

REVISED AGENDA
COOS COUNTY BOARD OF COMMISSIONERS
Owen Building Large Conference Room
August 20, 2019
8:30 A.M.

1. **EXECUTIVE SESSION under the authority of ORS 192.660**

- A. (2)(d) Labor Negotiations
- B. (2)(e) Real Property Transactions
- C. (2)(h) Consultation with Counsel

PLEDGE OF ALLEGIANCE

2. **CITIZEN COMMENTS (agenda items or general comments) – limited to 3 minutes per person-
scheduled to begin at 9:30 AM**

3. **PUBLIC HEARING**

- A. Sale of Certain County Forest Lands

4. **DEPARTMENT HEADS**

- A. Request Award of Spray Contract- Forestry
- B. Discussion re: Funding Algae Bloom Testing on Tenmile Lake- Coos Health & Wellness (CHW)
- C. Request Approval on Dispatch Agreement with North Bay RFPD- Sheriff
- D. Request Approval of TOPS Agreement with Catchmark Timberlands II, LLC- Sheriff
- E. Request Approval of IGA #5837 with Dept. of Corrections & Authorize Chair to Sign- Community Corrections
- F. Request Approval of IGA #5877 with Dept. of Corrections & Authorize Chair to Sign- Community Corrections
- G. Request Approval of 2019/21 Plan- Community Corrections
- H. Request Approval of Side Agreement with AFSCME- Human Resources
- I. Request Approval of Order to Approve Selling Property- County Counsel

5. **CONSENT CALENDAR- administrative matters not up for discussion**

- A. **Approval of Minutes**
Vacation Hearing- July 16, 2019
Regular Meeting Minutes- August 6, 2019
- B. **Ratification of All Routine Expenditures, Tax Overpayments and Adjustments and Transfer of Funds Within the Budget**
Transfer of Appropriation Within Department- Juvenile- camera for transport vehicle
- C. **Orders & Resolutions**
Resolution 19-08-145P, In the Matter of Classifying and Placement of Various Employees on the Regular Coos County Payroll Effective Their Hire Date
Resolution 19-08-146P, In the Matter of Granting Salary Merit Step Increases for Various Employees Effective August 1, 2019
- D. **Items Previously Approved (authorize Chair to sign where necessary)**
Contract Amendment with Waterfall Clinic- CHW- school based health center funding
- E. **Maintenance Agreements/Licensing (authorize Chair to sign where necessary)**
ArcGIS Software Agreement- Planning

This agenda does not limit the ability of the Commissioners to consider additional subjects. The Board reserves the right to place a time limit on public testimony on any matter. The meeting place is handicapped accessible; if special accommodation is needed, please contact the office at least 24 prior to the meeting.

6. **LATE AGENDA ITEMS**

- A. Request Adopt of Ordinance 19-05-006PL, Zone Change- Planning
- B. Request Approval of Order 19-08-054PL, Extension Request from Pacific Connector Gas Pipeline LLC- Planning
- C. Request Approval of Contract Renewal Between Coos County & CCAT- Treasurer

7. **CCAT GOVERNING BODY**

- A. Request Approval of Contract Renewal Between Coos County & CCAT

7. **COMMISSIONERS REPORTS**

BOC only
Consent Agenda
Regular Agenda

LATE **AGENDA ITEM COVERSHEET**

Agenda Item Title: Adoption of Ordinance No. 19-05-006PL In the Matter of Approving a zone change from Industrial to Q-Urban Residential-2 (minimum 1 acre lot size).

Department: Planning Department

Requested Agenda Date: August 20, 2019

Contact Person: Jill Rolfe, Planning Director

Phone/Ext.: 7770

Background and description of need or problem: The Board voted to approve the Ordinance Number 19-05-006PL on August 7, 2019. Staff completed the draft for signatures

Funding Source: Applicants

Requested Action: Sign the final draft of Ordinance No. 19-05-006PL

Date: August 14, 2019

Signature of Dept. Head: *Jill Rolfe*

If this is a Human Resources issue, forward to the Treasurer who will forward it to Human Resources. For all other matters, forward the document to Counsel **no later than the Monday prior to the Agenda deadline.**

If this is a contract or grant:

- Is the contract or grant an original?
- Is the Contract/Grant Summary Form attached?
- Is the contract signed first by the vendor (except state/federal grants or contracts)?
- If insurance is required, is the insurance certificate attached?
- Is the Clerk's Coversheet attached or do you want it returned to you for filing? Please returns to Planning do not file.

