

REVISED AGENDA
COOS COUNTY BOARD OF COMMISSIONERS
Owen Building Large Conference Room
July 17, 2018
8:30 A.M.

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

- A. (2)(e) Real Property Transactions
- B. (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. Amending the Code to Add Divisions Two and Three to Article Six

4. **DEPARTMENT HEADS**

- A. Request Approval to Post/Fill PH Aide I & PH Associate II Positions- Coos Health & Wellness (CHW)
- B. Request Approval of ODOT Fund Exchange Agreement #32979 for Guardrail Project- Road
- C. Request Approval of Contract Amendment for Gaylord Bridge Monitoring- Road
- D. Request Approval of Dispatch Agreement with Charleston RFPD- Sheriff
- E. Request Approval of Order Adopting Road Name "Trasker Lane"- Planning

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

A. **Orders & Resolutions**

- Resolution 18-07-109P, In the Matter of a Longevity Increase for Amanda O'Dell Effective July 1, 2018
- Resolution 18-07-110B, In the Matter of a Transfer of Expenditure Appropriations in the Amount of \$70,000 Within the General Fund
- Resolution 18-07-111P, In the Matter of a Personnel Transfer for Jimmie Lay Within the Sheriff's Department Effective July 1, 2018
- Resolution 18-07-112P, In the Matter of a Promotion for Donovan DeLosSantos Effective July 1, 2018
- Resolution 18-07-113P, In the Matter of a Reclassification for Jan Low, a Public Health Aide II, Effective July 1, 2018
- Resolution 18-07-114P, In the Matter of a Reclassification for Julie Bright, a Public Health Aide II, Effective July 1, 2018
- Resolution 18-07-115P, In the Matter of a Reclassification for Laura Phillips Effective July 1, 2018
- Resolution 18-07-116P, In the Matter of a Reclassification for Lisa Hermann Effective July 1, 2018
- Resolution 18-07-117P, In the Matter of a reclassification for Renee Hacker, a Public Health Aide II, Effective July 1, 2018
- Resolution 18-07-118P, In the Matter of a Reclassification for WIC Coordinator Position Affective Rosa Atencio, a Coos County Employee, Effective July 1, 2018
- Resolution 18-07-119P, In the Matter of a Reclassification for Scott Murray, a Coos County Employee, Effective July 1, 2018
- Resolution 18-07-120P, In the Matter of a Reclassification for Jessica Johnson, a Coos County Employee, Effective July 1, 2018
- Resolution 1807-121P, In the Matter of a Reclassification for Gregory Dalton, a Coos County Employee, Effective July 1, 2018
- Resolution 18-07-122P, In the Matter of a Reclassification for Ronald Schaar, a Coos County Employee, Effective July 1, 2018
- Resolution 18-07-123P, In the Matter of Classifying and Placement of Various Employees on the Regular Coos County Payroll Effective Their Hire Date

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. **Items Previously Approved (authorize Chair to sign where necessary)**
Contract with KCBY-TV- CHW- producing/airing commercials

6. **LATE AGENDA ITEMS**

- A. Request Approval for Digital Photo Imaging & Adopt Sole Source Findings- Road
- B. Request Approval of Resolution Adopting Personnel Budget Changes- Human Resources
- C. ~~Request~~ Approval of Letter of Agreement with Les' Sanitary & Authorize Chair to Sign- Counsel
- D. Request Approval of Order Granting Exemption for Hauling Waste- Counsel

7. **COMMISSIONERS REPORTS**

BOC only: Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Award & Sign Contract for Digital Photo imaging & Pavement Condition Re-inspection & Pavement Management Program update.

