WEEKLY BUSINESS SESSION January 29, 2014
9:00 a.m. – Anne G. Basker Auditorium
604 N.W. Sixth Street, Grants Pass, OR 97526
Present: Cherryl Walker, Chair; Keith Heck, Vice-Chair; and Simon Hare, Commissioner; Terri Wharton, Recorder

These are meeting minutes only. Only text enclosed in quotation marks reports a speaker’s exact words. For complete contents of the proceeding, please refer to the audio recording.

Pursuant to notice through the media and in conformance with the Public Meeting Law, Cherryl Walker, Chair called the meeting to order at 9:05 a.m.

Items discussed were as follows:

Addition to the Agenda:

PROCLAMATION: In the Matter of Proclaiming the Day of January 27, 2014 as Fire Service Appreciation Day
Commissioner Hare read the Proclamation and said he would forward it to Charlie Chase, State Fire Marshall.
Chair Cherryl Walker recessed the meeting at 9:26 a.m. due to a disturbance in the audience.
Chair Cherryl Walker reconvened the meeting at 9:37 a.m.

1. ADMINISTRATIVE ACTIONS IN CONSIDERATION OF:

BOARD DECISIONS UNDER ADMINISTRATIVE ACTIONS WERE MADE AFTER PUBLIC COMMENT WAS RECEIVED

a. Approval of Nursery Agreement with CAL Forest for Purchase of Forest Tree Nursery Stock (One original Agreement filed with the County Clerk and one original Agreement returned to Forestry Department)

   Vic Harris, Forestry Program Manager, gave a PowerPoint presentation on reforestation inside the fire lines (Exhibit A).

b. Approval of a Zero Non Union COLA

   Rosemary Padgett, CFO, advised the Cost of Living Adjustment (COLA) for 2012 was 3.8%, for 2013 a COLA was not granted, and recommended for 2014 no COLA be granted as it was not included in the budget and the Unions did not receive one.

c. Approval of Position Requisition: Planner I Changing FTE Level from .7 to 1 FTE (One original Position Requisition returned to Human Resources)

   Dennis Lewis, Planning Director, explained this would allow the Planning Department to open Friday mornings to the public, the funding for the position is in the budget, and felt it was important to remain competitive and offer full-time work.

d. Approval of Letter of Participation in Sustainable Forest Action Coalition (One original Letter mailed to the Sustainable forest Action Coalition)

   Commissioner Walker explained this organization was a group of Northern California and Oregon counties to gather information and provide lobbying activities to the decision makers in Washington and the State, and there are no dues or costs to the County.

2. REQUESTS/COMMENTS FROM CITIZENS:

   Vivian Kirkpatrick-Pilger, Grants Pass, gave her explanation of why the meeting was late being called to order.

   Larry Ford, Grants Pass, commended Vic Harris and the Forestry Staff for the work they have done and said unfortunately the Bureau of Land Management and the Forest Service are not moving forward with cleanup from the fires.

   Bill Ertel, Williams, said he was in support of recording meetings and the need to follow rules, and acknowledged the wonderful work Vic Harris was doing.

   Dale Matthews, Grants Pass, discussed his belief that the Audio and Video Recording Policy only pertains to him.

   Mark Seligman, Selma, thanked citizens for helping with medical expenses for his Significant Other and discussed previous comments made by one of the Commissioners.

   Jack Swift, Josephine County, Vice President of SORA, discussed road closures in Josephine County and submitted Exhibit B – Apache County Resolution.

   Bill Hunker, Merlin, discussed his dissatisfaction with the January 15, 2014 Weekly Business Session.
Sandi Cassanelli, Merlin, read and submitted Exhibit C - Request for Release of Public Record Information.
Joseph Rice, Grants Pass, shared his support of Mr. Swift’s Ordinance regarding road closures.
Mick Terry, Merlin, spoke in support of the Forestry Program and the need to establish meeting rules and guidelines.
David Eye, Grants Pass, read a quote.

Board Action on Administrative Actions - Agenda Item 1(a):
Commissioner Hare made a motion to approve the Nursery Agreement with CAL Forest for Purchase of Forest Tree Nursery Stock Not to Exceed $126,398 as listed, seconded by Commissioner Heck. Upon roll call vote, motion passed 3-0; Commissioner Hare – yes, Commissioner Heck – yes, and Commissioner Walker – yes.

Board Action on Administrative Actions - Agenda Item 1(b):
Commissioner Hare made a motion to approve a Zero Non Union COLA as listed, seconded by Commissioner Heck. Upon roll call vote, motion passed 3-0; Commissioner Hare – yes, Commissioner Heck – yes, and Commissioner Walker – yes.

Board Action on Administrative Actions - Agenda Item 1(c):
Commissioner Heck made a motion to approve the Position Requisition: Planner I Changing FTE Level from 7 to 1 FTE as listed, seconded by Commissioner Hare. Upon roll call vote, motion passed 3-0; Commissioner Heck – yes, Commissioner Hare – yes, and Commissioner Walker – yes.

