

**REGULAR BUSINESS MEETING OF THE
KLAMATH COUNTY BOARD OF COMMISSIONERS
KLAMATH COUNTY LIBRARY SERVICE DISTRICT
TUESDAY, AUGUST 16, 2016 – 9:00 A.M.
COMMISSIONERS' HEARING ROOM**

A. OPEN MEETING/THOSE PRESENT/FLAG SALUTE	1.	COMMISSIONER MORRIS, COMMISSIONER BELLET, COMMISSIONER MALLAMS, DALE GEIGLE, RON MATCHETT / MULTIMEDIA, SANDY COX, / STAFF, PAUL HANSEN / KFLS, LYLE AHRENS / KOTI, JOE SPINDOLINI / KLAMATH ONLINE, GERRY O'BRIEN / HERALD AND NEWS, JASON LINK / FINANCE, CHRISTY DAVIS / LIBRARY, RAFAEL HERNANDEZ / TAX COLLECTOR, STAN STRICKLAND / PUBLIC WORKS, JESSICA DALE / PUBLIC HEALTH, KIKI PARKER-ROSE / COMMUNITY CORRECTIONS		
B. AGENDA ADDITIONS OR DELETIONS	1.	L.1 DELETED	B.1	DELETED
C. WEEKLY PROCEEDINGS	1.	IN THE MATTER OF APPROVING THE MINUTES FROM THE AUGUST 9, 2016 BUSINESS MEETING. – COMMISSIONER MORRIS, BOCC	C.1	APPROVED
D. PRIOR ITEMS APPROVED	1.		D.1	NONE
E. PROCLAMATIONS/ PRESENTATIONS	1.		E.1	NONE
F. PUBLIC HEARINGS	1.		F.1	NONE
G. BUDGET RESOLUTIONS	1.	IN THE MATTER OF ADOPTING A SUPPLEMENTAL BUDGET WITHIN THE GENERAL FUND NON-DEPARTMENTAL AND DISTRICT ATTORNEY DEPARTMENTS – JASON LINK, FINANCE, BR 2017-006 LINK ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER MALLAMS SECONDS, UNANIMOUS VOTE	G.1	APPROVED
	2.	IN THE MATTER OF ADOPTING A SUPPLEMENTAL BUDGET WITHIN THE ECONOMICAL DEVELOPMENT FUND NON-DEPARTMENTAL AND DISTRICT ATTORNEY DEPARTMENTS – JASON LINK, FINANCE, BR 2017-007 LINK ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER BELLET SECONDS, UNANIMOUS VOTE	G.2	APPROVED
H. BIDS/AWARDS/ PROPOSALS	1.		H.1	NONE
I. ORDINANCES	1.		I.1	NONE

J. RESOLUTIONS	1.		J.1	NONE
K. ORDERS	1.	<p>IN THE MATTER OF KLAMATH COUNTY TRANSIENT ROOM TAX SECOND QUARTER DISTRIBUTION ENDING JUNE 30, 2016. – RAFAEL HERNANDEZ, TAX COLLECTOR, OR 2017-012 HERNANDEZ ADDRESSES BOARD, COMMISSIONER MALLAMS MOTIONS, COMMISSIONER BELLET SECONDS, COMMISSIONER ASKS HERNANDEZ TO READ HOW THE MONEY IS DISTRIBUTED, HERNANDEZ EXPLAINS DISTRIBUTION. COMMISSIONER MALLAMS COMMENTS THE FAIRGROUNDS RECEIVES A LARGE CHUNK, ASKS ABOUT THE PERCENTAGE THEY RECEIVE. HERNANDEZ EXPLAINS. UNANIMOUS VOTE</p>	K.1	APPROVED
	2.	<p>IN THE MATTER OF THE EXPENDITURE OF COUNTY ROAD FUNDS FOR ROAD MAINTENANCE ON RIVER'S DRIVE, IN RIVER'S BEND SUBDIVISION, KLAMATH COUNTY, OREGON. - STAN STRICKLAND, PUBLIC WORKS, OR 2017-013 STRICKLAND ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER BELLET SECONDS, COMMISSIONER MORRIS ASKS STRICKLAND TO SHARE THE DETAILS OF THIS PROGRAM. STRICKLAND EXPLAINS. COMMISSIONER BELLET QUESTIONS COST AND HOW MUCH THE COUNTY IS CONTRIBUTING. STRICKLAND EXPLAINS. UNANIMOUS VOTE</p>	K.2	APPROVED
	3.	<p>IN THE MATTER OF RELEASING A STREET PLUG ON THE EASTERLY END OF LEGGET DRIVE, BELLA VISTA, KLAMATH COUNTY, OREGON. - STAN STRICKLAND, PUBLIC WORKS, OR 2017-014 STRICKLAND ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER BELLET SECONDS, UNANIMOUS VOTE</p>	K.3	APPROVED
	4.	<p>IN THE MATTER OF REFERRING TO THE VOTERS AN ADVISORY OPINION REGARDING THE ISSUE OF DAM REMOVAL. BOCC, OR 2017-015 COMMISSIONER MORRIS READS ITEM AND EXPLAINS PROCESS FOR PUBLIC COMMENT;</p> <p>JANICE WARREN: OPPOSES REMOVAL OF THE DAMS AND SUPPORTS ADVISORY BALLOT.</p> <p>DAVID ANDERSON: SUPPORTS ADVISORY BALLOT.</p> <p>PAT LUND: OPPOSES REMOVAL OF THE DAMS AND SUPPORTS ADVISORY BALLOT.</p> <p>BOB MOORE: OPPOSES REMOVAL OF THE DAMS AND SUPPORTS ADVISORY BALLOT.</p> <p>CAROL WARREN: OPPOSES REMOVAL OF THE DAMS AND SUPPORTS ADVISORY BALLOT.</p> <p>MARVIN CANTRELL: OPPOSES REMOVAL OF THE DAMS AND SUPPORTS ADVISORY BALLOT.</p> <p>COMMISSIONER MALLAMS MOTIONS, COMMISSIONER BELLET SECONDS, COMMISSIONER MALLAMS READS THE ORDER AND DRAFT BALLOT LANGUAGE, COMMISSIONER BELLET MOVES TO TABLE THE MATTER, COMMISSIONER MORRIS SECONDS. COMMISSIONER BELLET EXPLAINS THAT HE HAS NOT HAD A CHANCE TO LOOK AT THE WORDING. COMMISSIONER MALLAMS THINKS LANGUAGE IS</p>	K.4	APPROVED