Department: Road Department

Requested Agenda Date: 7/17/18

Contact Person: John Rowe

Phone/Ext.: 7660

Background and description of need or problem: We would like to have our Rural Major Collector roads re-inspected this year and we need to have our Pavement Management Program updated. Capitol Asset & Pavement did our digital imaging and pavement condition surveys in 2009, 2010 & 2014. *this was a sole source procurement with findings attached.*

Funding Source: 003-2700-431.36-01 Contracted Services

Requested Action: Award & Sign Contract for Digital Photo imaging & Pavement condition Survey to Capitol Asset & Pavement Services, Inc. *and adopt sole source findings.*

Date: 7-17-18

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 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: NT

TREASURER: MS

HUMAN RESOURCES: MA

BOC forwards signed Contract/Grant to: ~~the~~ Road

GA

ORS 279B.075(2)(a) Sole-Source Procurement

Contracting with Capitol Asset & Pavement Services, Inc. is necessary for the efficient utilization of existing goods (our database) as this company has done the previous digital imaging and pavement condition surveys of the County road network and this will be a re-inspecting of the same mileage taken in 2009, 2010, and 2014 and new roads that have been paved will be added to the database. The pavement management system is also updated from reporting through inspection and analysis services. The new Federal Transportation Fund now requires the road surveys each year.

CONTRACT / GRANT SUMMARY FORM

Clerk's File C&A No.: _____ (complete after filed with Clerk) Internal Contract/Agreement or Grant No.: _____

Name/Agency Name and Address: Capitol Asset & Pavement Services, PO Box 7840 Salem, OR 97303

Contact Person: Joel Conder Phone No. 503-884-6663

Amount of Contract/Grant Award: \$ 15,650.00

Payment Terms: lump sum (state lump sum or amount and time of payments)

Start Date: upon signing End Date: 11-30-2018

County Department and Employee Responsible for Performance: Road Department, John Rowe

Description: Digital photo Imaging (Streetpix) & Pavement Condition survey of Coos County Roads

FINANCIAL INFORMATION

STATE %	OTHER %	FEDERAL % (CFDA # Required)	Catalog of Federal Domestic Asst. *(CFDA) Number
100			

*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 Svs. Admin. 83.xxx FEMA 93.xxx USDHHS

NOTE: If the contract/grant is associated with more than one CFDA 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:

- Bid None
 Quote Other Sole Source; quote was provided for a NTE amount
 Proposal

Type of Contract:

- New (complete sections below)
 Renewal (no need to complete sections below)
 Modification (no need to complete sections below)

Type of Contract:

Goods and Services - If Not Using Bid or Proposal, Mark Exemption:

- | | |
|---|--|
| <input type="checkbox"/> Under \$5000 | <input type="checkbox"/> Equipment Maintenance |
| <input type="checkbox"/> Under \$50,000 for Quotes | <input type="checkbox"/> Office Supplies |
| <input type="checkbox"/> Under \$150,000 & Approval from Board for Quotes | <input type="checkbox"/> Used Vehicles |
| <input checked="" type="checkbox"/> Sole Source | <input type="checkbox"/> State Purchasing |
| <input type="checkbox"/> Contract with Public Agency | <input type="checkbox"/> Other _____ |

Public Improvement - If Not Using Bid, Mark Exemption:

- | | |
|--|---|
| <input type="checkbox"/> Under \$5000 | <input type="checkbox"/> Alternative Contracting Method Approved by Board |
| <input type="checkbox"/> Under \$50,000 for Quotes | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> 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: MT

BOC only:
Consent Agenda _____
Regular Agenda _____

LATE AGENDA ITEM COVERSHEET

Agenda Item Title: Board to approve Resolution 18-07-124P

Department: Human Resources **Requested Agenda Date:** July 17, 2018

Contact Person: Caroline Barr **Phone/Ext.:** 541-396-7580

Background and description of need or problem: Resolution 18-07-124P ratifying budget personnel changes adopted in the 2018/2019 fiscal year budget on the Coos County payroll, effective July 1, 2018.

Funding Source: N/A

Requested Action: Board to approve and sign Resolution 18-07-124P

Date: 7/12/2018 **Signature of Dept. Head:** CBarr

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Departments Affected:

COUNSEL: NJ

TREASURER: MJ

HUMAN RESOURCES: OB

HR

BOC forwards signed document to Counsel's office.

