



TILLAMOOK COUNTY BOARD OF COMMISSIONERS NOTICE OF MEETING AGENDAS

BOARD OF COMMISSIONERS

David Yamamoto, Chair
dyamamoto@co.tillamook.or.us

Erin D. Skaar, Vice-Chair
eskaar@co.tillamook.or.us

Mary Faith Bell, Commissioner
mfbell@co.tillamook.or.us

CONTACT

Tillamook County Courthouse
201 Laurel Avenue
Tillamook, Oregon 97141
503.842.3403
www.co.tillamook.or.us

COMMUNITY UPDATE MEETING

Tuesday, March 29, 2022 at 8:00 a.m.
Teleconference and KTIL-FM at 95.9

BOARD MEETING

Wednesday, March 30, 2022 at 9:00 a.m.
Commissioners' Meeting Rooms A & B
County Courthouse, Teleconference, and Live Video at tctvonline.com

AGENDAS

COMMUNITY UPDATE – 2022-03-30 COMMUNITY UPDATE AUDIO.MP4

CALL TO ORDER: Tuesday, March 29, 2022 8:00 a.m.

1. 00:40 Welcome and Board of Commissioners' Roll Call
2. 01:15 Adventist Health Tillamook
3. 12:28 Coastal Caucus
4. 25:35 Tillamook County Community Health Center
5. 32:20 Nehalem Bay Health Center & Pharmacy
6. 34:37 Tillamook Family Counseling Center
7. 37:17 Sheriff's Office
8. 42:44 Emergency Management
9. 45:21 Board of Commissioners
10. Cities
 - 1:02:56 Manzanita
 - 1:03:22 Tillamook
 - 1:07:32 South County

ADJOURN – 9:10 a.m.

MEETING – 2022-03-30 BOCC MEETING AUDIO.MP4

CALL TO ORDER: Wednesday, March 30, 2022 9:00 a.m.

1. 01:59 Welcome & Request to Sign Guest List
2. 02:04 Pledge of Allegiance
3. Public Comment
02:26 Public Meeting Comments/April Bailey
4. Non-Agenda Items
05:55 Two Unscheduled Agenda Items/Commissioner David Yamamoto

CONSENT CALENDAR

5. 06:12 Annual Liquor License Renewal Applications: Beaver Firearms & Grocery, Beaver Shell, Bunkhouse Restaurant, By the Sea Grocery, Center Market #26, Chester’s Hometown, Grateful Bread Bakery & Restaurant, JAndy Acres, Kelly’s Brighton Marina, Lee’s Camp Store, Los Caporales Restaurant, Manzanita Lighthouse, Megpies Bakery Café, Nehalem Shell, Neskowin Beach Golf Course, Neskowin Trading Co/The Beach Club Bistro, Pacific City Shell, Pacific Oyster, Pleasant Valley RV Park, Riverhouse Nestucca, Roseanna’s, The Cafe on Hawk Creek, Tillamook Cheese Factory, Upstairs Bar & Grill, Werner Brewing Company

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board approved the consent calendar.

LEGISLATIVE – ADMINISTRATIVE

- 07:43 **UNSCHEDULED: Discussion and Consideration of a Personnel Requisition for a New Part-Time Retired Rehire Deputy in the Sheriff’s Office and Discussion and Consideration of a Personnel Requisition for a New Part-Time Retired Rehire Deputy in the Sheriff’s Office/Josh Brown, Sheriff**

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Chair signed the first requisition.

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Chair signed the second requisition.

6. 12:33 Discussion and Consideration of a Memorandum of Agreement with the Nestucca Rural Fire Protection District for the Needle Exchange Program/Marlene Putman, Administrator, Health and Human Services

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the agreement.

7. 16:15 Discussion and Consideration of Modification #19 to Professional Services Agreement #3491 with Don G. Averill Recycling Inc. for Transfer Station Operation, Transport and Disposal for Processing of Solid Waste/David McCall, Solid Waste Program Manager, Public Works
- A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the modification.
8. 19:08 Discussion and Consideration of Change Order #4 to Contract #4900 Contract for General Services with Recology Western Oregon for the Hauling of Municipal Solid Waste (MSW), Yard Debris, and Other Materials from the Manzanita Transfer Station to the Tillamook Transfer Station Project/David McCall, Solid Waste Program Manager, Public Works
- A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the change order.
9. 22:03 Discussion and Consideration of Change Order #4 to Contract # 4902 Contract for General Services with Don G. Averill Recycling Inc. for the Hauling of Municipal Solid Waste (MSW), Yard Debris, and Other Materials from the Pacific City Transfer Station to the Tillamook Transfer Station/David McCall, Solid Waste Program Manager, Public Works
- A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the change order.
10. 24:06 Discussion and Consideration of a Prevailing Wage Rate Contract for Construction with Converjint Technologies for the Circuit Court Security Design and Installation Project/Damian Laviolette, Director, Information Services
- A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the contract.
11. 26:30 Discussion and Consideration of a Personal Services Agreement with Crayon Software Experts, LLC for Microsoft Licensing Compliance Services/Jeff Underwood, Interim Director, Information Services
- A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the agreement.
12. 28:03 Discussion and Consideration of Amendment No.1 to Yamhill County Agreement for Housing of Juvenile Offenders in the Yamhill County Juvenile Detention Center/Matt Thenell, Director, Juvenile Department

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the amendment..

13. 31:24 Discussion and Consideration of a Personnel Requisition for a Returning Retired Employee, 150 Days on Call, Department Head/Juvenile Director in the Juvenile Department/Matt Thenell, Director, Juvenile Department

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Chair signed the requisition.

14. 33:58 Discussion and Consideration of an Order in the Matter of the Appointment of a Member to the 4H & Extension Service District Budget Committee/Shawn Blanchard, Treasurer

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed Order #22-017.

15. 34:54 Discussion and Consideration of an Out-of-State Travel Request for Commissioner David Yamamoto to Attend the 2022 NACO Western Interstate Conference in Anchorage, Alaska, 5/16/2202-5/20/2022/Commissioner David Yamamoto

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Vice-Chair signed the travel request.

16. 37:56 Discussion and Consideration of a Letter of Support to Senators Ron Wyden and Jeff Merkley Regarding a Congressionally Directed Funding Request for the Tillamook County Family YMCA/Commissioner Erin Skaar

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the letter.

17. 39:27 Discussion and Consideration of an Order in the Matter of the Appointment and Reappointment of Members to the Transient Lodging Tax Review Committee/Joel Stevens, County Counsel

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed Order #22-018.

18. 41:05 Discussion and Consideration of a Resolution in the Matter of Applying for a Local Government Grant from the Oregon Parks and Recreation Department for the Kiwanda Corridor Project and Delegating Authority to Rachel Hagerty to Sign the Application/Rachel Hagerty, Chief of Staff

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed R#22-003.

19. 52:20 Discussion and Consideration of Amendment #1 to #6208 Grant Agreement #2019-P-5 Transient Lodging Tax for Destination Management with Tillamook Off Road Trail Alliance for the TORTA-Sector 1004 Project/Rachel Hagerty, Chief of Staff

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board signed the amendment.

20. 55:19 Discussion and Consideration of the Federal Funding Priorities List for Tillamook County/Rachel Hagerty, Chief of Staff

A motion was made by Commissioner Bell and seconded by Vice-Chair Skaar. The motion passed with three aye votes. The Board approved the funding list.

Chair Yamamoto recessed the meeting at 10:04 a.m.

Chair Yamamoto reconvened the meeting at 10:16 a.m. – 2022-03-30 BOCC MEETING AUDIO PART II.MP4

10:00 a.m.

21. 00:02 **Fourth Public Hearing:** Discussion and Consideration of #851-21-000449-PLNG Petition for the Incorporation of the Unincorporated Community of Oceanside and the Creation of the City of Oceanside. Petition Includes a New Tax Rate for Properties Within the Proposed City Limits of the City of Oceanside at 80 Cents (\$0.80) Per One Thousand Dollars (\$1,000). Properties Proposed to be Included in the City Limits for the City of Oceanside Include all Properties Currently Within the Oceanside Unincorporated Community Boundary with the Exception of Those Properties Located Within "The Capes" Development/Sarah Absher, Director, Community Development

Opened Public Hearing at 10:17 a.m.

- 01:23 Quasi-Judicial Proceedings/Joel Stevens, County Counsel
- 04:44 Summary of Hearing Proceedings and Petition Criteria/Sarah Absher
- 15:58 Sewer and Proposed City Boundary/Commissioner Erin Skaar
- 42:35 Petitioner Presentation/Jerry Keene
- 57:00 Boundary Comments/Commissioner Mary Faith Bell
- 59:24 Procedural Comments/Joel Stevens, County Counsel
- 1:24:00 Land Use Board of Appeal/Commissioner Mary Faith Bell
- 1:32:14 Statute and Petition/Joel Stevens, County Counsel

Chair Yamamoto recessed the meeting at 11:55 a.m. Chair Yamamoto reconvened the meeting at 12:10 p.m. - 2022-03-30 BOCC MEETING AUDIO PART III.MP4

00:22 Statute and Petition Withdrawal/Joel Stevens, County Counsel

Chair Yamamoto recessed the meeting at 12:29 p.m.

Chair Yamamoto reconvened the meeting at 12:44 p.m. - 2022-03-30 BOCC MEETING AUDIO PART IV.MP4

01:42 Public Comment – There was no testimony.

03:18 Final Comments/Jerry Keene

10:08 Stipulated Findings/Joel Stevens, County Counsel

Closed Public Hearing at 1:06 p.m.

Chair Yamamoto reconvened the meeting at 12:44 p.m. - 2022-03-30 BOCC MEETING AUDIO PART V.MP4

22. 00:17 Board Concerns – Non-Agenda Items: There were none.

23. ----- Board Announcements

ADJOURN - 1:10pm

JOIN THE BOARD OF COMMISSIONERS' MEETINGS

The board is committed to community participation and provides opportunity for public attendance during meetings via in-person and teleconference. Teleconference options are listen-only. Due to Oregon COVID-19 recommendations for public gatherings, the maximum capacity of the board meeting room is limited to 12 persons, not including staff and commissioners.

- **Community Update Meetings: Tuesdays at 8:00 a.m.**
 - Teleconference: Dial 971-254-3149, Conference ID: 736 023 979#
 - Radio: KTIL-FM at 95.9

- **Board Meetings: Wednesdays at 9:00 a.m.**
 - County Courthouse: Commissioner's Meeting Rooms A & B, 201 Laurel Avenue, Tillamook
 - Teleconference: Dial 971-254-3149, Conference ID: 736 023 979#
 - Live Video: tctvonline.com

MEETING INFORMATION AND RULES

- Matters for discussion and consideration by the board shall be placed on an agenda prepared by the staff and approved by the board chair. Any commissioner may request items on the agenda.
- Public hearings are formal proceedings publicized through a special public notice issued to media and others. Public hearings held by the board are to provide the board an opportunity to hear from the public about a specific topic. Public hearings are therefore different regarding audience participation at board meetings.
- Commissioners shall be addressed by their title followed by their last name.
- Commissioners shall obtain approval from the chair before speaking or asking questions of staff, presenters, and public. As a courtesy, the chair shall allow an opportunity, by the commissioner who has the floor, to ask immediate follow-up questions.
- A majority of the board shall constitute a quorum and be necessary for the transaction of business.
- All board meeting notices are publicized in accordance with public meeting laws.
- All board meetings shall commence with the Pledge of Allegiance.
- The chair will utilize the gavel as needed to maintain order, commence and adjourn meetings, and signal approval of motions.
- The board reserves the right to recess to executive session as may be required at any time during these meetings, pursuant to ORS 192.660(1).
- The courthouse is accessible to persons with disabilities. If special accommodations are needed for persons with hearing visual, or manual impairments who wish to participate in the meeting, contact (503) 842-3403 at least 24 hours prior to the meeting so that the appropriate communications assistance can be arranged.

PUBLIC COMMENT

- Providing public comment is an opportunity for constituents to be heard and express their views to the board.
- The board allows public comment at board meetings during the public comment period designated on the agenda.
- Comments are limited to one per person and per agenda item.
- Comments must be related to the agenda item(s) previously registered to comment on.
- The allotted time for public comments is two minutes per person; this time may not be allotted to another speaker. The chair may, at their sole discretion, further limit or expand the amount of time.
- The public comment opportunity is not a discussion, debate, or dialogue between the speaker and the board, which may or may not respond.
- Members of the public do not have the right to disrupt the meeting; the board may prohibit demonstrations such as booing, hissing, or clapping.
- Remarks containing hate speech, profanity, obscenity, name calling or personal attacks, defamation to a person, people, or organization, or other remarks the board deems inappropriate will not be allowed.
- Failure to follow all rules and procedures may result in not being able to provide public comment and/or being removed from the meeting.

