

A G E N D A
COOS COUNTY BOARD OF COMMISSIONERS
Owen Building Large Conference Room
December 1, 2015
8:30 A.M.

1. **EXECUTIVE SESSION under the authority of ORS 192.660**
A. (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 HEARINGS**
A. Reduction of Redemption Period for 63533 S. Spring Road, Coos Bay

B. Proposed Gate on Guerin Lane, Myrtle Point
4. **CONSENT CALENDAR- administrative matters not up for discussion**
A. **Orders & Resolutions**
Order Setting Hearing 15-11-058PL, In the Matter of the Vacation of a Portion of Noble Creek Lane Within Tax Lots 300, 400 and 201, Located in Coos County, Oregon
Order 15-11-060C, In the Matter of Reappointing Reese Bender to the Parks Advisory Board
Order 15-11-061C, In the Matter of Appointing John Sperling and Valerie Lantz to Replace Members on the Parks Advisory Board
Order 15-11-062C, In the Matter of Appointing Members to the Parks Advisory Board

B. **Items Previously Approved (authorize Chair to sign where necessary)**
Purchase of High-Resolution GIS Imagery from Hexagon GeoSpatial- Assessor
5. **LATE AGENDA ITEMS**
6. **COMMISSIONERS REPORTS**

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.

BOC only:
Consent Agenda _____
Regular Agenda _____

AGENDA ITEM COVERSHEET

Agenda Item Title: Executive Session Requested

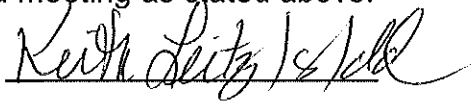
Department: Counsel **Requested Agenda Date:** 12/01/15

Contact Person: Keith Leitz **Phone/Ext.:** 7690

Background and description of need or problem: Need executive session for:
• ORS 192.660(2)(h) – consulting with regard to current litigation and litigation likely to be filed

Requested Action: Go into Executive Session during Board meeting as stated above.

Date: 11/24/15

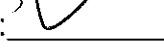
Signature of Dept. Head: 

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.** Counsel will forward to Treasurer.

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?

Departments Affected:

COUNSEL:  _____

BOC forwards signed Contract/Grant to: n/a

①

BOC only:
Consent Agenda _____
Regular Agenda _____

**AGENDA ITEM COVERSHEET
HEARING**

Agenda Item Title: Reduction of Redemption Period for 63533 S. Spring Road, Coos Bay

Department: Treasurer/Tax **Requested Agenda Date:** 12/1/2015 @ 9:30 am

Contact Person: Mary Barton **Phone/Ext.:** 7729

Background and description of need or problem: In September 2015 the County began the foreclosure process on account 2090200. ORS 312.200 states that a reduction of redemption may be granted, by order of the Board, if the real property is subject to waste or not occupied by the owner or any person or entity that appears in the interest of the property for a period of six consecutive months.
One September 22, 2015 the Board deemed that the property is subject to waste.

Funding Source: N/A

Requested Action: Approve order calling for Tax Collector to deed property located at 63533 S. Spring Road, Coos Bay to County. ORDER 15-11-059L.

Date: 10/8/2015 **Signature of Dept. Head:** Barton

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.** Counsel will forward to Treasurer.

- 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?

Departments Affected:

COUNSEL: OK

HUMAN RESOURCES: N/A

BOC forwards signed Contract/Grant to: COUNSEL'S OFFICE

Commissioners Initials to Place on Agenda ONLY: _____

3A

1 BOARD OF COMMISSIONERS

2 COUNTY OF COOS

3 STATE OF OREGON

4 IN THE MATTER OF THE REDUCTION) ORDER CALLING FOR TAX
5 OF THE REDEMPTION PERIOD FOR A) COLLECTOR TO DEED
6 TAX FORECLOSED PROPERTY) PROPERTY TO COUNTY
7) 15-11-059L

8 NOW BEFORE the Board of Commissioners sitting for the transaction of County
9 business on the 1st day of December, 2015 is the matter of the reduction of the redemption period
10 for a tax foreclosed property;

11 AND IT APPEARING to the Board that, on the 21st day of September, 2015, the Coos
12 County Circuit Court issued a general judgment foreclosing the tax liens against several
13 properties, including a property owned by Yvonne M. Marshall, Tax Account #2090200
14 (hereinafter "Property");