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BOARD OF COMMISSIONERS

COUNTY OF COOS/STATE OF OREGON

In the Matter of Ratifying Budget Personnel) R E S O L U T I O N
Changes Adopted in the 2018-19 FY Budget) 18-07-124 P
on the Coos County Payroll Effective)
July 1, 2018)

THIS MATTER HAVING COME BEFORE the Board of Commissioners at a regular meeting held July 18, 2018, and whereas the Budget Committee has recommended and forwarded to the Coos County Commissioners for approval of the budget for July 1, 2018 for Fiscal Year 2018-19;

WHEREAS, affected employees should be placed on the regular Coos County payroll with monthly salaries, job classifications, position percentages and departments set forth on the following attachments and that the Human Resources be authorized and directed to draw salaries for the affected employees as have been set forth on the following attachments;

NOW, THEREFORE, BE IT RESOLVED that employees of Coos County be placed on the regular Coos County payroll effective to July 1, 2018, for the fiscal year 2018-2019 in the amount's, classifications, percentages and positions set forth on the following attachments.

DATED THIS _____ day of _____, 2018.

BOARD OF COMMISSIONERS

Commissioner

Commissioner

Commissioner

BOC only:
Consent Agenda _____
Regular Agenda _____

AGENDA ITEM COVERSHEET

Agenda Item Title: Letter of Agreement with Les' Sanitary

Department: Counsel

Requested Agenda Date: 7/17/18

Contact Person: Nathaniel Johnson

Phone/Ext.: 7690

Background and description of need or problem: Section 07.01.350(3) of the Coos County Code provides Les' Sanitary the right to contract with another party to provide service within the Franchise Area, with the consent of the BOC. Such consent shall be given by the BOC unless it finds that quality or extent of services will be jeopardized. Les' Sanitary has requested that the BOC approve an agreement for the removal of cell 3 at the former Weyerhaeuser Landfill located off of Trans Pacific Lane in Coos Bay. The proposed agreement also provides for the terms of the County's receipt of payments related to this project.

Funding Source: n/a

Requested Action: Approve the Letter of Agreement for the Limited Collection and Transportation of Solid Waste and authorize the Chair to sign.

Date: 7/12/18

Signature of Dept. Head: Nathaniel Johnson

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- If insurance is required, is the insurance certificate attached?
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Departments Affected:

COUNSEL: NJ

TREASURER: _____

BOC forwards signed document to Counsel's office.

WJ

BOC only:
Consent Agenda _____
Regular Agenda _____

AGENDA ITEM COVERSHEET

Agenda Item Title: Approving an Exemption for Hauling Waste

Department: Counsel

Requested Agenda Date: 7/17/18

Contact Person: Nathaniel Johnson

Phone/Ext.: 7690

Background and description of need or problem: Pursuant to Section 07.01.350(9)(c) of the Coos County Code, the Board may grant an exemption from hauling solid waste to the Beaver Hill Disposal Site if that site lacks sufficient capacity to process the waste. The Board previously approved the hauling of waste from the Jordan Cove Excavation Project directly to the Dry Creek landfill near Medford, OR on March 11, 2015. This decision was based on lack of capacity of the Beaver Hill site to process an additional 135,000 tons of waste. This order supersedes and updates the previous order and specifies the fees that the County will receive from the hauling of waste from the Jordan Cove Excavation Project. Order 18-07-050L is attached.

Funding Source: n/a

Requested Action: Approve and sign Order 18-07-050L granting this exemption.

Date: 7/13/18

Signature of Dept. Head: Nathaniel Johnson

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Departments Affected:

COUNSEL: NJ

TREASURER: _____

BOC forwards signed document to Counsel's office.

WJD

1 BOARD OF COMMISSIONERS

2 COUNTY OF COOS

3 STATE OF OREGON

4 In the Matter of Approving an Exemption) ORDER 18-07-050L
5 from Hauling Waste to the Beaver Hill)
6 Disposal Site for the Jordan Cove)
Excavation Project)

7 NOW BEFORE THE Board of Commissioners sitting for the
8 transaction of County business on the 17th day of July, 2018 is
9 the matter of approving an exemption from hauling waste to the
10 Beaver Hill disposal site for the Jordan Cove Excavation Project;

11 AND IT APPEARING to the Board that Section 07.01.350(9)(c) of
12 the Coos County Code provides that "[t]he holder of a franchise
13 for collection or transfer . . . [s]hall agree in the franchise to
14 transport all collected waste and solid waste to a site, not the
15 usual designated disposal site, upon order of the Board of
16 Commissioners when . . . [t]he Board determines that the usual
17 designated disposal site is not suitable or lacks sufficient
18 capacity or other resources to process the type or quantity of
19 waste generated by a significant construction, deconstruction,
20 remediation, or other project. The order shall specify such terms
21 and conditions of transport and disposal, including applicable
22 franchise or other fees, as the Board finds reasonably necessary
23 to protect the public health, safety, and welfare;"

