

REVISED AGENDA
COOS COUNTY BOARD OF COMMISSIONERS
Owen Building Large Conference Room
November 8, 2016
8:30 A.M.

1. **EXECUTIVE SESSION under the authority of ORS 192.660**
 - A. (2)(a) Real Property Transactions
 - B. (2)(h) Consultation with Counsel

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

3. **DEPARTMENT HEADS**
 - A. Request Approval of Contract with Western Oregon Advanced Health- Coos Health & Wellness (CHW)
 - B. Request Approval of Contract with Bay Area First Step- CHW
 - C. Request Approval of Contract Modification with KAIROS- CHW
 - D. Request Approval of Contract Amendment with Waterfall Clinic- CHW
 - E. Request Approval to Change Vacant Position from MHS II to MHS II-S- CHW
 - F. Request Approval of Updated Job Description & to Post/Advertise MHS II Position- CHW
 - G. Request Approval of Contract with Special Waste Associates- Solid Waste
 - H. Presentation of Community Corrections Annual Report for 2015/16- Community Corrections
 - I. Request Approval to Purchase 2 Vehicles- Community Corrections
 - J. Request Approval to Transfer Spending Authority- Sheriff
 - K. Request Approval to Purchase Load Balancer for Network- Information Technology (IT)
 - L. Request Approval to Fill System Administrator Position at Step 4 & Advertise/Fill Help Desk Manager Position- IT
 - M. Request Approval of Resolution Advancing Taxes & Assessments to Certain Districts- Treasurer/Tax
 - N. Request Approval to Call Up an Application- Planning
 - O. Request Approval of Amended Pay Scale & Updated Job Description for Community Corrections Director Position- Human Resources (HR)
 - P. Request Approval of Amended Non-Union Job Descriptions- HR
 - Q. Request Appointment of Voting Delegate for AOC Forest Management Subcommittee- BOC

4. **CONSENT CALENDAR- administrative matters not up for discussion**
 - A. **Approval of Minutes**
 - Executive Session (2)(h) Consultation with Counsel- October 12, 2016
 - Regular Meeting Minutes- October 18, 2016
 - Joint Workgroup Minutes- October 25, 2016

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.

B. Orders & Resolutions

- Order 16-11-083C, In the Matter of Appointing Kelley Argenta to the Citizen Advisory Committee for the Coos County Planning Department
- Order 16-11-084C, In the Matter of Reappointing Don Ivy and Mary Geddry to the Citizen Advisory Committee for the Coos County Planning Department
- Amended Resolution 16-09-133P, In the Matter of Filling a Vacant Position Effective September 6, 2016
- Cancellation of Resolution 16-09-137P, In the Matter of a Salary Adjustment Due to Certification for JoAnne Beck a Coos County Employee Effective September 1, 2016
- Resolution 16-11-154P, In the Matter of Granting a Merit Step Increase for Lance Morgan Effective Retroactive to October 1, 2016
- Resolution 16-11-155P, In the Matter of Granting Salary Merit Step Increases for Various Coos County Employees, Effective November 1, 2016
- Resolution 16-11-156P, In the Matter of a Longevity Increase for Darin Larson Effective November 1, 2016
- Resolution 16-11-157P, In the Matter of a Pay Scale Adjustment for Pay Grade 792, Effective December 1, 2016
- Resolution 16-11-158P, In the Matter of Reclassifying as Overtime Eligible Various Positions Within Coos Health & Wellness, Effective December 1, 2016
- Resolution 16-11-159P, In the Matter of Filling a Vacant Position Effective October 19, 2016
- Resolution 16-11-160P, In the Matter of Reclassification for Jody Newby Effective November 1, 2016
- Resolution 16-11-161P, In the Matter of Classifying and Placement of Various Employees on the Regular Coos County Payroll Effective Their Hire Date
- Resolution 16-11-162P, In the Matter of Reclassifying as Overtime Eligible for the Position of Office Manager for Sheriff's Department-SCINT, Effective December 1, 2016
- Resolution 16-11-163P, In the Matter of Granting Salary Merit Step Increase for Diane Marsh Retroactive to September 1, 2016
- Resolution 16-11-164P, In the Matter of Granting Salary Merit Step Increase for Dr. Pallav Pareek Retroactive to July 1, 2016
- Resolution 16-11-165P, In the matter of Granting a Merit Step Increase for John Rowe Effective Retroactive to September 1, 2016
- Resolution 16-11-166P, In the Matter of a Pay Increase for Various Employees on the Coos County Payroll Pursuant to the Department of Labor's Final Overtime Rules, Effective December 1, 2016
- Resolution 16-11-167P, In the Matter of Reclassifying as Overtime Eligible for the Position of Help Desk Manager for the County's IT Department, Effective November 14, 2016