15 AND IT FURTHER APPEARING to the Board, that the legal description of the Property
16 is set forth in Exhibit A, attached hereto and incorporated herein by reference;

17 AND IT FURTHER APPEARING to the Board that, at a public hearing on the 22nd day
18 of September, 2015, the Board made a preliminary determination that the aforementioned
19 Property may be subject to waste or abandonment, and approved the request to initiate
20 proceedings to reduce the redemption period for this Property;

21 AND IT FURTHER APPEARING to the Board that Coos County Code 11.02.010
22 through 11.02.060 and ORS 312.122 set forth certain requirements for such proceedings to
23 reduce the redemption period of the Property;

24 AND IT FURTHER APPEARING to the Board, that such requirements include a
25 hearing wherein the Board shall determine if the Property is subject to waste or abandonment as
26
27
28

1 provided in ORS 312.122 and Coos County Code 11.02.010 to 11.02.060;

2 AND IT FUTHER APPEARING to the Board, that at such hearing the owner and any
3 person or entity that appears in the records of the County to have a lien or other interest in the
4 Property shall be given an opportunity to be heard;

5 AND IT FURTHER APPEARING to the Board that, if the Board determines that the
6 Property is subject to waste or abandonment, any rights of possession the owner may have in the
7 property are forfeited;

8
9 AND IT FURTHER APPEARING to the Board, that if the Board determines that the
10 Property is subject to forfeiture, the Board may direct the property to be deeded to the County by
11 the Tax Collector of the County after expiration of a period of thirty (30) days from the date of
12 the action of the Board determining that the Property is subject to forfeiture, unless it is sooner
13 redeemed by the owner or any person or entity that then appears in the records of the County to
14 have a lien or other interest in the Property;

15
16 AND IT FURTHER APPEARING to the Board, that all rights of redemption with
17 respect to the Property shall terminate on the execution of the deed to the County;

18 AND IT FURTHER APPEARING to the Board, that all requirements set forth in ORS
19 312.122 and Coos County Code 11.02.010 to 11.02.060 have been satisfied;

20 NOW, THEREFORE, IT IS HEREBY ORDERED that the Property is subject to waste
21 and abandonment;

22 AND IT IS FURTHER ORDERED that any rights of possession the owner may have in
23 the property are forfeited;

24
25 AND IT IS FURTHER ORDERED that this Order shall be served upon the Tax Collector
26 and upon the owner and any person who appeared, either in person or in writing, at this hearing;

27 AND IT IS FURTHER ORDERED that, under ORS 312.200, the Property shall be
28

EXHIBIT A

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2090200 T26S, R14W Section 1BD TL14000 Marshall, Yvonne

Lots 1 thru 3, Block 3, Plat of Hollywood on file and of record in the office of the Clerk of Coos County, Oregon

BOC only: Consent Agenda _____
Regular Agenda _____

AGENDA ITEM COVERSHEET

Agenda Item Title: Gate Hearing: Proposed Gate on Guerin Ln MP 0.776.

Department: Road Dept.

Requested Agenda Date: 12-1-15

Contact Person: John Rowe

Phone/Ext.: 7665

Background and description of need or problem: Ron La Franchi and Arlene Guerin have requested to install a gate at MP 0.776 on Guerin Ln in Myrtle Point.

Funding Source: N/A

Requested Action: Approve proposed gate on Guerin Ln.

Date: 10-18-15

Signature of Dept. Head: *John Rowe*

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 Friday prior to the Agenda deadline.** Counsel will forward to Treasurer.

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?

Departments Affected:

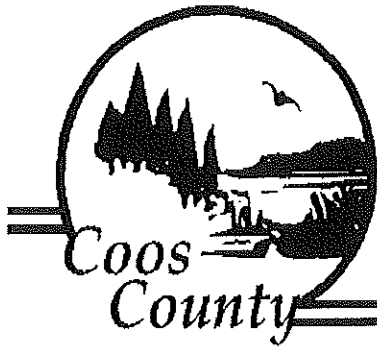
COUNSEL: *follow up w/ an order setting out final decision and steps to be taken by all parties.*

