WASCO COUNTY BOARD OF COMMISSIONERS REGULAR SESSION / AGENDA WEDNESDAY, JULY 2, 2014

LOCATION: Wasco County Courthouse, Room #302 511 Washington Street, The Dalles, OR 97058

<u>Public Comment</u>: Individuals wishing to address the Commission on items not already listed on the Agenda may do so during the first half-hour and at other times throughout the meeting; please wait for the current speaker to conclude and raise your hand to be recognized by the Chair for direction. Speakers are required to give their name and address. Please limit comments to five minutes, unless extended by the Chair.

<u>Departments:</u> Are encouraged to have their issue added to the Agenda in advance. When that is not possible the Commission will attempt to make time to fit you in during the first half-hour or between listed Agenda items.

NOTE: With the exception of Public Hearings, the Agenda is subject to last minute changes; times are approximate – please arrive early. **Meetings are ADA accessible.** For special accommodations please contact the Commission Office in advance, (541) 506-2520. TDD 1-800-735-2900.

9:00 a.m. CALL TO ORDER

Items without a designated appointment may be rearranged to make the best use of time. Other matters may be discussed as deemed appropriate by the Board.

- Corrections or Additions to the Agenda
- Administrative Officer Tyler Stone: Comments
- <u>Discussion Items</u> (Items of general Commission discussion, not otherwise listed on the Agenda)
 <u>Retirement, LWIA Designation Request</u>
- <u>Consent Agenda</u> (Items of a routine nature: minutes, documents, items previously discussed.) <u>Minutes:</u> 6.25.2014.2014 Regular Session

9:30 a.m. MCHA in Gorge Communities – Joel Madsen

9:45 a.m. Lot Line Vacation – Joey Shearer

10:00 a.m. Columbia River Gorge National Scenic Area Update – Lyn Burditt

10:15 a.m. <u>Citizen Alert Update</u> – Kristy Beachamp & Jeanne Pesicka

10:15 a.m. <u>Mortgage Payoff</u> – Tyler Stone

NEW / OLD BUSINESS COMMISSION CALL / REPORTS ADJOURN



PRESENT: Scott Hege, Commission Chair

Rod Runyon, County Commissioner

Steve Kramer, County Commissioner

STAFF: Tyler Stone, Administrative Officer

Kathy White, Executive Assistant

At 9:00 a.m. Chair Hege opened the Regular Session of the Board of Commissioners with the Pledge of Allegiance.

Discussion List - Staff Retirement

Chair Hege presented a certificate of appreciation to Donna Mollett who is retiring from the Tax & Assessment office after more than 30 years of service. The staff of the Tax & Assessment office was on-hand to tell stories about the last 30 years in the County Assessor's Office. Ms. Mollett will be returning on a part-time basis to continue to train her replacement and assist with the 2014 tax season.

Discussion List – LWIA Designation Request

Mr. Stone stated that he had spoken to Gilliam County's Judge Schaffer who explained that Governor Kitzhaber wanted to look at how the LWIA is working and see if there is a way to make them more efficient and effective. AOC was involved in the spring of this year with an exploration of using AOC districts to restructure the LWIA regions; however, some of the AOC districts do not meet the LWIA

requirements for minimum population. Regional Solutions became involved and a central corridor was selected reaching from Klamath County to Wasco County. Southern and northern advisory boards will report up to a central board for the region. He added that there will be a shift from MCCOG to MCEDD for the LWIA programs.

Commissioner Runyon commented that the move from MCCOG to MCEDD may be good but expressed dismay that the current all-rural configuration will be broken up which will weaken that rural voting bloc. He added that Gilliam County will be joining the Regional Solutions group. He said that there are pros and cons but he hopes this is not a change just for change's sake.

Chair Hege stated that in reading through the goals of the LWIA he doesn't see anything that spells out how they intend to reach those goals. Mr. Stone noted that Judge Schaffer believes it will create better educational opportunities in the region the central corridor will align the two community colleges to address some of the driving issues for people to be able to better access the programs.

Chair Hege asked if there will be a change in programming. Commissioner Runyon replied that he does not believe there will be any change in programming. Mr. Stone observed that there is not much money behind this.

Chair Hege commented that he feels like the counties are being told what to do without be asked for their input.

{{{Commissioner Kramer moved to approve the Local Workforce Investment Area Designation Request Form. Commissioner Runyon seconded the motion which passed unanimously.}}}

{{{Commissioner Kramer moved to approve Resolution #14-020 supporting the designation of a new local workforce investment area including Crook, Deschutes, Gilliam, Hood River, Jefferson, Klamath, Lake, Sherman, Wasco and Wheeler counties. Commissioner Runyon seconded the motion which passed unanimously.}}}

Discussion List - Mid-Columbia Housing Authority (MCHA) Update

Mid-Columbia Housing Authority Executive Director Joel Madsen reviewed a PowerPoint presentation (attached) updating the Board on MCHA activities. He explained that rental assistance is the largest portion of their "business." They currently assist 760 families per month in the Choice Voucher program. They serve Hood River, Wasco, Sherman, Klickitat and Skamania counties and therefore apply regional strategies.

Mr. Madsen reported that while funding has remained flat for the past 6 years, housing costs have increased and wages have decreased. As a result, they can help fewer people; there are currently 660 families on the waiting list.

Chair Hege asked how they choose who they help. Mr. Madsen replied that they distribute funds based on income requirements.

Mr. Madsen announced that this year they have partnered with Mid-Columbia Center for Living in a State rental assistance program that also provide treatment support. He noted other programs being administered by MCHA – a resident services program in partnership with other community agencies to provide services and Asset Building, a self-sufficiency program intended to increase income and allow families to exit the voucher program.

Mr. Madsen concluded his presentation by showcasing housing developments in various stages of completion. He added that he appreciates the support of each commissioner in talking about housing issues in the Gorge region. He encouraged them to also support housing choice programs and programs that increase the supply of housing.

Commissioner Runyon, Board Chair for the Mid-Columbia Housing Authority, commended Mr. Madsen for the work he has done following in the footsteps of Ruby Mason who built the program over the past 30 years.

Agenda Item - Lot Line Vacation

Senior Planner Joey Shearer explained that lot line vacations are processed through the Planning Department and most petitioners elect to bring their petitions before

the Board of Commissioners as it offers the opportunity to streamline the process. He stated that lot line vacations are much simpler than reconfiguring property lines.

Mr. Shearer reviewed the staff report included in the Board packet and explained that the petitioners have complied with all criteria. He observed that the minimum size of lots in the area is 2 acres; the vacation of this lot line will bring the lot to 1.5 acres which brings it closer to the minimum than the .75 acre area of each individual lot. He went on to explain that many lots in the area do not meet the minimum but were grandfathered in when the new minimum was set.

The petitioners want to place a manufactured home and outbuilding on the larger lot that would be created by the requested vacation. While they could place both structures on one of the two existing lots, it would be crowded.

{{{Commissioner Kramer moved to approve Order #14-067 vacating an interior lot line between lot 4 and lot 4, Davis-Appleman Addition #3, and adopting findings of fact contained in PLALLV-14-06-0002. Commissioner Runyon seconded the motion which passed unanimously.}}}

Agenda Item – Columbia River Gorge National Scenic Area Update

Lynn Burditt, Forest Service Manager for the Columbia River Gorge Scenic Area, reviewed a handout (attached) outlining some of the recent and planned activity in the Scenic Area. She announced that Valerie Glowinski has been assigned to work at the Discovery Center.

Ms. Burditt announced that they will be doing some preventative under-burns along 7-Mile. In addition, the Forest Service has expressed concern over the increased railroad track maintenance that is a result of the rise in train traffic associated with coal and oil trains traveling through the Gorge.

Ms. Burditt reported that Medson Bridge has been closed due to a rock slide in January. It is located in a national historic district with requirements for clean-up to maintain its historic value; it is complicated and expensive – more than \$300,000. In addition, steps must be taken to protect the creek from debris.

Department Head - Neopost Mailing Machine Lease

County Clerk Linda Brown explained that historically Neopost offers a \$1.00 lease buyout approximately 9 months prior to lease expiration on the condition that the County signs a new lease. She stated that it was her understanding that at the end of the current lease, the County would own the machine. While that is true, there would still be a maintenance and support contract.

Ms. Brown reported that some county departments with large mail volumes are now using mailing house services for their larger volume mailings while others are printing postage from their desktops in order to save the time it takes to travel to and from the Clerk's office to use the machine. In addition, most County newsletters are being sent electronically.

Neopost is offering a new lease program with a downsized machine. Neopost would like a 60-month lease but the County is reluctant to commit to that length of time as Mr. Stone and Ms. Brown anticipate further reductions in use for the machine which may result in a decision to discontinue the mail machine entirely.

Ms. Brown went on to say that the County is being credited for the last two months of the current lease; the new lease rate is lower than the current lease rate and therefore there will be no fiscal impact. She requested approval of the order for the new machine.

The Board was in consensus to sign the order for a new, smaller Neopost mailing machine.

Chair Hege asked Ms. Brown to address the costs per ballot of the recent primary election. Ms. Brown explained that there are basic costs to run an election; therefore, the lower the voter turn-out, the higher the cost per voter. The primary cost \$3.79 per voter. Part of the cost is the additional state and federal elections which are not offset by state and federal funding. Ms. Brown stated that the turn-out for the November election may be higher and thus lower the cost per voter.

Agenda Item - Citizen Alert Update

Chair Hege welcomed Emergency Manger Kristy Beachamp and read a letter (attached) of commendation from the State regarding Ms. Beachamp's participation

on the Administrative Rule Advisory Committee for Oregon Administrative Rule which currently provides funding to 42 city, county and Tribal emergency management agencies.

Ms. Beachamp reported that half the residences in the County are signed up for the Citizen Alert Notification. She stated that they are working to reach more households and encourage them to participate in the notification system. They are accessing the senior meals programs to talk to that population. She has also distributed flyers to be posted in local cell phone stores. In addition they are considering using FaceBook and placing an ad in The Dalles Chronicle. Ms. Beachamp explained that privacy laws will not allow the County to access a list of cell phone numbers in the area; that means that cell phone users must self-register.

Chair Hege observed that it would be nice if there were an actual article in The Chronicle about the program. Ms. Beachamp explained that the system can be used for a wide range of notifications – flash flood warnings, fire warnings, law enforcement warnings, traffic interruptions, etc.

Commissioner Runyon pointed out that users can choose what kinds of events for which they want to be noticed as well as the method of notification. Chair Hege said he had mentioned the program at recent Wildlife Classification public meetings.

Chair Hege observed that the Wasco County Wildland Protection plan is outdated (2005) and he encouraged Ms. Beachamp to look into updating that plan. Mr. Stone commented that several agencies are asking for an update to the plan.

Chief Deputy Lane Magill reported that they have restarted the application process to fill deputy positions. He stated that out of 10 recent applicants only 2 passed the written exam. In addition, they have determined that the test is not adequate; they are contracting with a new company to get updated applicant examinations.

Sheriff Eiesland announced that the Sheriff's department is switching from brown to black pants. While the cost is about the same, shipping time is remarkably faster. He added that everyone will have new vests in the next 2 weeks.

Chief Deputy Magill stated that the patrolling of the Lower Deschutes River is going

well. Sheriff Eiesland said that they have received a lot of positive feedback that the County is patrolling rather than the State – the perception is that the deputies are local and understand the local issues.

Chief Deputy Magill stated that the new vehicles are in use and the boat will be delivered in mid-September. He said that they have worked out partnerships to have boats available until that time.

Agenda Item – Mortgage Payoff

Mr. Stone reviewed the documents in included in the Board packet. He explained that a mortgage has been held by the County in lieu of payment for nursing home services provided at a time when the County was furnishing those services. The person passed away last year at the age of 101; in settling the estate, the heirs were going to sell the home. The County lien was uncovered during that process along with \$83,000 in taxes owed to the State. The current amount owed to the County is over \$28,000.

Mr. Stone explained that the heirs have a buyer and can sell the house if the County is willing to reduce the amount of repayment to satisfy the lien to \$23,500 which would keep the house out of foreclosure. The initial proposal was for half of what is owed, but the appraisal came in higher than expected. He stated that the County is behind the State to receive satisfaction of lien; there is a possibility that the County will receive less than \$23,000.

Mr. Stone stated that he sought a legal review of the proposed accommodation. Dan Olsen communicated that the Board is authorized to forgive any amount of the debt. Mr. Stone offered his opinion that the County would spend more money in staff time and legal fees dealing with a foreclosure process and collection of debt than they are being asked to forgive.

Commissioner Runyon asked the age of the debt. Mr. Stone replied that the mortgage was set up in 1982. Commissioner Runyon noted that it has been suggested that the money be given to the nursing home which is now privately owned. Mr. Stone responded that Wasco County dollars went into the debt and that is to whom the money is owed. Commissioner Runyon agreed, saying that the nursing home is now a private entity and it would be inappropriate for taxpayer dollars to go into their general fund.

Further discussion ensued regarding the inequity of the order of payments being made from the sale of the house.

{{{Commissioner Runyon moved to approve Order #14-066 compromising a debt owed to Count and issuing a Satisfaction of Lien on Property at 1209 E. 17th Street, The Dalles, OR. Commissioner Kramer seconded the motion which passed unanimously.}}}

Consent Agenda – 6.25.2014 Minutes

Chair Hege noted a correction to the minutes on page 11. He wanted to clarify that resident responses to the Wildlife Classification certification letters are voluntary and while Wasco County <u>had</u> the lowest response rate, the Committee encouraged attending homeowners to respond and is hopeful that the response rate will improve.