C. Items Previously Approved (authorize Chair to sign where necessary)

- IGA #152029 with State of Oregon for peer to peer services- Coos Health & Wellness (CHW)
- Contract with Coquille Indian Tribe for space to see WIC clients- CHW
- Lease Extension with Brad Shely for Coquille office space- CHW
- Contract with OHSU for obesity reduction & prevention- CHW
- Contract with Oregon Affordable Housing Assistance Corp for property owner tax assistance- Finance
- Contact with Agri-Tech to seed ash trenches- Solid Waste
- Transferring Two Employees from Full Time to Half Time- Assessor

D. Maintenance Agreements/Licensing (authorize Chair to sign where necessary)

- Nor-Pac Generator Maintenance Agreement- Sheriff

5. LATE AGENDA ITEMS

- A. Request Approval of Resolution to Add Appropriations- Sheriff
- B. Request Extension of Deadline for Sitkum Lane Slide Repair Project- Road
- C. Request Approval to Adopt New Classification Pay Grade for Various Positions- HR
- D. Request Approval of Resolution of Support for State Legislation re: Coos Bay Wagon Road- BOC
- E. Request Approval of Resolution of Support for Federal Legislation re: Coos Bay Wagon Road- BOC

6. COMMISSIONERS REPORTS

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Seatbelt Overtime Enforcement Grant - Resolution 16-11-1698
11/8/16

Department: Sheriff's Office **Requested Agenda Date:** 11/15/2016

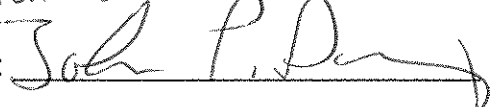
Contact Person: SFC Pat Downing **Phone/Ext.:** 7811

Background and description of need or problem: We have been awarded the Seatbelt Enforcement Grant for October 1, 2016 through September 30, 2017 in the amount of \$5,000. Since we have not had this grant for two years we were unsure if we would get it this year so we did not budget for it. We are requesting that the spending authority be put into the following line items.

001-1600-421-10.03	\$3,600
001-1600-421.15-01	\$ 275
001-1600-421.15-02	\$ 908
001-1600-421.15-04	\$ 217

Funding Source: Grant

Requested Action: Board Review & Approve Resolution 16-11-1698

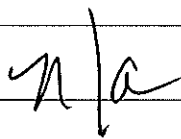
Date: 11/3/16 **Signature of Dept. Head:** 

For all 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?

County Counsel _____

Treasurer _____

Human Resources  _____

5A

1 BOARD OF COMMISSIONERS
2 COUNTY OF COOS
3 STATE OF OREGON

4 In the Matter of Making an Additional)
5 Appropriation in the Amount of \$5,000) RESOLUTION
6 Within the General Fund) 16-11-169B

7 THIS MATTER HAVING COME BEFORE the Board of Commissioners at a meeting
8 held November 8, 2016, and whereas Oregon State Sheriff's Association has increased funds
9 to the Sheriff's Department-Criminal Division in the amount of Five Thousand Dollars (\$5,000);
10 and

11 WHEREAS, the above stated amount for seatbelt enforcement was not anticipated and
12 was not included in the budget; and

13 WHEREAS, the above stated amount should be appropriated according to O.R.S.
14 294.338(2);

15 NOW, THEREFORE, BE IT RESOLVED that an additional amount of Five Thousand
16 Dollars (\$5,000) be appropriated as follows:

17 GENERAL FUND

18 Resources

19 001-0000-331.03-04 DOT-Nat'l Priority Safety Programs \$5,000

20 Expenditures

21 Sheriff's Department-Criminal Division

22 Personal Services

23 001-1600-421.10-03 Overtime 3,600

24 001-1600-421.15-01 FICA 275

25 001-1600-421.15-02 PERS 908

26 001-1600-421.15-04 Workers Compensation 217

\$5,000

27 DATED THIS _____ day of November 2016.

28 BOARD OF COMMISSIONERS

Commissioner

Commissioner

Commissioner

Prepared by:

Barto
Budget Office

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Completion date extension for the 2016 Sitkum Lane Slide Repair Project

Department: Road

Requested Agenda Date: 11/8/16

Contact Person: John Rowe

Phone/Ext.: 7665

Background and description of need or problem: Due to large amounts of rain in October Knife River Materials has requested an extension in their completion date for the 2016 Sitkum Ln Slide Repair Project until November 30, 2016.

Funding Source: N/A

Requested Action: Extend the 2016 Sitkum Lane Slide Repair Project completion date to November 30, 2016.

Date: 11/2/16

Signature of Dept. Head: John Rowe

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County Counsel KR

Treasurer na

Human Resources na

SB



Request for Project Time Extension
2016 Sitkum Lane Slide Repair

Date: November 2, 2016

To: John Rowe
Coos County Road Department

From: Tim Huntley
Knife River Materials
PO Box 1720
Coos Bay, OR 97420

John,

Knife River Materials has encountered significant rainfall amounts during the month of October that has severely impacted the critical path schedule for the above referenced project. With the unknown certainty of the weather forecast for November, Knife River Materials is requesting a project time extension till November 30th for final completion.

Sincerely,

Tim Huntley
General Superintendent

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Approval to adopt New Classification Pay Grade for Various Positions

Department: Human Resources

Requested Agenda Date: 11/8/2016

Contact Person: Keith Leitz

Phone/Ext.: 7580

Background and description of need or problem: Pursuant to the US Department of Labor's Final Overtime Rule that will take effect December 1, 2016, HR has established new pay grade 828 for the following positions:

Administrative Aide II – BOC ✓
Administrative Aide II – IT/Maintenance ✓
Paralegal/Legal Assistant/HR Specialist ✓
Admin Services Supervisor ✓
WIC Coordinator ✓

Classification Pay Grade (828)

Step 1 \$3,533.00
Step 2 \$3,630.00
Step 3 \$3,733.00
Step 4 \$3,842.00
Step 5 \$3,957.00

Funding Source: Personnel Line Items under 001-4000-411.10-01; 005-5000-415.10-01; 001-4002-419.10-01; 005-1100-441.10-01; 021-1300-441.10-01

Requested Action: BOC to approve new Pay Grade 828 for the above-stated positions effective December 1, 2016.

Date: 11/2/2016

Department Head: _____

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Departments Affected:

COUNSEL: KA

TREASURER: MS

HUMAN RESOURCES: CB

BOC forwards signed Contract/Grant to: N/A

50

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Adopt Resolution to Support State Legislation to Correct the Misapplication of the Coos Bay Wagon Road Act of 1939

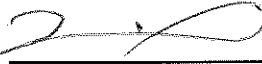
Department: BoC **Requested Agenda Date:** 11/8/16

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

Background and description of need or problem: The Coos Bay Wagon Road Act of 1939 provides for in-lieu of tax payments to Coos County for the reconveyed Coos Bay Wagon Road lands. The Act requires that the in-lieu tax payments apply the same method of taxation used to tax private lands of similar character. This Resolution urges the 79th Oregon Legislative Assembly to adopt legislation to make it clear that timberland not intended for harvest is not eligible for the special assessment under the Forest Land Classification, and that the land and trees on such land should be appraised at real market value for tax purposes.

Funding Source:

Requested Action: Adopt Resolution 16-11-167L in the matter of support for state legislation to correct the misapplication of the Coos Bay Wagon Road Act of 1939.