TREASURER: *N/A*

HUMAN RESOURCES: *N/A*

BOC forwards signed Contract/Grant to: _____

313



PUBLIC WORKS

ROAD - SOLID WASTE

250 N Baxter Street, Coquille, Oregon 97423

(541) 396-7665

FAX (541) 396-1023

JOHN ROWE

Director / Roadmaster

ATTACHMENT TO AGENDA ITEM

November 18, 2015

Board of Commissioners


Re: La Franchi / Guerin Gate Location Inspection Report

Ron La Franchi and Arlene Guerin have requested a gate hearing to keep an unauthorized gate on Guerin Lane Road No. 21G at mile post 0.78 approximately 776 feet from the end of the road, at the beginning of the gravel section. The gate at the proposed location was installed without a valid permit. The owners were instructed to keep the gate open until the gate was authorized by the Board of Commissioners. Ron La Franchi and Arlene Guerin own the property on both sides of the road.

The unauthorized gate was installed to stop people from vandalizing personal property and illegally dumping trash along the roadside and property along the river. People are also illegally camping on the La Franchi property along the river. I have visited the site several times and have witnessed the trash along the shoulder of the roadway and along the river bank.

I have no objections to the gate location. I would also be in favor of that portion of the roadway being vacated in the future.

Thank you,


John J. Rowe
Roadmaster

To Coos County Highway Department

Ron La Franchi is proposing to move his existing gate at the property line of Jones rock pit, to a new location 750 feet west on Guerin Lane Rd.

Josh La Franchi's family moved to Guerin Lane 5 years ago, since that time, he has observed and alarming rate of increased traffic associated with the Jones property rock pit. The La Franchi family is concerned with the safety of Josh's family, as well as their property.

Individuals have been illegally camping, continually frequenting and parking along the road at random times of the day and night, and in 2013 an individual was squatting on a vacant area of Jones Rock Pit. His presence was noticed due to numerous individuals walking the road and motor vehicle traffic at night. The Jones, who were the property owners at the time, were contacted along with local police. Eventually, this individual stole a tractor along with other items from the red barn along Highway 42 on the La Franchi's property. This event led to the individual's arrest for narcotics. The case number for the stolen items and tractor is S201306971.

In August 2013, a fire was started and abandoned. The fire caused concern for the La Franchi Family due to the potential damage it would have caused to the property along with the rest of Guerin Lane. Fortunately, Eli La Franchi was nearby at the time, noticed the smoke from the fire, and was able to extinguish it.

Since these events, Ron La Franchi has purchased the property from Mr. Jones in hopes that the criminal activities would cease, and in turn make a safe home for Josh La Franchi and his family. Ron La Franchi installed gates and posted "No Trespassing" signs. Unfortunately, this has not deterred illegal fishing, partying, and vandalism. In 2014, Ron La Franchi had to replace two sets of batteries in heavy equipment due to them being stolen. He has also had to replace stolen diesel fuel that had been siphoned out of the same equipment.

This exhausting problem does not stop there. Multiple individuals continue to come back to the property while disregarding the gates and signs to fish and swim. Ron La Franchi does not mind the activity, but is annoyed by the disregard of private property.

Ron La Franchi has proposed to move the gate to a more feasible and manageable location. By relocating this gate, it will deter individuals from parking in plain sight and deter illegal activity. The Gate would create a buffer to Ron La Franchi's property and hopefully slow theft and illegal activity.

PA. CK #87357

To Whom this may Concern

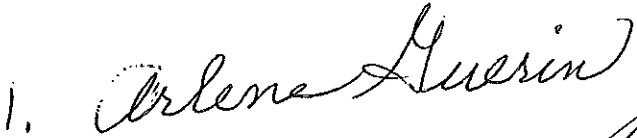
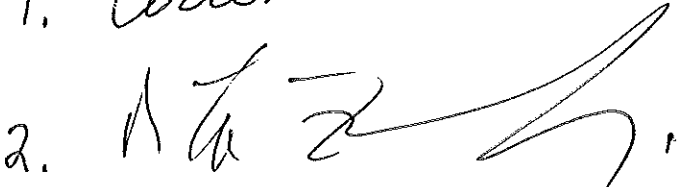
Ron La Franchi is petitioning Coos County to move the existing gate on Guerin lane 700 feet to the west. This relocation will put gate at the end of the asphalt. By relocating gate will protect La Franchi equipment and property.

PETITION

RE: Guerin Lane Gate relocation

Ron La Franchi is petitioning to relocate a gate on Guerin lane from its existing location, to the end of pavement on Guerin Lane.