In-Person Procedures

- Sign in before the meeting begins and indicate your desire to provide public comment and which agenda item you would like to comment on. When your name is announced, please come forward to the table placed in front of the dais and for the record, first identify yourself, area of residence, and organization represented, if any.

Virtual Procedures

- Register by sending an email to publiccomments@co.tillamook.or.us by 12:00 p.m. on the Tuesday prior to the board meeting. The email must contain all of the following information:
 - Full name, area of residence, and phone number.
 - Agenda item(s), you wish to comment on.
- Once registered, and before the start of the meeting, board staff will email a Microsoft Teams meeting link.
- When logged in to the meeting you must remain muted with your camera off until your name is called, then you unmute and turn on your camera.
- The chair may require those providing virtual comment to turn on their camera while providing comment or testimony.

Written Procedures

- Written comments may be mailed to 201 Laurel Avenue, Tillamook, Oregon 97141 or emailed to: publiccomments@co.tillamook.or.us.
- Written comments received by 12:00 p.m. on the Tuesday prior to the board meeting will be distributed to the board and posted online. All written comments submitted become part of the permanent public meeting record.

AGENDAS

COMMUNITY UPDATE

CALL TO ORDER: Tuesday, March 29, 2022 8:00 a.m.

1. Welcome and Board of Commissioners' Roll Call
2. Adventist Health Tillamook
3. Coastal Caucus
4. Tillamook County Community Health Center
5. Nehalem Bay Health Center & Pharmacy
6. Tillamook Family Counseling Center
7. Sheriff's Office
8. Emergency Management
9. Board of Commissioners
10. Cities
 - a. Manzanita
 - b. Nehalem
 - c. Wheeler
 - d. Rockaway Beach
 - e. Garibaldi
 - f. Bay City
 - g. Tillamook
 - h. South County

ADJOURN

MEETING

CALL TO ORDER: Wednesday, March 30, 2022 9:00 a.m.

1. Welcome & Request to Sign Guest List
2. Pledge of Allegiance
3. Public Comment
4. Non-Agenda Items

CONSENT CALENDAR

5. Annual Liquor License Renewal Applications: Beaver Firearms & Grocery, Beaver Shell, Bunkhouse Restaurant, By the Sea Grocery, Center Market #26, Chester's Hometown, Grateful Bread Bakery & Restaurant, JAndy Acres, Kelly's Brighton Marina, Lee's Camp Store, Los Caporales Restaurant, Manzanita Lighthouse, Megpies Bakery Café, Nehalem Shell, Neskowin Beach Golf Course, Neskowin Trading Co/The Beach Club Bistro, Pacific City Shell, Pacific Oyster, Pleasant Valley RV Park, Riverhouse Nestucca, Roseanna's, The Cafe on Hawk Creek, Tillamook Cheese Factory, Upstairs Bar & Grill, Werner Brewing Company

LEGISLATIVE – ADMINISTRATIVE

6. Discussion and Consideration of a Memorandum of Agreement with the Nestucca Rural Fire Protection District for the Needle Exchange Program/Marlene Putman, Administrator, Health and Human Services
7. Discussion and Consideration of Modification #19 to Professional Services Agreement #3491 with Don G. Averill Recycling Inc. for Transfer Station Operation, Transport and Disposal for Processing of Solid Waste/David McCall, Solid Waste Program Manager, Public Works
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12. Discussion and Consideration of Amendment No.1 to Yamhill County Agreement for Housing of Juvenile Offenders in the Yamhill County Juvenile Detention Center/Matt Thenell, Director, Juvenile Department
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15. Discussion and Consideration of an Out-of-State Travel Request for Commissioner David Yamamoto to Attend the 2022 NACO Western Interstate Conference in Anchorage, Alaska, 5/16/2202-5/20/2022/Commissioner David Yamamoto
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17. Discussion and Consideration of an Order in the Matter of the Appointment and Reappointment of Members to the Transient Lodging Tax Review Committee/Joel Stevens, County Counsel
18. Discussion and Consideration of a Resolution in the Matter of Applying for a Local Government Grant from the Oregon Parks and Recreation Department for the Kiwanda Corridor Project and Delegating Authority to Rachel Hagerty to Sign the Application/Rachel Hagerty, Chief of Staff
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20. Discussion and Consideration of the Federal Funding Priorities List for Tillamook County/Rachel Hagerty, Chief of Staff

10:00 a.m.

21. **Fourth Public Hearing:** Discussion and Consideration of #851-21-000449-PLNG Petition for the Incorporation of the Unincorporated Community of Oceanside and the Creation of the City of Oceanside. Petition Includes a New Tax Rate for Properties Within the Proposed City Limits of the City of Oceanside at 80 Cents (\$0.80) Per One-Thousand Dollars (\$1,000). Properties Proposed to be Included in the City Limits for the City of Oceanside Include all Properties Currently Within the Oceanside Unincorporated Community Boundary with the Exception of Those Properties Located Within "The Capes" Development/Sarah Absher, Director, Community Development
22. Board Concerns – Non-Agenda Items
23. Board Announcements

ADJOURN

OTHER MEETINGS AND ANNOUNCEMENTS

The Commissioners will hold a Board Briefing on **Wednesday, March 30, 2022** at **2:00 p.m.** to discuss weekly commissioner updates. The meeting will be held at the Courthouse in the Nestucca Room, 201 Laurel Avenue, Tillamook, Oregon. The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

The Commissioners will attend a Highway 6 Townhall Meeting on **Wednesday, March 30, 2022** at **6:00 p.m.** The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

A Leadership Team Meeting of the County Board of Commissioners with the Tillamook County Elected Officials and Department Heads will be held on **Monday, April 4, 2022** at **9:00 a.m.** The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

A public workshop of the Tillamook County Budget Committee will be held on **Tuesday, April 12, 2022** at **9:00 a.m.** at the Justice Facility ATV Conference Room, 5995 Long Prairie Road, Tillamook, Oregon. Additional meetings will be held on **Wednesday, April 13, 2022** at **1:00 p.m.** and **Thursday, April 14, 2022** at **9:00 a.m.** The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

PLEASE COMPLETE ALL SECTIONS IN YELLOW. WHERE DOLLAR AMOUNT DOES NOT APPLY LEAVE AT \$0.00
THIS FORM IS FILLABLE. AMOUNTS & TOTALS WILL CALCULATE AUTOMATICALLY

TILLAMOOK COUNTY TRAVEL AUTHORIZATION 2022

Please complete this form and obtain required signatures *before* traveling.

1. Name of Employee/Traveler: DAVID YAMAMOTO		2. Date: 03/15/2022	
3. Training Related/Conference (if yes, attach Agenda): <input type="radio"/> Yes <input checked="" type="radio"/> No		4. Airfare/Railfare: \$ 546.50 Confirmation Number:	
5. Name of Conference or Training: NACO WESTERN INTERSTATE (WIR) CONFERENCE		6. Conference/Training Cost: \$ 455.00	
7. Itinerary: Destination (City, State): Anchorage Alaska		8. Lodging Reservation Information:	
Est. Departure Date: <u>5/16/22</u> Time: 6:00am		Hotel Name: <u>HILTON ANCHORAGE</u>	
Est. Return Date: <u>5/20/22</u> Time: 5:00pm		Address: <u>500 WEST THIRD AVENUE</u>	
		<u>ANCHORAGE, AK, 99501</u>	
		Phone number: <u>907-272-7411</u>	
		Confirmation Number: <u>69104173</u>	
9. Miscellaneous Expenses: (Identify Specific Expenses: Taxis, Shuttles, Etc.)		10. Lodging Rate:	
a. _____ c. _____		Amount per Night: \$ 219.00	
b. _____ d. _____		Tax per Night: \$ 26.28	
		Total per Night: \$ 245.28	
11. Meals: (Please CHECK which rate you are using in ONE box below)		Number of Nights: x <u>4</u>	
Daily Meal Rate without receipts (See policy): <input type="checkbox"/>		Total Lodging: \$ 981.12	
CONUS Rate with detailed receipts and accounting: <input type="checkbox"/>		12. Cost of Trip:	
*Daily Rate: _____ *(Standard rate or City Conus Rate)		Airfare/Railfare: \$ 546.50	
		Lodging: \$ 981.12	
		Meal Per Diem: \$ 0.00	
		Personal Car Miles: \$ 99.92	
		Training/Conference Cost: \$ 455.00	
		Miscellaneous: \$ 0.00	
		Total Not To Exceed: \$ 2,082.54	
13. Personal Car Miles		IRS Rate Total	
Total miles round trip: 170.8		x 0.585 \$ 99.92	
14. Purpose of Trip (Be Specific): NACO WIR CONFERENCE 2022			
15. Approved for Payment:			
Meal Per Diem: \$ 0.00		Transportation: \$ 546.50	
Personal Car Miles: \$ 99.92		Training/Conference: \$ 455.00	
Misc: \$ 0.00		Total \$ 2,082.54	
Lodging: \$ 981.12			
16. Employee/Traveler Signature:		Date:	
17. Department Head/Designee Signature:		Date:	
18. Board of Commissioner's Signature (Required for Out-Of-State)		Date:	

Isabel Gilda

From: Auto-Receipt <noreply@mail.authorize.net>
Sent: Sunday, March 6, 2022 2:55 PM
To: Isabel Gilda
Subject: EXTERNAL: Transaction Receipt from NACO for \$455.00 (USD)

[NOTICE: This message originated outside of Tillamook County -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

National Association of Counties(NACo)

Description: Charge - \$455.00
Invoice Number 22030622550530747874
Customer ID Isabel Gilda

Billing Information
201 LAUREL AVE 201 LAUREL AVE
Tillamook, or 97141
igilda@co.tillamook.or.us

Shipping Information

Total: \$455.00 (USD)

Date/Time: 6-Mar-2022 17:55:06 EST
Transaction ID: 63580592458
Payment Method: Visa xxxx7618
Transaction Type: Purchase
Auth Code: 078666

NACO
WASHINGTON, DC 20001
US
aamselle@naco.org

Thank you for your payment. If you have questions, please contact us on our Toll Free number or emails below. Toll Free: (888) 407-NACo (6226) Email Us Membership: membership@naco.org
Meetings & Conferences: nacomeetings@naco.org Billing: accountsreceivable@naco.org

Isabel Gilda

From: Alaska Airlines <alaska.it@alaskaair.com>
Sent: Tuesday, March 29, 2022 4:14 PM
To: Isabel Gilda
Subject: EXTERNAL: Receipt sent from alaskaair.com

[NOTICE: This message originated outside of Tillamook County -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Your receipt is below.



Traveler Information

Traveler	Seats **	Services Requested	Traveler Documentation
David Yamamoto			
Alaska Airlines 69104173 MVP® oneworld® Ruby	17C, 17C		Enter required documentation
MP#: 0272131133417			
E-Ticket:			

** Seat assignments are subject to change.

Flights

Flight confirmation code: **XLRRMX**

Flights		
Flight	Departs	Arrives
Flight 1 of 2 Alaska 359 Main (L) Nonstop Details --- First Class waitlisted --- --- Premium Class waitlisted --- Alaska 359 Distance : 1,538 mi Duration: 3h ours 45m inutes	Portland, OR (PDX) Mon, May 16 11:15 am	Anchorage (ANC) Mon, May 16 2:00 pm

Flights

Flight	Departs	Arrives
Flight 2 of 2 Alaska 42 Main (Q) Nonstop Details --- First Class waitlisted --- --- Premium Class waitlisted --- Alaska 42 Distance : 1,538 mi Duration: 3h ours 34m inutes	Anchorage (ANC) Fri, May 20 7:20 pm	Portland, OR (PDX) Fri, May 20 11:54 pm

PRICE SUMMARY

Flight Total for 1 passenger: \$546.50

The VISA ending with ***** [REDACTED] has been charged a total of USD \$546.50.

Total per passenger

	\$546.50
Fare	\$492.16
Base fare	\$492.16
Taxes and fees	\$54.34
United States Flight Segment Tax Domestic	\$9.00
US Alaska/Hawaii tax	\$19.80
US psgr. facility charge	\$7.50
US Sept. 11 security fee	\$11.20
US transportation tax	\$6.84

Each ticket will be a separate charge on your credit card statement.

For additional assistance with your reservation, call us at 1-800-252-7522 for assistance.