{{{Commissioner Kramer moved to approve the Consent Agenda with noted corrections to the minutes. Commissioner Runyon seconded the motion which passed unanimously.}}}

Commission Call

Chair Hege said he would like to develop a plan to have regularly scheduled, quarterly evening meetings. In addition he would like to meet in other locations on a regular basis. Some discussion ensued regarding the feasibility of such a plan. It was suggested that the outside venues be in Maupin, Mosier, Tygh Valley/Wamic and Dufur. Ms. White will look at the possibilities and return a proposed schedule to the Board.

Chair Hege adjourned the session at 11:05 a.m.

Summary of Actions

Motions Passed

- To approve the Local Workforce Investment Area Designation Request Form.
- To approve Resolution #14-020 supporting the designation of a new local workforce investment area including Crook, Deschutes, Gilliam,

Hood River, Jefferson, Klamath, Lake, Sherman, Wasco and Wheeler counties.

- To approve Order #14-067 vacating an interior lot line between lot 4 and lot 4, Davis-Appleman Addition #3, and adopting findings of fact contained in PLALLV-14-06-0002.
- To approve Order #14-066 compromising a debt owed to Count and issuing a Satisfaction of Lien on Property at 1209 E. 17th Street, The Dalles, OR.
- To approve the Consent Agenda with noted corrections to the minutes.

Consensus

• To sign the order for a new, smaller Neopost mailing machine.

WASCO COUNTY BOARD OF COMMISSIONERS

Scott Hege, Commission Chair

Rod Runyon, County Commissioner

Steve Kramer, County Commissioner

DISCUSSION LIST

ACTION AND DISCUSSION ITEMS:

- 1. <u>Staff Retirement</u>
- 2. <u>LWIA Designation Request</u>

Discussion Item Staff Retirement

- No documents have been submitted for this item
 - RETURN TO AGENDA

Discussion Item LWIA Designation Request

- Introductory Email
- LWIA Designation Request Form
- School & College Information for New Boundaries
- Resolution #14-020 Designating LWIA



Fwd: LWIA redistricting

Rod Runyon <rodr@co.wasco.or.us>

Mon, Jun 30, 2014 at 12:00 PM

----- Forwarded message -----

From: Steve Shaffer <steve.shaffer@co.gilliam.or.us>

Date: Mon, Jun 30, 2014 at 11:52 AM

Subject: LWIA redistricting

To: "Rod Runyon <rodr@co.wasco.or.us> (rodr@co.wasco.or.us)" <rodr@co.wasco.or.us>, "'Scott Hege'

(scotth@co.wasco.or.us)" <scotth@co.wasco.or.us>, "'Steve Kramer' (stevek@co.wasco.or.us)"

<stevek@co.wasco.or.us>

Cc: "tylers@co.wasco.or.us" <tylers@co.wasco.or.us>

Morning Commissioners – I'm checking to see if Wasco County had sent in the LWIA designation request form. I've attached the form and the resolution we passed on the 18^{th} . The designation request form needs to be in by the 3^{rd} of July, the resolution can wait until the first of September but no later than that. This information needs to be sent to both Mary Stern - Mstern@aocweb.org and Agnus Balassa - agnes.balassa@state.or.us .

I've attached a blank LWIA form for Wasco County to sign and the list of schools that needs to go with it.

If you have questions give me a call

Steve Shaffer

Gilliam County Judge

PO Box 427

Condon, OR 97823

(541) 384-6351

steve.shaffer@co.gilliam.or.us



Local Workforce Investment Area Designation Request Form

Instructions: Use this form to request a new Local Workforce Investment Area (LWIA) in Oregon. Please use one form for per new LWIA request, and complete all fields. Please provide the signature of at least one chief local elected official from each of the counties to be included in the new area, or attach a resolution passed the county in support of this action. If no resolution has yet been passed by a county, please indicate the date by which such a resolution is anticipated.

A completed physical copy, or a scanned copy that includes the signatures of chief local elected official from each county must be submitted to:

Education & Workforce Policy c/o GOVERNOR'S OFFICE 900 Court Street NE, Suite 160 Salem, OR 97301

Attn: Workforce Policy Advisor

Requested new Local Workforce Investment Area Boundaries:

Central Area: Crook, Deschutes, Gilliam, Hood River, Jefferson, Klamath, Lake, Sherman, Wasco, and Wheeler Counties

Please explain how the requested change meets each of the following federal criteria: See answers below.

How will the proposed geographic area be served by local educational agencies and intermediate educational agencies?

See attachment for breakout of all local educational agencies broken down by county. They all provide education services as required by state and federal requirements.

How will the proposed geographic area served by postsecondary educational institutions and area vocational education schools.

Central Oregon Community College, Bend Oregon, Oregon State University-Cascades Division, Bend Oregon, Klamath Community College, Klamath Oregon, Oregon Institute of Technology, Klamath Oregon, and Columbia Gorge Community College, The Dalles Oregon. These colleges offer a full complement of college transfers credits/degrees, and certificate programs.

How is the new area consistent with labor market areas to the extent that is possible?

There are many similarities among the counties in the central area from their high desert landscape; traditional dependence on manufacturing, forestry, and farming; and their predominately rural character. U.S. highway 97 stretches through the proposed area. The highway acts as the main thoroughfare for commuters and travelers between the area's communities in the central and southern



Local Workforce Investment Area Designation Request Form

portion of the proposed area. Due to its proximity to Portland and geography, the northern counties are more insulated from the rest of the central area with their economic hubs in Hood River and The Dalles. The central counties of Crook, Deschutes, and Jefferson self-identify with one another as they share public transportation, a community college system, and a common labor force. Bend and Redmond are the economic hubs of the central tier of the area. Finally, Klamath and Lake Counties in the south are very closely tied to one another; however the southern tier maintains a strong economic connection with the metropolitan counties of Deschutes County to the north and Jackson County to the west.

Deschutes County (Bend MSA) is the lone metropolitan statistical area east of the Cascades. The county dominates employment for the area accounting for an average annual employment of 64,580 jobs in 2013 while the remaining nine counties combined accounted for 57,515 jobs.

Labor market areas are defined by the federal Office of Management and Budget and the federal Bureau of Labor Statistics. There are three types of labor market areas: metropolitan (Metro), micropolitan (Micro), or small (SMLA).

The Central area is consistent with labor market areas to the extent possible. It is a complete combination of one metro area, four micro areas, and five SMLAs:

Bend, OR Metropolitan Statistical Area (Deschutes County)

Hood River, OR Micropolitan Statistical Area (Hood River County)

Klamath Falls, OR Micropolitan Statistical Area (Klamath Falls County)

Prineville, OR Micropolitan Statistical Area (Crook County)

The Dalles, OR Micropolitan Statistical Area (Wasco County)

Gilliam County, OR is a SMLA

Jefferson County, OR is a SMLA

Lake County, OR is a SMLA

Sherman County, OR is a SMLA

Wheeler County, OR is a SMLA

How far will individuals need to travel to receive workforce services provided in proposed local area (How far must individuals travel to local WorkSource Sites).

Most Workforce service centers are within 100 driving miles. The attach map shows all OED centers within the regions.

How does the proposed area increase alignment with economic development districts and regional solutions areas?

The boundaries coincide with the Regional Solution boundaries and are similar to Economic Development. There have been discussions of realigning Regional Solutions and Economic boundaries to link up with the new boundaries being presented to the OWIB

Are the proposed boundaries of the local area contiguous?



Local Workforce Investment Area Designation Request Form

For as large as this area is the boundaries are contiguous

Please provide a brief description as to why you believe the requested change will be more effective or efficient, or produce better performance results for customers than the existing LWIA structure.

There are many similarities among the counties in the central area from their high desert landscape; traditional dependence on manufacturing, forestry, and farming; and their predominately rural character. The formation of this new region will allow an avenue to bring on private business since the LWIB will be in their region instead of having to drive 4 to five hours to attend a 5 hour board meeting. This development will allow for a more align Administration Board to address the needs of the Central Region only, and assist in providing collaborative avenues to address employer needs.

At least one chief local elected officials from each county within the proposed area must sign this form or submit a resolution in order to be considered.

Signature of Chief Local Elected Official(s):	Title:	County	Date:
Leve & flaffer	Judge	Gilliam	6-25-14
	*	5-3-40	
			-
		<u> </u>	
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		The second secon	

Central

Crook County

Crook County S.D. 471 NE Ochoco Plaza Dr Prineville OR 97754-8467

Bend-LaPine S.D. 520 NW Wall St Bend OR 97701-2699

Redmond S.D. 1425 SE Salmon Ave Redmond OR 97756-8422

Sisters S.D. 525 E Cascade Ave Sisters OR 97759-5039

Deschutes County

Arlington S.D. 1200 Main Street Arlington, OR 97812-0016

210, E. Bayard Street Condon, OR 97823 North Central ESD

Condon, OR 97823

Condon S.D.

PO Box 637

Gilliam County Hood River County

> Hood River County S.D. 1011 Eugene St Hood River OR 97031-1415

Ashwood S.D. 18624 NE Main Ashwood OR 97711

Jefferson County

Black Butte S.D. USFS Rd 1419 Camp Sherman OR 97730-0150

Culver S.D. 4229 SW Iris Lane Culver OR 97734

Jefferson County S.D. 445 SE Buff ST Madras OR 97741-1595 Klamath County

Klamath County S.D. 10501 Washburn Way Klamath Falls OR 97603-8626

Klamath Falls City S.D. 1336 Avalon Klamath Falls OR 97603-4423

> North Lake S.D. 57566 Fort Rock Rd Silver Lake OR 97638-9629

Lake County

Adel S.D.

357 N L St

Lake County S.D.

1341 S First ST

Lakeview OR 97630-1232

Lakeview OR 97630-1632

Paisley S.D. 260 Green St Paisley OR 97636-0097

Plus S.D. 18254 Morris Lane Plush OR 97637

Sherman County

Sherman County S.D. 65912 High School Lp Grass Valley OR 97029-0068

> North Wasco County S.D. 3632 W 10th St The Dalles OR 97058-4397

> > South Wasco County S.D. 699 4th St Maupin OR 97037-0347

Wasco County

802 NE 5th ST

Dufur OR 97021-3034

Dufur S.D.

Wheeler County

Fossil S.D. 404 Main St Fossil OR 97830-0206

Mitchell S.D. 340 SE High St. Mitchell OR 97750-0247

Spray S.D. 303 Park Ave Spray OR 97874-0230

COMMUNITY COLLEGES/UNIVERSITIES

Central Oregon C.C. 2600 NW College Way Bend OR 97701-5998

Oregon State University - Cascades Division 2600 NW College Way Bend OR 97701

Klamath C.C. 7390 S Sixth St Klamath Falls OR 97603-7121

Oregon Institute of Technology 3201 Campus Drive Klamath Falls OR 97601

Columbia Gorge C.C. 400 E Scenic Dr The Dalles OR 97058-3434

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF A RESOLUTION)	
SUPPORTING THE DESIGNATION OF A)	
NEW LOCAL WORKFORCE INVESTMEN	T)	RESOLUTION
AREA INCLUDING CROOK, DESCHUTES	5,)	#14-020
GILLIAM, HOOD RIVER, JEFFERSON,)	
KLAMATH, LAKE, SHERMAN, WASCO)	
AND WHEELER COUNTIES)	

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being one duly set in term for the transaction of public business and a majority of the Board of Commissioners being present; and

WHEREAS, under the Workforce Investment Act, in order for the State to receive funding, the Governor must designate local workforce investment areas; and

WHEREAS, on July 25, 2013, Governor Kitzhaber adopted Executive Order 13-08, thereby initiating a process to re-charter Oregon's State and Local Workforce Investment Boards; and

WHEREAS, under Executive Order 13-08, by June 30, 2015, all Local Workforce Investment Boards must be re-chartered to:

RESOLUTION 14-020 PAGE | 1

- a) Better direct public workforce investments at the state and local level for talent development, job creation, income progression, business competitiveness, integrated service delivery, and expanded opportunities for citizen prosperity; and
- b) Use labor market intelligence to better align economic development, education and training, workforce development investments, services for job seekers, and business to efficiently address local labor market needs and statewide priorities; and
- c) Expand private-public partnerships with an integrated workforce system to better meet the needs of communities and create solutions to address tomorrow's workforce challenges; and
- d) Partner with Governor Kitzhaber's Regional Solutions Committees to identify and leverage opportunities to expand job creation and incentivize job growth; and
- e) Be accountable for workforce system outcomes.

WHEREAS, in order to better meet the local workforce needs and demands, Wasco County desires to form a Local Workforce Investment Board, which shall include Crook, Deschutes, Gilliam, Hood River, Jefferson, Klamath, Lake, Sherman, Wasco and Sheeler Counties.

NOW, THEREFORE the Wasco County Board of Commissioners hereby resolves as follows:

RESOLUTION 14-020 PAGE | 2

a) To support and participate in the new Local Workforce Investment Board; and b) To file a Local Workforce Investment Area designation request with Governor Kitzhaber's office no later than July 3, 2014. ADOPTED this 2nd day of July, 2014. WASCO COUNTY **BOARD OF COMMISSIONERS** Scott C. Hege, Commission Chair Rod L. Runyon, County Commissioner Steven D. Kramer, County Commissioner APPROVED AS TO FORM:

RESOLUTION 14-020 PAGE | 3

Eric J. Nisley

Wasco County District Attorney

CONSENT AGENDA

1. <u>6.25.2014 Regular Session Minutes</u>



PRESENT: Scott Hege, Commission Chair

Rod Runyon, County Commissioner

Steve Kramer, County Commissioner

STAFF: Kathy White, Executive Assistant ABSENT: Tyler Stone, Administrative Officer

At 9:00 a.m. Chair Hege opened the Regular Session of the Board of Commissioners with the Pledge of Allegiance. Ms. White asked that the Manatron Addendum be added to the Discussion List.