Relocation of the gate would help protect property owners on Guerin lane, and diminish dumping and traffic.

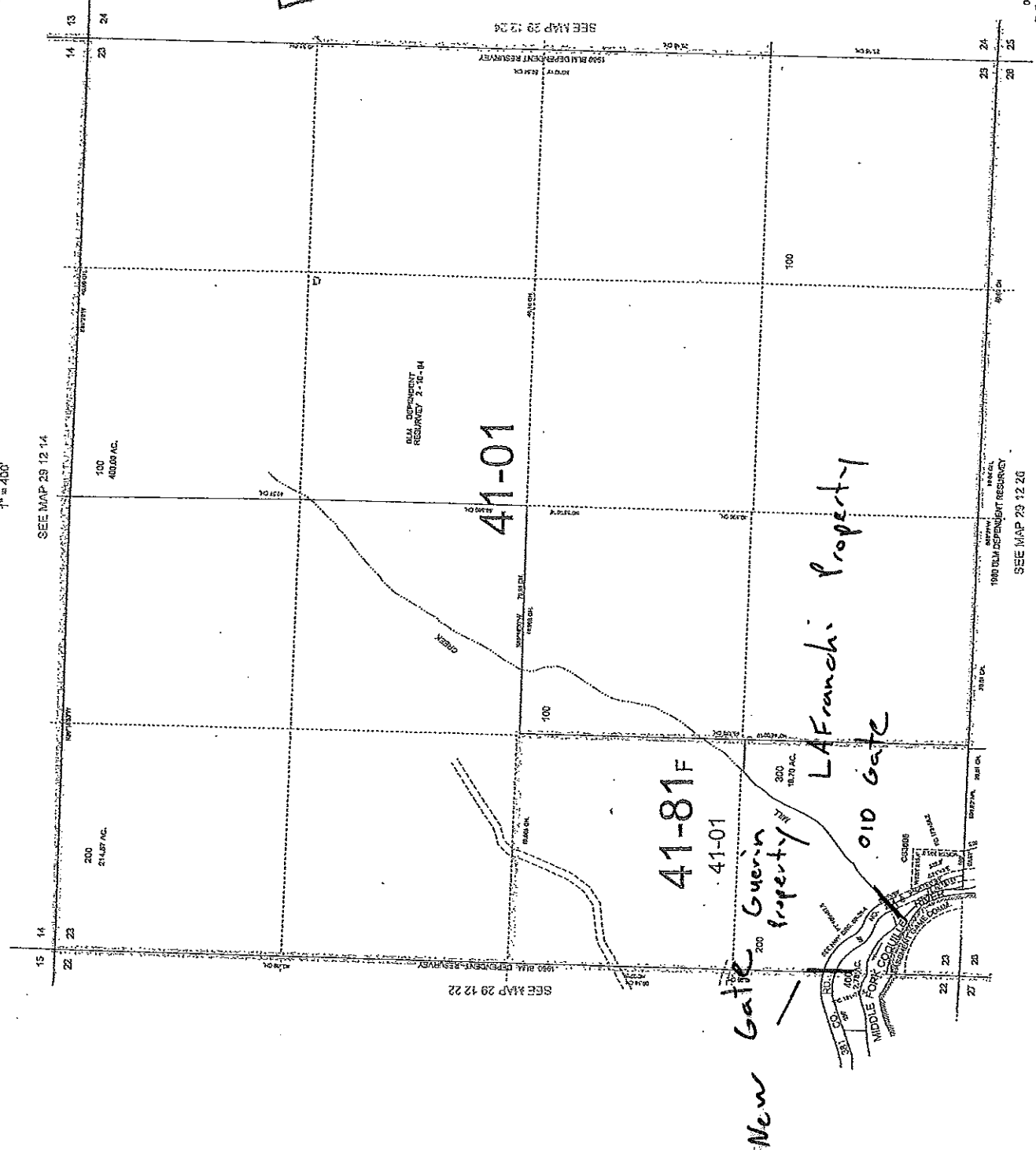
1.  Arlene Guerin
2.  Ron LaFranchi

SECTION 23 T.29S. R.12W. W.M.
COOS COUNTY

29 12 23

CANCELLED
500
101

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY



REDUCED COPY
NOT TO SCALE

0-30-000
29 12 23