a preliminary presentation of the 2023-2024 proposed budget. This budget will be presented for decision on June 28.

**C. Ordinance #527 - Fireworks Sale and Use in Unincorporated Lincoln County - Presented by the Board of Commissioners**

Commissioner Miller brought up discussion on this ordinance regarding fireworks. Depoe Bay Fire District Chief Bryan Daniels contributed to the discussion. While it is too late this year to make changes, Commissioner Miller will work with Chief Daniels to propose an ordinance for the future that would match the status of burn bans.

**D. 2023 Lincoln County Fair - *Presented by Heather Tower, Fair Manager***

Fair Manager Heather Tower and Fair Board President Daniel Helfrich appeared virtually to give an update on the Lincoln County Fair. The Fair will take place June 30, July 1, and July 2. Manager Tower highlighted the rodeo, live music, bouncy houses for the kids, and plenty of vendors. She reminded the audience that there is no entrance fee for the Fair and thanked the sponsors and vounteers. President Helfrich outlined the schedule for the opening ceremony and the ribbon cutting for the newly-renovated 4-H barn. The Board had no questions, and encourgaged the communtiy to attend.

**E. First Reading of Ordinance #531 Relating to Taxes: Creating New Provisions; Amending LCC 5.010 AND 5.012; and Referring the Ordinance to the Voters for Approval - *Presented by County Counsel Yuille and County Parks Supervisor Kelly Perry***

County Counsel Yuille presented the first reading of this ordinance. The Board requested that she read the title only. She explained that this is the Transient Room Tax (TRT) provision of Lincoln County Code. The last time the TRT was raised was in 2016. The cities of Newport and Lincoln City charge a rate of 12%. Lincoln County is currently at 10%. Commissioner Hall reminded the group that 70% of collected TRT funds are legally required to be spent on visitor promotion and/or facilities. The Board intends to dedicate much of those funds to help sustain County parks, which are heavily used by visitors. Kelly Perry, Parks Supervisor, appeared before the Board to talk about possible uses of those funds . This ordinance will appear before the Board for a second reading on July 5.

**VIII. REPORTS**

Commissioner Miller reported that he had attended the North Lincoln Fire Station community presentation and that there will be one more presentation in Eddyville. He and Chair Jacobson both emphasized the need to be properly insured against fire loss.

**IX. PUBLIC COMMENT (please limit comments to no more than 3 minutes)**

There was no virtual comment. Cynthia George provided public input. Michael Works signed up to speak, but left the meeting before he was able to speak. Commissioner Miller noted that he was adding a piece of written input from Ed Forsythe to the record that had arrived after the cutoff.

**X. EXECUTIVE SESSION**

**XI. ADJOURN**

Chair Jacobson adjourned the meeting at 11:58.

**XII. OTHER SCHEDULED MEETINGS AND APPOINTMENTS OF THE BOARD**

- A. Staff Meeting Monday, June 26, 2023 at 10:00 a.m.  
Board of Commissioners Meeting Wednesday, June 28, 2023 at 10:00 a.m.**