RULES & RESTRICTIONS

Flight

- This ticket is **nonrefundable**.
- If you are unable to travel, you must notify us before the flight departs. If you do not, we will cancel your trip and your fare will not be available for future use.
- **Promotional discounts:** Discounts are not applicable to already purchased reservations.
- [View all fare rules](#)

Change and cancellation

- **For tickets purchased 24 hours or more prior to your scheduled departure time, you may also cancel and refund it to the original form of payment within 24 hours of the original purchase.**
- Additional fares and taxes may apply.
- Any changes and cancellations must be made prior to the scheduled departure time.

Baggage

- **Carry-on baggage:** Each passenger is limited to one carry-on bag that measures up to 22"x14"x9" plus one personal item. See our [Carry-on baggage](#) page for more information.
- **Checked baggage:** Your first checked bag fee is \$30 and the second checked bag fee is \$40. All [standard rules and fees](#) apply. Mileage Plan™ elite members, Alaska Airlines credit card holders and others may qualify for exceptions. Please refer to our [Checked baggage](#) page for more details, seasonal limitations, and restrictions.
- **Hazardous materials:** The U.S. federal government restricts hazardous materials in carry-on and checked baggage. [Read more about hazardous materials](#)
 - Aerosols
 - Canned fuel
 - Lithium batteries
 - Loose ammo
 - Small engines
 - Matches
 - Cigarette lighters
 - Oxygen
 - Flares & fireworks

Isabel Gilda

From: Hilton Hotels & Resorts Confirmed <noreply@h4.hilton.com>
Sent: Wednesday, March 9, 2022 12:26 PM
To: Isabel Gilda
Subject: EXTERNAL: Your May-16-2022 Confirmation #3246005924

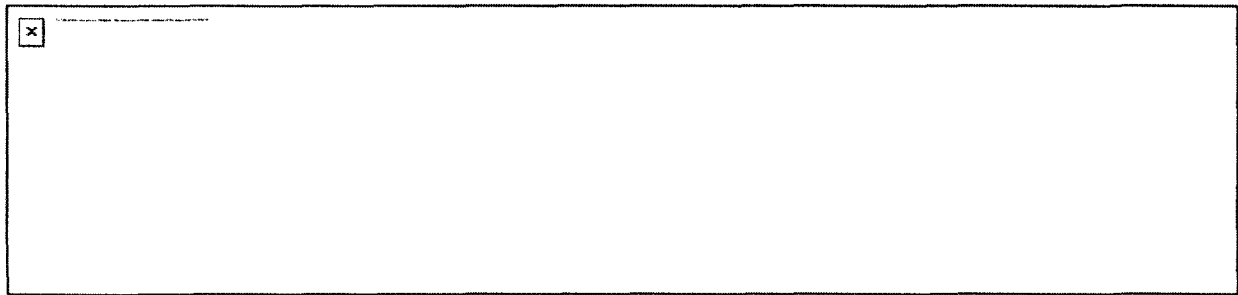
[NOTICE: This message originated outside of Tillamook County -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]



See you soon, DAVID YAMAMOTO


Your reservation for May-16-2022 has been confirmed.

Confirmation #3246005924



Hilton Anchorage

 500 West Third Avenue
Anchorage AK 99501 US
Maps & Directions >>

 19072727411



Due to the current travel environment, hotel amenities and services may be limited. Visit the **Hilton Anchorage** hotel website for property policies and updates. Please check with regional health and government authorities about the evolving health and safety requirements that may be in place at the location of your stay. **Learn more** →

Your Room Information

Guest Name: DAVID YAMAMOTO
Guests: 1 Adult
Rooms: 1
Room Plan: 1 KING BED



Your Rate Information

NACO 22 WESTERN INTE

Rate per night	
May-16-2022 - May-20-2022	219.00 USD
Total for Stay per Room Rate	876.00 USD
Taxes	105.12 USD
Total price for Stay	981.12 USD

[Modify Your Reservation >](#)

What To Expect When You Arrive

- [Redacted]
- [Redacted]
- [Redacted]

Plan Ahead With These Tips:

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

Rate Rules and Cancellation Policy

- There is a credit card required for this reservation.
- If you wish to cancel, please do by 11:59 p.m. on May-15-2022, to avoid cancellation penalty equal to the first night's room and tax.
- When you check in, a hold may be placed on your card for the full anticipated amount to be owed to the hotel, including estimated incidentals, through your date of check-out. Any such hold may not be released for 72 hours from the date of check-out or longer at the discretion of your card issuer.
- If the slider is used to select a Points and Money combination, that selection is final once your stay is booked.

Comments & Requests | Additional Information



We are a smoke-free hotel

Tax

12.00% Per Room Per Night

Self Parking: 15.00 USD daily

Please do not reply to this email, as mail sent to this address cannot be answered. If you have questions please visit our [Customer Support](#) page and select the applicable contact method.

Disclaimer: Room interior varies by hotel and the room booked may differ from room shown in this email.

*Standard Wi-Fi is free for Hilton Honors members. Premium, if available, has a fee (except for Diamond members). Wi-Fi access is not free in meeting spaces or at properties with a resort charge.

** Service of alcoholic beverages is subject to state and local laws. Must be of legal drinking age. Hilton Requests Upon Arrival(TM) items are subject to availability.

† Visit [Hilton.com/guarantee](#) to learn more about our Best Price Guarantee

This offer is only valid for customers enrolling in Hilton Honors on or after Jan 1st, 2020.

Offer is valid for any eligible stays booked directly with Hilton through Hilton-approved booking channels and completed within six months ("Promotional Period"), beginning the day the participant enrolls in Hilton Honors, at any hotel or resort in the Hilton Portfolio. All stays must be completed in the 6 months following enrollment date to earn Bonus Points.

Hilton Honors(TM) participants must complete up to two (2) paid stays during the Promotional Period to obtain Hilton Honors(TM) Bonus Points. The first stay within the Promotional Period will earn 2,000 Bonus Points. The second stay within the Promotional Period will earn 3,000 Bonus Points. If a guest completes just (1) eligible stay, they will receive 2,000 Hilton Honors(TM) Bonus Points. Any stays with a checkout date after the Promotional Period end date will not count towards earning Bonus Points.

Hilton reserves the right to decline any application at any time for any reason. Hilton may require additional validation in its complete discretion and this may take an additional 5 -7 business days

TILLAMOOK COUNTY

REQUEST APPROVAL FORM TO UTILIZE EMPLOYEE/AGENT
PRIVATE VEHICLE FOR COUNTY BUSINESS
APPROVAL REQUIRED PRIOR TO USAGE OF PRIVATE VEHICLE

Destinations:

TO: PORTLAND FROM: TILLAMOOK

I request approval to use my private vehicle on 5/17/2022 to 5/20/2022 for
Tillamook County business purpose of:
DRIVING TO PORTLAND AIRPORT TO FLY TO NACO WIR CONFERENCE

Reason for using private vs. County owned vehicle is:
PERSONAL USE OF VEHICLE OUTSIDE OF MEETING

I am (X) am not () requesting mileage reimbursement. Insurance terms remain the same
whether or not mileage payment is requested. This form must accompany the
reimbursement request.

Personal or Private Vehicle Liability. If you authorize your employees/agents to use a personal
or private vehicle on County business, he/she is responsible to carry the minimum liability insurance
required by law (must provide proof before department head/designee approval). If employees operate a
personal or private vehicle on County business, their personal liability insurance policy is primary and
County coverage is excess. If the amount of liability to third parties exceeds their private policy limits, the
County will provide excess liability coverage.

The County does not cover collision or comprehensive insurance for personal vehicles. When utilizing a
personal vehicle for County purposes, the employee/agent is 100% responsible for collision or
comprehensive damage incurred to the vehicle.

The rationale of having County employees/agents complete a vehicle usage form is for their own
knowledge pertaining to County vehicle coverage, and liability protection from the County. Plus, the
signed form may give their department head/designee a heads up as to who will be using their own vehicle
on County business and committing department funds when claiming reimbursement for personal vehicle
mileage. The signing of the personal vehicle usage document will inform the County employee/agent that
their insurance is the first to be used in the event of a vehicle accident. Each department should keep a
copy of the signed form on file.

If involved in an accident while on official County business, I will advise the Human Resources
Department within twenty-four (24) hours by calling 503-842-3418.

Employee: _____ Date: _____

Department Head/Designee _____ Date: _____

STATEMENT OF MILEAGE AND EXPENSE / TRAVEL EXPENSE DETAIL

CLAIMANT NAME: DAVID YAMAMOTO

MONTH OF: Mar-22

2022 MILEAGE RATE: \$.585

*Mileage rate is subject to IRS updates.

DATE	DESCRIPTION	MILES		EXPENSE AMOUNT
05/16/22	ROUNDRIP MILEAGE TO PORTLAND AIRPORT	170.80		
	85.4 miles each way			
03/29/22	Return Flight Alaska Airlines			546.50
	TOTAL EXPENSES			\$ 546.50
	TOTAL MILEAGE	170.80	0.585	\$ 99.92
	TOTAL THIS REIMBURSEMENT REQUEST			\$ 646.42

Approved for Payment

I certify that the above claimed expenses are authorized duty required expenses. Funds for payment of this claim are available in the approved budget for the period covered and have been allotted for expenditure.

I certify that the within bill for services rendered and expenses incurred was to furnished Tillamook County, Oregon. That the items shown therein were not for the use or benefit of any individual person, but solely for the use and benefit of Tillamook County. That the prices charged therein are reasonable, and that the same is wholly unpaid.

 Authorized Signature

 Claimant Signature

LOCAL GOVERNMENT GRANT PROGRAM



2022 GRANT APPLICATION MANUAL

REVISED 1/1/22



OREGON PARKS AND RECREATION DEPARTMENT
725 SUMMER ST. NE, SUITE C
SALEM OR 97301-0711
(503) 986-0708

Quick Facts

Program Title:	Local Government Grant Program (LGGP)
Program Website:	OPRDGrants.org or http://www.oregon.gov/oprd/GRANTS/Pages/local.aspx
Program Purpose:	To award grant fund assistance for outdoor park and recreation areas and facilities, acquisition of property for park purposes, bicycle and pedestrian recreation and transportation trails, bicycle recreation opportunities, and non-motorized water-based recreation.
Eligible Projects:	Property Acquisition, Development, Rehabilitation and Planning
Eligible Applicants:	Cities, Counties, Metropolitan Service Districts, Park and Recreation Dist., and Port Districts
Funding Source:	Oregon Lottery Funds for Natural Resources
Funding Available:	Approximately \$6 million annually
Funding Type:	Reimbursement Grants
Small Grants:	\$75,000 maximum award. Application only. No presentation required.
Large Grants:	\$750,000 maximum award. (\$1 million for property acquisitions). Application plus presentation to LGGP Advisory Committee required.
Matching Requirements:	<p>50% match required for:</p> <ul style="list-style-type: none"> • Cities and districts with a population over 25,000 • Counties with a population over 50,000 <p>40% match required for:</p> <ul style="list-style-type: none"> • Cities and districts with a population between 5,000 and 25,000 • Counties with a population between 30,000 and 50,000 <p>20% match required for:</p> <ul style="list-style-type: none"> • Cities and districts with a population under 5,000 • Counties with a population under 30,000
Planning Projects:	\$40,000 maximum award. Application only. No presentation required.
Eligible Planning Grant Applicants:	<ul style="list-style-type: none"> • Cities, Park, Recreation and Port Districts with populations less than 10,000, and • Counties with populations less than 50,000
Planning Grant Matching Requirements:	<p>20% match required for:</p> <ul style="list-style-type: none"> • Cities or districts with a population less than 5,000 • Counties with a population less than 30,000 <p>40% match required for:</p> <ul style="list-style-type: none"> • Cities and districts with a population between 5,000 and 10,000 • Counties with a population between 30,000 and 50,000

Annual Grant Cycle

January	Applications Available online
January / February	Application Workshop and Webinar
April	Applications Due (April – May, depending on type of application)
June	Presentations to LGGP Advisory Committee
August / September	OPRD Commission review
September / October	Project Agreements and Notice to Proceed Letters processed

State Agency Contact Memo (Example)

DATE: March 9, 2022

TO: Melyssa Graeper, DEQ North Coast RST

FROM: Nick McMurtrey, Murraysmith

SUBJECT: **Intergovernmental Review** of Proposed Project for which State Grant Assistance is being requested.

Attached is a copy of:

- 1) an **Environmental Checklist**,
- 2) a **project narrative**,
- 3) a **project location map**, and
- 4) a blank **State Agency Review form** for the

Kiwanda Corridor Project, in Pacific City, Oregon (Tillamook County)

Brief Narrative:

In the summer, the abundance of visitors accessing the beach, dunes, and commercial establishments at Cape Kiwanda creates issues in Pacific City, many of which are due to a high demand for parking. People park illegally in parking lots and on shoulders, and those trying to find parking circulate in the area, causing congestion.