Open to the Public - Google Community Involvement

Mike Bertrand provided a letter to the Board (see attached) suggesting that the Board lead a campaign to ask that Google donate \$4 million toward the community swimming pool in exchange for the pool being named for them. He stated that it would be a clear demonstration of Google's commitment to the community and help offset the tax break they were granted through the enterprise zone.

Chair Hege clarified the terms of the enterprise zone agreement. He pointed out that the enterprise zone money going to the school district will be used to support building and landscape improvements for which the district does not have funding. He suggested that Mr. Bertrand also bring this idea to Google at their annual shareholder's meeting. Mr. Bertrand replied that he intended to do so.

Commissioner Runyon stated that he thought it an idea worth pursuing. Mr. Bertrand

replied that the Board has nothing to lose – they would be attempting to help the community. He added that if Google says "no," they will not be viewed in a good light.

Open to the Public - What the Festival

Dr. David Wehrly provided the Board with a written statement (attached) regarding the June 19-21, What the Festival event which he read aloud. He lodged complaints regarding traffic, noise and language. He insisted that the County needs to enact a noise ordinance followed by an outdoor mass gathering ordinance to protect the citizens of the county form the ill effects of these events. He added that he understands there were some drug arrests at the event. He pointed out that legal action is still pending and stated that if the Board didn't act the community would not be silent.

Commissioner Kramer asked who else Dr. Wehrly represented here. Dr. Wehrly replied that he could only speak for himself.

Chair Hege asked District Attorney Nisley to speak to the legal issue referred to by Dr. Wehrly. District Attorney Nisley replied that the application approved for last year's WTF event had gone to a hearing and been upheld by the judge. Ken Thomas appealed that ruling which is still in appellate court; there has been no filing for this year's event.

Dr. Wehrly suggested the County look at Marion County's Mass Gathering Ordinance #12-030 which was adopted on as an emergency ordinance referencing their noise ordinance.

Further discussion ensued regarding this year's event and the proximity of residents to the venue. Chair Hege stated that he anticipates and after-event report in the near future which will provide more information. Chair Hege stated that security searched every car entering the venue. District Attorney Nisley added that the drug arrests were the result of actions taken by the event security team within the venue.

Joan Silver, Chair of the Economic Development Commission, reported that last festivals of this size usually bring in approximately \$900 per person.

Departments – Upcoming Lien Decision

District Attorney Nisley said that at next week's Board session the Board will be considering a lien held by the county on a house that was leveraged to pay for long-term nursing home care. He suggested that the Board consult with the County Treasurer and also look at the possibility that the funds collected on the lien might most appropriately be given to Columbia Basin Nursing Home who incurred the debt while still part of the County.

Discussion Item - Manatron Addendum

Interim Information Systems Director Paul Ferguson explained that he had only received this document on June 19th. He stated that Assessment and Taxation Director Jill Amery had brought it to him uncertain of the process to follow for approval. Mr. Ferguson said that County Administrator Tyler Stone and County Finance Director Monica Morris are both aware of the software which was requested by County Treasurer Chad Kraus in order to calculate tax refund interest. Mr. Stone and Ms. Morris are not available today as both are on vacation.

Mr. Ferguson explained that the software had already been installed and is in use. He said it usually costs much more than is being charged and he has money in this year's fiscal budget that was intended to pay for Manatron support which was not necessary due to a delay in implementation of the original program. He added that the addendum does not increase the annual support contract rate; it pays for the product and its installation.

Commissioner Runyon asked if this was vetted through Finance. Mr. Ferguson replied that although Ms. Morris is aware of the product, the contract did not come to him in time to have her review it prior to her vacation. Commissioner Runyon asked if it could be approved pending Finance approval. Mr. Ferguson responded that he believes that if it is approved today, it can wait for Finance approval and still be paid out of this year's budget.

{{{Commissioner Runyon moved to approve the Schedules for Master Agreement for Licensed Software, Hardware and Services pending review by the Finance Director. Commissioner Kramer seconded the motion which passed unanimously.}}}

Agenda Item - Continued Fee Schedule Hearing

Chair Hege reopened the Fee Schedule Hearing at 9:34 a.m. Ms. White explained that during the hearing opened on June 11th she had received and email from Community Corrections Director Robert Martin saying that he had been contacted by a County employee advising him that the Community Corrections fees did not appear to be current. Mr. Martin had not had an opportunity to review the ordinance; therefore the hearing was continued to allow him that opportunity. Ms. White reported that Mr. Martin had contacted her later that day to say that the fees in the ordinance were correct and current and he would not be requesting any changes.

Ms. White announced that Planning Director John Roberts had contacted her with a revision to his fees. Mr. Roberts explained that counties are statutorily capped at \$5,000 for Outdoor Mass Gathering fees. Since Public Works now has a \$500 OMG fee, he is reducing Planning's fee from \$5,000 to \$4,500.

Chair Hege opened the floor to public comment. There being none he closed the public hearing at 9:38 a.m.

{{{Commissioner Kramer moved to approve Ordinance #14-002 amending the Wasco County Fee Schedule Ordinance. Commissioner Runyon seconded the motion which passed unanimously.}}}

Agenda Item - MCEDD Quarterly Report

MCEDD Executive Director Amanda Hoey introduced Carrie Pipinich who will be working with broadband and industry clusters as well as taking on responsibility for the Economic Development Commission. Ms. Hoey then reviewed the staff report included in the Board Packet.

She reported that the OSU analysis covered only two of the events on the list provided them by MCEDD – What the Festival 2012 and Riverfest 2013 – they estimated the economic impact of WTF to be \$1 million and Riverfest to be \$500,000.

Commissioner Runyon asked if this would be an ongoing study. Ms. Hoey replied that this was a one-time study; they would probably have to look elsewhere for future data.

Ms. Pipinich reported that they have been working on an application through Google

Community grants for broadband improvements. She announced that they had already received funding in Washington State for broadband which will benefit the Gorge region. She encouraged the Board to visit gorgebroadband.org for more information.

Chair Hege asked about the park-let in downtown The Dalles. Ms. Pipinich replied that it had been accomplished with a crowd sourcing platform called Indigo-go which integrated with the Agora platform to raise between \$3,000 and \$5,000. Commissioner Runyon asked how Agora is progressing. Ms. Hoey responded that they have been meeting with state representatives as well as directors from many agencies for a state-wide roll-out. She said that she hopes the final conversation for that will occur today and expects the roll-out to begin with three more districts before going state-wide.

Ms. Silver said she cannot praise MCEDD enough. She asked that the Commissioners consider where they would like the EDC to focus their efforts and bring that to them before their next meeting in July.

Agenda Item - GIS Contracts

GIS Coordinator Tycho Granville explained that the contracts included in the Board Packet come up each year for renewal. The contracts give these partners access to Wasco County's GIS system. Wasco County has made the maps for Mid-Columbia Fire and Rescue for winter camp drives and traffic studies. Mr. Ferguson added that Wasco County maintains the data from which partners can update their own databases.

Commissioner Kramer asked why Sherman County does not pay a lump sum as do the other three partners. Chair Hege replied that they pay Wasco County based on a formula; the more recordings they get, the more they pay to Wasco County. Mr. Granville added that it is generally about \$4,000 per year.

Chair Hege stated that he appreciates the partners – they support an expensive and essential element of government. Mr. Ferguson agreed, saying that people think they can get what they need from something like Google maps, but it is not true.

Chair Hege noted that we will soon be able to add the LIDAR information to the system.

Commissioner Kramer suggested that a letter of thanks be sent from the Board of Commissioners to the partners to acknowledge the value of their support.

The Board was in consensus to direct the Executive Assistant to compose a letter of appreciation to the GIS partners acknowledging the value of their support.

{{{Commissioner Kramer moved to approve the Intergovernmental Agreement between Wasco County and the City of The Dalles for G.I.S. Services. Commissioner Runyon seconded the motion which passed unanimously.}}}

{{{Commissioner Runyon moved to approve the Intergovernmental Agreement between Wasco County and the Mid-Columbia Fire and Rescue for G.I.S. Services. Commissioner Runyon seconded the motion which passed unanimously.}}}

{{{Commissioner Kramer moved to approve the Intergovernmental Agreement between Wasco County and the Northern Wasco County PUD for G.I.S. Services. Commissioner Runyon seconded the motion which passed unanimously.}}}

{{{Commissioner Runyon moved to approve the Intergovernmental Agreement between Wasco County and the Sherman County for G.I.S. Services. Commissioner Runyon seconded the motion which passed unanimously.}}}

Agenda Item – Youth Services Contract Amendment & Annual Report

Youth Services Director Molly Rogers explained that this amendment had come before the Board at a previous session but she had asked that they not act upon it at that time because some errors had been discovered which needed to be corrected by the State. She explained that the amendment deals with two funding streams — Juvenile Crime Prevention which had been anticipated and Youth Invested which is unexpected and may require a budget adjustment. She stated that she may be able to spend the Youth Investment funds in this fiscal year to reimburse for services already rendered.

Commissioner Runyon asked what the corrections had been. Ms. Rogers explained that they all had to do with the dates outlining the length of time for the funding.

{{{Commissioner Runyon moved to approve Amendment 1 to the State of Oregon Intergovernmental Contract for Professional Services #9908. Commissioner Kramer seconded the motion which passed unanimously.}}}

Ms. Rogers said that she hopes the Board has had an opportunity to review her annual report included in the Board Packet and she would be happy to answer any questions. She said that 96% of the kids in the County are doing well; of the other 4% she only sees a small percentage that are committing criminal acts – most are doing things that would not be illegal if they were adults. She said that 2013 was a great year for Wasco County kids but she is cautious about the numbers as one event could dramatically influence the percentages.

She reported that the number of alcohol offenses continues to decrease in large part as a result of the efforts of Youth Think. She added that the marine presence may uncover a few more of those cases.

Commissioner Kramer announced that the Student Success Team graduated five kids this year. Ms. Rogers added that the Team served 54 youth this year many of whom are carry-overs – they are not failures; they are just still in the process.

Commissioner Runyon asked about the TOOLS program. Ms. Rogers stated that she had recently talked with Oregon Youth Authority in an effort to make the program more financially sound. It is clear that OYA supports the program and she will continue to work with them to find a solution.

Open to the Public - Codes Compliance

City of The Dalles Codes Compliance Officer Nikki Lesich came forward to address the Board regarding the County vacancy for a Codes Compliance Officer. She said that she understands staffing challenges will mean that the County Codes Compliance Officer will be spending more time on planning compliance issues and less on nuisance complaints. She observed that many neighborhoods have City and County property owners on the same block – each neighborhood's level of enforcement increases the value of homes for sale or rent in the neighborhood. She stated that she would like to work with whomever the County hires to fill that position to improve service for both the City and the County. She reminded the Board that neglected property decreases in value and therefore decreases taxes coming into the City and County.

Agenda Item - Road District Hearing Order

Ms. White explained that just last night the City of Shaniko decided to opt in to the proposed county Road District. While the hearing order included in the packet does not include Shaniko for the opt-in, the document has been revised to do so. Should the Board choose to pass the order, they will need to do so with the correction.

{{{Commissioner Kramer moved to approve order #14-064 initiating the formation of a road service district for Wasco County, Oregon with the correction of adding the City of Shaniko as part of the proposed Road District. Commissioner Runyon seconded the motion which passed unanimously.}}}

Chair Hege asked what would happen between now and the first hearing – will there be more information – will we know what the tax rate will be? Public Works Director Marty Matherly replied that he would get that information for them prior to the hearing. He reported that the County Surveyor has already begun that work. He added that the Clerk will be doing some additional work further on in the process.

Ms. White stated that the hearing will be noticed in The Dalles Chronicle on June 29th and July 9th. Additionally, notices will be sent out to be posted at libraries and post offices around the County.

Mr. Matherly announced that Public Works has been awarded one of the Western Federal Lands Access Program grants for which they had applied. A second application fell just below the cut-off and will be considered should more funding become available. He stated that the awarded grant will pave 2.3 miles of Dufur Valley connecting to where they left off on that road during the last paving project. He added that the amount of the grant is \$350,000 which is a significant portion of the \$5 million dollars available for nine grants.

Chair Hege recessed the session at 10:29a.m.

The session reconvened at 10:32 a.m.

Open to the Public – Insurance Report

Insurance Agent Mike Courtney reported that the SAIF premiums are down by \$16,000, \$7,000 of which is reflective of Public Health's separation from the County. He said he does not know what Public Health is paying for their insurance. He added

that the frequency and cost of claims has also dropped.

Chair Hege asked what options there are for worker's compensation coverage. Mr. Courtney replied that CIS also does worker's compensation but SAIF has performed well and returned good dividends.

Mr. Courtney went on to say that CIS rates have increased by 12%. He explained that they based their calculations on last year's rate which included Public Health as part of the County. He said he has talked to them about that issue and will continue to pursue it; he may come to the Board for a letter regarding the double billing – both the County and Public Health are paying even though the County no longer covers Public Health employees.

The Board was in consensus to direct Mr. Courtney to pursue a rate reduction with CIS due to the fact that they included Public Health, now separate from the County, in their rate calculations.

Chair Hege asked to what the High Risk Activity coverage pertained. Mr. Courtney replied that it is the demolition derby held at the County Fair. Some discussion ensued regarding the possibility that the Fair carries coverage outside of the County policy. Mr. Courtney stated that there is a rodeo contractor who is responsible for the animals and he thinks there is a contract with derby participants to hold the County harmless. Commissioner Kramer said he would look into the demolition derby at the Fair.

