

**REGULAR BUSINESS MEETING OF THE
KLAMATH COUNTY BOARD OF COMMISSIONERS
KLAMATH COUNTY LIBRARY SERVICE DISTRICT
TUESDAY, JANUARY 5, 2016 – 9:00 A.M.
COMMISSIONERS' HEARING ROOM**

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|--|----|---|-----|----------|
| A. OPEN MEETING/THOSE PRESENT/FLAG SALUTE | 1. | COMMISSIONER MALLAMS, COMMISSIONER MORRIS, COMMISSIONER BELLET, DALE GEIGLE, RON MATCHETT / I.T., HALEY HUFFMAN / ADMIN STAFF, RAFAEL HERNANDEZ / TAX COLLECTOR & PROPERTY SALES, MARK GALLAGHER / CDD-PLANNING, DANEEN DIAL / HUMAN RESOURCES & RISK MANAGEMENT, JASON LINK / BUDGET OFFICE, STEPHEN FLOYD / HERALD & NEWS, PAUL HANSEN / KFLS | | |
| B. AGENDA ADDITIONS OR DELETIONS | 1. | | B.1 | NONE |
| C. WEEKLY PROCEEDINGS | 1. | IN THE MATTER OF APPROVING THE WEEKLY PROCEEDINGS FOR THE PERIOD OF DECEMBER 22, 2015 – JANUARY 4, 2016. - COMMISSIONER MALLAMS, BOCC. | C.1 | APPROVED |
| | | NOTE FOR THE RECORD: | | |
| D. PRIOR ITEMS APPROVED | 1. | IN THE MATTER OF APPOINTING WENDY CRAWFORD TO THE KLAMATH RIVER ACRES SPEICAL ROAD DISTRICT. - BOCC | D.1 | APPROVED |
| E. PROCLAMATIONS/ PRESENTATIONS | 1. | | E.1 | NONE |
| F. PUBLIC HEARINGS | 1. | TIME CERTAIN 9:15 A.M. IN THE MATTER OF HOLDING A HEARING FOR OBJECTIONS, IF ANY REGARDING THE TRANSFER OF TWO TAX FORECLOSED PROPERTIES TO GOLDFINCH SPECIAL ROAD DISTRICT, OREGON OUTBACK RURAL FIRE DISTRICT AND SUNFOREST ESTATES SPECIAL ROAD DISTRICT – BOCC COMMISSIONER MORRIS OPENS THE HEARING 9:15AM. COMMISISONER MALLAMS ASKS FOR PUBLIC TESTIMONY FOR OR AGAINST. | F.1 | HELD |
| | | FOR: TOM JENKS – GOLDFINCH SPECIAL ROAD DISTRICT PRESIDENT, THEY WOULD LIKE TO ACQUIRE THE PROPERTY SO THEY CAN BUILD A SHOP AND KEEP THEIR EQUIPMENT THERE PERMANENTLY. THIS WILL ALSO PROVIDE A PERMANENT MEETING PLACE FOR THE ROAD DISTRICT. LARRY BURY – OREGON OUTBACK FD BOARD MEMBER, CHAIRMAN FOR GOLDFINCH SPECIAL ROAD DISTRICT. WE WISH TO PUT A WATER TENDER ON THE PROPERTY AND STAGE EQUIPMENT THERE SO THEY DON'T HAVE TO KEEP IT ON PRIVATE PROPERTY. NORM STALBERG – GOLDFINCH ROAD DISTRICT, PAST PRESIDENT, HAVING THE PROPERTY WOULD ALLEVIATE HAVING TO MOVE THE EQUIPMENT WHEN THEY BOARD MEMBERS CHANGE. STEVE MAY – SUN FOREST SPECIAL ROAD DISTRICT BOARD MEMBER. THE PROPERTY WOULD IMMEDIATELY BENEFIT THE COMMUNITY. WE'VE BEEN IN TALKS TO HAVE THE FOREST SERVICE AND | | |

BLM STAGE FIRE SUPPRESSION EQUIPMENT ON THE PROPERTY.

COMMISSONER MALLAMS CLOSES THE TESTIMONY PORTION OF THE HEARING 9:21AM

COMMISSIONER BELLET COMMENTS THAT IT IS BENEFICIAL TO THE ROAD DISTRICTS TO TRANSFER THE PROPERTY TO THEM. HE AGREES THAT IT IS ADVANTAGEOUS TO HAVE A PROPERTY TO STORE THEIR EQUIPMENT ON.

COMMISSIONER MALLAMS AGREED. HE FEELS IT IS GOOD USAGE OF THE FORECLOSED PROPERTY. IT IS A PROPERTY THAT IS NOT VERY HIGH IN VALUE, ESTIMATED \$1500-\$1600. USING THE PROPERTY AS A STAGING AREA IS A PRUDENT AND WISE DECISION.

AGAINST: NONE

COMMISSIONER MALLAMS CLOSES THE HEARING 9:24AM.

TIME CERTAIN 9:30 A.M.

2.