Tillamook County commissioned studies to identify solutions to these problems, which resulted in master plans that recommend phased improvements over time. These improvements are collectively referred to as the Kiwanda Corridor Project. The Kiwanda Corridor Project is a once-in-a-generation opportunity that requires extraordinary vision, creativity, and leadership for success. The improvements need to balance creating a positive tourism experience without compromising the needs of local businesses and year-round residents. This can occur through the thoughtful resolution of the current underlying traffic and parking problems and by expanding and improving recreational opportunities beyond the focus of Cape Kiwanda. This project is an opportunity for creative placemaking to seamlessly connect recreational, commercial, residential, and civic spatially to transportation.

This grant application is requested for funding two of those phased elements, consisting of developing the Jensen Property, and connecting the Jensen Property to Bob Straub State Park via a multi-modal path.

We would appreciate your review of the project and the accompanying documents, as well as completion and return of the enclosed **State Agency Review form** to our agency. If concerns about this project are noted on the form, we will be in contact with the person signing the form to address those concerns.

Thank you!

ENVIRONMENTAL CHECKLIST

Project Name: Kiwanda Corridor Project
Organization/Sponsor Name: Tillamook County
1. Brief Project Description: What is the Proposed Action? What will this grant fund?
<p>The Kiwanda Corridor Project is an opportunity to leverage the County's assets to help local businesses succeed; to strengthen the region's economy; to protect natural resources; and to improve livability for residents and visitors of Pacific City by connecting recreation, commercial and residential places in Pacific City/Woods and resolving existing traffic and parking issues.</p> <p>The project is one step in implementing the recently completed Cape Kiwanda Master Plan (2016) and the Pacific City/Woods Parking Management Plan (2019) – collectively, it will address several strategies identified in those plans:</p> <ul style="list-style-type: none">• Restructuring and improving the Cape Kiwanda parking lot, including a new Gathering Center that pays homage to one of Pacific Northwest's most treasured historic landmarks and natural resources; building new restrooms and all-inclusive shower facilities; upgrading garbage and implementing recycling facilities; and connecting multi-model transportation options including EV charging stations, public transportation, and bicycle parking.• Reconfiguring Webb Park, including access improvements to Circle Drive.• Improving parking shuttle services.• Completing development of the Nestucca Valley Community Alliance (NVCA) property as a community park.• Developing the recently acquired Jensen Property, including access improvements to Pacific Avenue and Sunset Avenue.• Constructing the Cape Kiwanda Drive Multi-Use Path, from the Jensen Property to Bob Straub State Park (Phase 1), and from the Cape Kiwanda parking lot to the Jensen Property (Phase 2). <p>This grand application will help partially fund the last 2 bullets in bold font (Jensen and Multi-Use Path Phase 1). More information about the project is available at the Visit Tillamook Coast webpage link https://dev.tillamookcoast.com/southcounty/kiwanda-corridor/</p>
2. Alternatives to Proposed Action(s): Are there project Alternatives? If so, please describe.
<p>Each of the strategies bulleted in Section 1 above is undergoing an active alternatives analysis process, which will present at a community Open House on April 16, 2022. Community feedback received at the Open House will incorporate into a preferred alternative to advance into detailed design and construction plans.</p> <p>Alternatives considered for the Jensen Property Development include parking size, active recreation, restroom configuration, natural areas, picnic areas, amphitheater, covered sports area, shuttle stops, placing a heritage museum, and improving traffic congestion at Pacific/Sunset/Kiwanda Drive with a roundabout or a realigned intersection.</p> <p>Alternatives considered for the Multi-Use Path (Phase 1) include placing the trail on the west or east side of Sunset Drive, the width of the path, and width of the buffer between the path and road.</p>

3. Environmental Impacts Checklist

ISSUES	QUESTION	IMPACT			DEGREE OF IMPACT
		None	Minor	Major	
	Will the project.....?				Note conditions or attach documentation for all Minor or Major Impacts. Attach additional pages if necessary.
Access Control	Change access to properties (close, change location, make one way)			X	The Jensen Property access will change significantly to complement the intersection improvements and wayfinding
Air Quality	Degrade air quality	X			
Bicycle and Pedestrians	Impact bicycle and/or pedestrian movement			X	The multi-modal path will provide a safe connection between Bob Straub State Park and the Jensen Property
Construction Impacts	Cause construction impact (erosion, noise, air, vibration, etc.)		X		Construction includes earth moving, concrete/asphalt placement, and structures
Controversy	Have controversy or likely to cause controversy			X	The project as a whole is highly controversial and is undertaking an extensive public outreach campaign to engage with stakeholders. The two elements considered for this grant application (Multi-use Path and Jensen Property) are the least controversial.
Endangered Species	Impact any endangered, threatened or species of special concern due to the project location or design	X			
Energy Impacts	Have major energy implications	X			
Erosion	Involve major soil disturbance (depth or volume) or have erosion potential due to landform, wind patterns or water volume		X		A temporary erosion control permit is required by the County during construction to mitigate these concerns.
Excess Materials	Involve disposal of excess material outside planned construction limits		X		Site clearing and construction related debris will be removed from site.
Farmlands	Require any right-of-way	X			

ISSUES	QUESTION	IMPACT			DEGREE OF IMPACT
		None	Minor	Major	
	Will the project.....?				Note conditions or attach documentation for all Minor or Major Impacts. Attach additional pages if necessary.
Floodplain	Cross or lie adjacent to any floodplain area		X		The Jensen Property and intersection improvements overlap with a floodplain. Improvements are required to obtain a floodplain development permit from Tillamook County (the floodplain administrator)
Groundwater, Geology, Earth borne	Impact groundwater, geology, or cause earth borne vibrations	X			
Accessibility	Impact sidewalk or curb and gutter (design for)			X	The project will greatly improvement access, as there are no existing sidewalks or accessible routes within the two project areas of the grant application.
Historical, Archeological, Cultural	Impact any historical structures	X			
	Require excavation/ re-grading		X		The Jensen Property is anticipated to require grading to realize the site plan (see attachment). The multi-use path requires some minor grading for the path.
Land Use	Be consistent with local and regional land use plans	X			
Minerals	Impact commercial minerals and/or peat resources present	X			
Noise	Impact noise sensitive receptors		X		Construction noise will occur during the County's permitted daytime work restrictions.
Parks, Recreation, 4(f), Recreation 6(f), (LWCF)	Use significant public park, recreational or wildlife or waterfowl refuges, scientific and natural areas or any historic site? Will the project impact any LWCF land		X		The multi-use path proposed will connect the parking lot at Bob Straub State Park to the Jensen Property, and is planned to parallel the existing park access road.
Right-of-way	Require any R/W (easements)		X		The multi-use path anticipates avoiding ROW acquisitions and needing approximately 15 temporary construction easements to reconnect driveways. The County owns the Jensen Property.

ISSUES	QUESTION	IMPACT			DEGREE OF IMPACT
		None	Minor	Major	
	Will the project.....?				Note conditions or attach documentation for all Minor or Major Impacts. Attach additional pages if necessary.
Relocation	Require any relocation of homes or businesses	X			
Stream/river Modifications	Change the course, current, or cross section of any stream or river	X			
Social	Impact public safety (i.e., police/fire protection)			X	The multi-modal path will improve safety along Sunset Drive. Improvements to the Jensen Property will better facilitate emergency responder access to the beach. The improvements are anticipated to reduce traffic congestion, which allows for better emergency access.
	Impact sensitive groups (children, handicapped, minorities, poor, etc.)		X		The multi-use path and Jensen Property will meet ADA requirements. The Jensen Property includes recreation and educational use opportunities for the wider community.
	Impact accessibility to schools, churches, recreation facilities			X	The multi-use path and intersection improvements at the Jensen Property will improve access to Bob Straub State Park. Wayfinding signage will notify the public of the State Park. Improved shuttle services are anticipated to increase use of the State Park.
	Impact community cohesion			X	Residents along Sunset Drive will realize a walkable connection to Bob Straub State Park and the Jensen Property along Sunset Drive. Developing the Jensen Property provides more parking, and reduces the demands at Cape Kiwanda to reduce traffic congestion for improved community livability.
Transportation	Require road rerouting, closing, or redevelopment			X	Constructing the intersection improvements at Sunset/Pacific/Kiwanda Drive will require temporary road closures and detours.

ISSUES	QUESTION	IMPACT			DEGREE OF IMPACT
		None	Minor	Major	
	Will the project.....?				Note conditions or attach documentation for all Minor or Major Impacts. Attach additional pages if necessary.
	Be accessible by mass transportation		X		Improved shuttle services are anticipated to encourage pedestrian and bicycle use between Bob Straub State Park and the Jensen Property.
Visual Quality	Impact visual quality (view to or from facility)		X		Developing the Jensen Property will create opportunities for more people to park at the site and observe the beach/dune. Overhead utilities along the Jensen Property are planned to relocate underground and improve the visual quality of the corridor.
Water Quality	Impact water quality of lakes, streams, wetlands, etc.		X		Increased impervious surfaces will accompany the Jensen Property and multi-use path. These improvements will receive stormwater management in accordance with County, State, and Federal permit requirements.
Wetlands	Have wetlands present within construction limits		X		The County's wetland inventory GIS indicates sensitive area potential on the Jensen Property. The County is preparing a scope of work for an environmental consultant to delineate the wetlands and to permit the property development with the USACE/DSL as part of the JPA.
	Destroy or improve/create wetland habitat		X		If the Jensen Property development impacts wetlands then mitigation will accompany the permit application.
Wild and Scenic Rivers	Impact a state or federal wild and scenic river, federal candidate wild and scenic river	X			

1. Is project in compliance with applicable laws and regulations? Yes No
2. Are there any overhead utilities? Yes No
3. Have you attached comments received from State Natural Resource Agencies?
 Yes No (none received to date)

Nick McMurtrey, Murraysmith	Senior Engineer	March 9, 2022
Prepared by (Print Name)	Name/Title	Date

