

**Legal Counsel Update: August 6, 2019**

**2:00 p.m. – Board Conference Room**

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

Chair Lily N. Morgan called for Executive Session at 2:01 p.m. Minutes filed separately.

*Additional Attendees: Tamra Martin, Fairgrounds Director; Fair Board members Linda Bradley, Lonnie Johnson, Mark Koberstein and Dan Shepherd; Helene Lulich, Real Property Manager; Arthur O'Hare, Finance Director; Mike Weber, Public Health Director; Shaun Hall, The Daily Courier; Chris Criglow via phone, Attorney for Stole Reeves*

**Joint Meeting of the Josephine County Board of Commissioners and Josephine County Fair Board**

**1. Executive Session - Draft Fairgrounds Track Lease Agreement with GP Horse Racing, LLC - ORS 192.660(2)(e)**

**Executive Session Adjourned at 3:21 p.m.**

The Board reported the following:

Agenda Item #1: Discussion only.

**Reconvene as the Josephine County Board of Commissioners**

Chair Lily N. Morgan called the meeting to order at 3:21 p.m.

**2. Draft Order No. 2019-\_\_\_\_; In the Matter of the Josephine County Dog Control District; Transfer of Board of Supervisors' Authority to Newly Established Board (Amends Order dated December 12, 1967)**

Leah Harper, Assistant County Legal Counsel, discussed back in 1967 the Board of Commissioners ordered Josephine County be declared a Dog Control District and the Commissioners elected to act as the Board of Supervisors of the Dog Control District. The Board of Commissioners has the authority to appoint a Board of Supervisors. The Board of Supervisors of the dog control district may issue licenses and enforce all county and state laws relating to the control of dogs within the county. This draft order allows the Board to appoint a Board of Supervisors. The Board of Supervisors shall have the authority to issue licenses, recommend fees in accordance with the Josephine County Uniform Fee Policy and enforce all county and state laws relating to the control of dogs within Josephine County. Commissioner Morgan said the Board of Supervisors should not have authority to issue fees. Ms. Harper will revise the order and bring it back to next week's meeting.

**3. Draft Order No. 2019-047; In the Matter of Referring to Josephine County Voters at the November 5, 2019, Election a Measure on Formation of a Rural Fire Protection District Organized under ORS Chapter 478; Establishing the District Name: Grants Pass Fire Rescue District; Providing for an Election to Form the District and Authorizing a Permanent Rate Limit for Operating Taxes for the District**

The Board discussed the ballot summary wording. The Board agreed to change all "City of Grants Pass" references to the "City" and changed the last two bullet points to read: Require the City to transfer to the district City's ownership of fire apparatus, equipment and personnel; Require City to grant to the district the ownership or no-cost lease of public safety facilities. This order is scheduled to be approved at tomorrow's Weekly Business Session with the above referenced changes.

**4. Draft Contract with American Medical Response (AMR) for ambulance service; recommended changes to contract**

Mr. Hicks reviewed the relined version with the Board. Mr. Hicks mentioned he will review the changes with AMR and once they approve the changes, the contract will be formally approved by the Board at a Weekly Business Session.

**5. Draft Administrative Policy F-5; Public Records Requests**

Mr. Hicks mentioned he reviewed this new policy with the County's Department Heads and they were in agreement. Mr. Hicks said this policy will create consistency for records requests, which the Board is the custodian, and all appealable requests will be the Circuit Court. Mr. Hicks explained the tight deadlines that need to be kept or there could be a \$200 fine incurred. When a request comes in, it must be acknowledged within five days. Ten days after the first five days is when you need to turn over the records request to the requestor. The Board agreed to review the policy again and discuss it at next Tuesday's Legal Counsel.

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

None heard.

Meeting adjourned at 4:46 p.m.