Departments Affected:

COUNSEL *NJ*

TREASURER: _____

HUMAN RESOURCES: _____

BOC forwards signed Contract/Grant to:

*See Original Packet
for Attachment A*

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1 BOARD OF COMMISSIONERS

2 COOS COUNTY

3 STATE OF OREGON

4 In The Matter of Amending The Coos County
5 Comprehensive Plan Map from Industrial
6 To Urban Residential and the Official Zone Map from
7 Industrial (IND) to Qualified- Urban Residential-2 (Q-
8 UR-2)

ORDINANCE No.: 19-05-006PL

9 SECTION 1. TITLE

10 This Ordinance shall be known as the "Coos County Ordinance No. 19-05-006PL".

11 SECTION 2. AUTHORITY

12 This ordinance is enacted pursuant to the provisions of ORS 203.035 and Chapter 215;

13 SECTION 3. PURPOSE

14 The purpose of this Ordinance is to amend the Coos County Ordinance 85-03-004L and
15 amendments thereto, which is the Coos County Zoning & Land Development Ordinance that implements
16 Volume I of the Coos County Comprehensive Plan;

17 SECTION 4. FINDINGS

18 WHEREAS an application was submitted on property described as Township 28S Range 14W
19 Section 31BD Tax Lot 1900, 2100, 2600, 2800 and located southeast of the City of Bandon at in the Urban
20 Growth Boundary.

21 The property is owned by Kenneth and Elizabeth Schwartz. The property is currently zoned
22 Industrial (IND). The request was to rezone this property to a Qualified - Urban Residential (Q- UR-2) as
23 explained in the application is found at Attachment A;

24 WHEREAS Staff reviewed the proposal and made findings in the staff report that the
25 applicant met the required criteria and recommended that the Planning Commission (Hearings Body) find that
26 the application complied with CCZLDO § 5.1.400, staff report is found at Attachment B;

27
28 WHEREAS the Planning Commission found that the rezone would conform to the Coos
29 County Comprehensive Plan, the rezone will not seriously interfere with the permitted uses on other nearby
30 parcels; and the rezone will comply with other policies and ordinances adopted by the Board of Commissioners.

1 The Planning Commission voted to recommend approval of this application based on the findings presented by
2 Staff;

3 AND IT APPEARING to the Board of Commissioners that the application meets the criteria
4 and explained in the Staff Report and Application. The Board of Commissioners also voted to refund \$1000.

5 SECTION 5. SEVERANCE CLAUSE

6 If any section, subsection, provision, clause or paragraph of this ordinance shall be adjudged or
7 declared by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect
8 the validity of the remaining portions of this ordinance; and it is hereby expressly declared that every other
9 section, subsection, provision, clause or paragraph of this ordinance enacted, irrespective of the enactment or
10 validity of the portion thereof declared to be unconstitutional or invalid, is valid.

11 SECTION 6. REPEAL OF INCONSISTENT ORDINANCES

12 Coos County Ordinance 85-03-004L is repealed to the extent that they are in conflict with this
13 ordinance. Coos County Ordinance 85-03-004L shall remain in full force and effect in all other respects.

14 SECTION 7. EMERGENCY CLAUSE

15 The Board of Commissioners for the County of Coos deems this Ordinance necessary for the
16 immediate preservation and protection of the public peace, safety, health and general welfare for Coos County
17 and declares an emergency exists, and this Ordinance shall be in full force and effective upon its passage.

