

Legal Counsel Update: February 19, 2019

2:00 p.m. – Board Conference Room

Attending: Commissioners Lily N. Morgan, Darin J. Fowler and Daniel E. DeYoung; Wally Hicks, Leah Harper, Augustus Ogu and Pat Ellison, Legal Counsel; Wendy Watkins, Recorder

Chair Lily N. Morgan called the meeting to order at 2:00 p.m.

1. **Boating Facility Grant Intergovernmental Agreement No. 1626 for property adjacent to the Lathrop Boat Landing**
Sara Garceau, Parks Director, mentioned this IGA is with the Oregon State Marine Board (OSMB) and the purpose of this agreement is for both parties, OSMB and Josephine County, to purchase 6.94 acres located at 3951 Lower River Road. *Staff was directed to place the item under Administrative Actions on next week's Weekly Business Session Agenda.*
2. **Draft Resolution No. 2019-007; In the Matter of Referring to Josephine County Voters at the May 21, 2019 Election an Advisory Question on a Rural Fire Protection District**
Staff was directed to place the item under Administrative Actions on next week's Weekly Business Session Agenda.
3. **Draft Resolution No. 2019-008; In the Matter of Referring to Josephine County Voters at the May 21, 2019 Election an Advisory Question on a County Lodging Tax**
Staff was directed to place the item under Administrative Actions on next week's Weekly Business Session Agenda.
4. **Draft letter to Congress re: Wild and Scenic expansion**
Mr. Hicks explained this letter is regarding the expansion of Rogue River Wild and Scenic Designations. He said wildfire is the most pressing threat to this community and expanding the Wild & Scenic area would directly endanger people and property in Southern Oregon. Commissioner Morgan said she likes the letter and does not feel Senator Herman Baertschiger's letter should be included. Commissioner DeYoung noted that if his letter was not attached, we would have to rewrite the letter. The Board agreed to include Senator Baertschiger's letter.
5. **Additional Subjects/Matters from Commissioners – ORS 192.640(1)**
Commissioner Morgan mentioned the Justice Reinvestment Commission did a good job with the summit last week and Governor Brown recognized Josephine County.

Chair Lily N. Morgan called for Executive Session at 2:51 p.m. Minutes filed separately.

Additional Attendees: Beecher Ellison, Paralegal; Shawn Martinez, Juvenile Justice Prevention Treatment Services Manager, Tamra Marin, Fairgrounds Director; Shaun Hall, The Daily Courier

6. **EXECUTIVE SESSION**
 - a. **State of Oregon PUC v. Josephine County and PacifiCorp; Case No. 18CV54501 - ORS 192.660(2)(h)**
 - b. **Josephine County and Jackson County v. PERS; Marion Co. Case 17CV01027- ORS 192.660(2)(h)**
 - c. **Confidential Memo re: Contract for Services with OnTrack - ORS 192.660(2)(f)(h)**
 - d. **Request for Qualifications for the Master Plan at the Fairgrounds- ORS 192.660(f)**

Executive Session Adjourned at 3:46 p.m.

The Board reported the following:

Agenda Item #6(a): Discussion only.

Agenda Item #6(b): *Commissioner DeYoung made a motion to authorize Legal Counsel to enter into a contract with Stole Reeves to continue to appeal, seconded by Commissioner Fowler. Upon roll call vote, motion passed 3-0; Commissioner DeYoung – yes, Commissioner Fowler – yes and Commissioner Morgan – yes.*

Agenda Item #6(c): Staff was directed to place the item under Administrative Actions on next week's Weekly Business Session Agenda.

Agenda Item #6(d): Discussion only.

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7. Additional Subjects/Matters from Commissioners – ORS 192.640(1)

Commissioner Morgan discussed an email she received from Dispute Resolution Services which is \$15,000 a year for dispute resolutions in the county and would like to know if the Board would like to opt in and if so, a resolution needs to be adopted by March 21, 2019.

Commissioner DeYoung would like to move forward with the Panhandling ordinance.

Meeting adjourned at 3:54 p.m.