{{{Commissioner Kramer moved to approve the SAIF insurance policy with an annual pre-pay as proposed. Commissioner Runyon seconded the motion which passed unanimously.}}}

{{{Commissioner Runyon moved to grant tentative authority to Mr. Courtney to contract with CIS subject to the removal of the duplicate charges for Public Health employees. Commissioner Kramer seconded the motion which passed unanimously.}}}

Discussion Item - Vehicle Transfer

Commissioner Kramer asked how this transfer might affect the in-kind credit to Public Health for this year. He suggested that he would need a dollar value assigned to the vehicles to know how much the credit would be. Chair Hege said that more

research would need to be done as some of the vehicles were actually purchased with Public Health dollars rather than County dollars while others were given to Public Health through the vehicle program. Commissioner Runyon suggested a meeting with Mr. Stone and Ms. Morris to make those determinations.

Mr. Courtney pointed out that under GATSBY rules there must be a value to each vehicle; he suggested that Ms. Morris would have those numbers.

Chair Hege added that they should consider if they should give them to Public Health with a reversionary clause. Commissioner Kramer agreed that that should be looked at as well.

{{{Commissioner Kramer moved to approved Order #14-063 surplussing Wasco County vehicles as listed. Commissioner Runyon seconded the motion which passed unanimously.}}}

Discussion Item - Burn Ban

{{{Commissioner Kramer moved to approve Order #14-050 declaring a ban on residential burning in Wasco County, Oregon. Commissioner Runyon seconded the motion which passed unanimously.}}}

Discussion Item - BOPTA Reappointment

{{{Commissioner Runyon moved to approve Order #14-065 reappointing Vickie Ellet to the Wasco County Board of Property Tax Appeals.

Commissioner Runyon seconded the motion which passed unanimously.}}}

Discussion Item – Answers & Actions

Chair Hege said that it this is an opportunity for people to get help from the insurance division. Ms. White said she would add it to the list of talking points for next month's radio appearances.

Discussion Item - Treasurer's Report

No comments.

Presentation

Chair Hege presented Commissioner Runyon with a certificate issued by Governor Kitzhaber appointing him to the Regional Solutions Northwest Advisory Committee.

Consent Agenda – 6.11.2014 Minutes & ODOT Amendment

Commissioner Kramer asked if the \$2,000 in administrative costs payment referenced on page 4, revised exhibit A, subsection 2 of deliverables is paid to Wasco County. Chair Hege said he believes that was discussed at the June 29th meeting when the grant application was presented. Ms. White stated that as she recalls, Ms. Morris indicated that the administrative costs payment stays with the County.

{{{Commissioner Runyon moved to approve the consent agenda. Commissioner Kramer seconded the motion which passed unanimously.}}}

Commission Call

Commissioner Kramer announced he would be in Pendleton tomorrow for a wolf conference in conjunction with his role as Chair of the Wasco County Wolf Compensation Committee.

Chair Hege reported that the Wildland Classification Committee just finished their meetings. He said the only changes were to declassify some lands and reclassify some others from extreme high density to extreme. He explained that cards sent to rural residents asking them to certify their property as having met the requirements of a clear zone. It is a voluntary program and Wasco County has the lowest respondent rate in the State of Oregon. The Committee is hoping to improve that.

Commissioner Runyon stated that he has been re-elected Chair of the Mid-Columbia Housing Authority; work continues for all three counties – Hood River, Wasco and Sherman. He said that each county has different needs.

Chair Hege adjourned the session at 11:10 a.m.

Summary of Actions

Motions Passed

- To approve the Schedules for Master Agreement for Licensed Software, Hardware and Services (Manatron) pending review by the Finance Director.
- To approve Ordinance #14-002 amending the Wasco County Fee Schedule Ordinance.

- To approve the Intergovernmental Agreement between Wasco County and the City of The Dalles for G.I.S. Services.
- To approve the Intergovernmental Agreement between Wasco County and the Mid-Columbia Fire and Rescue for G.I.S. Services.
- To approve the Intergovernmental Agreement between Wasco County and the Northern Wasco County PUD for G.I.S. Services.
- To approve the Intergovernmental Agreement between Wasco County and the Sherman County for G.I.S. Services.
- To approve Amendment 1 to the State of Oregon Intergovernmental Contract for Professional Services #9908.
- To approve order #14-064 initiating the formation of a road service district for Wasco County, Oregon with the correction of adding the City of Shaniko as part of the proposed Road District.
- To approve the SAIF insurance policy with an annual pre-pay as proposed.
- To grant tentative authority to Mr. Courtney to contract with CIS subject to the removal of the duplicate charges for Public Health employees.
- To approved Order #14-063 surplussing Wasco County vehicles as listed
- To approve Order #14-050 declaring a ban on residential burning in Wasco County, Oregon.
- To approve Order #14-065 reappointing Vickie Ellet to the Wasco County Board of Property Tax Appeals.
- To approve the consent agenda 6.11.2014 Minutes & ODOT Amendment.

Consensus

- To direct the Executive Assistant to compose a letter of appreciation to the GIS partners acknowledging the value of their support.
- To direct Mr. Courtney to pursue a rate reduction with CIS due to the fact that they included Public Health, now separate from the County, in their rate calculations.

WASCO COUNTY BOARD OF COMMISSIONERS
Scott Hege, Commission Chair
•
Rod Runyon, County Commissioner
Rod Runyon, County Commissioner
0
Steve Kramer, County Commissioner

Agenda Item MCHA in Gorge Communities

• Information Sheet



Mid-Columbia Housing Authority (MCHA) promotes safe, decent and affordable housing opportunities for working families, seniors, people with disabilities and others who face life challenges. MCHA serves the people living in Klickitat and Skamania Counties in Washington and Hood River, Wasco and Sherman Counties in Oregon.

What does MCHA do?

- Administers federal, state, and local **rental assistance programs** where payments are made on behalf of program participants to private landlords.
 - Fact: Each month through the federal Section 8 Housing Choice Voucher (HCV) program \$296,000 in payments are invested in our local housing stock on behalf of 750 households. There are currently 631 households on MCHA's HCV waitlist.
- Coordinates service-enriched housing.
 - Fact: 50 families currently participate in our Family Self-Sufficiency program that assists families to find employment, increase earned income, reduce or eliminate the need for rental and/or welfare assistance and make progress toward achieving economic independence. During the first four months of 2014, four participants have successfully graduated.
- Development, Ownership and Management
 - Fact: MCHA and affiliated non-profit Columbia Cascade Housing Corporation have developed and are actively engaged in the ownership of 357 units of housing that are affordable within our five county service district. In 2013 CCHC's portfolio consistently maintained 98% occupancy.
- Assists homeowners and potential homebuyers through education, direct resources, and referral services.
 - o Fact: 48 homeowners are in need of minor home repairs. 13% of homeowners are underwater in their mortgages.

Housing opportunities that are affordable are critical to our region's infrastructure. We are dedicated to working within our communities to support a diverse housing stock and request that you:

- Adequately invest in capital funding sources that promote affordability, balance and choice; and
- Identify, support and adopt recommendations to remove non-financial barriers that impede investments in a diverse housing stock.





Agenda Item Lot Line Vacation

- Staff Report & Recommendation
 - o Maps
 - o Findings of Fact
- Applications
- <u>Deeds</u>
- Order #14-067 Accepting Vacation



Wasco County Planning Department

"Service, Sustainability & Solutions"

2705 East Second St. • The Dalles, OR 97058 (541) 506-2560 • wcplanning@co.wasco.or.us/planning

STAFF REPORT & RECOMMENDATIONPrepared for the Board of County Commissioners

FILE # PLALLV-14-06-0002

HEARING DATE: July 2, 2014

PREPARED: June 25, 2014

REQUEST: Subdivision lot line vacation

RECOMMENDATION: Approval, with conditions

APPLICANT/OWNER INFORMATION:

Applicant: Larry Warren, ■

Owner: Larry and Anna Warren,

PROPERTY INFORMATION:

Zoning: A-R Agricultural-Recreational Zone

Location: Lot 4 and Lot 5, Davis-Appleman Addition No. 3. More specifically described as:

	Map & Taxlot	Old TL	Acct#	<u>Acres</u>
Lot 5	4S 12E 9 AC 1300	500	11298	0.74
Lot 4	4S 12E 9 AC 1200	400	11297	0.74

ATTACHMENTS:

PREPARED BY: Joey Shearer, Senior Planner

Options & Staff Recommendation Staff Report

OPTIONS & STAFF RECOMMENDATION

Oregon Revised Statues (ORS) 368.326 to 368.366 allows a county governing body to vacate interior subdivision lot lines through a defined process and, when certain conditions are met, without a public hearing. This process is an alternative to the more frequently utilized method found in ORS Chapter 92 – Subdivisions and Partitions.

ORS Chapter 368, which primarily provides authority and requirements involving county roads, presents a pathway for lot line vacation that some applicants may find easier, faster, and less expensive because it generally does not require the hiring of a private engineer or surveyor. Additionally, a decision described in ORS 368.326 to 368.366 does not result in a "land use decision" as defined in ORS 197.015(11). This means that the traditional land use requirements related to procedure, public involvement, and notification do not apply to lot line vacations reviewed under Chapter 368.

The following Staff Report provides important background information and addresses the applicable standards. After reviewing the applicable regulations, Staff has identified the following four options for the Board of County Commissioners.

Board of County Commissioner Options:

- 1. Approve the petition for the subdivision lot line vacation, and accept the proposed conditions and findings contained in the Staff Report.
- **2.** Approve the petition for the subdivision lot line vacation with amended conditions and findings.
- **3.** Deny the petition with amended findings that the request does not comply with the Wasco County Land Use & Development Ordinance, Oregon Revised Statutes, or any other applicable standards.
- **4.** If additional information is needed, continue the hearing to a date and time certain to allow the submittal of additional information.

Staff Recommendation:

Staff recommends **Option 1** – Approve the petition for the subdivision lot line vacation, and accept the proposed conditions and findings contained in the following Staff Report.

STAFF REPORT

I. APPLICABLE STANDARDS

Oregon Revised Statutes (ORS)

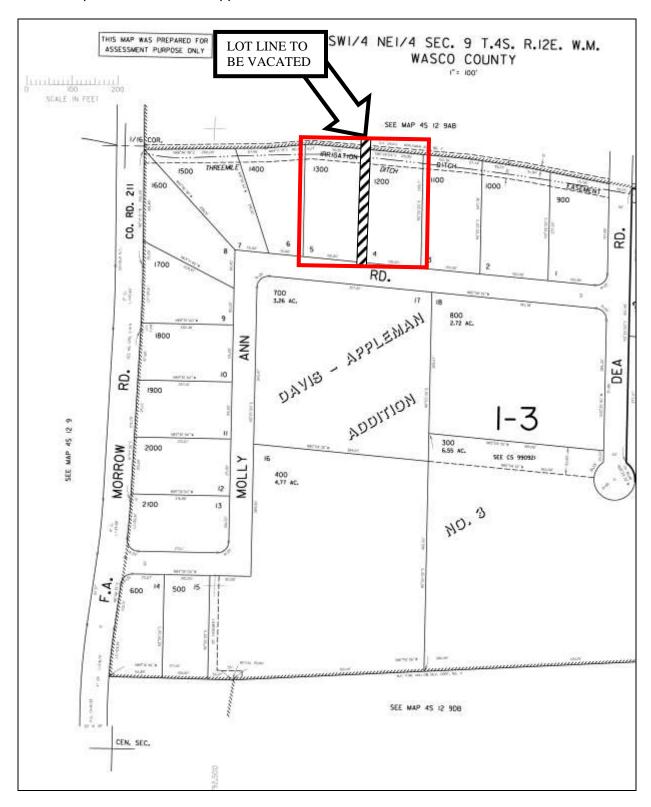
368.326	Purpose of vacation proceedings; limitation
368.331	Limitation on use of vacation proceedings to eliminate access
368.341	Initiation of vacation proceedings; requirements for resolution or petition; fees
368.351	Vacation without hearing
368.356	Order and costs in vacation proceedings

II. BACKGROUND

- A. Legal Parcel: The original Davis-Appleman Addition was approved by the Wasco County Court on December 12, 1977 and filed with the Wasco County Clerk on December 16, 1977. The two subject subdivision lots are legally described as Lot 4 and Lot 5, Davis-Appleman Addition No. 3. Lot 4 and Lot 5 were lawfully created by a subdivision plat, approved by the Wasco County Court on September 4, 1984.
- **B. Site Description:** The subject lots are located southwest of Pine Hollow Reservoir. Lot 5 currently contains an existing shed and concrete pad. Previously, Lot 4 contained a 14' x 70' manufactured dwelling, but a new 58' x 27' manufactured dwelling was approved on June 12, 2014 by the Planning Department to take its place.
- **C. Surrounding Land Use:** The subject lots are on the eastern edge of the A-R zoned lands surrounding Pine Hollow Reservoir. Approximately 400' to the west, the subdivisions end, and larger tracts of A-1 (160) Exclusive Farm Use properties begin. Large tracts of F-2 Forest Zone properties begin 0.6 miles to the west.
- **D.** Land Use History: Planning department records show one building permit approving a 14' x 70' dwelling on Lot 4. The Planning Department signed a Land Use Compatability Statement (LUCS) for onsite sewage disposal systems for each lot in 1985.
- **E. Statutory Authority:** Oregon Revised Statues 368.326 to 368.366 allows a county governing body to vacate interior subdivision lot lines through a defined process and without a public hearing if certain conditions are met. This process does not constitute a land use regulation or land use decision. This means that the traditional land use requirements related to procedure, public involvement, and notification do not apply to lot line vacations processed under these referenced statutes.

