

1 BOARD OF COMMISSIONERS

2 COUNTY OF COOS

3 STATE OF OREGON

4 In the Matter of Declaring a Weed) ORDER
5 Control District Matching the)
6 Geographical Boundary of Coos County)

08-05-048L

7 THIS MATTER HAVING come before the Board of County
8 Commissioners at a regular meeting held on May 7, 2008; and

9 WHEREAS, noxious weeds have become so thoroughly established
10 and are spreading so rapidly on state, county and federally owned
11 lands, as well as on property in individual ownership and in
12 transition to county ownership through tax delinquency, that they
13 are hereby declared a menace to the public welfare; and,

14 WHEREAS, on March 28, 2001, the Coos County Board of
15 Commissioners created an Interim Noxious Weed Advisory Board, and
16 assigned said Board the tasks to develop a list of noxious weeds
17 in Coos County and a priority of their problems, to recommend to
18 whether to declare a noxious weed control district, and if such a
19 district were declared, to recommend whether the district should
20 have a district board of directors and a full or part time
21 manager, and, if so declared, to identify sources of money to pay
22 for district operations and management; and,

23 WHEREAS, the Interim Advisory Board recommended that the
24 district should be declared; that the district have a board of
25 directors and full or part time manager; and has identified Title
26 II and Title III money from P.L. 106-393 as enough money to
27 finance minimal operations of the district for the life of that
28

1 | law, plus other potential sources of money; and has created a
2 | list of noxious weeds, by priority; and

3 | WHEREAS, county governing bodies have authority through ORS
4 | 570.515 to declare a weed control district for the purpose of
5 | attempting to control noxious weeds and of preventing the seeding
6 | and spread of noxious weeds and other plants as the governing
7 | body may declare noxious;

8 | NOW, THEREFORE, BE IT ORDERED that the Board of County
9 | Commissioners declares the creation of a Noxious Weed Control
10 | District over all land and water within the boundaries of Coos
11 | County, and creates a district board of directors (Noxious Weed
12 | District Advisory Board), which membership shall consist of five
13 | persons interested in resource land ownership and management;

14 | AND IT IS FURTHER ORDERED that said Board shall perform its
15 | duties according to a Statement of Bylaws, attached to this Order
16 | as Attachment "A". Said Board shall have oversight of ordinary
17 | operations of a Noxious Weed Control District and may recommend
18 | changes to the Statement of Bylaws or changes in district
19 | administrative staff to the Board of Commissioners, but may not
20 | adopt said potential changes without the approval of a majority
21 | of the Board of Commissioners;

22 | AND IT IS FURTHER ORDERED that the Coos County Board of
23 | Commissioners adopts the list of noxious weeds as drafted by the
24 | Coos County Interim Noxious Weed Advisory Committee (Attachment
25 | "B"), and directs that the Noxious Weed District Advisory Board
26 | may from time to time amend the noxious weeds list and
27 | priorities;

28 | AND IT IS FURTHER ORDERED that the Coos County Board of

1 Commissioners designates money from Title II and Title III of
2 P.L. 106-393 and any grants or other revenues that may come from
3 governments, voluntary private donors, companies, corporations,
4 and cooperatives to operate the district in lieu of levying a tax
5 as required by ORS 570.560 and ORS 570.562, as those Oregon
6 Revised Statutes predate tax limits more recently passed by
7 Oregon voters;

8 AND IT IS FURTHER ORDERED that the Highway Department's Sign
9 and Spray Lead is appointed to have the authority to enforce ORS
10 570 and perform the related duties of administrator/inspector;

11 AND IT IS FURTHER ORDERED that the Coos County Board of
12 Commissioners declares that this order supersedes and replaces a
13 Coos County Board of Commissioners' unnumbered Resolution of
14 March 18, 1976, and all other Board of Commissioners' Orders and
15 Resolutions pertaining to creation of a noxious weed control
16 district and to creation, appointment to, and all operations of
17 previous noxious weed districts and those districts' advisory
18 boards or committees.

19 DATED this 20th day of May, 2008.

20 BOARD OF COMMISSIONERS

21 [Signature]
Chair
22 [Signature]
Commissioner
23 [Signature]
Commissioner
24

25 Approved as to form:
26 [Signature]
Office of Legal Counsel
27
28

ATTACHMENT "A"
BYLAWS
COOS COUNTY NOXIOUS WEED ADVISORY BOARD

SECTION 1: APPOINTMENT AND EMPLOYMENT OF COOS COUNTY NOXIOUS WEED DISTRICT ADMINISTRATOR/INSPECTOR

Highway Department's Sign and Spray Lead is appointed by the Coos County Board of Commissioners to have the authority to enforce ORS 570 and perform the related duties of district administrator/inspector. The weed administrator/inspector shall be an employee of Coos County and shall be subject to the Coos County Personnel Policies and Procedures Manual.