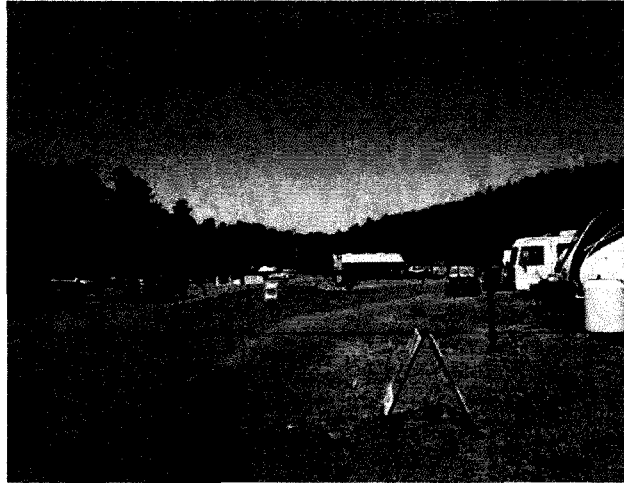
_____	March 9, 2022
(Signature)	Date

KIWANDA CORRIDOR PROJECT

CONCEPT ALTERNATIVES



CAPE KIWANDA PARKING LOT



WEBB PARK PARKING LOT



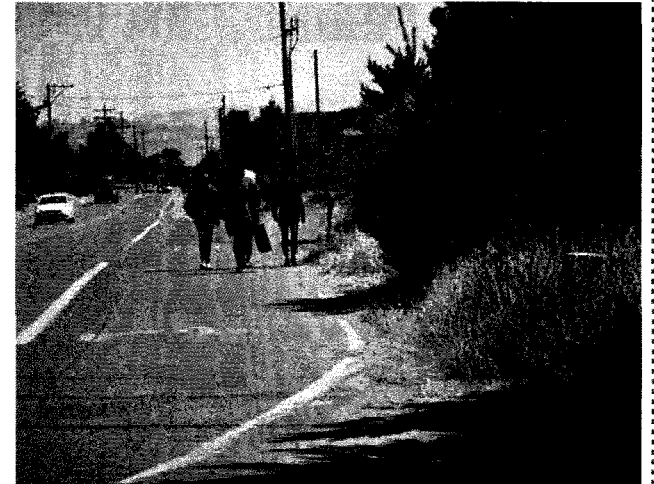
WEBB PARK CAMPGROUND



NVCA LOT



JENSEN PROPERTY



MULTI-USE PATH

OPRD GRANT APPLICATION ELEMENTS →

KIWANDA CORRIDOR
OVERALL PROJECT FOCUS

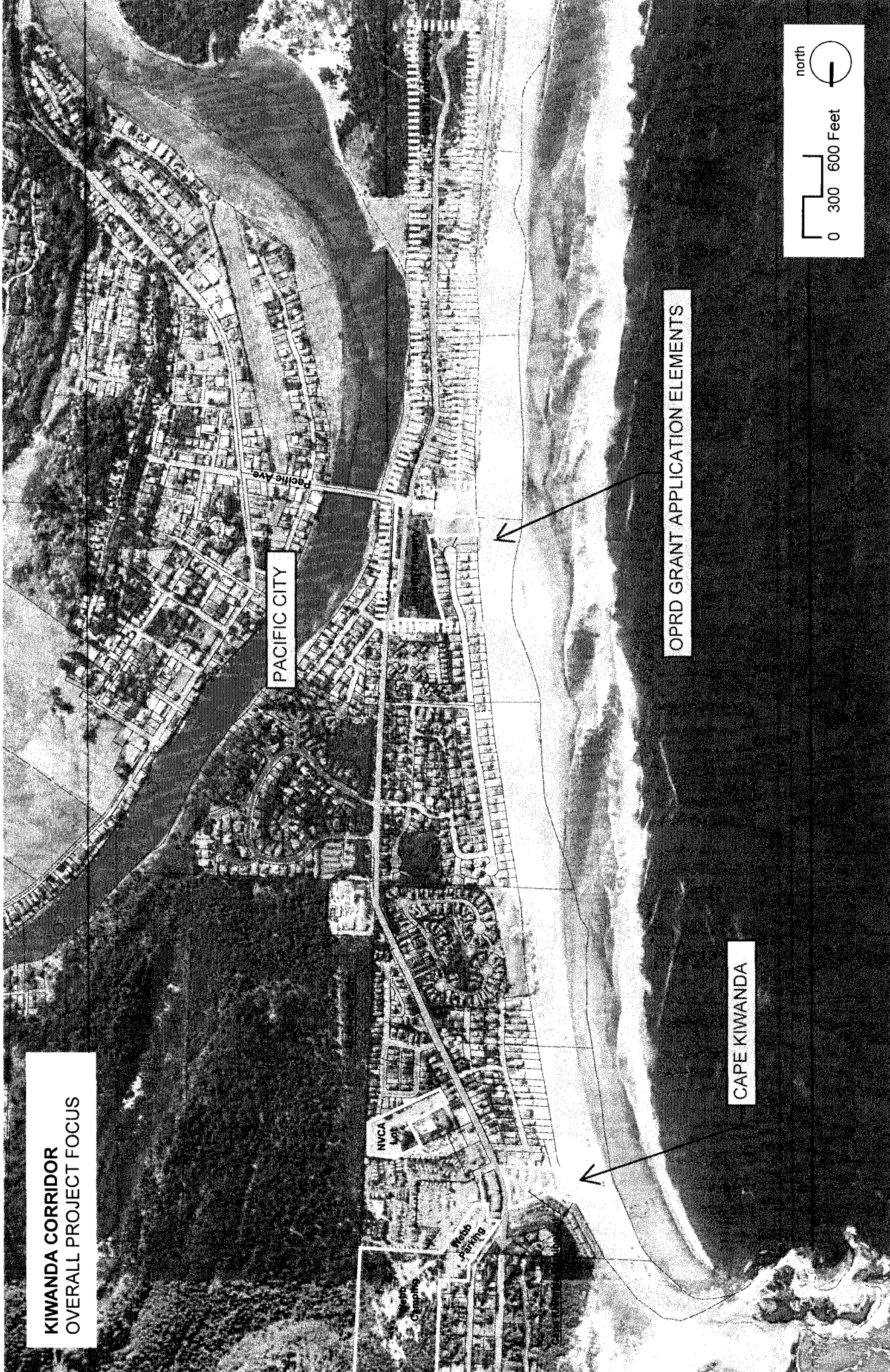
PACIFIC CITY

NVCA
Loft

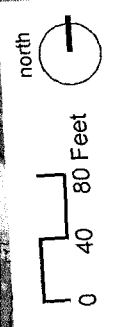
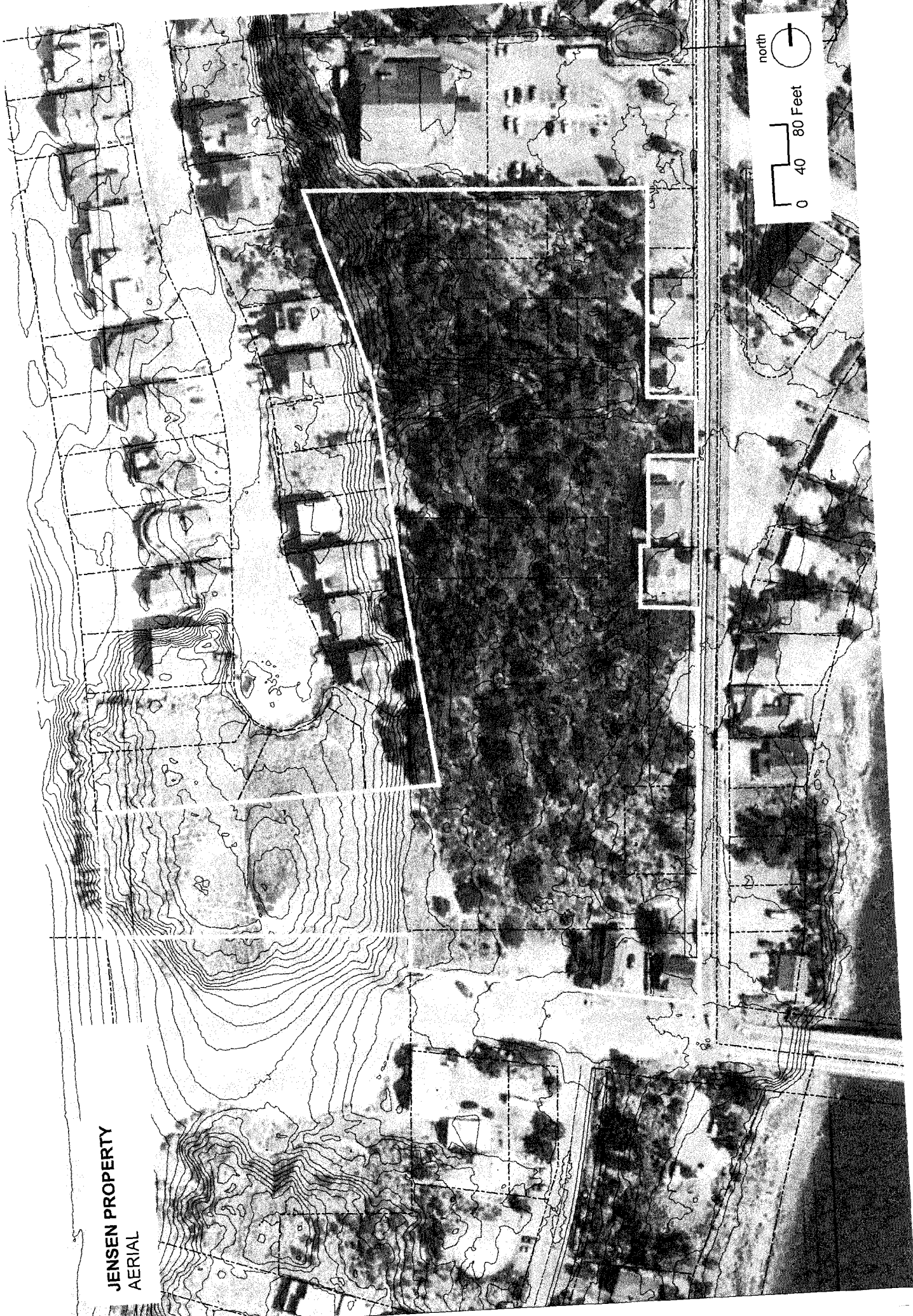
Wesley
Parkway