18 Dated this 20th day of August .

BOARD OF COMMISSIONERS

19 ATTEST

20 _____
Recording Secretary

Chair

21 Approved as to form:

22 _____
Office of Legal Counsel

Vice Chair

Commissioner

26 1st Reading : July 30, 2019

27 2nd Reading: August 7, 2019

28 Effective Date of Adoption: August 20, 2019

30

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Adoption of Order No. 19-08-054PL In the Matter of Approving an Extension Request Applied for by Pacific Connector Gas Pipeline, LP.

Department: Planning Department

Requested Agenda Date: August 20, 2019

Contact Person: Jill Rolfe, Planning Director

Phone/Ext.: 7770

Background and description of need or problem: The Board voted to accept the Hearings Officer's recommendation and the order with the final decision and order has been drafted for signatures.

Funding Source: Applicants

Requested Action: Accept the Order and findings to support the decision.

Date: August 14, 2019

Signature of Dept. Head:

Jill Rolfe JR

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Departments Affected:

COUNSEL *NT*

TREASURER: _____

HUMAN RESOURCES: _____

BOC forwards signed Contract/Grant to:

*See Original Packet
for Attachment A*

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BOARD OF COMMISSIONERS
COUNTY OF COOS
STATE OF OREGON

1
2
3 IN THE MATTER OF APPROVING AN)
4 EXTENSION REQUEST APPLIED FOR BY) FINAL DECISION AND ORDER
5 PACIFIC CONNECTOR GAS PIPELINE, LP) NO. 19-08-054PL
6 AND APPEALED BY TONIA MORO, ATTORNEY)
7 AT LAW P.C.

8 NOW BEFORE THE Board of Commissioners sitting for the transaction of County
9 business on the 20th day of August 20, 2019, is the matter of the appeal of the Planning
10 Director's March 8, 2019, decision granting Pacific Connector Gas Pipeline, LP's (hereinafter
11 the "Applicant") application for approval of an extension to a conditional use approval for
12 the construction and operation of a natural gas pipeline to provide gas to Jordan Cover
13 Energy Project's liquefied natural gas (LNG) terminal and upland facilities.

14 The Board of Commissioners invoked its authority under the Coos County Zoning and
15 Land Development Ordinance (CZLDO) §5.0.600.4 to pre-empt the appeal process and
16 appoint a Hearings Officer to conduct the initial public hearing for the application and then
17 make a recommendation to the Board of Commissioners. The Board of Commissioners
18 appointed Andrew H. Stamp to serve as the Hearings Officer.

19 Hearings Officer Stamp conducted a public hearing on this matter on May 31, 2019.
20 At the conclusion of the hearing the record was held open to accept additional written
21 evidence and testimony. The record closed with final argument from the Applicant received
22 on July 8, 2019.

23 Hearings Officer Stamp issued his Analysis, Conclusions and Recommendations to
24 the Board of Commissioners on July 10, 2019. Staff presented some revisions to the
25 Findings of Fact; Conclusions of Law and Final Decision for the Board of Commissioners to
consider.

1 The Board of Commissioners held a public meeting to deliberate on the matter on
2 August 6, 2019. All members present and participating unanimously voted to accept the
3 decision of the Hearings Officer with proposed amendments with the understanding that the
4 final draft will be signed at the August 20, 2019 regular scheduled Board of Commissioners
5 Meeting.

6 NOW, THEREFORE, the Board of Commissioners, having reviewed the Hearings
7 Officer's Analysis, Conclusions and Recommendation, the arguments of the parties, and the
8 records and files herein,

9 IT IS HEREBY ORDERED that the Planning Director's March 8, 2019, decision
10 granting Pacific Connector Gas Pipeline, LP's (hereinafter the "Applicant") application for
11 approval of an extension to the conditional use approval for the construction and operation
12 of a natural gas pipeline is affirmed, and the Board further adopts the Findings of Fact;
13 Conclusions of Law, and Final Decision attached hereto as "Attachment A" and incorporated
14 by reference herein.