F. Maps:

Map 1 – Shows Davis-Appleman Addition No. 3



 $\mbox{Map 2}-\mbox{Shows the approximate location of the subject lots overlaid on an aerial photo of the vicinity$



III. FINDINGS OF FACT

Oregon Revised Statute (ORS) 368.326 to 368.366

368.326 Purpose of vacation proceedings; limitation.

ORS 368.326 to 368.366 establish vacation procedures by which a county governing body may vacate a subdivision, part of a subdivision, a public road, a trail, a public easement, public square or any other public property or public interest in property under the jurisdiction of the county governing body. The vacation procedures under ORS 368.326 to 368.366:

- (1) Shall not be used by the county governing body to vacate property or an interest in property that is within a city.
- (2) Are an alternative method to the method established under ORS chapter 92 for the vacation of a subdivision.

FINDING: Applicant is requesting the vacation of a subdivision lot line. The subject lot line is located between Lot 4 and Lot 5 of David-Appleman Addition No. 3. The subdivisions lots are located within unincorporated Wasco County and not within an incorporated city.

368.331 Limitation on use of vacation proceedings to eliminate access.

A county governing body shall not vacate public lands under ORS 368.326 to 368.366 if the vacation would deprive an owner of a recorded property right of access necessary for the exercise of that property right unless the county governing body has the consent of the owner.

FINDING: Deeds 2001-2674 and 2014-1664 show the subject subdivision lots are privately owned, both by Larry and Anna Warren. The subject lots abut, and have direct access to, S Molly Ann Road. Staff finds that the property line vacation involves only private lands, and will not deprive any owner of a recorded property right of access.

368.341 Initiation of vacation proceedings; requirements for resolution or petition; fees.

- (1) A county governing body may initiate proceedings to vacate property under ORS 368.326 to 368.366 if:
 - (a) The county governing body adopts a resolution meeting the requirements of this section:
 - (b) The person who holds title to property files with the county governing body a petition meeting the requirements of this section and requesting that the property be vacated; or
 - (c) The owner of property abutting public property files with the county governing body a petition meeting the requirements of this section and requesting vacation of the public property that abuts the property owned by the person.

FINDING: Larry and Anna Warren hold title to the subject lots, as provided by Deeds 2001-2674 and 2014-1664. Larry Warren has filed an application meeting the requirements of this section and requesting that the property line be vacated. Subsection (c) is not applicable to this request.

- (2) A county governing body adopting a resolution under this section shall include the following in the resolution:
 - (a) A declaration of intent to vacate property;
 - (b) A description of the property proposed to be vacated; and
 - (c) A statement of the reasons for the proposed vacation.

<u>FINDING:</u> Any resolution adopted by the Wasco County Board of Commissioners must include the information listed above.

- (3) Any person filing a petition under this section shall include the following in the petition:
 - (a) A description of the property proposed to be vacated;
 - (b) A statement of the reasons for requesting the vacation;
 - (c) The names and addresses of all persons holding any recorded interest in the property proposed to be vacated;

(***)

- (f) Signatures, acknowledged by a person authorized to take acknowledgments of deeds, of either owners of 60 percent of the land abutting the property proposed to be vacated or 60 percent of the owners of land abutting the property proposed to be vacated; and
- (g) If the petition is for vacation of property that will be redivided in any manner, a subdivision plan or partitioning plan showing the proposed redivision.

FINDING: Applicant submitted an application describing the property as Lot 4 and Lot 5, Davis-Appleman Addition No. 3. More specifically described as:

	Map & Taxlot	<u>Old TL</u>	Acct#	<u>Acres</u>
Lot 5	4S 12E 9 AC 1300	500	11298	0.74
Lot 4	4S 12E 9 AC 1200	400	11297	0.74

Applicant has stated that the reason for the vacation is to create a larger lot, which will better accommodate placement of a double wide manufactured home and pole barn. Per Wasco County deed records, Larry and Anna Warren are the sole owners of the two lot abutting the proposed lot line vacation, and Larry Warren submitted a signed and notarized petition for the lot line vacation along with the application which includes his address. No further division of the property will be allowed because the consolidated lot will not meet the minimum property size standard for the zone provided in the Wasco County LUDO and state statute.

(4) The county governing body may require a fee for the filing of a petition under this section.

<u>FINDING:</u> Per the Wasco County Planning Department fee schedule, a fee of \$916 was collected along with the application for the lot line vacation.

368.351 Vacation without hearing.

A county governing body may make a determination about a vacation of property under ORS 368.326 to 368.366 without complying with ORS 368.346 if the proceedings for vacation were initiated by a petition under ORS 368.341 that indicates the owners' approval of the proposed vacation and that contains the acknowledged signatures of owners of 100 percent of private property proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting public property proposed to be vacated and either:

- (1) The county road official files with the county governing body a written report that contains the county road official's assessment that any vacation of public property is in the public interest; or
- (2) The planning director of the county files a written report with the county governing body in which the planning director, upon review, finds that an interior lot line vacation affecting private property complies with applicable land use regulations and facilitates development of the property subject to interior lot line vacation.

FINDING: Applicant has submitted a petition with acknowledged signatures of 100% of private property proposed to be vacated. This Staff Report serves as the Planning Director's written report to the county governing body.

Staff finds that the proposed lot line vacation will facilitate development of the property by allowing additional accessory structures to be built on the same lot as the recently approved dwelling. Under the current lot configuration, this scenario was not practicable due to the existing development, building size lot coverage, and setback standards. The proposed lot line vacation will also increase conformity with the minimum lot size for the A-R Zone.

Therefore, Staff finds that consideration and determination of the proposed lot line vacation can proceed without a hearing.

368.356 Order and costs in vacation proceedings.

- (1) After considering matters presented under ORS 368.346 or 368.351, a county governing body shall determine whether vacation of the property is in the public interest and shall enter an order or resolution granting or denying the vacation of the property under ORS 368.326 to 368.366.
- (2) An order or resolution entered under this section shall:
 - (a) State whether the property is vacated;
 - (b) Describe the exact location of any property vacated;
 - (c) Establish the amounts of any costs resulting from an approved vacation and determine persons liable for payment of the costs;
 - (d) Direct any persons liable for payment of costs to pay the amounts of costs established; and
 - (e) If a plat is vacated, direct the county surveyor to mark the plat as provided under ORS 271.230.
- (3) When an order or resolution under this section becomes final, the county governing body shall cause the order to be recorded with the county clerk and cause copies of the order to be filed with the county surveyor and the county assessor. The order or resolution is effective when the order or resolution is filed under this subsection.
- (4) Any person who does not pay costs as directed by an order under this section is liable for those costs.

FINDING: With a **condition**, the request complies with ORS 368.356. The order granting or denying the proposed lot line vacation shall be recorded with the Wasco County Clerk and filed with both the Wasco County Surveyor and Wasco County Assessor. Staff also recommends a **condition** that the Wasco County Surveyor mark the plat as provided under ORS 271.230.



(POLE BARD)

(HOUSE)

Wasco County Planning Department

"Service, Sustainability & Solutions" 2705 East Second St. • The Dalles, OR 97058

TYPE 1 APPLICATION

FILE NUMBER: PLALLY - 14-06-0002 (541) 506-2560 • wcplanning@co.wasco.or.us www.co.wasco.or.us/planning Planner Initials: 10 Date Received: (4) OWNER INFORMATION: Address: Address: City/State/Zip: DAMASCUS DR 97089 City/State/Zip: Phone: Email: Email: PROPERTY INFORMATION: Zoning Township/Range/Section/Tax Lot(s) Acct # Acres 11298 45 12E 9 AC 1300 Lot 5 45 12E 9 AC 1200 11297 0.74 Property address (or location): 287 S Molla Sewage disposal method: ___ Water source: Name of road providing access: Use of surrounding properties: Current use of property: ___ DETAILED PROJECT DESCRIPTION (proposed use, structures, dimensions, etc.):

☐ Additional description/maps/pictures attached

PROPOSED Improvements					
Structure/Development	Length	Width	Height	Square Footage	
Dwelling	18	27'	141	1512	
Deck	561	10-121		Sleo	
Accessory Structure	40'	301	201		
Agricultural Structure	8				
	EV	ISTING Developmen			
Dwelling	/	/4/			
6/1 availe	60	14'			
Old Simile					
Wite Kailer					
WILL BE REMOVED					
	 				
			<u> </u>		
LEGAL PARCEL STATUS: Partition, Subdivision, OR Most Recent Pre-9/4/1974 De	Lot 4 & Lot 5 eed #: Pire Ho	, Davis-Appleman	Addition _ Date Filed: _ 1/2	9/1985	
Current Deed #:			Date Filed:		
The deed and a map showing	the property describe	d in the deed(s) mus	t accompany this appli	ication.	
SIGNATURES:	h		1 0	1.1	
Applicant(s)	Mus		_ Date:	19	
1			Date:		
			1 2	-14	
Property Owner(s)	- 0 1		_ Date:	1 1	
WWW WW	M		_ Date:	14	
PLEASE NOTE: Before this applic or referenced criteria. Pursuant deficiencies within 30 days of sub for Planning Staff to conduct site	to ORS 215.428, this offormission. By signing this	ice will review the app form, the property o	olication for completenes	ss and notify Applicant of any	
ALL TYPE 1 APPLICATIONS	MUST INCLUDE:		14		
Application Fee – Cash or C	Check (credit cards no	w accepted with add	ditional fee)		
Site Plan Elevation Drawing					
Fire Safety Self-Certificatio	n				
Other applicable informati			and the second		
✓ Interior Lot L	ine Vacation of Peht	Son			
-					

Type 1 Application

SHADED AREA TO BE COMPLETED BY PLANNING DEPARTMEN	IT	
Legal Parcel Pine Hollow: Deed/Land Use Action: Parts-Applemen Add'n #3, Lot 4	□ NO	☑ YES
Previous Map and Tax Lot: 45 12E 9 AC 400		
Past Land Use Actions: If yes, list file #(s)	□NO	☐ YES
Still subject to previous conditions?	□ NO	☐ YES
Assessor Property Class: 809		
Zoning: A - R		
Environmental Protection Districts – List <u>applicable</u> EPDs:		
□ EPD#		
□ EPD# N		
□ EPD#		
□ EPD#		
Water Resources Are there bodies of water on property or adjacent properties?	PNO	☐ YES
Describe: Non fish bearing (50 ft) ☐ Not ide ☐ Irrigation ditch (50 ft buffer)	_ entified (25	ft)
Access: County or ODOT approach permit on file? \(\square\) NO \(\square\) YES, # \(\frac{287}{287} \) Molly Ahn		
Address:		
Address exists and has been verified to be correct?	□ NO	☐ YES
Address needs to be assigned after approval?	□ NO	☐ YES
Fire District: Wantic F.D.		
P:\ADMINISTRATIVE\Forms\APPLICATION_FORMS_Planning\Type1_Application.doc		Last Updated 5/16/13

Wasco County Planning Department

"Service, Sustainability & Solutions"
2705 East Second St. • The Dalles, OR 97058
(541) 506-2560 • wcplanning@co.wasco.or.us
www.co.wasco.or.us/planning

FILE NUMBER: PLALLY-14-06-0002

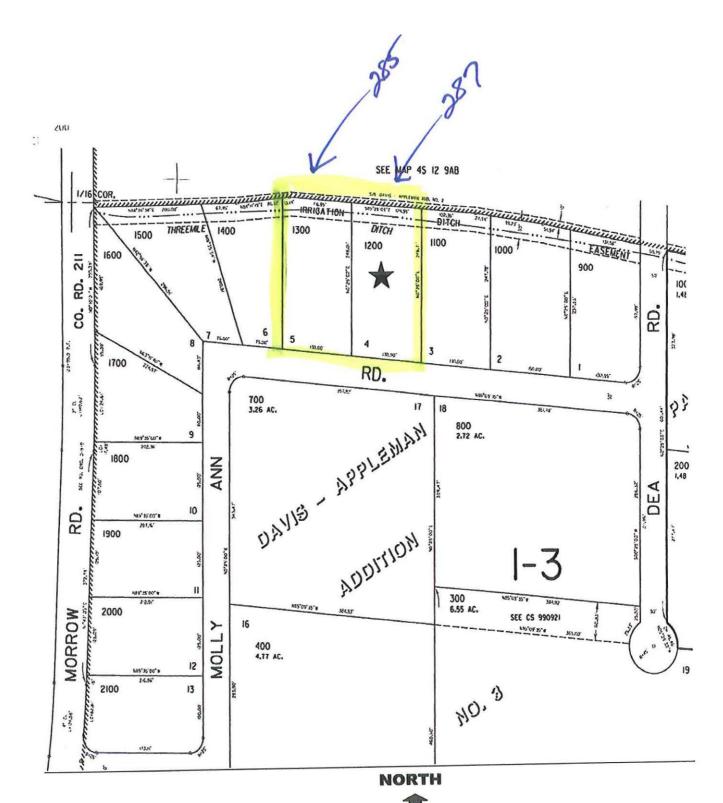
INTERIOR LOT LINE VACATION APPLICATION Per ORS 368.326 to 368.366

Please Note: This process is reserved for vacating only complete interior subdivision lots. Exterior subdivision lot lines

ubdivision Name and A			Levels prient,	DAVIS PIPPER	1100
SUBDIVISION	Lot #1	Lot #2	Lot #3	Lot #4	Lot #5
Lot & Block #	DN -5	01 -4			
Existing Acres	.74	.74			
Proposed Acres	- 1.4	8 -			
Existing Width	130	130'			
Proposed Width	- 210	72			
Existing Depth	240'	2351			
Proposed Depth	9./				
Map showing the subcomplain the reason for the	e proposed lot lin	ne vacation:			uling of
xplain the reason for th	e proposed lot lin	ne vacation:		NO STYES	uling &
xplain the reason for the	e proposed lot lin	ne vacation:	3 to p		sling of

