BEFORE THE BOARD OF COMMISSIONERS
County of Lake County
State of Oregon

REGULAR SESSION

The Lake County Board of Commissioners met in Regular Session on Wednesday, May 6, 2015 at 10:00 a.m. The following members were present: Chair Bradley J. Winters, Vice-Chair Ken Kestner and Commissioner Dan Shoun. Also present: Commissioner Administrative Assistant Denise Thorsted, Legal Counsel Jim Bailey, Planning Director Darwin Johnson and Member of the Press Jimmy Hall, Lake County Examiner. Number of Public present: 3.

Additions: Ordinance No. 108/Truancy Proposal, Action/Consideration
Deletions: Grave Marker Request/Deputy Samuel J. Lewis, Action/Consideration

The Regular Session was called to order by Chairman Winters and the Pledge of Allegiance was recited.

10:00 am – Public Comment
No public comment received.

Other Business:
Nuisance Complaint Update:
Mr. Johnson confirmed that he would be providing two separate recommendations for today’s session. Legal Counsel provided a brief summary of the process followed to date. Findings and recommendations for the two complaints received were as follows:

1. Property Owner Jim Story (Summer Lake) had been contacted and discussion had occurred on vehicles currently located on his property. These vehicles were either running or awaiting parts; vehicles were to be returned to their owners once repairs had been made. The intent of the owner was to clean up the property in the near future. Upon review, this complaint was not found to meet the nuisance ordinance guidelines. There was no public health or safety concern. No action was recommended at this time.

2. Property located on Christmas Valley Highway (no name given) had received three letters of complaint that did warrant nuisance complaint issues/process. Confirmation was given that notification had been sent to the property owner on April 27th with no response to date. Recommendation was to deem this complaint a nuisance and move forward with abatement process.
In addition, Mr. Johnson provided an update on a previously discussed complaint (Westside Road). No call or conversation had occurred from notifications forwarded by the County to the property owner. This property owner’s ten (10) day notification deadline was due to end tomorrow. Conversation was to occur with Sheriff on next steps to be taken.

Property Vacation Resolution 15-05-06, Action/Consideration:
The overview provided by Mr. Johnson confirmed the request received by property owner Duane Hand (Silver Lake) for the vacation of an undeveloped road adjacent to his property. Resolution 15-05-06 was necessary in order to begin the Public Hearing process for this request. The “odd” shape of the property was noted and discussed. Mr. Johnson provided information on the property distribution to adjacent landowners of this roadway was to occur if the vacation were to be approved.

Commissioner Shoun moved to approve Resolution 15-05-06 in the matter of the vacation proceeding of certain public land within Lake County for moving forward with the Public Hearing process as presented. Commissioner Kestner second. Motion carried.

Property owners Larry Walker and Cathleen Cagle discussed briefly a request for vacation in the Silver Lake area. Following brief discussion, Mr. Johnson agreed to work on the request outside of today’s session.

Lane County Intergovernmental Agreement(s), Action/Consideration:
Annual agreement(s) with Lane County for GIS mapping and Ascend/Proval software support.

Commissioner Shoun moved to approve the Intergovernmental Agreement for Development and Support of the Property Assessment & Taxation Search Web Application as presented. Commissioner Kestner second. Motion carried.

Commissioner Kestner moved to approve the Intergovernmental Agreement for Ascend/Proval software support as presented. Commissioner Shoun second. Motion carried.

Meeting Minutes, Action/Consideration:
Commissioner Shoun moved to approve the March 18, 2015 Regular Session Meeting Minutes as presented. Commissioner Kestner second. Motion carried.

Commissioner Shoun moved to approve the March 31, 2015 Work Session Meeting Minutes as presented. Commissioner Kestner second. Motion carried.

Commissioner Shoun moved to approve the April 14, 2015 Work Session Meeting Minutes as presented. Commissioner Kestner second. Commissioner Winters abstained. Motion carried.

Commissioner Shoun moved to approve the April 27, 2015 Special Session Meeting Minutes as presented. Commissioner Kestner second. Motion carried.
Connect Oregon V Amendment No. 1, Action/Consideration:
Mr. Berman confirmed that the amendment presented allowed for the removal from the Airport Master Plan of the Precision Approach Path Indicators (PAPIs) from the runway project. This item was scheduled to be done by the Federal Aviation Administration.

Commissioner Shoun moved to approve Amendment Number 01 to Grant Agreement 30149 as presented. Commissioner Kestner second. Motion carried.

Additions:
Ordinance #108/Truancy Proposal, Action/Consideration:
Confirmation was given that Attachment A had been updated per Board request and presented for consideration. This Ordinance was intended to assist all truancy officers in Lake County with truancy issues and to move through the process more quickly. Approval was needed on the document presented in order to begin the Public Hearing process. Conversation followed on the ORS related to truancy and on the process to be followed.

Commissioner Shoun moved to approve Ordinance No. 108 in the matter of adoption an ordinance creating an intergovernmental with all Lake County School Districts to address truancy for public hearing process to begin. Commissioner Kestner second. Motion carried.

Legal Counsel confirmed that this matter would require two public hearings be held thirteen days apart with advertisement for one week prior.

Commissioner Shoun moved to approve public hearing dates for Ordinance No. 108 on May 19, 2015 in Lakeview and June 3, 2015 in Fort Rock. Commissioner Kestner second. Motion carried.

Conversation followed on the potential sage grouse discussion to take place this afternoon. The Board by consensus gave support of letter drafted by Judge Steve Grasty (Harney County) regarding the sage grouse issue. Following discussion, Commissioner Kestner agreed to sit in on afternoon meeting on this matter.

Department Updates:
No Department Updates were provided during today’s session.

Legal Updates:
Legal Counsel provided information on a revolving loan issue with R&M Machinery. This loan was substantially behind on payments, notifications had been forwarded with no response received. Treasurer Ann Crumrine stated that as conversation was needed with these parties, notification from Legal Counsel would possibly move this process forward. Legal Counsel agreed to forward correspondence and to provide an update during the Board’s next session.

Legal Counsel confirmed that the moratorium previously in place had now expired. Options on his matter were given with the recommendation to impose a second moratorium with option to extend if needed. Confirmation was given that medicinal and recreational uses were to be managed by two separate State agencies: medicinal (Oregon Health Authority) and recreational by (OLCC). Having a moratorium in place would allow the State time to determine land use regulations and management. This per Legal Counsel would be the “most responsible”
thing to do. Legal Counsel agreed to draft the new Ordinance for this matter. Conversation occurred on the extension time frame.

**Liaisons:**

No Liaisons were provided during today’s session.

**Break:** 10:53 am  
**Resume:** 11:00 am

**Move to Executive Session 192.660 (2) (h): 11:00 am**

Remaining for Executive Session were the Board of Commissioners, Legal Counsel, Sheriff Taylor and Undersheriff Paul Havel.

**Return to open Session: 12:02 pm**

There being nothing further to come before the Lake County Board of Commissioners, this meeting adjourned at 12:03 p.m.

Respectfully Submitted,

[Signature]

Denise Thorsted  
Administrative Assistant

Board Approval,

[Signature]  
Bradley J. Winters  
Chairman

[Signature]  
Ken Kestner  
Vice Chairman

[Signature]  
Dan Shoun  
Commissioner