

**Legal Counsel Update: May 2, 2017**

**2:00 p.m. – Board Conference Room**

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

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

**1. Matters from Commissioners - ORS 192.640(1)**

Commissioner Hare suggested the County turn over the property on Rogue River Highway to the Library along with the other Trusts since the property was given to the County as an asset for the Library. The Board agreed. Legal Counsel will prepare the paperwork.

Commissioner Hare advised he forwarded to Legal Counsel a draft IGA with RVCOG regarding the CDBG and asked that it be finalized as quickly as possible.

Commissioner DeYoung said he talked with a neighbor of the Rock and Soil Company in Cave Junction and the neighbor stated that the backup alarms on the trucks cannot be more than two disciples over certain noise levels. Commissioner DeYoung advised he will call OSHA and DEQ to get clarification. Commissioner Hare said he talked with Denise Monitjo, Code Enforcement Administrator, and send her the Findings of Fact on this case.

Chair Simon G. Hare called for Executive Session at 2:06 p.m. Minutes filed separately.

**2. EXECUTIVE SESSION:**

- a. Disposition of County Real Properties - ORS 192.660(2)(e)**
- b. Confidential Memo re: County Bank - ORS 192.660(2)(f)**
- c. Nuisance Abatement: 200 Stanford Way - ORS 192.660(2)(h)**
- d. Water Quality Enforcement - ORS 192.660(2)(h)**

Executive Session Adjourned at 2:58 p.m.

The Board reported the following:

Agenda Item #2(a) through (d): No specific direction given.

Wally Hicks, County Legal Counsel, advised he attended a hearing last week regarding the PERS lawsuit and the State's motion was denied so the case is still active and the trial should be sometime this fall.

Meeting adjourned at 2:59 p.m.