



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 OCTOBER 2, 2024, AT 10:00 AM

I. CALL TO ORDER

Commissioner Miller called the meeting to order at 10:00 a.m.

II. ROLL CALL - ESTABLISHMENT OF A QUORUM

All three commissioners were in attendance. A quorum was established.

III. RECOGNITION/PROCLAMATION

A. Recognition of Service:

Robert Spangler, 5 years of service, Planning
Robert Vandenberg, 5 years of service, Transit
Sharon Kelly, 5 years of service, Corrections
Eddie Anderson, 10 years of service, Roads
Michael Copp, 10 years of service, Facilities
Wayne Tanons, 10 years of service, Fleet Services
Jack Rogers, 25 years of service, Roads
Benjamin Stilwell, 25 years of service, Roads

Eight employees were recognized for their length of service.

B. New Employee Recognition:

William Boggess -Community Justice - Youth Care Specialist 1 PTNB - Juvenile
Jenny Buffington- Transit- Transit Driver-PW Roads
Amara Elbrader- District Attorney's Office - Victim's Assistant PTNB- Courthouse
Amy Hayden - Health and Human Services -Personnel Coordinator - HHS WTB
Kristen Hewitt - Health and Human Services - Certified Medical Assistant- HHS Nye St
Jared Hyde - Public Works - Facilities Technician 1- PW Facilities
Christoph Shaffner- District Attorney's Office - Deputy District Attorney 3 PTNB - Courthouse
Angella Tiger -Health and Human Services - Clinical Counselor 3 PTNB - HHS Lee St

Allison Wagner, HR Assistant, read the names of the new employees that could not be present. Those present came forward and introduced themselves and identified their new positions.

C. Operation Green Light - Presented by Keith Barnes, Veterans Services Officer

Commissioner Hall read the proclamation out loud. Veterans Services Officer Barnes spoke about the history and significance of Operation Green Light. He introduced veteran Patrick Clarke. Mr. Clarke shared his experience finding employment with the help of the Veteran Services office. Barnes then introduced Sgt. Raymond Stewart. Sgt. Stewart received a shrapnel wound while trying to move a grenade away from his fellow soldier, but never received a Purple Heart. Officer Barnes worked with the Veterans Administration to get Sgt. Stewart's disability recognized and to have his record updated so that he could receive his Purple Heart. Officer Barnes surprised Sgt. Stewart by presenting him with his Purple Heart decoration at the meeting.

Commissioner Jacobson moved to adopt the resolution. Commissioner Hall seconded the motion. The motion carried.

D. Resolution Declaring October 6 - 12 National 4-H Week in Lincoln County - Presented by Heather Tower, 4-H Program Coordinator

Commissioner Jacobson read the resolution out loud. 4-H Program Coordinator Tower and Shelly Spangler, Education Program Assistant 2 for the 4-H Youth Development Program, shared the history of National 4-H Week and some background on 4-H programs in Lincoln County. Ms. Tower specifically recognized Sue Giles for 42 years of volunteering with Lincoln County 4-H.

Commissioner Jacobson moved to adopt the resolution. Commissioner Hall seconded the motion. The motion carried.

IV. ADOPTION OF CONSENT CALENDAR

Commissioner Jacobson pulled two items from the consent calendar for further discussion, Items G.x, "Report #1 re Project Timelines for Animal Shelter Construction", and G.xi., "Report #1 re Project Timelines for Animal Shelter Construction". County Administrator Johnson reviewed these staff reports and explained that we will probably see 34 to 38 of these updates in the future. He shared visual aids, timelines, and photos in regard to the project. He reminded the audience that the groundbreaking for the new animal shelter takes place at 11 a.m. on Wednesday, October 9.

It should be noted that Item G.vii., Order #08-24-326 was mistakenly entered on the agenda and was previously recorded.

After discussion, Commissioner Jacobson moved to adopt the consent calendar as presented. Commissioner Hall seconded the motion. The motion carried.