PETITION FOR INTERIOR LOT LINE VACATION

Subdivision Name: DAVIS — Applement Additional Blocks & Lots to be Vacated/Consolidated: 25 Smolly Ann &B. — DA*s Lot \$ 45 RE 9 Rc 1 287 S Molly ANN &A — DA*s Lot 4 45 12 9 Ac 1200 We, the signatories below, petition the Wasco County Board of Commissioners to vacate the subdivision lots described in the attached application on property more specifically described as follows: Township/Range/Section/Tax Lot(s) Acct ## 45 12 E 9 Ac 1300 //298 45 12 E 9 Ac 1300 //298 Address Names and addresses of all persons holding any recorded interest in the property proposed to be vacated: Print Name Address Address Address By signing below, we hereby declare under penalties of false swearing (ORS 162.075 and 162.085) that the above information is true and correct to the best of our knowledge: ARAY WALLEY By signing below, we hereby declare under penalties of false swearing (ORS 162.075 and 162.085) that the above information is true and correct to the best of our knowledge: ARAY WALLEY By signing below, we hereby declare under penalties of false swearing (ORS 162.075 and 162.085) that the above information is true and correct to the best of our knowledge: ARAY WALLEY BY SIGNING SIGNIN	TO THE WASCO COUNTY BOARD OF C	COMMISSIONERS, IN THE MATTER OF THE	VACATION OF:
Blocks & Lots to be Vacated/Consolidated: 235 SMO(19 Am &B DA*s Lot \$45 RE Mc 1 287 S Mol ANN RA - DA*s Lot \$45 RE Mc 1 287 S Mol ANN RA - DA*s Lot \$45 RE Mc 1 287 S Mol ANN RA - DA*s Lot \$45 RE Mc 1 287 S Mol ANN RA - DA*s Lot \$45 RE Mc 1 288 Mol ANN RA - DA*s Lot \$45 RE Mc 1 289 Mc 1200 We, the signatories below, petition the Wasco County Board of Commissioners to vacate the subdivision lots described in the attached application on property more specifically described as follows: Township/Range/Section/Tax Lot(s) Acct # 45 12E 9AC 1300 472 PR 45 12E 9AC 1300 472 PR 475 12E 9AC 1300 472 PR 475 12E 9AC 1300 475 12E 9AC 1200 475 12E 9AC 12	Subdivision Name: DAVIS -	Apoleman Additi	on
We, the signatories below, petition the Wasco County Board of Commissioners to vacate the subdivision lots described in the attached application on property more specifically described as follows: Township/Range/Section/Tax Lot(s)	Blocks & Lots to be Vacated/Consolid	lated: 285 SMolly Am &D.	- DA#s Lots 45 126 9AC 1
We, the signatories below, petition the Wasco County Board of Commissioners to vacate the subdivision lots described in the attached application on property more specifically described as follows: Township/Range/Section/Tax Lot(s) Acct # 4S	287 S Mally ANN Rd - DAY	#3 Lat 4 45 128 9 A	C /200
Names and addresses of all persons holding any recorded interest in the property proposed to be vacated: Print Name Address Address Print Name Address Anna Walkey Anna Walkey Same By signing below, we hereby declare under penalties of false swearing (ORS 162.075 and 162.085) that the above information is frue and correct to the best of our knowledge: Per ORS 368.351, if this petition contains the acknowledged signatures of owners of 100% of the subject property, the subdivision lot lines may be vacated without the public hearing prescribed in ORS 368.346. State of Oregon) County of Wasco) Signed and affirmed to me on (date) Per ORS 368.351, if this petition contains the acknowledged signatures of owners of 100% of the subject property, the subdivision lot lines may be vacated without the public hearing prescribed in ORS 368.346. State of Oregon) County of Wasco) Signed and affirmed to me on (date) Per ORS 368.351, if this petition contains the acknowledged signatures of owners of 100% of the subject property, the subdivision lot lines may be vacated without the public hearing prescribed in ORS 368.346. State of Oregon) County of Wasco) Signed and affirmed to me on (date) Anotary Public – State of Oregon Notary Public – State of Oregon	We, the signatories below, petition the	ne Wasco County Board of Commissioners	to vacate the subdivision lots
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OFFICIAL SEAL BRENDA L JENKINS NOTAR: LEGIS DHEGON 10 - ASSERT NO 964550 Notary Public – State of Oregon			
OFFICIAL SEAL BRENDA L JENKINS NOTABLE DISCORDINATION OF 64550 Notary Public – State of Oregon	Signed and affirmed to me on (date)	June 2, 2014	
OFFICIAL SEAL BRENDA L JENKINS NOTABLE DISCORDINATION OF 64550 Notary Public – State of Oregon			A ()
	OFFICIAL SEAL BRENDA L JENKINS NO ART LIFT - DREGON THE JUSTICAL SEAL 1 - DREGON THE JUSTICAL SEAL 1 - DREGON THE JUSTICAL SEAL	Notary Public – State of	of Oregon



COMPLIMENTS OF AMERITITLE – THE DALLES

This sketch is furnished for information purposes only to assist in property location with references to street and other parcels. No representation is made as to the accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

STATUTORY WARRANTY DEED

Kimberly Ann Zmuda

Grantee:

Larry Watten

Until a change is requested, all fax statements shall be sent to the following address: Larry Watten

19727 SE Chitwood Road Damascus OR 97016

After Recording return to: Larry Warren Anna Warren 19727 SE Chitwood Road Damascus OR 97015

Escrow No. 761269 Tilla No.

KAREN A. LEBRETON 20012674 II 02 AM "DI CLERK COUNTY 52 mg

KIMBERLY ANN ZMUDA and GLENN ANTHONY ZMUDA/Grantor, conveys and warrants to LARRY WARREN and ANNA WARREN, Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Wasco County, Oregon, to wit:

Lot 5, DAVIS-APPLEMAN ADDITION NO. 3, County of Wasco, State of Oregon.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930. The said property is free from encumbrances except: COVENANTS, CONDITIONS, RESTRICTIONS, RESERVATIONS, SET BACK LINES, POWERS OF SPECIAL DISTRICTS, AND EASEMENTS OF RECORD, IF ANY.

2001.

The true consideration for this conveyance is \$49,000.00. (Here comply with the requirements of ORS 93.030).

Dated tiff

State:

OR

County:

Clackamas

The foregoing instrument was acknowledged before me this 26 day of 924 2001 by:

Kimberly Ann Zmuda and Glenn Anthony Zmuda

OFFICIAL SEAL B H WEBER NOTARY PUBLIC OREGON COMMISSION EXPIRES FEB. 3, 2002

Sklizeber

Notary Public

My Commission Expires: つしょう

20012674

17363

TICOR TITLE INSURANCE COMPANY STATUTORY WARRANTY DEED (CLO4)

PAGE 1



After recording return to:

Larry Warren

287 S Molly Ann Road

Tygh Valley, OR 97063

Until a change is requested all tax statements shall be sent to the following address:

Larry Warren

287 S Molly Ann Road

Tygh Valley, OR 97063

Escrow No. AD0031575

Title No.

0031575

SWD r.020212

THIS SPACE RE Vasco County Official Records 2014-001664 DEED-D

Cnt=1 Stn=1 WASCO COUNTY 05/30/2014 01:11 PM

\$66.00

\$10 00 \$11.00 \$20.00 \$10.00 \$15.00

I Linda Brown, County Clerk for Wasco County, Gregon, certify that the Instrument Identified herein was recorded in the Clerk records.



STATUTORY WARRANTY DEED

Nancy Jane Llanos, also known as Nancy Llanos,

Grantor(s), hereby convey and warrant to

Larry Warren and Anna Warren, husband and wife, as tenants by the entirety,

Grantee(s), the following described real property in the County of WASCO and State of Oregon free of encumbrances except as specifically set forth herein:

Lot 4, Davis-Appleman Addition No. 3, in Wasco County, State of Oregon.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE: 11297 4S 12E 9AC 1200

The true and actual consideration for this conveyance is \$50,000.00.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 23rd

Ivancy Jane Lianos

State of Oregon County of WASCO

This instrument was acknowledged before me on May 3, 2014 by Nancy J. Nancy Llanos.

_, 2014 by Nancy Jane Llanos, also known as

(Notary Public for Oregon)

My commission expires 5-23 2014

OFFICIAL SEAL

AMY M MCNAMEE

NOTARY PUBLIC-OREGON

COMMISSION NO. 476212

MY COMMISSION EXPIRES MARCH 05, 2017

IN THE BOARD OF COUNTY COMMISSIONERS OF THE STATE OF OREGON IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF ACCEPTING VACATION OF)	
AN INTERIOR LOT LINE BETWEEN LOT 4 AND)	ORDER
LOT 5, DAVIS-APPLEMAN ADDITION NO. 3,)	#14-067
AND ADOPTING FINDINGS OF FACT)	
CONTAINED IN PLALLV-14-06-0002)	

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being one duly set in term for the transaction of public business and a majority of the Board of County Commissioners being present; and

IT APPEARING TO THE BOARD: On June 2, 2014, a petition was received from Larry Warren to vacate an interior subdivision lot line between Lot 4 and Lot 5 of Davis-Appleman Addition No. 3; and

IT FURTHER APPEARING TO THE BOARD: The petition complies with the applicable provisions of ORS 368.326 to 368.356. Furthermore, the petition complies with ORS 368.351, which provides for the vacation of property without a public hearing, because 100 percent of the owners of private property to be vacated submitted acknowledged signatures on the subject petition and the Planning

Director has filed a written report that the request complies with applicable land use regulations and facilitates development of the subject property; and

IT FURTHER APPEARING TO THE BOARD: Attached hereto, and by this reference made a part hereof, is a map marked Exhibit A, which shows in detail the lot line to be vacated; and

IT FURTHER APPEARING TO THE BOARD: The lot line vacation will facilitate the construction of additional accessory structures; and

IT FURTHER APPEARING TO THE BOARD: There are no known utilities within the proposed vacation and no property will be denied legal access by this vacation; and

IT FURTHER APPEARING TO THE BOARD: That the Wasco County Board of County Commissioners met at the hour of 9:30 a.m. on Wednesday, July 2, 2014, in the Wasco County Courthouse, Room 302, in The Dalles, Oregon, for a review of the Applicant's petition to vacate an interior subdivision lot line. The Commissioners reviewed the record, heard the Staff recommendation, and then Voted ____ to ____ approve the petition.

NOW, THEREFORE, IT IS HEREBY ORDERED: That the petition to vacate the interior subdivision lot line is hereby approved, and the Wasco County Surveyor shall mark the plat as provided under ORS 271.230; and

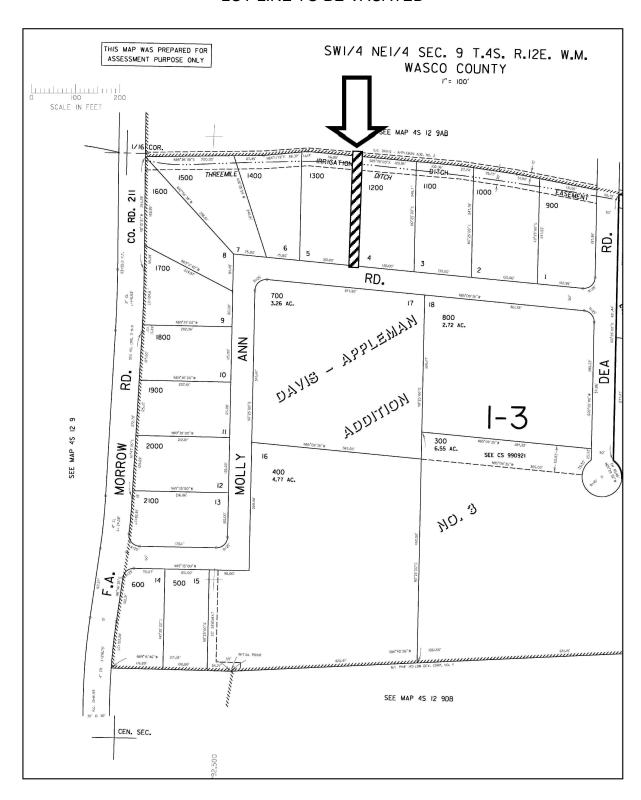
IT IS HEREBY ORDERED: That in support of this action, the Board hereby adopts the Conditions and Findings of Fact contained in Staff Report PLALLV-14-06-0002; and

IT IS HEREBY ORDERED: This order shall be recorded with the Wasco County Clerk and filed with the Wasco County Surveyor and Wasco County Assessor.

SIGNED this 2nd day of July, 2014.

	WASCO COUNTY BOARD OF COMMISSIONERS
	Scott C. Hege, Commission Chair
APPROVED AS TO FORM:	Rod L. Runyon, County Commissioner
Eric J. Nisley Wasco County District Attorney	Steve D. Kramer, County Commissioner

EXHIBIT A LOT LINE TO BE VACATED



Agenda Item Columbia River Gorge National Scenic Area Update

- No documents have been submitted for this item
 - RETURN TO AGENDA

Agenda Item Citizen Alert Update

- No documents have been submitted for this item
 - RETURN TO AGENDA

Agenda Item Mortgage Payoff

- <u>Memo</u>
- Initial Contact Letter
- Estimated Closing Statement
- Wasco County Response
- Mortgage Agreement
- Order #14-066 Compromising Mortgage

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KATHY WHITE

SUBJECT: MORTGAGE PAYOFF

DATE: 6/24/2014

BACKGROUND INFORMATION

Wasco County holds a mortgage from 1982 valued at about \$28,000, payable on sale of the property or death of the owner. The owner died last summer at 101.

The owner had also been using Senior Property Tax Deferrals so the State has liens of about \$83,000. The estate has the property listed and has an offer for purchase.

The County has been contacted with a request to settle the debt for a lesser amount than what is owed. Wasco County Treasurer Chad Kraus has asked if it is legally possible to do so. Dan R. Olsen, an Attorney specializing in state and local government has offered the following opinion:

"Absent some provision in the agreement giving rise to the debt or some internal policy to the contrary, the Board of County Commissioners has the ultimate authority to make this decision."