OPRD GRANT APPLICATION ELEMENTS

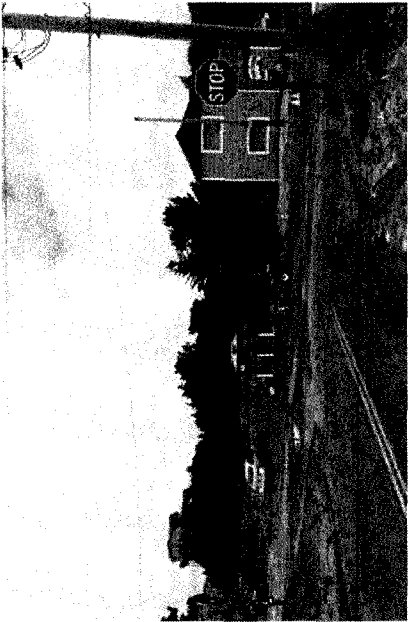
CAPE KIWANDA



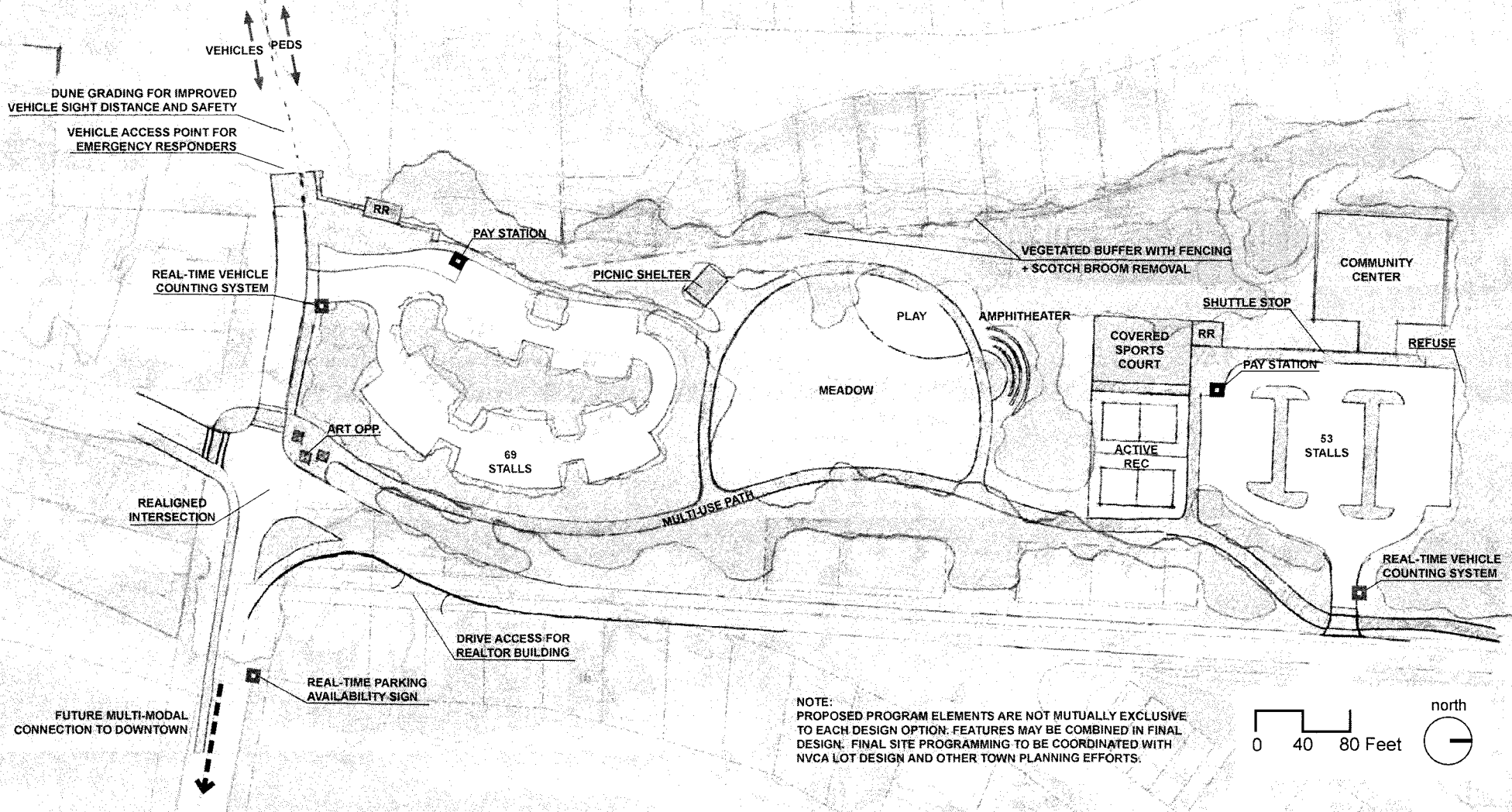
**JENSEN PROPERTY
AERIAL**



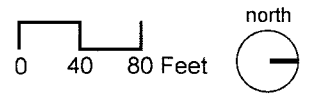
JENSEN PROPERTY
SITE PHOTOS



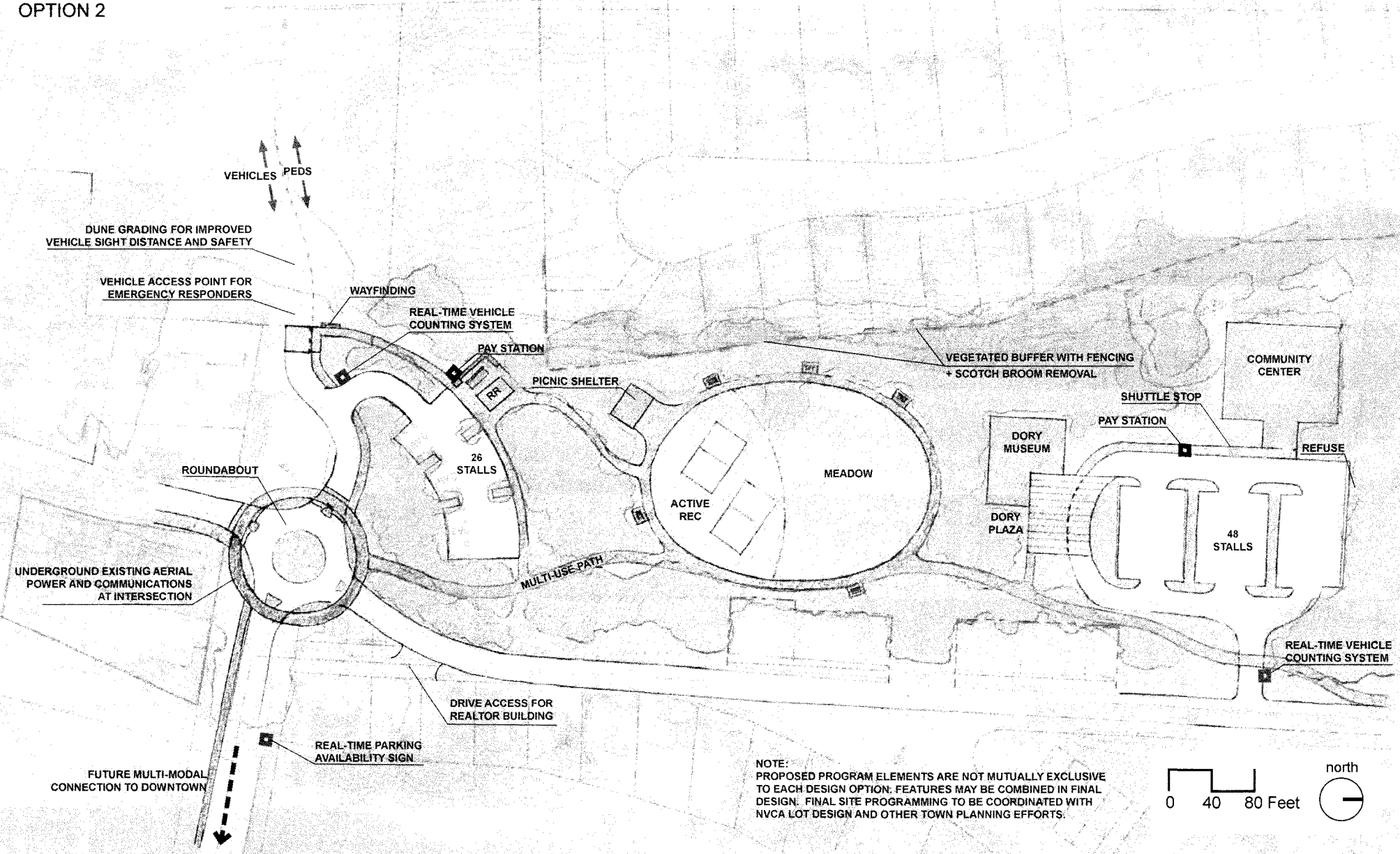
**JENSEN PROPERTY
OPTION 1**



NOTE:
PROPOSED PROGRAM ELEMENTS ARE NOT MUTUALLY EXCLUSIVE
TO EACH DESIGN OPTION. FEATURES MAY BE COMBINED IN FINAL
DESIGN. FINAL SITE PROGRAMMING TO BE COORDINATED WITH
NVCA LOT DESIGN AND OTHER TOWN PLANNING EFFORTS.



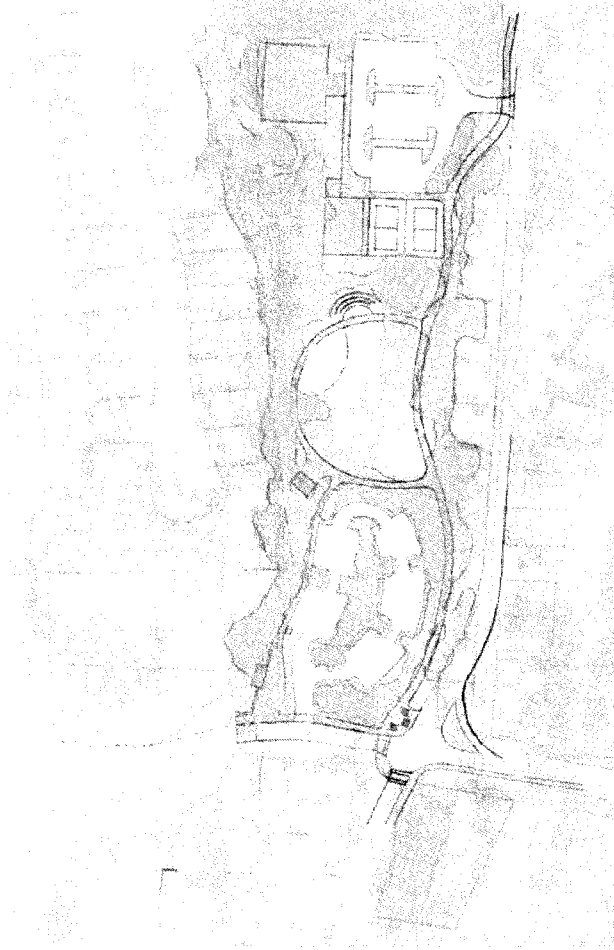
**JENSEN PROPERTY
OPTION 2**



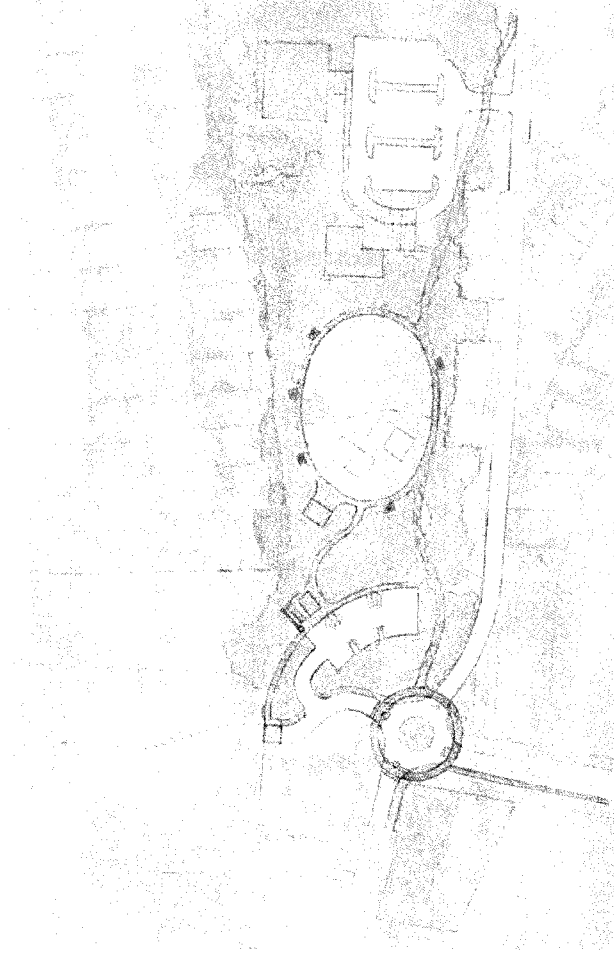
NOTE:
PROPOSED PROGRAM ELEMENTS ARE NOT MUTUALLY EXCLUSIVE
TO EACH DESIGN OPTION. FEATURES MAY BE COMBINED IN FINAL
DESIGN. FINAL SITE PROGRAMMING TO BE COORDINATED WITH
NVCA LOT DESIGN AND OTHER TOWN PLANNING EFFORTS.



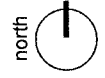
**JENSEN PROPERTY
OPTIONS 1 + 2**



OPTION 1







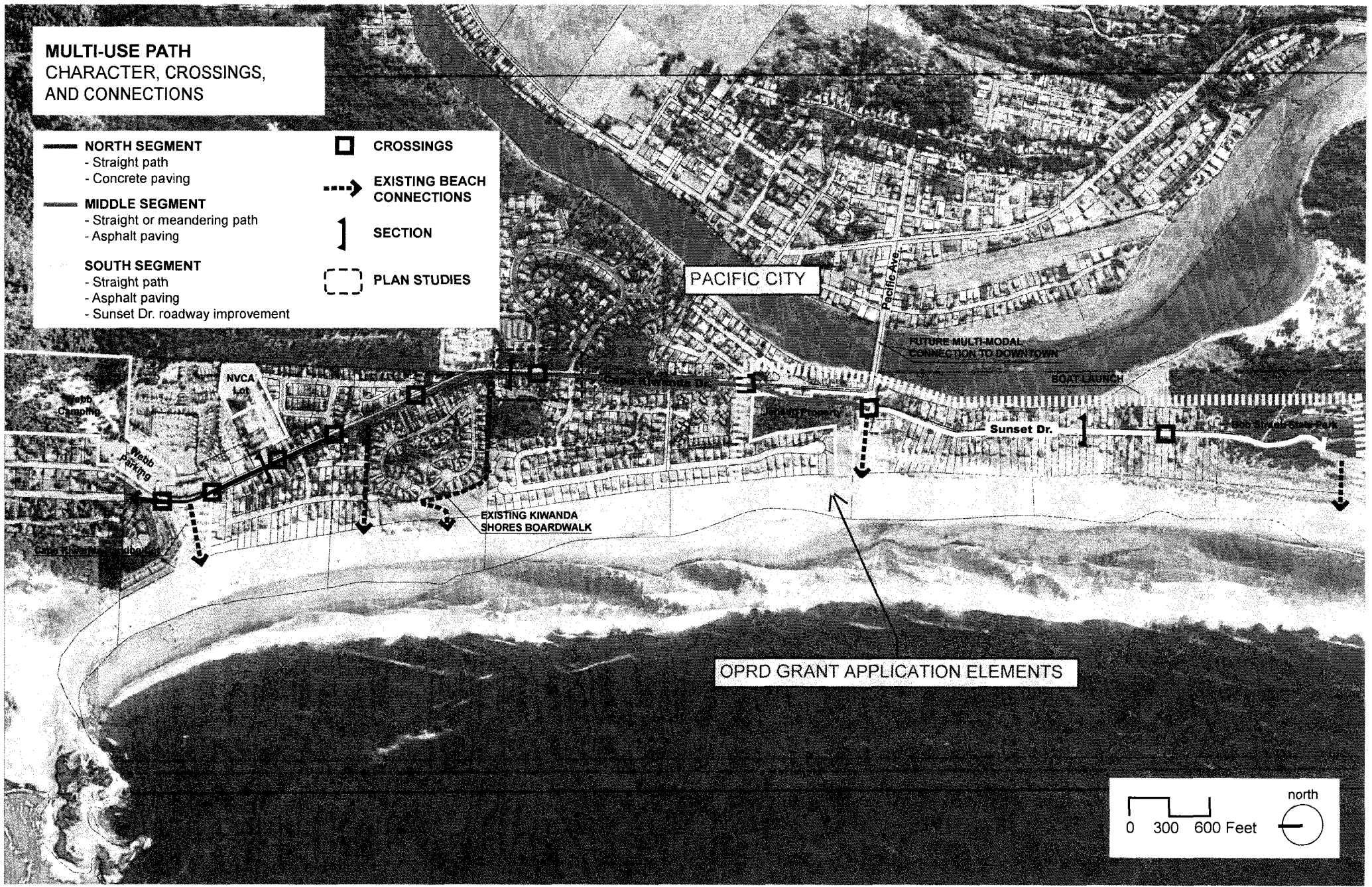
OPTION 2



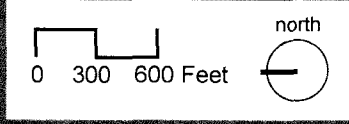
**MULTI-USE PATH
CHARACTER, CROSSINGS,
AND CONNECTIONS**

- NORTH SEGMENT**
 - Straight path
 - Concrete paving
- MIDDLE SEGMENT**
 - Straight or meandering path
 - Asphalt paving
- SOUTH SEGMENT**
 - Straight path
 - Asphalt paving
 - Sunset Dr. roadway improvement