STRAIGHT FORWARD, HE EXPLAINS THIS MATTER HAS BEEN DISCUSSED EXTENSIVELY, AND THIS IS JUST AN ADVISORY BALLOT, THIS IS THE ONLY WAY TO KNOW WHAT THE VOTERS THINK. COMMISSIONER BELLET PREVIOUS VOTED TO PUT THIS MATTER ON THE BALLOT, BUT WANTS TO TALK TO COUNSEL ABOUT THE SPECIFIC WORDING. COMMISSIONER MALLAMS MAKES AMENDMENT TO MOTION TO ADJOURN MEETING FOR ½ HOUR, DISCUSS LANGUAGE WITH COUNSEL THEN RECONVENE THIS MEETING WITH DECISION. UNANIMOUS VOTE.

COMMISSIONER MORRIS RECESS MEETING AT 10:05 TO RECONVENE AT 10:35

COMMISSIONER MORRIS RECONVENES MEETING AT 10:35

COMMISSIONER BELLET HAS ISSUE WITH LANGUAGE THAT READS “NO VOTE WOULD MEAN KLAMATH COUNTY WOULD “NOT OPPOSE” DAM REMOVAL, WOULD LIKE IT TO READ A “NO VOTE WOULD MEAN KLAMATH COUNTY WILL “SUPPORT” DAM REMOVAL. HIS PERSONAL OPINION IS TO OPPOSE DAM REMOVAL, BUT AT THIS POINT THE MATTER IS IN FERC’S HANDS AND THE ONLY REAL AFFECT TO KLAMATH COUNTY IS TAX REVENUE, NOT TO SAY THEIR WONT BE AFFECTS TO OTHER INDIVIDUALS WITHIN THE COUNTY. EXPLAINS FURTHER THIS IS JUST AN ADVISORY VOTE, AND IS VERY WORHY OF A PUBLIC VOTE.

COMMISSIONER MALLAMS COMMENTS THAT THE BALLOT LANGUAGE NEEDS TO BE NEUTRAL DOES NOT SEE A NEED TO CHANGE THE LANGUAGE, BUT NO ISSUE WITH CHANGING THE LANGUAGE FROM “NOT OPPOSE DAM REMOVAL” TO “SUPPORT DAM REMOVAL”. STILL FIRMLY BELIEVES THE DAMS NEED TO REMAIN IN PLACE. BELIEVES THAT KLAMATH AND SISKIYOU COUNTIES HAVE A SAY IN WHAT WILL HAPPEN REGARDING THIS ISSUE. FURTHER DISCUSSES COST AND SEDIMENT ISSUES REGARDING REMOVING THE DAMS. UNDERSTANDS THAT PACIFIC CORP STANDS TO MAKE A TON OF MONEY BY REMOVING THE DAMS. REITERATES THIS IS AN ADVISORY BALLOT, BUT DOES NOT WANT TO MUDDY THE WATERS WITH LANGUAGE FOR THE VOTERS.

