

Legal Counsel Update: May 30, 2017

1:00 p.m. – Board Conference Room

Attending: Commissioners Simon G. Hare, Lily N. Morgan, and Daniel E. DeYoung; Wally Hicks and Leah Harper, Legal Counsel; Terri Wharton, Recorder

Chair Simon G. Hare called the meeting to order at 1:00 p.m.

1. Order No. 2017-026; In the Matter of a Claim by Owner of Livestock Regarding a Dog or Dogs Chasing, Wounding, Injuring or Killing Livestock, Pursuant to ORS 609.170; Order Affirming the Decision of the Hearings Officer; Payment of Damages Pursuant to ORS 609.180

Wally Hicks, County Legal Counsel, reported this hearing was held on April 20, 2017 where the alpaca owners requested reimbursement of \$1,907.50 from the County's Dog License Fund. The Hearings Officer weighed the evidence that the alpaca is expected to make a full recovery and awarded \$62.50. *Staff was directed to place the item on the Consent Calendar on next week's Weekly Business Session Agenda.*

2. Limited Power of Attorney for Land-Use and Development Permit relating to County-Owned Real Property at 370 Bowhill Road; (Map/Tax Lot 14T35SR6 TL601): Placement of backup generator at cell tower site (One original Limited Power of Attorney filed with the Court Clerk and one original returned to Legal Counsel)

Wally Hicks reported this is to place a new generator at the cell tower site.

Commissioner Morgan made a motion to approve Limited Power of Attorney for Land-Use and Development Permit relating to County-Owned Real Property at 370 Bowhill Road; (Map/Tax Lot 14T35SR6 TL601): Placement of backup generator at cell tower site, seconded by Commissioner DeYoung. Upon roll call vote, motion passed 3-0; Commissioner DeYoung – yes, Commissioner Morgan – yes, and Commissioner Hare – yes.

3. Matters from Commissioners - ORS 192.640(1)

Wally Hicks reported the Codification Project was hand delivered to Portland for finalization.

Commissioner DeYoung discussed the growing of cannabis on EFU zoned properties.

Chair Simon G. Hare called for Executive Session at 1:14 p.m. Minutes filed separately.

4. EXECUTIVE SESSION

a. Confidential Memo re: Brimstone Mining Board jurisdiction to hear appeal- ORS 192.660(2)(f)

b. Confidential Memo re: Outline of Dog Control Statutes- ORS 192-660(2)(f)

c. CDBG IGA with RVCOG- ORS 192.660(e)

d. Update on Collective Bargaining- ORS 192.660(2)(d) (Scofield)

Executive Session Adjourned at 2:13 p.m.

The Board reported the following:

Agenda Item #4a: No specific direction given.

Agenda Item #4b: Will discuss the Dog Control in the future.

Agenda Item #4c: Will discuss the IGA in the future.

Agenda Item #4d: No specific direction given.

Meeting adjourned at 2:13 p.m.