Board Action on Administrative Actions - Agenda Item 1(d):
Commissioner Heck made a motion to approve the Letter of Participation in Sustainable Forest Action Coalition as listed, seconded by Commissioner Hare. Upon roll call vote, motion passed 3-0; Commissioner Hare – yes, Commissioner Heck – yes, and Commissioner Walker – yes.

3. CONSENT CALENDAR:
   a. Approval of Minutes (Draft minutes are available for viewing in the Board’s Office)
      • General Discussion – January 14, 2014
      • Weekly Business Session – January 15, 2014
      • Executive Session (Open Session) – January 15, 2014
   b. CDBG Housing Grant – Housing Rehabilitation Sub-grant Agreement 2013 (One original Agreement filed with the County Clerk and one original Agreement returned to Finance)

Board Discussion and Action:
Commissioner Hare made a motion to approve the Consent Calendar Agenda Items 3(a) through 3(b) as listed, seconded by Commissioner Heck. Upon roll call vote, motion passed 3-0; Commissioner Hare – yes, Commissioner Heck – yes, and Commissioner Walker – yes.

4. OTHER: (ORS.192.640(1) "...notice shall include a list of the principal subjects anticipated to be considered at the meeting, but this requirement shall not limit the ability of a governing body to consider additional subjects.")
None reported.

5. MATTERS FROM COMMISSIONERS:
Commissioner Hare commended Rycke Brown for cleaning out moss and weeds on the 6th Street Bridge, discussed the Board’s Goal Setting Session, and said he may have misinterpreted Michelle Binker’s request and rescission to attend Executive Sessions.

Commissioner Heck announced the following fundraising events sponsored by Securing our Safety (SOS): 2/6/14 Art Auction at Rue 26 and 3/15/14 St. Patrick’s Day Run.

Commissioner Walker discussed her appreciation for the fire services and the many volunteers in Josephine County, commended Vic Harris on the presentation and was looking forward to the reviewing the Forestry Inventory.

Commissioner Hare left the meeting at 10:56 a.m.

Commissioner Walker discussed the Animal Shelter and a new pamphlet the Shelter has developed.
Weekly Business Session was adjourned at 11:03 a.m.

Terri Wharton, Recorder

Entered into record:
Exhibit A – Reforestation Inside the Fire Lines
Exhibit B – Apache County Resolution
Exhibit C – Request for Release of Public Record Information
DAD'S CREEK - 2,250 ACRES
BRIMSTONE - 320 ACRES
STRATTON - 40 ACRES
2,610 ACRES
Wolf Creek Sale
REFORESTATION PLANS

DAD'S CR. – 775,000
BRIMSTONE – 95,000
STRATTON - 18,000

(avg. 400 seedlings per acre – varies)
Douglas-fir Plugs

(1 year old - sow now for next season)
FIR CONES
SEED PROCESSING

Seeds selected from areas where reforestation units are located - Breeding zones

Elevation
Grown in containers
READY TO PLANT
AFTER A HARVEST
PLANTING & FREE TO GROW

- Complete Planting
- Start Reforestation
- Free to Grow

Years: 1 2 3 4 5 6
Harvesting Completed

Tree Growth
ISSUES WITH BRUSH AND FREE-TO-GROW
FREE TO GROW
FIRE REFORESTATION UPDATE

- 2014 – 6,950 Seedlings (30 acres)
- 2015 – 460,000 Seedlings (1,210 acres)
- 2016 – 425,000 Seedlings (1,300 acres) est.
- 2017 - 60,000 Seedlings (10% acres replant) rough est.
COST PROJECTIONS for FIRE REFORESTATION

- 2014 - $ 65,000 for seedlings and planting
- 2015 – $325,000 for site prep, seedlings and planting cost
- 2016 – $300,000 for site prep, seedlings and planting cost
- 2017 - $ 60,000 estimate to complete projects

$750,000 total budget requirements
PUMP CHANCE TRACT
SEC. 24, TWP. 34 S., RNG. 7 W.

1973
Planted

1991
Thinned age 18
Resolution # 2011-___

DECLARING THE EXCLUSIVE AUTHORITY OF APACHE COUNTY, ARIZONA
OVER CERTAIN ROADS, RIGHTS-OF-WAY AND ROUTES OF TRAVEL WITHIN
THE BOUNDARIES OF APACHE COUNTY AND LOCATED ON CERTAIN LANDS
ALSO MANAGED BY THE UNITED STATES FOREST SERVICE OR BUREAU OF
LAND MANAGEMENT

WHEREAS, the inherent authority to control and protect free travel on the network of roads and rights-of-way within the boundaries of Apache County is held by Apache County to protect the health, safety, welfare and commercial opportunities of all people within Apache County; and

WHEREAS, the network of roads within the boundaries of Apache County are necessary and essential for those purposes; and

WHEREAS, the free use of the public roads and rights of way within Apache County is essential for the use of emergency medical personnel, Apache County Law Enforcement personnel, search and rescue personnel, fire fighting activities and commerce; and

WHEREAS, Apache County also has a compelling interest in protecting the wise and productive use of our natural resources whether those uses are consumptive or non-consumptive; and