Date 11/3/16 Signature of Dept. Head: 

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Departments Affected:

COUNSEL: kk

TREASURER: N/C M8

1 BOARD OF COMMISSIONERS
2 COUNTY OF COOS
3 STATE OF OREGON

4 IN THE MATTER OF SUPPORT FOR STATE) RESOLUTION
5 LEGISLATION TO CORRECT THE MISAPPLICATION OF) 16-11-167L
6 THE COOS BAY WAGON ROAD ACT OF 1939)

7 WHEREAS, a long-standing Federal Act has been misapplied to the great loss of revenues
8 over time of two Oregon Counties, Douglas and Coos;

9 WHEREAS, this loss of revenues translates directly to lost resources for critical local
10 public services;

11 WHEREAS, the Coos Bay Wagon Road Act of 1939 (43 USC 1181f-1) provides for in-
12 lieu of tax payments to Coos and Douglas Counties for the reconveyed Coos Bay Wagon Road
13 lands. The Act requires that the in-lieu tax payments apply the same method of taxation used to
14 tax private lands of similar character. The payments made to the Counties under 43 USC 1181f-1
15 are to be based on the appraisal of the land and timber made by a committee convened by the
16 Department of the Interior and are intended to ensure the economic stability of communities in
17 these Counties;

18 WHEREAS, in 1939, when Congress passed the Coos Bay Wagon Road Act, private
19 timberland in Oregon, and the timber thereon, was appraised at fair market value and was assessed
20 an ad valorem tax. In accordance with the Act, payments were made to Coos and Douglas Counties
21 by multiplying the assessed value of the land and trees (valued the same way that private
22 timberlands in Oregon were valued) by the tax rate applied to private timberlands in Oregon;

23 WHEREAS, over time, changes were made to Oregon tax law, which changed the way the
24 timberland and trees are valued. Today, private timberland is taxed according to a "Forest Land
25 Classification", which limits the value of the land for tax purposes, and takes the value of the trees
26 out of the equation, so as to make it affordable for timber companies to continue harvesting the
27 land, especially land that is located near urban areas. Today, in-lieu tax payments made to Coos

1 and Douglas County are based on this tax regime;

2
3 WHEREAS, Congress did not anticipate these changes to Oregon tax law when it passed
4 the Coos Bay Wagon Road Act. In fact these changes run counter to the objectives of Congress at
5 the time the law was passed, by minimizing the level of payments owed to Coos and Douglas
6 Counties;

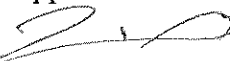
7 WHEREAS, the Coos Bay Wagon Road lands are predominantly special "reserve" lands
8 that serve to prohibit timber harvest. The Counties are seeking state legislation to make it clear
9 that timberland not intended for harvest is not eligible for the special assessment under the Forest
10 Land Classification, and that the land and trees on such land should be appraised at real market
11 value for tax purposes. This change to Oregon tax law would ensure that the Department of the
12 Interior can no longer suppress Coos Bay Wagon Road land payments since the Department would
13 no longer be able to claim that the vast majority of the Coos Bay Wagon Road lands would be
14 subject to the special assessment. The intent of this proposal is to increase Coos Bay Wagon Road
15 Land payments to Coos and Douglas Counties, and not to increase the tax bill for owners of private
16 timberland;

17 NOW, THEREFORE, BE IT RESOLVED that Coos County respectfully urges the 79th
18 Oregon Legislative Assembly to adopt the legislation described above to correct the unfortunate
19 and costly misapplication of the Coos Bay Wagon Road Act of 1939, and its consequent loss of
20 resources for critical local public services.