15 ADOPTED this 20th day of August 20, 2019.

16 BOARD OF COMMISSIONERS:

17 _____
18 COMMISSIONER

RECORDING SECRETARY

19 _____
COMMISSIONER

APPROVED AS TO FORM:

20 _____
21 COMMISSIONER

Office of Legal Counsel

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Coos County Area Transit Service District (CCAT) contract renewal

Department: Treasurer

Requested Agenda Date: 8/20/2019

Contact Person: Megan Simms

Phone/Ext.: 7729

Background and description of need or problem: The current Agreement with CCAT for the provision of services for the County's public transit service expired June 30, 2019. This contract amendment renews the Agreement from June 30, 2019 to June 30, 2021

Funding Source:

Requested Action: BOC to approve and sign Contract Amendment

Date: 8/16/2019

Signature of Dept. Head: Megan Simms

For all matters, forward the document to Counsel **no later than the Monday prior to the Agenda deadline.** Counsel will forward to Treasurer.

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- Is the Contract/Grant Summary Form attached?
- Is the contract signed first by the vendor (except state/federal grants or contracts)?
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- Is the Clerk's Coversheet attached or do you want it returned to you for filing?

County Counsel NT

Treasurer MS

Human Resources _____

60

CONTRACT / GRANT SUMMARY FORM

Clerk's CJ No.: _____ (complete after filed with Clerk) Contract/Agreement/Grant No.: _____
Name/Agency Name and Address: Coos County Area Transit Service District 93781 Newport Ln Coos Bay, OR 97420
Contact Person: Sergio Gamino Phone No. (541) 267-7111
Amount of Contract/Grant Award: \$ n/a
Payment Terms: n/a (state lump sum or amount and time of payments)
Start Date: 1/21/2004 End Date: 06/30/2021
County Department and Employee Responsible for Performance: Treasurer, Megan Simms
Description: Renewal of Agreement between CCAT and Coos County for Transportation Service Agreement for senior citizens, the disabled, and the general public.

FINANCIAL INFORMATION

STATE %	OTHER %	FEDERAL % (CFDA # Required)	Catalog of Federal Domestic Asst. *(CFDA) Number

*CFDA is a five digit number in the following format: xx.xxx. The first two digits designate the federal agency and the last three the grant description. The following is a partial listing of the two digit agency identifier:

10.xxx USDA 14.xxx HUD 20.xxx USDOT 66.xxx EPA 84.xxx Dept. of Education
11.xxx Dept. of Commerce 16.xxx USDOJ 39.xxx General Svcs. Admin. 83.xxx FEMA 93.xxx USDHHS

NOTE: If the contract/grant is associated with more than one CDFA number, each segment must have it's own summary form.

New Renewal Modification
Previous Amount: \$ Original Amount: \$
Previous Date: Original Date:
Automatic Renewal? Yes No Staff Requirements: New Existing Subcontract
Will unemployment cost be incurred? Yes No

PUBLIC CONTRACTING INFORMATION

Method of Selection: Type of Contract:
 Bid None New (complete sections below)
 Quote Other _____ Renewal (no need to complete sections below)
 Proposal Modification (no need to complete sections below)

Type of Contract:
 Goods and Services - If Not Using Bid or Proposal, Mark Exemption:
 Under \$10,000 Equipment Maintenance
 Under \$50,000 for Quotes Office Supplies
 Under \$150,000 & Approval from Board for Quotes Used Vehicles
 Sole Source State Purchasing
 Contract with Public Agency Other _____
 Public Improvement - If Not Using Bid, Mark Exemption:
 Under \$5,000 Alternative Contracting Method Approved by Board
 Under \$50,000 for Quotes Other _____
 Under \$100,000 & Not a Transportation Project for Quotes
 Personal Services Contract - If Not Using Proposal, Mark Exemption:
 Under \$50,000
 Under \$150,000 & Approval from Board

Will project be reported to Bureau of Labor for Prevailing Wages under ORS 279C.800? Yes No
Certificate of insurance required? Yes No
Form of contract: Oral Written (attach the written contract)

Date Approved by BOC: _____ Reviewed by Counsel: _____