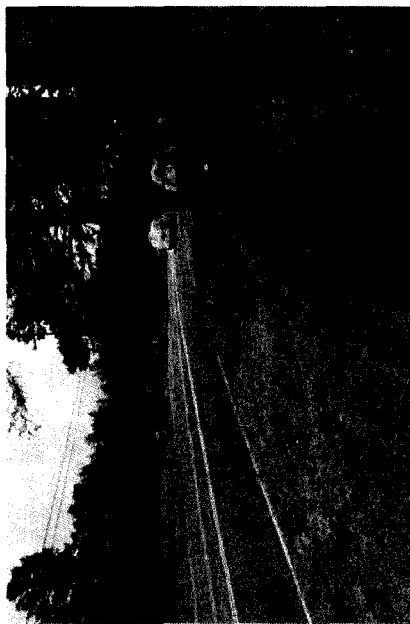
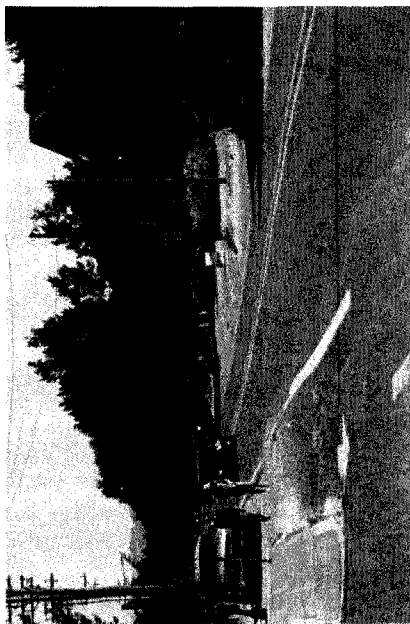
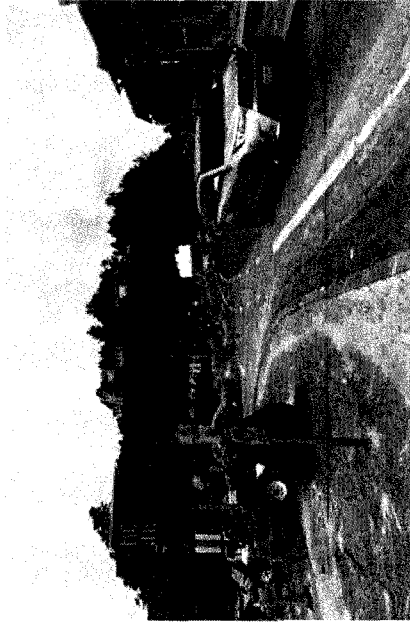
-  **CROSSINGS**
-  **EXISTING BEACH CONNECTIONS**
-  **SECTION**
-  **PLAN STUDIES**



OPRD GRANT APPLICATION ELEMENTS



**MULTI-USE PATH
SITE PHOTOS**



**MULTI-USE PATH
DESIGN INSPIRATION
AND AMENITIES**



MULTI-USE PATH WITH FENCE



STORMWATER BIOSWALE



WAYFINDING AND INTERPRETATION



REST STOPS / SEATING AREAS

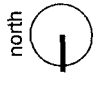
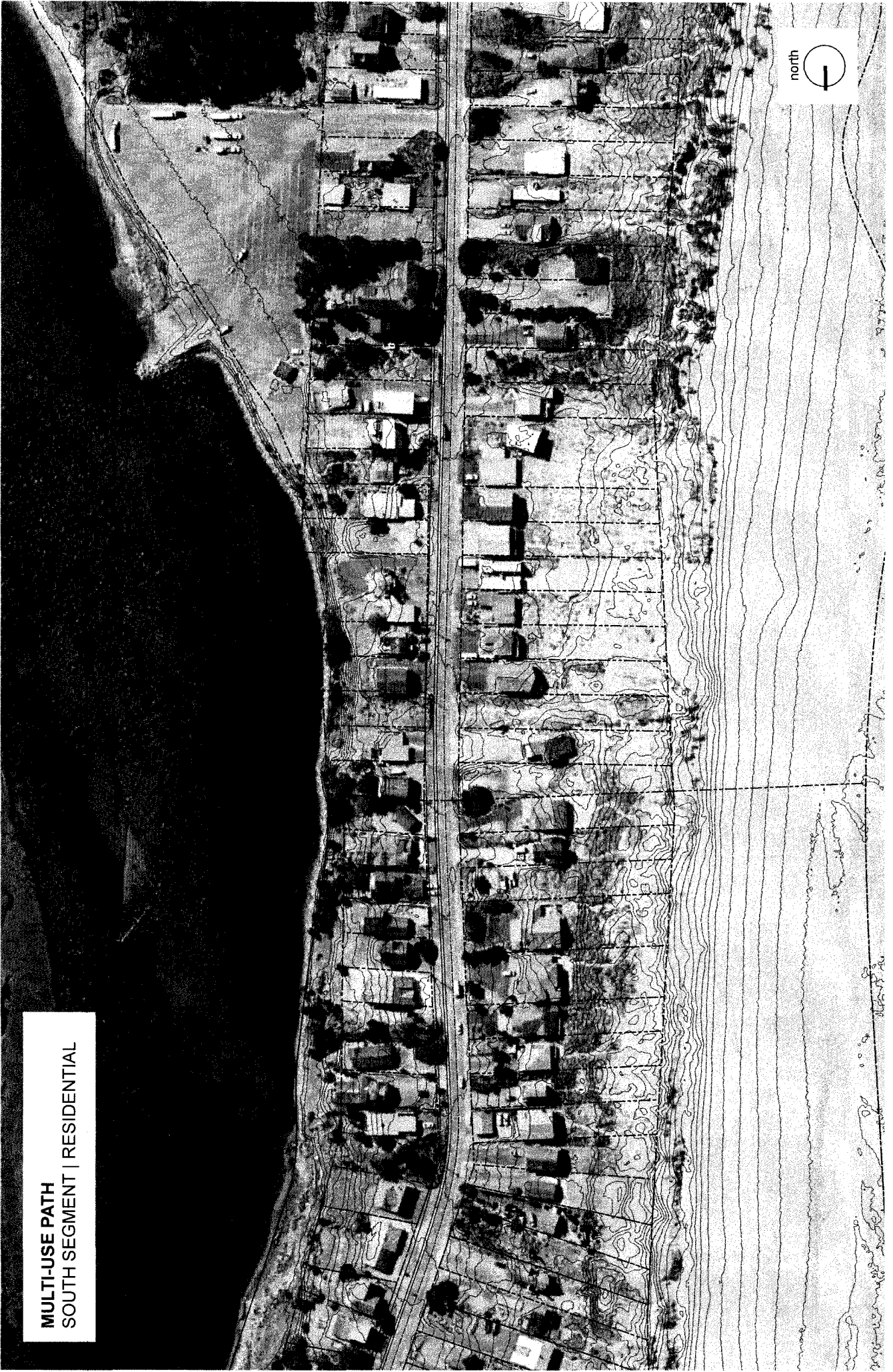


USE OF LOCAL STONE

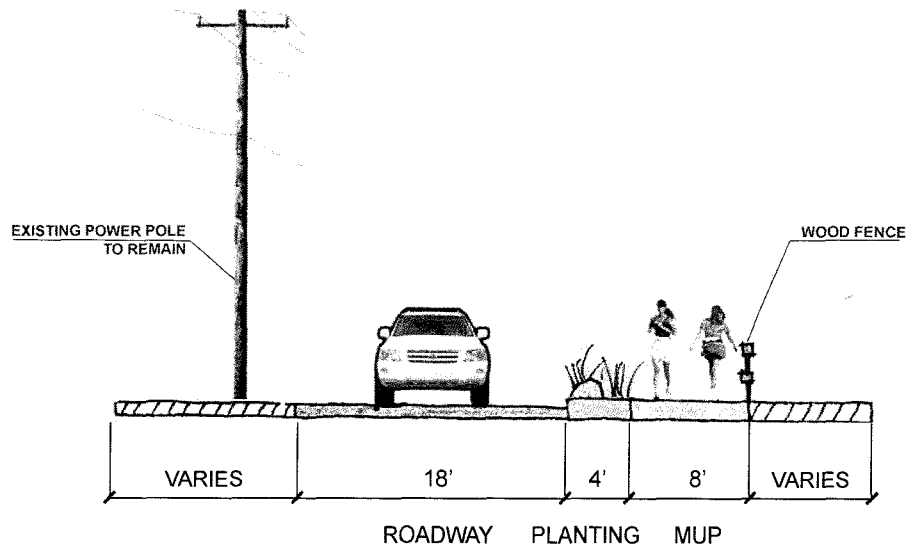


PEDESTRIAN LIGHTING

**MULTI-USE PATH
SOUTH SEGMENT | RESIDENTIAL**



MULTI-USE PATH
STREET SECTIONS - 50' ROW
SOUTH SEGMENT



TYPICAL SECTION - 8' MUP



Tillamook County Board of Commissioners

201 Laurel Avenue, Tillamook, OR 97141

Phone: 503-842-3403

TTY Oregon Relay Service

David Yamamoto, Chair
Erin D. Skaar, Vice-Chair
Mary Faith Bell, Commissioner

March 30, 2022

The Honorable Jeff Merkley & Ron Wyden
United States Senate

RE: Congressional Directed Spending

Dear Senator Merkley and Senator Wyden:

We are writing this letter in support of the Tillamook County Family YMCA's application for Congressional Directed Spending funds to build a 20,000 square foot program and service facility adjacent to its current facility. The YMCA is an integral community partner in Tillamook County and has demonstrated time and time again that increasing capacity of the YMCA, increases the livability of our community.

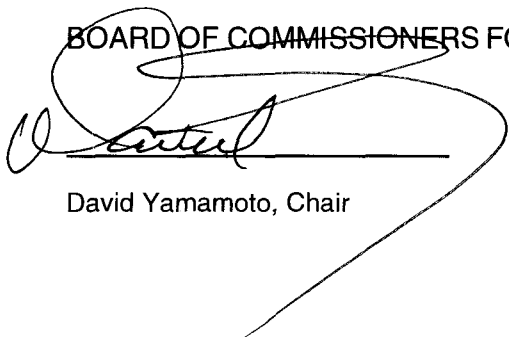
Founded in 1948, the YMCA has been at its current location since the 1970's. Additions made throughout the years, included a basketball court, warm-water therapy pool, and fitness center. Currently, the YMCA serves 68% of our community members in some capacity and provides social outlets, wellness, youth sports, adult sports, aqua therapy, rehabilitation therapy, childcare, and additional social services. YMCA's mission is strengthening community through programs that do not turn away anyone regardless of ability to pay. The YMCA provides scholarships for our community to anyone in need of services and is strongly supported by the community and its efforts by raising \$250,000 annually through local fundraising.

The new facility will expand current services including childcare, adult programming, and youth sports, as well as help meet additional community needs such as a warming center and emergency shelter.


Lastly, the YMCA employs 80 local community members, which is growing as it expands services becomes more accessible and can serve a larger population. When people become healthier, they become more productive allowing them to work, play, and live in our community supporting economic vitality.

Thank you for your consideration,

BOARD OF COMMISSIONERS FOR TILLAMOOK COUNTY, OREGON



David Yamamoto, Chair



Erin D. Skaar, Vice-Chair



Mary Faith Bell, Commissioner

OCEANSIDERS UNITED
P.O. BOX 338
OCEANSIDE, OREGON 97134

February 14, 2022

David Yamamoto, Chair
Erin Skaar, Co-Chair
Mary Faith Bell, Member
Tillamook County Courthouse
201 Laurel Avenue
Tillamook, Oregon 97141
(hand delivered)

Re: Petition for Incorporation of Oceanside
NO. 851-21-000449-PLNG

Commissioners:

Clarification of Relief Requested in Motion for Reconsideration

We are writing for three reasons: (1) to address the events that occurred during the February 9, 2022, hearing session and (2) to clarify our position with regard to the continuance ordered at that time, and (3) to state our understanding of where things stand as a result. It is unfortunate that Petitioners were afforded no opportunity to submit such input during the session, or we would have corrected the misunderstanding at the outset.