COMMISSIONER MORRIS INDICATES THIS IS A COMPLEX ISSUE AND DOES NOT BELIEVE THAT SIMPLE LANGUAGE REGARDING THIS ISSUE IS A SERVICE TO THE PEOPLE AS THERE ARE MANY CONSEQUENCES INVOLVED WITH REMOVAL OF THE DAMS. THINKS THAT HAVING THIS ADVISORY VOTE IS LEADING THE PEOPLE TO BELIEVE THEIR VOTE WILL HAVE AN IMPACT ON THE OUTCOME WHEN IN FACT IT WONT. APPEARS THIS ADVISORY VOTE IS TO FURTHER A PERSONAL AGENDA BECAUSE 7 WEEKS AFTER THE VOTE TAKES PLACE THIS BOARD WILL NO LONGER BE IN PLACE. COMMISSIONER MORRIS READS STATEMENT FROM COMMISSIONER ELECT DONNIE BOYD AND HIS POSITION AGAINST ADVISORY VOTE. COMMISSIONER MORRIS THANKS PEOPLE FOR THEIR INPUT, BUT THEIR EFFORTS NEED TO BE DIRECTED TOWARDS FERC AND PACIFIC CORP, WHICH ARE THE INDIVIDUALS THAT WILL MAKE THE DECISION.

COMMISSIONER MALLAMS DOES NOT BELIEVE THAT THE PEOPLES LETTERS WILL MAKE A DIFFERENCE IF SENT TO PACIFIC CORP AND FERC. BELIEVES THE VOICE OF THE PEOPLE NEEDS TO BE EXPRESSED THROUGH LOCAL AND STATE GOVERNMENT. THINKS THAT HEALING CAN NOT BEGIN UNTIL THERE IS ACTUALLY A RESOLUTION WITH THIS ISSUE. HE DOES NOT HAVE A HIDDEN AGENDA, IS DOING WHAT HE BELIEVES THE CITIZENS WANT.

COMMISSIONER MORRIS REITERATES THAT THIS MATTER HAS ALREADY BEEN ON THE BALLOT YEARS AGO, WE KNOW THE ANSWER AND THE BOARD HAS BEEN STANDING BEHIND THE COMMUNITY ALL ALONG. THINKS IF YOU ARE GOING TO GET THE PUBLIC TO VOTE, ALL THE INFORMATION SHOULD BE SPELLED OUT, THERE SHOULD BE SCIENTIFIC BASED FACTS AND THE AFFECTS AND BENEFITS ASSOCIATED WITH DAM REMOVAL.

COMMISSIONER BELLET FURTHER COMMENTS THAT THE COMMISSIONERS MAY HAVE AN OPPORTUNITY TO TESTIFY IN FRONT OF FERC AND BELIEVES THE ADVISORY VOTE WILL HELP DIRECT THE FUTURE BOARD.

COMMISSIONER MALLAMS IS VERY OFFENDED BY COMMISSIONER MORRIS' COMMENTS, AGREES THIS IS NOT A SIMPLE MATTER, BUT JUST REALLY WANTS TO KNOW IF THE CITIZENS WANT THE DAMS REMOVED OR NOT DESPITE THE AFFECTS.

COMMISSIONER BELLET MAKES MOTION TO CHANGE THE LANGUAGE IN BALLOT FROM "NOT OPPOSE" DAM REMOVAL TO "SUPPORT" DAM REMOVAL. COMMISSIONER MALLAMS SECONDS. COMMISSIONER'S BELLET AND MALLAMS VOTE TO APPROVE THE BALLOT WITH CHANGED LANGUAGE, COMMISSIONER MORRIS VOTES AGAINST.

COMMISSIONER MORRIS CALLS FOR VOTE ON ORIGINAL MOTION TO INCLUDE NON APPROVED LANGUAGE, ALL THREE VOTE AGAINST.