A. Minutes of Board of Commissioners Meeting

- i. 10-24-405 Board of Commissioners Meeting Minutes 09.18.2024

B. Commission Appointments and Resignations

- i. 10-24-406 Ambulance Service Review Committee Member Appointments
- ii. 10-24-407 Changes in Membership to Behavioral Health Advisory Committee

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. 10-24-408 First Amendment to Cape Perpetua Tower Sublease Agreement Between Lincoln County & Lane County

- ii. 10-24-409 Delta Provider Search Agreement Psych Addiction Exec 24-0203
- iii. 10-24-410 Agreement between Brooke Ellen, Grant Services, LLC and Lincoln County Sheriff's Office for IMPACTS Grant
- iv. 10-24-411 Contract Extension with Brooke Ellen, Grant Servies, LLC and Lincoln County Sheriff's Office
- v. 10-24-412 Facilities Use Permit Center for Health Education and Lincoln County Sheriff's Office
- vi. 10-24-413 CCWSG - LC Staffing Agreement apd bg 2.22.24 Fully Executed 24-0015
- vii. 08-24-326 Order #08-24-326 OHA Amend 1 to IGA 177274 24-0001
- viii. 10-24-414 Microsoft License Renewal Agreement
- ix. 10-24-415 Intergovernmental Agreement #183181 State of Oregon ODHS and Lincoln County Juvenile Department
- x. 10-24-416 Report #1 re Project Timelines for Animal Shelter Construction
- xi. 10-24-417 Report #2 re Project Timelines for Animal Shelter Construction
- xii. 10-24-418 Professional Services Agreement between Foundation Engineering, Inc and Lincoln County for work related to the Lincoln County Animal Shelter Construction
- xiii. 10-24-419 Agreement between Dr. Jerry Robbins and Health and Human Services
- xiv. 10-24-420 Agreement between Dr. Michael Swift and Health and Human Services
- xv. 10-24-421 FEI Geotechnical Professional Services Agreement

H. Execution of Documents

- i. 10-24-422 ARPA \$38,100 Grant Agreement with Beverly Beach Water District
- ii. 10.02.2024 H.ii. Amergis Lincoln County MSA - Update 6.12.24_Aproved 24-0150
- iii. 10.02.2024 H.iii. Housing Authority of Lincoln County \$60K ARPA grant agreement for Lighthouse Village
- iv. 10.02.2024 H.iv. OHA Lincoln County FAA Am5 IGA PO 44300-00026016 appd bg 09.13.24 24-0233

- v. 10.02.2024 H.v. TRG Contract for Econ Dev Report
- vi. 10.02.2024 EDLAC Contract for Economic Development Report
H.vi.
- vii. 10.02.2024 180020-11 OHA - 2023-25 IGA - FOR THE FINANCING OF PUBLIC
H.viii. HEALTH SERVICES appd bg 09.16.24 24-0232
- viii. 10.02.2024 Collective Bargaining Agreement with FOPPO
H.viii.

V. PUBLIC HEARING

A. Brown Park - Parks Master Plan Rezone - Presented by Kelly Perry, Parks Operations Supervisor

Chair Miller opened the public hearing at 10:56 a.m. Parks Operations Supervisor Perry and Assistant County Counsel Douglas Holbrook presented information on a request to approve the proposed change to the zoning map. Chair Miller called for testimony in support of the plan. No testimony was offered. Chair Miller called for testimony in opposition. No testimony was offered. Chair Miller closed the public hearing at 11:07 a.m. There being no further deliberation, Commissioner Jacobson made a motion to approve the plan. Commissioner Hall seconded. The motion carried.

B. Ocean View Drive Legalization - Presented by Mikel Diwan, Public Works Director, and Kristin Yuille, County Counsel

Chair Miller opened the public hearing at 11:08 a.m. He explained that this was a continuation from the August 21, 2024, meeting. Public Works Director Diwan shared the history of this process. He stated that questions posed by the Oregon Parks and Recreation Department had been addressed and that they had sent a letter in support of this action. No other comments have been received. No testimony in favor. No testimony in opposition. Commissioner Miller closed the public hearing at 11:11 a.m. An order will be submitted at the next board meeting for Board consideration.