WHEREAS, the free use of several roads which are essentially tied to the access of these resources and for other uses set forth above has been encumbered and impeded by obstructions placed in various locations by non-county agencies. And such obstructions create an unauthorized and potentially dangerous impediment to the free use of our roadways, routes of travel and rights-of-way and pose a clear threat to the health, safety, welfare and economic well being of our citizens; and

NOW THEREFORE, hereby be it resolved that The Board of Supervisors of Apache County hereby asserts its inherent right to control and manage the roads, rights-of-way and routes of travel located within the United States Forest Service land and Bureau of Land Management land located within the boundaries of Apache County but not located on any nationally recognized Indian reservation, tribal trust land, or otherwise located on Indian Country; and
BE IT FURTHER RESOLVED, that placing or maintaining any physical obstruction, gate or other impediment to the free use of said public roads, routes or rights-of-way is hereby prohibited unless such is authorized and permitted in writing by the Apache County Sheriff in advance; and

BE IT FURTHER RESOLVED that any existing physical obstructions, gates or other impediments on any roads, rights-of-way or routes of travel located on National Forest Service or Bureau of Land Management lands be immediately removed. The Apache County Sheriff is directed to ensure the removal of such obstructions or to execute such removals at the expense of the persons or agencies responsible for their placement or maintenance. Placing or maintaining any unauthorized physical obstruction, gate or other impediment on, in or around any road, route of travel or right-of-way in Apache County as described herein so as to prevent or impede the free use of that road, route of travel or right-of-way is hereby designated a Class Two Misdemeanor and punishable pursuant to Title 13 of the Arizona Revised Statutes; and

BE IT FURTHER RESOLVED, by order of the Board of Supervisors of Apache County and the Apache County Sheriff that all said public roads, rights-of-way and routes of travel in Apache County are to remain open to the free use of our citizens and for such other purposes as set forth herein.

PASSED, APPROVED AND ADOPTED on this 6th day of December, 2011.

R. John Lee, Chairman
BOARD OF SUPERVISORS
APACHE COUNTY, ARIZONA

ATTEST:

Delwin Wengert
Clerk of the Board
Weekly Business Session – January 29, 2014

At the January 23, 2014 Administrative Meeting, Commissioner Hare stated:

“There’s, uh, been, ah, another more formal request for executive session from Michelle Binker. However, in the last couple of days, she’s sought new employment, so, ahm, I don’t have a formal, ahm. She hasn’t, hasn’t rescinded.”

Then Commissioners Walker, Heck and staff answered that a rescission document had been submitted.

On January 27, 2014, I submitted a Request for Release of Public Record Information asking for these two documents. The rescission document has been provided, but the staff said yesterday that, “There was no second, more formal request, received by this office.”

My request today is to Commissioner Hare. I would still like the other “more formal request for executive session from Michelle Binker,” that you mentioned at the January 23rd Administrative Meeting.

Submitted by,

S. Cassanelli

S. Cassanelli
Request for
Release of Public Record
Information

Board of County Commissioners Office

Name: S. Cassanelli
Organization: N/A
Address: P.O. Box 52, Merlin, OR. 97532

Date: 1/27/2014
Phone No: 476-1286

I am requesting a copy of the information and documents indicated below. I agree to pay any reasonable copying and postage fees not to exceed $5. If the cost would be greater than this amount, please notify me.

Requestor’s Signature: S. Cassanelli

Information Requested (Please be as specific as possible):

On Thursday (1-23-14), at The Administrative Meeting, it was stated that Michelle Binkler had submitted another more formal request for executive access privilege and that it was rescinded. I am requesting a copy of each of those documents.

Thank you.

Requests Not Immediately Met:

Oregon Public Records Law (ORS 192.410 to 192.530) provides that the County may require the requestor to cover the cost of compiling records. The estimated time spent by the person or persons to research, summarize, compile, tailor the record for copying, monitor review of materials and make photo or electronic copies with a minimum of 30 minutes charged; charges shall be based upon the hourly rate of the staff person. If a citizen wishes to review the materials with no copies made—a charge for review or monitoring of materials may be assessed. If the charges are more than $25, we will require a 100% deposit. If it is necessary to utilize outside resources to comply with the public records request, the actual cost will be charged. All e-mail requests are filled by the IT Department; a $50 minimum deposit will be collected at the time of the request. The fee schedule is below:

<table>
<thead>
<tr>
<th>Fees and Costs</th>
<th>Estimated cost for Public Records Request</th>
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<tr>
<td>Photocopies: $0.25 cents/page, $1.00 minimum</td>
<td>Staff time: ____________________________</td>
</tr>
<tr>
<td>CD/Cassette: $5.00 each</td>
<td>Copying: ________________________________</td>
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<tr>
<td>DVD $10.00 each</td>
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<td>Labor charges:</td>
<td>Deposit required: ________________________</td>
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<tr>
<td>Managerial Staff: $55.00 per hour</td>
<td>Deposit paid date: ______________________</td>
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<td>Professional Staff: $45.00 per hour</td>
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<tr>
<td>Clerical Staff: $32.00 per hour</td>
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