L. AGREEMENTS

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| 1. | IN THE MATTER OF INTERGOVERNMENTAL AGREEMENT WITH STATE OREGON DEPARTMENT OF ADMINISTRATIVE SERVICES PUBLISHING AND DISTRIBUTION. — RAFAEL HERNANDEZ, TAX COLLECTOR | L.1 | DELETED |
| 2. | IN THE MATTER OF INTERGOVERNMENTAL AGREEMENT #31618 BETWEEN KLAMATH COUNTY AND THE STATE OF OREGON ACTING BY AND THROUGH IT DEPARTMENT OF TRANSPORTATION. - STAN STRICKLAND, PUBLIC
STRICKLAND ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER MALLAMS SECONDS, UNANIMOUS VOTE | L.2 | APPROVED |
| 3. | IN THE MATTER OF COMPLETING H-GAC BUY INTERLOCAL CONTRACT FOR COOPERATIVE PURCHASING TO ATTAIN MEMBERSHIP IN THE ORGANIZATION. - STAN STRICKLAND, PUBLIC WORKS
STRICKLAND ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER BELLET SECONDS, COMMISSIONER MORRIS QUESTIONS IF THE CONTRACT SPECIALIST HAS REVIEWED THE DOCUMENT AS SHE HAS NOT SIGNED OFF, STRICKLAND INDICATES YES SHE HAS REVIEWED AND APPROVED THE AGREEMENT. UNANIMOUS VOTE | L.3 | APPROVED |
| 4. | IN THE MATTER OF APPROVAL AND SIGNATURE OF A MEMORANDUM OF UNDERSTANDING BETWEEN KLAMATH COUNTY COMMUNITY CORRECTIONS, CITY OF KLAMATH FALLS AND KLAMATH FALLS MUNICIPAL COURT FOR COMMUNITY SERVICE ASSISTANCE. - KIKI PARKER-ROSE, COMMUNITY CORRECTIONS
PARKER-ROSE ADDRESSES BOARD, COMMISSIONER BELLET MOTIONS, COMMISSIONER MALLAMS SECONDS, UNANIMOUS VOTE | L.4 | APPROVED |

	5.	IN THE MATTER OF APPROVING THE SALES AGREEMENT BETWEEN PATAGONIA HEALTH AND KLAMATH COUNTY, ACTIN BY AND THROUGH KLAMATH COUNTY PUBLIC HEALTH. - COURTNEY VANBRAGT, PUBLIC HEALTH JESSICA DALE ADDRESSES BOARD, COMMISSIONER MORRIS MOTIONS, COMMISSIONER MALLAMS SECONDS, UNANIMOUS VOTE	L.5	APPROVED
	6.	IN THE MATTER OF SIGNING A FRANCHISE AGREEMENT WITH FALCON CABLE SYSTEMS COMPANY II, L.P., DBA CHARTER COMMUNICATIONS. – BOCC COMMISSIONER MORRIS READS INFORMATIONAND MOTIONS, COMMISSIONER BELLET SECONDS, UNANIMOUS VOTE	L.6	APPROVED
M.	LICENSES	1.	M.1	NONE
N.	OTHER COUNTY BUSINESS	1.	N.1	NONE
O.	LIBRARY SERVICE DISTRICT ISSUES	1.	O.1	APPROVED
		2.	O.2	APPROVED
P.	DRAINAGE SERVICE DISTRICT ISSUES	1.	P.1	NONE
Q.	EXTENSION SERVICE DISTRICT ISSUES	1.	Q.1	NONE
R.	PUBLIC COMMENT/ PETITIONS	1.	R.1	NONE
S.	COMMISSIONER	1.	S.1	NONE

REPORTS

T. ADJOURNMENT

1. ADJOURNED FROM REGULAR SESSION AT 11:12 A.M.

KLAMATH COUNTY COMMISSIONERS E-MAIL ADDRESS "BOCC@KLAMATHCOUNTY.ORG". KLAMATH COUNTY WEB SITE WWW.KLAMATHCOUNTY.ORG INVITATIONS TO BID AND REQUESTS FOR PROPOSALS FOR ALL COUNTY PROJECTS AND SERVICES CURRENTLY OPEN, ARE NOW AVAILABLE ONLINE AT WWW.KLAMATHCOUNTY.ORG CLICK ON DEPARTMENTS, ADMINISTRATIVE SERVICES AND CONTRACTS. NOTE: ALL ITEMS COVERED UNDER ORS 294.250 ARE POSTED AT THE COMMISSIONERS' OFFICE AND ON THE KLAMATH COUNTY WEBSITE WWW.KLAMATHCOUNTY.ORG; COPIES OF PROCEEDINGS ARE AVAILABLE FROM THE COMMISSIONERS' OFFICE. THE MEETING FACILITY IS HANDICAPPED ACCESSIBLE. PERSONS NEEDING MATERIALS IN ALTERNATE FORMAT OR COMMUNICATION ACCESS, SUCH AS A SIGN INTERPRETER, MAY TELEPHONE THIS OFFICE AT (541) 883-5100 (VOICE/TDD) OR THE ADA COORDINATOR AT (541) 883-4296 (VOICE/TDD) AT LEAST 48 HOURS IN ADVANCE OF THE SCHEDULED MEETING.