VI. DECISION/ACTION

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

A. ARPA Allocations - Presented by Commissioner Jacobson

Administrator Johnson outlined the staff report regarding this subject. He noted that while the ARPA funds do not need to be distributed by December 31, 2024, they must be under contract by that time. Commissioner Jacobson explained that several projects had come in under budget, so there are funds that need to be redistributed. She addressed the individual elements of the proposed allocation of these remaining funds. Commissioner Jacobson specifically thanked Grants Administrators Shanell Burch and Sandi Hollenbeck for their work on this project and to County Counsel Yuille for her work on related contracts. Commissioner Hall moved to approve the allocations. Commissioner Jacobson seconded the motion. The motion carried.

B. County Building Elevator Needs - Presented by Mikel Diwan, Public Works Director, and Michael Copp, Facilities Manager

Public Works Director Diwan and Facilities Manager Michael Copp presented information regarding the status of the County's elevators. Commissioner Jacobson reminded the audience that the ARPA funds approved on the previous item will fund four out of five elevators. The fifth elevator is in the Health and Human Services building at 255 SW Coast Highway and will require \$157,000 in upgrades. This money

will need to come from additional ARPA projects coming in under budget and/or from the 2025 - 2026 budget. Director Diwan and Manager Copp shared the challenges and expense of keeping the elevators in working order.

C. Request to Legalize North Three Rocks Road - Presented by Mikel Diwan, Public Works Director

Public Works Director Diwan provided a brief review of the reasons for requesting this legalization. As per his letter included in the packet, the County is the recipient of an Oregon Department of Transportation (ODOT) Local Bridge Program award to replace the Crowley Creek bridge on North Three Rocks Road. A requirement of the award is that a valid right-of-way be verified. He asked that the County initiate proceedings to legalize a portion of North Three Rocks Road to bring the County into compliance with the award. The Board was in consensus that an order to initiate legalization should be drafted and presented as a discussion item on a forthcoming agenda.

D. First Reading of Ordinance #536 Related to Land Use Planning. Amending the Comprehensive Plan and Zone Change from AC to Public Parks Master Plan; Adoption of Brown Park Master Plan; and Declaring an Emergency

Counsel Yuille reminded the Board that this reading is in relation to the Brown Park public hearing from earlier in this meeting. The Board requested that the ordinance be read by title only. Counsel Yuille read the title and stated that the next reading would appear on the October 23, 2024, agenda. There were no questions or discussion.

VIII. REPORTS

A. Mental Health First Aid - Presented by Sara Herd, Lincoln County Public Health Health Promotion Manager

Health Promotion Manager Herd shared a presentation on the County's mandatory Mental Health First Aid training.

B. Commissioner Reports

Commissioner Hall had no report. Commissioner Jacobson chose to postpone her report due to time constraints. Commissioner Miller started his report by sharing confidential personnel information. Counsel Yuille notified the Board of Commissioners that this was confidential. A discussion ensued. Commissioners Hall and Jacobson indicated that they would not participate further based on Commissioner Miller's sharing of confidential information. The meeting then ended with Hall and Jacobson leaving, denying a quorum for it to continue. The meeting was ended at 12:40 p.m.

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

Due to the length of the agenda, "public comment" was moved up to just after "public hearing". Written comment was reviewed. There was no comment online. Monica Kirk appeared in person with a prepared comment re Commissioner Miler's conduct during the September 18, 2024, meeting.

A. Public Comment 10-2-24

X. EXECUTIVE SESSION

XI. ADJOURN

The meeting was adjourned at 12:40 p.m.

XII. OTHER SCHEDULED MEETINGS AND APPOINTMENTS OF THE BOARD

- A. Monday, October 21, 2024 - 10:00 a.m. - Staff Meeting**
Wednesday, October 23, 2024 - 10:00 a.m. - Board of Commissioners Meeting - Hybrid
Monday, November 4, 2024 - 10:00 a.m. - Staff Meeting
Wednesday, November 6, 2024 - 10:00 a.m. - Board of Commissioners Meeting - Hybrid
Tuesday, November 12, 2024 - 10:00 a.m. - Staff Meeting
Wednesday, November 13, 2024 - 10:00 a.m. - Board of Commissioners Meeting - Hybrid