

Legal Counsel Update: September 26, 2017

2:00 p.m. – Board Conference Room

Attending: Commissioners Simon G. Hare, Lily N. Morgan, and Daniel E. DeYoung; Wally Hicks and Pat Ellison, Legal Counsel; Wendy Watkins, Recorder

Chair Simon G. Hare called the meeting to order at 2:00 p.m.

1. Title III SRS 2014 Project Applications FY 2017-18; approve projects (O'Hare)

Arthur O'Hare, Finance Director, explained the federal rules require Josephine County to obligate all Title III money by September 2017. The five-year final obligation plan for the remaining Title III fund for the Emergency Services Program will go to the Firewise Communities in the amount of \$536,000 and to the Community Wildfire Protection Plan totaling \$86,000. Mr. O'Hare would like the Board to approve the allocation of these funds. Commissioner Hare advised it is the will of the Board to continue the Title III appropriations and obligate those funds to those two programs.

2. Cannabis Advisory Panel By-Laws

Commissioner Hare wanted to change the Cannabis Advisory title and suggested the Cannabis Advisory Task Force (CAT) and Commissioner Morgan liked Cannabis Advisory Board (CAB). The Board agreed to leave it Cannabis Advisory Panel (CAP). Pat Ellison, Legal Administrator, advised she will change the name to Panel in a revised order and adopt the by-laws at the next WBS meeting. *Staff was directed to place the item on the Consent Calendar on next week's Weekly Business Session Agenda.*

3. Letter from Attorney Ransom; response to County's 9/7/17 letter regarding Paradise Ranch Resort; Rogue River Mortgage surety; Washington Federal

Wally Hicks gave the Board an update on a Public Records Request letter response.

4. Assistant County Counsel I and II job descriptions

Wally Hicks, County Legal Counsel, said he would like to change the position of Law Clerk to Assistant County Counsel I with 20 hours a week dedicated to Land Use issues and the other 20 hours a week keeping the Law Library open. Legal Counsel II job description change refers to Leah Harper, Assistant Legal Counsel, who will supervise the Assistant County Counsel I. *Staff was directed to place the item on the next County Administration Workshop.*

5. Library District Liaison

Commissioner Hare agreed to be the Liaison to the Library District.

6. Matters from Commissioners - ORS 192.640(1)

Commissioner Hare mentioned Kate Dwyer, from the Illinois Valley, would like to start an ad hoc committee to make recommendations to the Board of Commissioners on how to divide up the \$340,000 from the sale of the Illinois Valley County Building and how to reinvest those dollars back into the community.

Chair Simon G. Hare called for Executive Session at 2:39 p.m. Minutes filed separately.

Additional Attendees: Cherryl Walker, Interim Public Health Director; JJ Scofield, Human Resources Director

7. EXECUTIVE SESSION

- a. Confidential Memorandum dtd. 9/5/17 re: Opioid Lawsuit - 192.660(2)(f) & (h)**
- b. Confidential Memo to BCC dtd. 9/19/17 re: Construction Excise Tax - ORS 192.660(2)(f) & ORS 40.225**

- c. Mercy Flights Termination of Contract with AMR - ORS 192.660(2)(h)**

- d. John Doe, et al vs. Josephine County, US District Court Case No. 15-35506**

Executive Session Adjourned at 3:12 p.m.

The Board reported the following:

Agenda Item #7a: Legal Counsel will create an internal task force with Commissioner Morgan as liaison and work with the members designated.

Agenda Item #7b: There was not consensus of the full Board but the majority of the Board decided to move this forward to a Weekly Business Session.

Agenda Item #7c: The Board's recommendation is to file a lawsuit.

Agenda Item #7d: A resolution has been presented and the item has been settled.

Meeting adjourned at 3:14 p.m.