24 AND IT FURTHER APPEARING to the Board that a significant
25 excavation project is anticipated to take place beginning on or
26 around August on the North Spit in Coos County at the site
27 proposed to house the Jordan Cove liquefied natural gas project
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1 facilities, wherein the waste contained in an existing landfill at
2 that site will be excavated, transported, and disposed of at an
3 alternative landfill location (said excavation project herein
4 referred to as the "Jordan Cove Excavation Project");

5 AND IT FURTHER APPEARING to the Board that the Jordan Cove
6 Excavation Project is located within the franchise area of Waste
7 Connections of Oregon, Inc., d/b/a/ Les' Sanitary Service
8 (hereinafter "Franchise Holder");

9 AND IT FURTHER APPEARING to the Board that the volume of
10 waste anticipated to be excavated, transported, and disposed of as
11 part of the Jordan Cove Excavation Project is approximately to be
12 at least one-hundred thirty-five thousand (135,000) tons;

13 AND IT FURTHER APPEARING to the Board that the usual
14 designated disposal site referred to in Section 07.01.350(9) of
15 the Coos County Code is the County's Beaver Hill disposal site;

16 AND IT FURTHER APPEARING to the Board that the Beaver Hill
17 disposal site is not suitable and lacks sufficient capacity and
18 resources to process the quantity of waste anticipated to be
19 generated by the Jordan Cove Excavation Project;

20 AND IT FURTHER APPEARING to the Board that the applicable
21 Franchise Holder has entered into, and Coos County has approved
22 under Coos County Code Section 07.01.350(3), a Letter Agreement
23 allowing Jordan Cove LNG LLC ("Jordan Cove") the limited right to
24 transport and dispose of the waste excavated by Jordan Cove
25 Excavation Project;

26 AND IT FURTHER APPEARING to the Board that the waste relating
27 to the Jordan Cove Excavation Project will be transported to the
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1 Dry Creek landfill near Medford, OR;

2 AND IT FURTHER APPEARING to the Board that the Coos County
3 Fee Schedule currently provides that "[e]ach franchisee shall pay
4 to Coos County a franchise fee equal to 5% of the gross receipts
5 from residential, commercial and industrial collection service,
6 other than drop boxes, provided to the service area included in
7 the franchise, including all services under subcontract for the
8 service area;"

9 AND IT FURTHER APPEARING to the Board that, pursuant to
10 Section 07.01.350(9)(c) of the Coos County Code, in order to
11 protect the public health, safety, and welfare it is necessary for
12 the Franchise Holder and Jordan Cove to pay to Coos County the
13 fees relating to the transportation and disposal services provided
14 in connection with the Jordan Cove Excavation Project as provided
15 in the Letter Agreement between Jordan Cove and Franchise Holder;

16 NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

- 17 1. The waste relating to the Jordan Cove Excavation
18 Project shall be transported to and disposed of at the
19 Dry Creek landfill near Medford, OR;
- 20 2. The Franchise Holder shall pay to Coos County a
21 franchise fee equal to five percent (5%) of its gross
22 receipts related to the Jordan Cove Excavation Project,
23 as set forth in the Letter Agreement approved by Coos
24 County; and
- 25 3. Jordan Cove shall pay to Coos County a fee equal to
26 five percent (5%) of the gross costs related to the
27 transportation and disposal services provided in
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1 connection with Jordan Cove Excavation Project, as set
2 forth in the Letter Agreement approved by Coos County.

3 4. This order supersedes all previous orders concerning
4 the matter of approving a waste hauling exemption for
5 the Jordan Cove Excavation Project.
6

7 DATED this ____ day of _____, 2018.

8 BOARD OF COMMISSIONERS

9 _____
10 Chair

11 _____
12 Commissioner

13 _____
14 Commissioner

15 Approved as to form:

16 *Nathan Johnson*
17 Office of Legal Counsel
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