He cited ORS 208.060: **Cancellation of warrants received for obligations due county.** The county treasurer of any county may, **upon order of the county court**, cancel any county warrant which the county treasurer has been compelled to receive in payment of or as an offset to obligations due the county.



DUNN, TOOLE, CARTER & COATS, LLP

Charles K. Toole* Andrew W. Carter ATTORNEYS AT LAW 112 West Fourth Street The Dalles, Oregon 97058

F.L. Phipps (1887-1970) Charles A. Phipps (1917-1998) Donald F. Dunn (1930-2011)

J. Thomas Coats, Of Counsel

541-296-5424 FAX: 541-296-2550

Legal Assistants:

Karen S. Broehl Christy M. Matson, CLAS

February 26, 2014

*Licensed in Oregon and Washington

Mr. Chad Krause Wasco County Treasurer 511 Washington St. The Dalles, OR 97058

VIA FAX: 541-506-2771

Re: Estate of Cora Smith: Mortgage Payoff

Dear Chad:

I represent the affiant on the Cora Smith small estate, and have reviewed your letter of February 24, showing a payoff of \$28,102.02 on the promissory note and mortgage.

The potential buyers have offered \$120,000 for the property encumbered by the County's mortgage. I have enclosed a rough draft closing statement prepared by AmeriTitle showing that if the County accepted \$7,300 as full payment there would be \$7,599.36 left to disburse to the owners. Assuming the owners agreed to apply "their" share on the mortgage, Wasco County would receive about \$14,900. The unknowns concerning the final numbers are (1) Whether the buyers' lender will appraise the property at \$120,000, and (2) Will the Buyers' lender require repairs in excess of the \$3,000 allocated on the estimated closing statement? The answers to those questions could result in less money allocated to Wasco County.

If a compromise can't be reached with Wasco County on the mortgage, then the owners will walk away, and foreclosures can begin. If that happens, it appears that the State of Oregon is in first position to foreclose. The State is currently owed \$83,000. If the house sits empty for a year or two until the foreclosure is completed, it appears unlikely that anyone other than the State would get a dime, as the house is only going to deteriorate, and the house will be sold on the courthouse steps at less than market value.

Please review with those who need to be consulted and let me know whether or not Wasco County is willing to take less than full payoff.

Thank you,

J. Thomas Coats

cc: Bill Sugg

843329954



Bus (541) 296-9194 Fax (541) 296-5534

SELLER'S ESTIMATED CLOSING STATEMENT

RE: YOUR ESCROW NO: AD1209 E 17TH STREET

DATE: 02-26-2014 ESTIMATED CLOSE DATE: 03/14/2014

. SELLER(S): Smith Estate

BUYER(S):

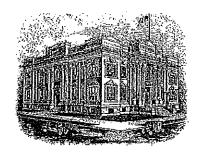
SUBJECT PROPERTY: 1209 E 17th Street, The Dalles, OR 97058

TITLE ORDER NO.:

PRORATE DATE: 03/15/2014	CHARGE	CREDIT
SALES PRICE		\$120,000.00
0.11		
Seller contribution to Buyer closing costs	3,600,00	
PRORATIONS AS OF Close of Escrow:		
Real Prop. Tax @ 1,860.00 paid to 07/01/2014		550.36
PAY OFF OF EXISTING ENCUMBRANCE (S)		
Oregon Department of Revenue	83,000.00	
PAY OFF OF EXISTING ENCUMBRANCE (S)		
Wasco County	7,300,00	
principal only payoff		
REAL ESTATE BROKERAGE FEE; 7,200.00		· · · · ·
Columbia River Properties	7,200.00	
ESCROW FEES;		
AMERITITUE		·
ESCROW CLOSING FEE		
ESCROW CLOSING FEE	251.00	
TITLE CHARGES:		
AMERITITLE		
OWNER'S STANDARD POLICY	500.00	
RECORDING SERVICES	200.00	
ADDITIONAL CHARGES & CREDITS		
Wasco County Tax Collector		
laxes 2014	1,900.00	
Lender required repairs	11700,00	
lender required repairs	6,000.00	
Tom Coates		· · · · · · · · · · · · · · · · · · ·
Attorney fees	3,000.00	
PROCEEDS TO SELLER	7,599.36	
TOTALS	\$120,550.36	\$120,550.36

The undersigned are aware that the figures listed above are estimated figures and may change between the date of signing and the
date of recording. Escrow agent herein is authorized and instructed to make the necessary adjustments at the time of closing. I/W
hereby acknowledge receipt of a copy of this statement.

Accepted and Approved: Dated:		
	٠,	
Smith Estate		



WASCO COUNTY

Finance Department

Treasury
Chad Krause
Treasurer

Suite 206 511 Washington Street The Dalles, Oregon 97058-2268 (541) 506-2772 Fax (541) 506-2771

February 24, 2014

Amerititle 100 W 2nd St The Dalles, OR 97058

RE: Estate of Cora L Smith; Mortgage (821807) payoff for 03/01/2014

To whom it may concern:

Payment of the following amounts will satisfy obligations of this loan (Wasco County Record # 821807, dated August 31, 1982, made between Clair F. Smith, Cora L. Smith, and Wasco County, upon Lot 3, Marquette Addition to Dalles City, also known as 1209 E 17th St, The Dalles, OR):

Loan Balance:

\$7,314.39

Net Accrued Interest:

\$20,751.63

Recording Fees:

\$36.00

Pay This Amount:

\$28,102.02

If payment is received by Wasco County after 03/01/2014, include an additional \$1.80 for each extra day.

Please make check payable to:

"Wasco County"

Send your check to:

Wasco County Treasurer

511 Washington St, STE 207

The Dalles, OR 97058

This amount only satisfies mortgage record 821807 and does not include any current, prior, past due, or deferred real property taxes owed. If you have any questions about this matter, please do not hesitate to call me at 541-506-2772.

cc: tcoats@gorge.net

755A

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF COMPROMISING A)	
DEBT OWED TO COUNTY AND)	ORDER
ISSUING A SATISFACTION OF LIEN)	#14-066
ON PROPERTY AT 1209 E. 17 TH , ST., THE)	
DALLES, OREGON)	

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being one duly set in term for the transaction of public business and a majority of the Board of County Commissioners being present; and

IT APPEARING TO THE BOARD: That on September 7, 1982 the owners of property located at 1209 E 17th St., The Dalles, Oregon 97058 recorded a mortgage securing a debt owed to Wasco County, Recorder No 821807; and

IT APPEARING TO THE BOARD: That the original debtors are deceased, there is a bona fide offer to purchase the property at the appraised value, the broker and others associated with the sale have

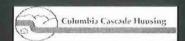
agreed to reduced fees and that there are significant unpaid real property taxes; and

IT APPEARING TO THE BOARD: That the Board has the authority to resolve and compromise outstanding debts if it is in the public interest to do so under the circumstances,

NOW THEREFORE, IT IS HEREBY ORDERED: That Wasco County consents to a compromise of the debt and execution of a satisfaction of mortgage in exchange for payment of approximately \$23,500 from the proceeds of sale of the above-referenced property.

DATED this 2nd day of July, 2014

	WASCO COUNTY BOARD OF COMMISSIONERS
	Scott C. Hege, Commission Chair
APPROVED AS TO FORM:	Rod L. Runyon, County Commissioner
Eric J. Nisley Wasco County District Attorney	Steve D. Kramer, County Commissioner



- Formed in 1991, CCHC is a 501(c)3 organized under Oregon and Federal law to serve the low and moderate income people's needs for housing and community development
 CCHC is governed by our 5 member board.

Columbia Gorge Housing Authority

- During 2002 The City of Goldendale, Klickitat County and Skamania County passed ordinances to organize a Regional Housing Authority.
 Through a consortia agreement (2008) CGHA has designated MCHA as fead agency in administering programs.
 CGHA is governed by our five commissioners appointed by the respective governing bodies of Skamania Klickitat County and City of Goldendale.





- During 2002 the Counties of Hood River, Wasco and Sherman formed housing authorities and MCHA was in turn created as the Regional
- Housing authority.
 MCHA is governed by our nine commissioners appointed by the respective governing bodies of Hood River, Sherman and Wasco Countles.

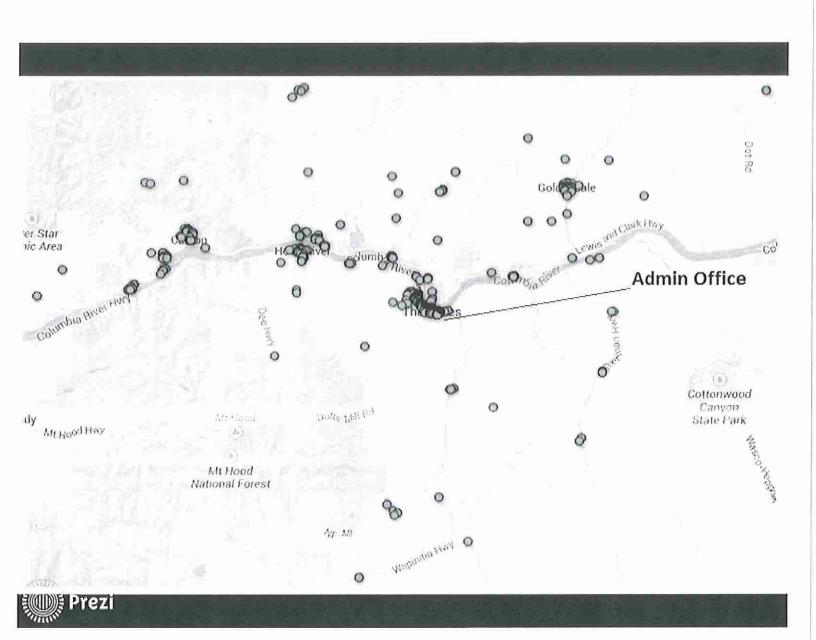
Promoting adequate, affordable housing, economic opportunity and a suitable living environment free from discrimination for lower income households

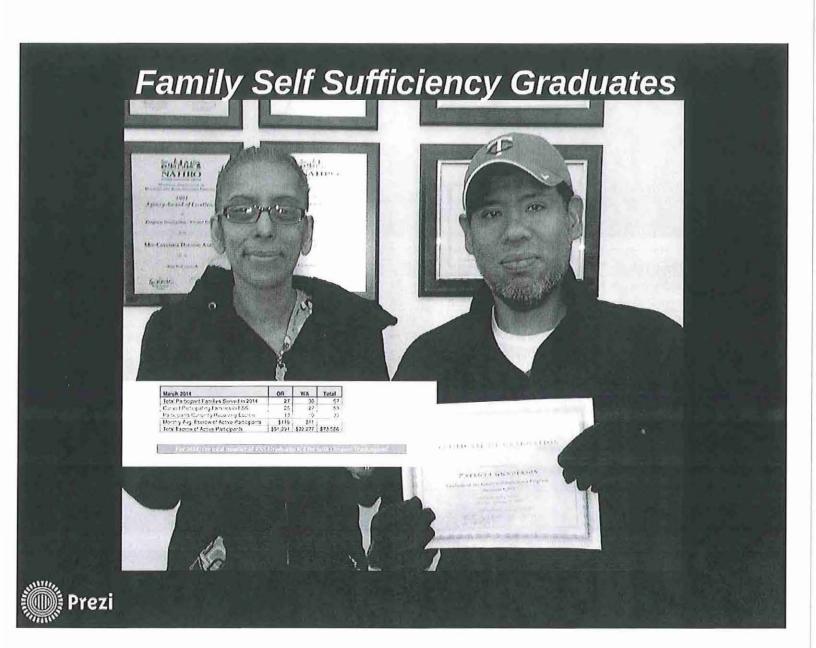


Business

- Rental assistance programs that pay a portion of the monthly rent for privately owned units.
- Asset Building and Resident Services
- Development, Asset
 Management and Property
 Management
- Homeownership Resources







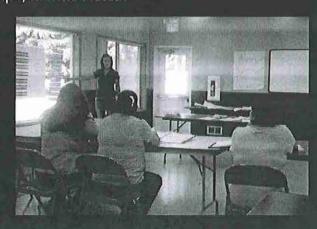


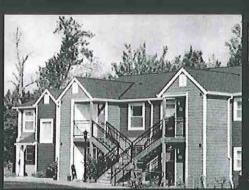


3 main areas of RS

- 1) Stabilize resident-to-resident/resident-manager relationships, increase resident retention
- 2) Community building through events Resident council meetings, BBQ's, book clubs
- 3) Information and referral services (primary focus) Link tenants with services – ex: Social Security, Food Stamps, Mental Health



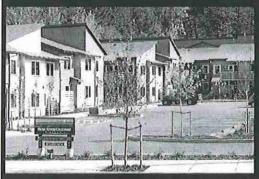








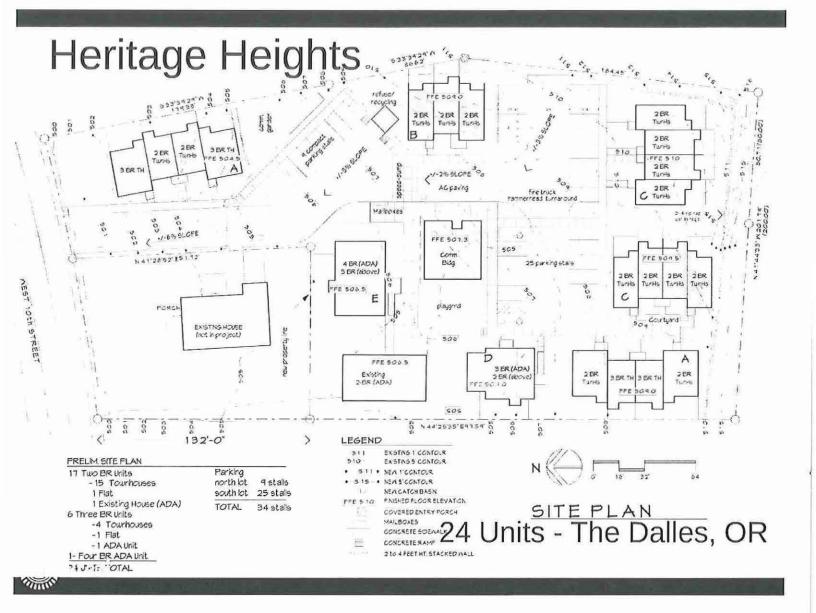
357 apartment homes within our portfolio

