BOARD OF COMMISSIONERS MEETING MINUTES
July 20, 2016

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, July 20, 2016 at 10:00 a.m. The following members were present: Chair Ken Kestner and Commissioner Bradley J. Winters. Vice-Chair Dan Shoune was absent from today’s proceedings. Also present: Legal Counsel Jim Bailey, Administrative Assistant Denise Thorsted, Sheriff Mike Taylor, Treasurer Ann Crumrine, Planning Director Darwin Johnson, Assistant Building Director Jennifer Stephens and Member of Press Jimmy Hall Lake County Examiner. Number of Public present: 2.

Additions:  Nuisance Concerns, Citizen Carl Shumway
           Airport Mobile Removal, Facility and Properties Manager David Berman
Deletions:   Lake County Chamber Request
            Schminck Museum Transfer Agreement
            Auditor Contract/Engagement Letter

The Regular Session was called to order by Chair Kestner and the Pledge of Allegiance was recited.

10:00 am – Public Comment
  No Public Comment was received during today’s session

Other Business:

Budget Resolution 2016-04, Action/Consideration:
  The purpose of this Resolution was confirmed to be for the classification of spending in
  the current budget year according to GASB 54 standards.

Commissioner Winters moved to approve Resolution No. 2016-04 in the matter of
Establishing Policies for Fund Balances as presented.
Discussion: Explanation was given on breakdown of funds for specific purposes.
Commissioner Kestner second. Motion carried.

ATV Grant Consideration, Action/Consideration:
  Confirmation was given that there was to be no “cash” match for this grant, in-kind only
  in way of supplies on hand for way-point kiosks to be placed.
Commissioner Winters moved to approve the 2016 Oregon Parks and Recreation Department All-Terrain Vehicle (ATV) Program Agreement as presented. Commissioner Kestner second. Motion carried.

10:05 am – Public Hearing/Transportation System Plan Update Ordinance No. 114
Public Hearing Open  10:05 am

Planning Director Darwin Johnson provided a brief overview for the Transportation System Plan Update process that was intended to update the County’s Comprehensive Plan, Zoning Ordinance and Land Development Ordinance related to Statewide Planning Goal 12. These changes were expected to assist with future grant funding applications.

Public Hearing Remained Open Until Later in Today’s Session.

Addition:
Nuisance Concerns, Citizen Carl Shumway:

Mr. Shumway provided for conversation copies of letters and documentation presented discussing potential code violations. Mr. Shumway stated that he did not feel that enforcement was a duty of law enforcement but should be handled through Planning and the Board of Commissioners. Concerns stated included RVs, campers, cars boats and mobile home storage on R-1 lots.

Mr. Shumway confirmed he had recently filed a complaint against one Christmas Valley property owner in which he believed the property owner was in violation of R-1 permitted uses. This lot currently held two RVs, one yurt, one yacht and a storage building. Signature pages were included showing additional support of complaint filed.

Information was provided on the Nuisance Complaint process currently in place. Mr. Johnson confirmed currently there was nothing in County Ordinance restricting the parking of RVs on private property, living in one feel under other regulations. Mr. Shumway disagreed and asked for the County to contact this property owner and advise them of the complaint filed.

Commissioner Winters confirmed that during this year’s budget process agreement had been to set aside funds for the potential development of a position for code enforcement (along with other duties). Conversation occurred on wording including in the current zoning ordinance, Mr. Shumway provided suggestions for possible changes. Mr. Shumway felt that education was key to the success of code enforcement in order for the public to know the regulations in place.

Mr. Shumway complained about one site where a second story was being added and the inspector had gone to an incorrect address. Assistant Building Director Jennifer Stephens confirmed notification had been sent to the property owner noting the error made. Conversation occurred on water district running water to properties having no plumbing permits; if a septic system was in place, the water board allowed for water to placed and permitting processes. Also discussed were options for disposal/dismantling of mobile homes.

Mr. Johnson confirmed for the record his disagreement with Mr. Shumway’s interpretation of the County’s land use policy in terms of storing an RV, boat or vehicle on personal property. This per Mr. Johnson was not a land use violation and there was nothing in the code that would suggest such. In terms of permitting process, Mr. Johnson felt proper tools were in place.
Additions cont.:  
_Airport Mobile Removal, Facility and Properties Manager David Berman:_

Consensus was given by the Lake County Board of Commissioners for removal of mobile home currently located at the Lake County Airport.

Other Business cont.:  
_Remodel Flooring Award/Diamond, Action/Consideration:_

Confirmation was given that the recommendation for the award of flooring for the newly remodeled Community Corrections/Sheriff’s Departments was not to the lowest bidder but for longevity and durability of the product to be installed.

Commissioner Winters moved to approve the award of the Diamond Home Improvement Center quote for flooring in the amount of $12,814.00 with the addition of walk off carpet in the amount of $303.00 as presented. Commissioner Kestner second. Discussion: type of flooring to be placed was provided and discussed. Motion carried.

_Warner Canyon Ski Hill Well Award/Fry Industries, Action/Consideration:_

Commissioner Winters moved to approve the award recommendation of lowest bidder Fry Industries for the Warner Canyon Ski Hill Well Project in the amount of $30,880.00 as presented. Commissioner Kestner second. Motion carried.

_Klamath County Detention IGA, Action/Consideration:_

Commissioner Winters moved to approve the Intergovernmental Agreement between Klamath County and Lake County for the placement of youths in the Klamath County Detention Facility for 220 bed days per year at $110.00 per bed day as presented. Commissioner Kestner second. Motion carried.

_Mental Health/ProtoCall Services, Inc. Amendment, Action/Consideration:_

Commissioner Winters moved to approve the Amendment to Agreement between ProtoCall Services, Inc. and Lake County Mental Health for adjustment of fee schedule after hour service calls as presented. Commissioner Kestner second. Motion carried.

_Fleet Vehicle RFP, Action/Consideration:_

Commissioner Winters moved to approve the Request for Fleet Vehicle Price Quote for the purchase of two fleet vehicles (Sheriff’s Department) as presented. Commissioner Kestner second. Motion carried.

_Public Hearing/Ordinance No. 114 closed: 11:24 am_

No comments were received during the Public Hearing process.

Commissioner Winters moved to approve Ordinance No. 114 in the matter of text amendments of the Lake County Comprehensive Plan, Zoning Ordinance and the land Development Ordinance as presented. Commissioner Kestner second. Discussion: conversation occurred on final process Motion carried.
**Meeting Minutes, Action/Consideration:**

Commissioner Winters moved to approve the May 18, 2016 Work Session Meeting Minutes as presented. Commissioner Kestner second. Motion carried.

**Department Updates:**

No Department Updates were provided during today’s session.

**Legal Updates:**

No Legal Updates were provided during today’s session.

**Liaisons:**

No Liaisons were provided during today’s session.

**Break:** 11:27 am  
**Resume:** 11:43 am

**Recess to Executive Session ORS 192.660 (2) (h):** 11:43 am  
Those remaining included: The Board, Legal Counsel and the Administrative Assistant. Two items discussed.  
**Resume Open Session:** 11:57 am  
No decisions made while in Executive Session.

There being nothing further to come before the Lake County Board of Commissioners, this meeting adjourned at 11:58 a.m.

Respectfully Submitted,

[Signature]

Denise Thorsted  
Administrative Assistant

Board Approval,  

[Signature]  
Ken Kestner  
Chairman

Absent  
Dan Shoun  
Vice Chairman

[Signature]  
Bradley J. Winters  
Commissioner