21 Dated this _____ day of _____, 2016.

22 BOARD OF COMMISSIONERS

23 Approved as to form:

24 
25 _____
Office of Legal Counsel

26 _____
Chair

27 _____
Commissioner

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Adopt Resolution to Support Federal Legislation to Correct the Misapplication of the Coos Bay Wagon Road Act of 1939

Department: BoC

Requested Agenda Date: 11/8/16

Contact Person: Keith Leitz

Phone/Ext.: 7690

Background and description of need or problem: The Coos Bay Wagon Road Act of 1939 provides for in-lieu of tax payments to Coos County for the reconveyed Coos Bay Wagon Road lands. The Act requires that the in-lieu tax payments apply the same method of taxation used to tax private lands of similar character. This Resolution urges the 114th United States Congress to adopt legislation for the Department of Interior to make payments to Coos and Douglas Counties as intended by Congress in 1939, based on the appraisal of the land and timber, and based on the tax structure that was in place when Congress passed the original legislation.

Funding Source:

Requested Action: Adopt Resolution 16-11-168L in the matter of support for federal legislation to correct the misapplication of the Coos Bay Wagon Road Act of 1939.

Date 11/3/16

Signature of Dept. Head: _____

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Departments Affected:

COUNSEL: kn

TREASURER: N/C MB

SE

1 BOARD OF COMMISSIONERS
2 COUNTY OF COOS
3 STATE OF OREGON

4 IN THE MATTER OF SUPPORT FOR FEDERAL) RESOLUTION
5 LEGISLATION TO CORRECT THE MISAPPLICATION OF) 16-11-168L
6 THE COOS BAY WAGON ROAD ACT OF 1939)

7 WHEREAS, a long-standing Federal Act has been misapplied to the great loss of revenues
8 over time of two Oregon Counties, Douglas and Coos;

9 WHEREAS, this loss of revenues translates directly to lost resources for critical local
10 public services;

11 WHEREAS, the Coos Bay Wagon Road Act of 1939 (43 USC 1181f-1) provides for in-
12 lieu of tax payments to Coos and Douglas Counties for the reconveyed Coos Bay Wagon Road
13 lands. The Act requires that the in-lieu tax payments apply the same method of taxation used to
14 tax private lands of similar character. The payments made to the Counties under 43 USC 1181f-1
15 are to be based on the appraisal of the land and timber made by a committee convened by the
16 Department of the Interior and are intended to ensure the economic stability of communities in
17 these Counties;

18 WHEREAS, in 1939, when Congress passed the Coos Bay Wagon Road Act, private
19 timberland in Oregon, and the timber thereon, was appraised at fair market value and was assessed
20 an ad valorem tax. In accordance with the Act, payments were made to Coos and Douglas Counties
21 by multiplying the assessed value of the land and trees (valued the same way that private
22 timberlands in Oregon were valued) by the tax rate applied to private timberlands in Oregon;

23 WHEREAS, over time, changes were made to Oregon tax law, which changed the way the
24 timberland and trees are valued. Today, private timberland is taxed according to a "Forest Land
25 Classification", which limits the value of the land for tax purposes, and takes the value of the trees
26 out of the equation, so as to make it affordable for timber companies to continue harvesting the
27 land, especially land that is located near urban areas. Today, in-lieu tax payments made to Coos

1 and Douglas County are based on this tax regime;

2
3 WHEREAS, Congress did not anticipate these changes to Oregon tax law when it passed
4 the Coos Bay Wagon Road Act. In fact these changes run counter to the objectives of Congress at
5 the time the law was passed, by minimizing the level of payments owed to Coos and Douglas
6 Counties;

7 WHEREAS, the Counties are seeking federal legislation to amend the Coos Bay Wagon
8 Road Act so that the Department of Interior makes payments to Coos and Douglas Counties as
9 intended by Congress in 1939, based on the appraisal of the land and timber, and based on the tax
10 structure that was in place when Congress passed the original legislation;

11 NOW, THEREFORE, BE IT RESOLVED that Coos County respectfully urges the
12 114th United States Congress to adopt legislation to correct the unfortunate and costly
13 misapplication of the Coos Bay Wagon Road Act of 1939, and its consequent loss of resources for
14 critical local public services.

15 Dated this _____ day of _____, 2016.

16
17 BOARD OF COMMISSIONERS

18 Approved as to form:

19 
20 _____
Office of Legal Counsel

Chair _____

Commissioner _____

Commissioner _____