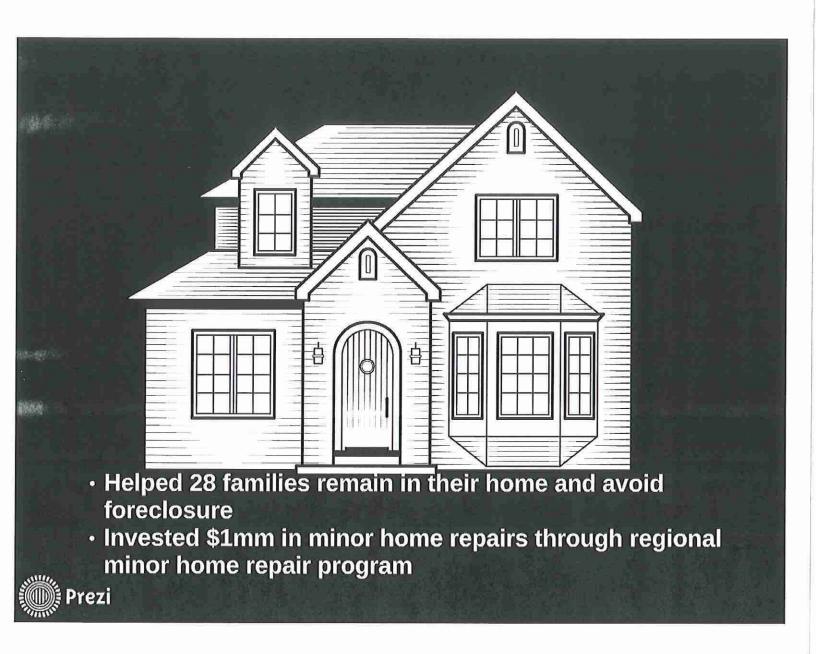












EMERGENCY NOTIFICATION SYSTEM SIGN-UP EVENTS

Wasco County 911 and Emergency Management will be visiting senior meal sites throughout the County to assist residents in signing up for the Citizen Alert Emergency Notification System.

Citizens can receive alerts about emergencies and other important community messages by signing up for *Citizen Alert*. This notification system enables Emergency Response Agencies to provide residents with critical information quickly in a variety of situations, such as severe weather, wildfires, floods, street and road closures, missing persons, law enforcement activities and evacuation notifications.

All landlines within Wasco County are currently entered in the system. However, due to privacy laws, cell phones and other devices are not automatically entered the same way that landlines are. Residents must create a secure profile to register their cell phones.

Monday, July 7th - Mosier Pioneer Potlatch, 11:00 AM - 1:00 PM Location: Mosier Creek Terrace, 501 East 2nd Street Mosier, OR 97040

Tuesday, July 8th - The Dalles Meals on Wheels, 11:00 AM - 1:00 PM Location: Mid-Columbia Senior Center, 1112 W 9th St, The Dalles, OR 97058

Wednesday, July 9th - Dufur Pioneer Potlatch 11:00 AM - 1:00 PM Location: Dufur Methodist Church, 320 NE 2nd St, Dufur, OR 97021

Thursday, July 10th - Tygh Valley Pioneer Potlatch, 11:00 AM - 1:00 PMLocation: Tygh Valley Community Center, 57594 Tygh Valley Rd, Tygh Valley, OR 97063

For more information, please contact Wasco County 911 at 541-506-2790 or visit the website www.co.wasco.or.us.

WASCO COUNTY CITIZEN ALERT



Wasco County utilizes a reverse-911 system called Wasco County Citizen Alert to notify residents of emergency situations. All landlines within Wasco County are currently entered in the system.

However, due to privacy laws, cell phones and other devices are not automatically entered the same way that landlines are. Residents must create a secure profile to register their cell phones.

Receive alerts about emergencies and other important community messages by signing up for the Citizen Alert Emergency Notification System. This notification system enables Emergency Response Agencies to provide you with critical information quickly in a variety of situations, such as severe weather, wildfires, floods, street and road closures, missing persons, law enforcement activities and evacuation notifications.

You will receive time-sensitive messages wherever you specify, such as your home, cell, or business phone, email, text messages, hearing impaired receiving devices, and more.

You pick where, you pick how.

To Sign Up: Visit http://www.co.wasco.or.us and click on the Citizen Alert Icon:



Individuals with disabilities who need assistance can register by calling the Wasco County Communications Manager at **541-506-2760**.

Wasco County Citizen Alert: Frequently Asked Questions

What is this Notification System?

This service allows you to sign up to get emergency alerts and important community messages on your cell phone, work phone, text message, e-mail, home phone, and more. You can also choose the locations you want to be contacted about. You can receive notifications about emergencies that may affect your home, your parents' home, your workplace, and your child's school, as long as those locations are within the boundaries of Wasco County.

When will it be used?

The system will be used to notify residents about imminent threats to health, safety or for important community alerts. Public safety officials will send alerts about emergencies such as severe weather, wildfires, floods, missing persons, evacuation notifications or critical police activity.

How do I sign up?

updated annually.

Visit http://www.co.wasco.or.us and click on the Citizen Alert Icon:



Will I still get emergency notifications if I don't sign up? If you don't sign up, you might still receive notifications on your traditional listed home or business phone, but nowhere else. You MUST sign up to ensure that you will receive alerts.

What if my phone number or email address changes? The system is only as good as the information you provide. If your cell phone, work phone or email address changes, you must go to your profile and update the information. The one exception is traditional listed landlines. If a traditional listed landline changes to another listed landline number, that information will be automatically

Will my contact information be shared with others?

No, the information that you provide will be used for notification purposes only. We will not give or sell your telephone numbers or email addresses to any vendor or other organization.

*IMPORTANT: Registration is \underline{not} complete until you finish Step 3 and see this message:

Congratulations!

You have successfully signed up to receive alerts.

Columbia River Gorge National Scenic Area, USDA Forest Service July 2, 2014 Wasco County

Seven Mile Restoration: The CRGNSA is continuing to implement the forest restoration activities in the seven-mile marsh cut off area. This is part of an ongoing effort to reduce the potential impacts of catastrophic wildfires and improve forest health. The work consists of cutting encroaching shade tolerant conifers to allow more sunlight to reach the Oak Trees. Thinning activities is the first step towards creating a condition that will allow repeated low intensity underburns in some areas.

Status: This fall the CRGNSA expects to underburn these areas and complete pile burning. During any prescribed burns, smoke will be visible locally as well as from Washington State Route 14 and Interstate 84. The actual day of ignition for any burn projects will depend on several factors including appropriate temperature, fuel moisture, and winds. Burns will be



conducted on days when the State Smoke Management Offices indicate suitable weather conditions for smoke dispersal are present, and if all conditions allow for safe and successful burning operations.



New Forest Service Employee Arrives at the Gorge Discovery Center

Valerie Glowinski is the new Park Ranger for the Forest Service position stationed at the Gorge Discovery Center. Valerie brings a wealth of experience and enthusiasm to the job. She is an avid birder and photographer and is passionate about educating people about public lands.

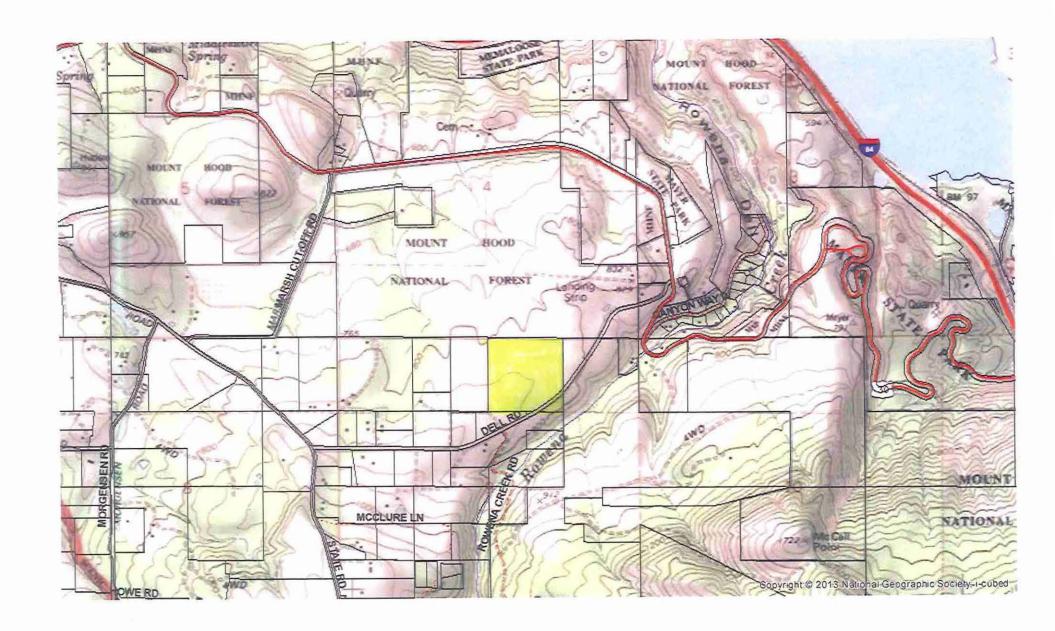
Valerie comes to the area from the Dillon Ranger District in Silverthorne, CO where she was the Visitor Information Specialist. Prior to

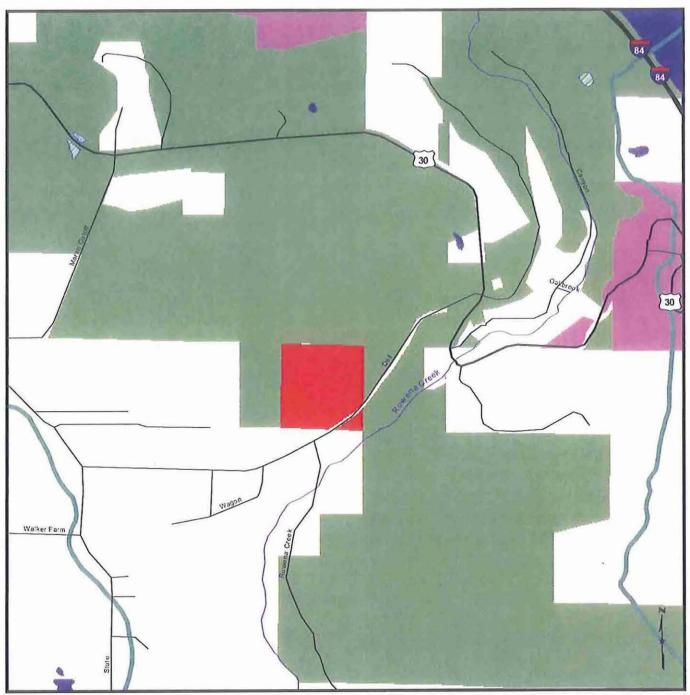
this, Valerie worked for several years as a Park Guide for the National Park Service at Carlsbad Caverns National Park in New Mexico and spent a season in Glacier National Park. She started her interpretive career working for the Florida Park Service in a nature center in Dunedin, FL.



for the greatest good

Contact: Jen Kevil, 541-308-1703 or jenniferkevil@fs.fed.us







Legend

Proposed Acquisition Parcel
USDA Forest Service



Watershed - Condition Class 2

Miles 0 02 0.4

Columbia River Gorge National Scenic Area FOG/Rowena Dell Rd Acquisition

Agriculture Organic Act of August 3, 1956, P.L. 84-979

40 Acres T2N, R12E, Sec 9 Williamette Meridian, Wasco County, Oregon



Oregon State U.S. Forest Service - Region 6 Columbia River Gorge National Scenic Area



The USDA Forest Service makes no warrenty; expressed or implied, regarding the data displayed on this map, and reserves the right to correct, update, modify or replace this information without notification.



June 26, 2014

Military Department

Office of Emergency Management PO Box 14370

Salem, OR 97309-5062

Phone: (503) 378-2911 Fax: (503) 373-7833 TTY: (503) 373-7857

Commissioner Scott Hege Board Chair Wasco County Board of Commissioners 511 Washington Street, Suite 302 The Dalles, OR 97058

Dear Commissioner Hege:

I am writing to commend Kristy Beachamp for her efforts and assistance as a member of the *Administrative Rule Advisory Committee for Oregon Administrative Rule (OAR) 104, Division 10.* This particular OAR governs the Emergency Management Performance Grant (EMPG) which currently provides funding to 42 city, county and Tribal emergency management agencies.

She performed her assigned tasks in an exemplary manner. She was organized, efficient, and displayed a "can do" attitude while working on the revisions. The dedicated professionalism was evident and greatly appreciated by the other Committee members and members of my staff.

Please pass on my thanks and appreciation to Ms. Beachamp for her dedicated service to the Oregon Military Department, Office of Emergency Management, in this very important endeavor. She is a credit to your County.

Sincerely,

David A. Stuckey

Director

DAS: kjc

cc: Commissioner Steve Kramer

Commissioner Rod Runyon

Sheriff Rick Eiesland Kristy Beachamp