SECTION 2: WEED ADVISORY BOARD DUTIES AND COMPOSITION

The Coos County Weed Advisory Board shall have five (5) members who shall be residents of Coos County and who shall be appointed by the Board of Commissioners and serve at the pleasure of the Board. Advisory Board members shall serve as volunteers, without financial compensation. The Advisory Board shall serve as an advisory body with the authority to assist and advise the Board of Commissioners as to the following:

- a. Advise, assist and make recommendations to the Board of Commissioners concerning the control and eradication of noxious weeds;
- b. Assist the weed district administrator/inspector in the development of weed education and control programs;
- c. Assist in identifying and monitoring weed problem areas;
- d. Assist administrator/inspector in dissemination of information and data for education and publicity as to the consumer costs due to noxious weeds in the losses to livestock and land productivity.

SECTION 3: TERMS OF WEED ADVISORY BOARD MEMBERS

Upon effective date of the Order, two of the five member Advisory Board shall be appointed by the

Board of Commissioners for an initial term to expire December 31, 2008, and three members shall be appointed by the Board for an initial term to expire December 31, 2010. Thereafter, each member shall be appointed for a term of three years. If a member is removed by the Board or resigns, any replacement member shall serve for the remainder of the term of the member being replaced.

SECTION 4: WEED ADVISORY BOARD OFFICERS

At the first meeting of the Advisory Board, and at every first meeting of the Board annually thereafter, Advisory Board members shall by majority vote designate a chairman and a vice chairman.

SECTION 5: WEED ADVISORY BOARD ACTION

Three voting members shall constitute a quorum. No recommendation shall be made by the Weed Advisory Board unless a quorum is present. A majority of members present at a meeting must vote in favor of any proposed decision or action of the Weed Advisory Board before the recommendation is made to the Board of County Commissioners.

SECTION 6: ADVISORY BOARD MEETINGS

The Advisory Board shall meet at the call of the chairman as necessary to perform the duties required at Section 2 of these bylaws. The Weed District administrator/inspector shall assist the chairman in scheduling meetings. The chairman shall preside at all meetings of the Weed Advisory Board, unless the chairman is not present in which case the vice chairman shall assume the duties of the chairman, and shall conduct the meetings in accordance with Roberts Rules of Order. Such procedural rules may be modified by the Board if a majority of board members decides modifications would facilitate conducting of Board meetings and business. Meeting minutes shall be kept by the Weed Advisory Board administrator/inspector, or by a

person designated by the administrator/inspector at the approval of the Weed Advisory Board. Meeting minutes shall be delivered to the Board of Commissioners as soon after Advisory Board meetings as practicable.

SECTION 7: FINANCES

A fund established within the Coos County budget shall finance the Coos County Noxious Weed Advisory Board, the Coos County Noxious Weed District and the noxious weed administrator/inspector position. The fund will contain all receipts made to the fund by the Board of Commissioners and the Coos County Budget Committee and all appropriations from said fund, according to budgeting, receipting and appropriations rules of Coos County.

Coos County Noxious Weed Lists

November 5, 2001

1. "A" designated weed – a weed of known economic importance which occurs in the county in small enough infestations to make eradication/containment possible; or is not known to occur, but its presence in neighboring counties make future occurrence in Coos County seem imminent.
2. "B" designated weed – a weed of economic importance which is abundant in parts of the county, but which may have limited distribution in some areas.
3. "T" designated weed – a priority noxious weed designated by the Coos County Weed Board as a target weed species on which the board will implement a county-wide management plan.

"A" List

Common Name	Scientific Name
Yellow Starthistle	<i>Centaurea solstitialis</i>
Woolly Distaff Thistle	<i>Carthamus lanatus</i>
Purple Starthistle	<i>Centaurea calcitrapa</i>
Japanese Knotweed	<i>Polygonum cuspidatum</i>
✓ Butterfly Bush	<i>Buddleia davidii</i>
Portuguese Broom	<i>Cytisus striatus</i>
Spanish Broom	<i>Spartium junceum</i>
✓ Pampas Grass	<i>Cortaderia selloana</i>
Spotted Knapweed	<i>Centaurea manulosa</i>
Diffuse Knapweed	<i>Centaurea diffusa</i>
Biddy Bidy	<i>Acaena novae-zelandiae</i>

"B" List

Common Name	Scientific Name
French Broom	<i>Cytisus monspessulanus</i>
Himalayan Blackberry	<i>Rubus discolor (procerus)</i>
Bull Thistle	<i>Cirsium vulgare</i>
Milk Thistle	<i>Silybum marianum</i>
Gorse	<i>Ulex europaeus</i>
Purple Loosetrife	<i>Lythrum salicaria</i>
Scotch Broom	<i>Cytisus scoparius</i>
Tansy Ragwort	<i>Senecio jacobea</i>
Canada Thistle	<i>Cirsium arvense</i>
Italian Thistle/Slender-Flowered Thistle	<i>Carduus tenuiflorus</i>
Meadow Knapweed	<i>Centaurea pratensis</i>

"T" List

Common Name

Gorse

Canada Thistle

Butterfly bush

Portuguese Broom

Spanish Broom

Tansy Ragwort

Spotted Knapweed

Scientific Name

Ulex europaeus

Cirsium arvense

Buddleia davidii

Cytisus striatus

Spartium junceum

Senecio jacobea

Centaurea manu