I. Relief Requested in the Motion for Reconsideration

While we appreciate the open-minded spirit that prompted it, petitioners did not request a continuance in their Motion for Reconsideration. To the contrary, under "Relief Requested," the Motion clearly stated:

"Petitioners respectfully request that the Commissioners reconsider and withdraw its oral decision in this matter and instead order that incorporation be placed on the ballot in the May 17, 2022, Primary Election."

We hoped the observations and citations to existing evidence in our Motion might inspire the Board to reopen the record, reconsider and reverse its original decision during the February 9, 2022, hearing and then issue an order to that effect prior to February 14, 2022. It was a last-ditch effort to protest the timing of the fiscal questions and concerns that were raised after our rebuttal and, more importantly, to demonstrate that the answers

were (and still are) readily available upon review of the materials we already submitted. We also hoped it might prompt the Board to realize that, in concluding that the tax rate was "too low," they had rendered a generalized political judgment about whether the rate was *optimal*, not a quasi-judicial inquiry that analyzed the methodology and data presented in the EFS to determine whether its budgetary projections were reasonably *feasible*.

Accordingly, the continuance to March 30, 2022, was not only unresponsive to the relief we actually requested in the Motion for Reconsideration, but – for reasons addressed below - unavoidably effectuates a denial of the entire petition.

II. The Impact of a Continuance Beyond February 14, 2022

As we have emphasized from the first hearing on January 26, 2022 (after the Board had rescheduled the January 19, 2022 hearing), extending this proceeding beyond February 14, 2022, will preclude a decision in time to place the matter on the May 2022 ballot. If the petitioners miss this ballot, Oceanside will not be able to meet the July 15, 2022, notice requirement for collecting city tax revenues in November 2022. That would block the city's access to such revenues until November 2023, effectively incapacitating it for a year-and-a-half after the incorporation vote.

This would not only fatally compromise the city's fiscal viability from the outset, but also potentially expose it to legal actions challenging its incorporation. Petitioners obtained signatures on a petition and EFS that specified a six-month delay in city tax revenues, not a year-and-a-half delay. The statute makes no provision for retroactively amending the EFS after the petition has been already been signed by voters, filed with the County Clerk and set for hearing.

This is why petitioners were forced to decline the continuance offered at the February 2, 2022, hearing. We explained this dilemma to Director Absher and Mr. Stevens during the recess on February 2, 2022, and Director Absher attempted to convey that to the Board when they reconvened. They did not, however, remind the Board of this legal dilemma during the February 9, 2022 hearing, and petitioners were offered no opportunity to comment. Petitioners did immediately approach them with these concerns after the hearing, however. They recommended this letter as the best vehicle to place our concerns before the Board.

III. Where Things Stand

Petitioners have now alerted the Board to its misapprehension of the relief sought by the Motion for Reconsideration. We have also explained why we cannot be on record as

having requested or consented to a continuance beyond February 14, 2022, since we would effectively be undermining our own Petition. Unless the Board is willing and able to grant our requested relief and vote to place the petition on the May 2022 ballot in an order by February 14, 2021, we consider the relief requested in the Motion for Reconsideration to have been denied.

Moreover - because any decision rendered by the Board after February 14, 2022, will have the practical effect of denying the petition as submitted - petitioners do not intend to submit additional evidence at the hearing scheduled for March 30, 2022. We see no alternative but for the Board proceed with issuance of a Decision, Findings and Order on the current record as originally planned, either at the March 30 hearing session or earlier if practicable.

Petitioners look forward to evaluating the Board's Findings and Decision as a constructive learning experience for all involved before deciding whether to appeal the Decision on this petition or to commence work on a new one.

Respectfully submitted,

Jerry Keene
Oceansiders United

cc: Joel Stevens, County Counsel (via e-mail)
Sarah Absher, Director of Community Development (via e-mail)
Chris Laity, Director of Public Works (via e-mail)

OCEANSIDERS UNITED
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OCEANSIDE, OREGON 97134

February 4, 2022
(hand delivered)

David Yamamoto, Chair
Erin Skaar, Co-Chair
Mary Faith Bell, Member
Tillamook County Courthouse
201 Laurel Avenue
Tillamook, Oregon 97141
(hand delivered)

Re: Petition for Incorporation of Oceanside
NO. 851-21-000449-PLNG

PETITIONERS' MOTION FOR RECONSIDERATION

INTRODUCTION

On behalf of Oceansiders United, I respectfully request the Board to reconsider its decision to deny Oceansiders the opportunity to vote on whether to become a city this May. We earned that opportunity for the citizens of Oceanside by satisfying every aspect of incorporation statutes. For the reasons stated below, the Board should reconsider and reverse its abrupt and hastily-fashioned conclusion that incorporating Oceanside as proposed is not economically feasible.

Based on the determinative motion, the Board ultimately determined that the proposed tax rate of .80 per \$1000 was "too low" and compromised the economic feasibility of the new city. This motion is not so much a request for you to change your minds on that issue, although that is our ultimate goal. It is a plea to open your minds, step back and objectively evaluate both your decision process and the evidence you disregarded in making it. We want to be on record as having offered this Board an opportunity to repair this flawed decision without the delay and expense of an appeal. During the hearing, it was suggested that an appeal might clarify the law by providing guidance on the meaning of some of its undefined terms we were all struggling to apply. Please be clear that our appeal will not merely be based on ambiguities in the incorporation statute. Instead, it will challenge the Board's compliance with well-established rules governing how all quasi-judicial decisions must be made and explained. Prosecuting an appeal on such procedural grounds will serve neither party and will set no helpful precedent.

I worked for over 30 years as an attorney specializing exclusively in appealing the decisions of governmental agencies to the Oregon Court of Appeals and Supreme Court. I was commonly viewed as a preeminent practitioner in the field, having appeared in nearly 1000 such cases. Nearly all of them entailed an evaluation of whether the relevant agencies adequately explained their decisions and whether the evidence in those records provided adequate support for their

conclusions. It is on the basis of that experience that I am confident that either LUBA or the appellate courts will quickly appreciate that neither the process, the reasoning nor the evidence in the record was legally sufficient to justify the decision articulated by the Commissioners hearing. In that event, they will remand the matter with instructions to reopen the record and try again.

DISCUSSION

From Petitioners' vantage, the Board's decision turned on a general conclusion that the proposed tax rate limit was "too low," which was deemed sufficient to sustain an objection to the economic feasibility statement. In the course of that discussion, one Commissioner voiced an additional justification framed as doubts over adequacy of the projected allocation for "public works" and specifically road repair and maintenance.

Here are some of the main procedural and substantive flaws in that decision that Petitioners will point out to a reviewing tribunal.

1. Due Process. The transcript record will confirm that no Commissioner – none - voiced concern over the adequacy of the proposed tax rate or its impact on economic feasibility during the proceeding until *near the close* of deliberations. The Staff Reports and submissions from county staff unanimously supported the EFS data, and in fact such data was provided by the county. Moreover, the Commissioners offered no questions or comments reflecting such concerns during Petitioners' presentations or during the public comment period. Petitioners had every right to conclude that the economic sufficiency of the petition was *not in question*. Consequently, when such questions first arose at the tag end of the proceeding after all comment had been closed, Petitioners were afforded no notice of opportunity to provide answers or point to evidence already in the record that amply addressed those concerns.¹
2. Objections Based on "Political" Grounds. A broader legal problem is that the Commissioners off-handed comments that the tax rate was "too low" to establish economic feasibility was expressed as a general political opinion about tax rates *per se*, and not as part of any reasoned analysis of the specific revenue and resource figures presented in the EFS. As was plainly stated at hearing, the Board was not authorized to grant objections to incorporation based on such broad "political grounds". *Mcmanus v. Skoko*, 1255 Or 374, 379 (1970).

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1. Scattered questions were raised about individual line items, such as whether the budget appropriately reflected constraints on spending TLT funds, and whether the city tax revenue was discounted to reflect exclusion of The Capes. These were immediately answered in the affirmative, both in testimony and in unambiguous budget notes in the EFS.

3. Substantial Reason/Substantial Evidence. The transcript will document that the Board's brief and belated critique of the tax rate was both incomplete and lacking in adequate reasoning. In legal terms, it failed to articulate a "rational" connection between the evidence in the record and the conclusion that was drawn. County Counsel appeared to recognize this problem when he interrupted the statement of the motion to emphasize the need for stating an explicit factual basis. Commissioner Yamamoto twice evinced his impatience with this advice, protesting that the basis for concerns over economic feasibility were replete in the previous discussions. He was mistaken in this, and an appellate reviewer would side with County Counsel.

There were only two explanatory comments offered by the Commissioners to support the tax rate objection:

- a. *The proposed tax rate of .80 per \$1000 was "too low" or "a bit low."*

This was a meaningless explanation unless accompanied by an appreciation for how much revenue the rate would generate. The Commissioners made no reference or consideration to this missing link in its chain of reasoning. As reflected in the EFS and unambiguous budget notes, given Oceanside's outsized assessed value, the proposed rate would generate from \$180,000 - \$200,000 annually. Had Petitioners been afforded an opportunity to respond to the observation, they could have apprised the Board that the resulting revenue was comparable to or even exceeded that generated in cities with higher populations, more services and higher tax rates, such as Bay City and Wheeler.

The Board may have been recalling cursory comments from County Treasurer Shawn Blanchard during the post-comment exchanges with staff. Notably, she offered them with much reluctance and only after being pressed by Commissioner Yamamoto. After protesting that she had not read the EFS report and was only skimming the naked budget figures in the chart, Blanchard vaguely commented the figures might be "a bit low," but that she was "conservative" in that way. (She did not indicate which figures, or whether she was referencing revenues or expenditures.) Blanchard did not state or even hint that her glancing impression of where the figures fell on a liberal-to-conservative spectrum were sufficient to invalidate the broader budget analysis or render the entire proposal economically unfeasible.

- b. *The revenue was potentially inadequate for public works needs that would arise over time.*

Petitioners are at a complete loss to find logical or evidentiary support for this observation in the record. It is illogical because the EFS proposed spending as much or more on Oceanside's roads than the county itself has spent or is likely to spend in the foreseeable future. It lacks evidentiary support because the EFS figures were obtained from the county's own Public Works Director – who continued to support them in his comments at the hearing.

Given the opportunity, they could have directed the Commissioners' attention to the EFS budget notes indicating a minimum annual allocation of \$50,000 to road work as a baseline, and that this was based on the county's own records of public expenditures on Oceanside's roads over the span of a decade. The Supplemental Staff Report and attached submissions also included an updated memo and chart from Director Chris Laity, which confirmed that the county had expended an average of approximately \$50,000 a year for road maintenance and capital improvements combined. The budget notes in the EFS emphasized that public works would be the first priority for allocation of any extra funds or unspent revenue over time, and that the figure did not include grants available to small cities, but not to unincorporated communities. The Commissioners evinced no awareness of this critical information when summarily dismissing the public works allocations. Without any apparent information that they had factored such information, an appellate reviewer will reject the Board's determination.

4. Due Process Again. While it was not entirely clear from their statements on the record (which is a problem all its own), the Commissioners appeared to have been influenced by what they perceived as supportive comments invited from staff members immediately before transitioning to deliberations. In the case of Director Laity, as noted above, this was a mistaken perception. In the case of Treasurer Blanchard's vague impressions, it was an insufficient basis to reject the entire EFS. Either way, to the extent the Commissioners felt their comments "raised questions" about the tax rate or economic feasibility, they committed error in relying on such statements as substantive evidence where Petitioners were offered no opportunity for rebuttal. This is especially true given the failure to raise such questions during Petitioners' initial presentation or rebuttal.

CONCLUSION

At one point during the deliberations, Commissioner Yamamoto and Commissioner Skaar suggested that any perceived doubts about the EFS projections should be resolved in favor of allowing voters to factor them into their decisions at the ballot. That insight was consistent with the democratic principles underlying the petition process. It was also consistent with the sophisticated analysis and debate that Oceansiders have already demonstrated in bringing the issue this far. Petitioners hope that by highlighting problematic aspects of the initial decision process, and identifying evidence that was originally overlooked, we can persuade the Commissioners to reconsider and strike a new balance in favor of the voters' right to choose.

REQUEST FOR RELIEF

For the reasons stated above, Petitioners respectfully request that the Commissioners reconsider and withdraw its oral decision in this matter and instead order that incorporation be placed on the ballot in the May 17, 2022, Primary Election.

Respectfully submitted,

Jerry Keene
Oceansiders United

cc: Joel Stevens, County Counsel (via e-mail)
Sarah Absher, Director of Community Development (via e-mail)
Chris Laity, Director of Public Works (via e-mail)