IN THE MATTER OF HOLDING A HEARING FOR OBJECTIONS TO ADOPTING A USAGE FEE FOR THE KLAMATH COUNTY COMMUNITY ROOM. \$10.00 FOR 4 HOURS OR LESS AND \$20.00 FOR 5 HOURS OR MORE – BOCC

F.2 HELD

COMMISSIONER MALLAMS OPENS THE HEARING 9:30AM AND ASKS FOR THOSE WISHING TO MAKE COMMENTS FOR OR AGAINST TO COME FORWARD.

AGAINST:

ROBERT MOORE – HE IS OPPOSED TO ANY FEES FOR THE COMMUNITY ROOM. REFERENCED THAT AT THE TIME THE COMMUNITY ROOM MOVED TO ITS CURRENT LOCATION, THE COMMISSIONERS RECOGNIZED THERE WAS A NEED FOR THE FREE MEETING ROOM AND PROMISED TO KEEP THE ROOM AS FREE. HE FEELS IT IS UNFAIR FOR THE CURRENT COMMISSIONERS TO PENALIZE THE NON-PROFIT GROUPS FOR USING THEIR ROOM. HE ALSO SUGGESTED THE COMMISSIONERS ADD THE VETERAN'S AFFAIRS OFFICE SPACE TO PROVIDE A LARGER MEETING ROOM FOR THE COMMUNITY ROOM.

FOR: NONE

COMMISSIONER MALLAMS CLOSES THE PUBLIC TESTIMONEY PORTION AT 9:34AM.

COMMISSIONER MORRIS SAYS THAT THE PROPOSED FEE IS TO COVER STAFF TIME, MAINTENANCE AND JANITORIAL COSTS.

COMMISSIONER MALLAMS READS THE PROPOSED RESOLUTION (ITEM I.1). MAKES COMMENTS REGARDING THE ROOM BEING AT NO-COST AND BEING IN COMPETITION WITH PRIVATE BUSINESS. HIS PHILOSOPHY IS THAT THE GOVERNMENT SHOULDN'T BE DOING SOMETHING THAT THE PRIVATE SECTOR CAN DO BETTER. HE IS ALSO CONCERNED THAT THE PAST BOARD PROMISED THAT THE ROOM WOULD BE OFFERED AT NO-CHARGE.

COMMISSIONER BELLET SAID THAT THE BUILDING IS LIKELY GOING TO BE UP FOR SALE SOON AS WE ARE TRYING TO ELIMINATE EXCESS BUILDINGS AND PROPERTIES OWNED BY THE COUNTY. THE WHOLE BUILDING WILL SOON BE EMPTY AS VETERAN'S AFFAIRS IS MOVING. HE COMMENTED THAT THE PREVIOUS ROOM WAS EASY TO MAKE FREE BECAUSE THE BUILDING WAS ALREADY OCCUPIED. THE BUILDING THE COMMUNITY ROOM IS IN NOW COSTS THE COUNTY TO MAINTAIN. HE SPOKE OF ROOF LEAKS IN THE CURRENT BUILDING AND THAT THE MAINTENANCE DEPARTMENT IS NOT GETTING

ANY FUNDS FOR MAINTAINING IT. HE SAID THE COMMISSIONERS HAVE BEEN DISCUSSING THIS TOPIC FOR THE LAST THREE YEARS. HE ALSO SPOKE OF STAFF TIME TO MANAGE THE SCHEDULING OF THE ROOM. HE UNDERSTANDS IT IS NICE TO HAVE A PRIVATE ROOM THAT IS FREE BUT AS COMMISSIONER MALLAMS SAID IT IS IN COMPETITION WITH THE PRIVATE SECTOR. HIS PHILOSOPHY IS THAT KLAMATH COUNTY SHOULD SELL ALL PROPERTY THEY AREN'T USING AND LET THE PRIVATE SECTOR UTILIZE IT.

COMMISSIONER MORRIS AGREES WITH A LOT OF WHAT COMMISSIONER MALLAMS AND BELLET SAID. SHE SAID THE BOARD IS FLEXIBLE AND APPROACHABLE. SHE SUGGESTS TRYING IT AND MONITOING HOW IT'S WORKING AND IF IT CAUSES A HARDSHIP TO SOME GROUPS, RETHINK IT.

COMMISSIONER MALLAMS COMMENTED THAT THE AMOUNT OF MONEY IS MINISCULE IN THE OVERALL BUDGET BUT HE WONDERS IF IT'S WORTH IT TO PUT THE BURDEN ON THE GROUPS THAT USE THE ROOM. HE LOVES THE IDEA OF PEOPLE BEING INVOLVED IN NON-PROFITS. HE UNDERSTANDS THAT WHEN YOU HAVE A SMALL BUDGET A FEE LIKE THIS WOULD GENERALLY BE PAID FROM SOMEONE'S POCKET. HE FEELS IT SENDS A NEGATIVE MESSAGE TO THE NON-PROFITS INSTEAD OF ENCOURAGING THEM.

COMMISSIONER BELLET AGREES WITH COMMISISONER MORRIS TO TRY THE FEE OUT.

COMMISSIONER MORRIS ADDED THAT SHE APPRECIATES COMMISSIONER MALLAMS COMMENTS ABOUT NOT DISCOURAGING NONPROFITS, HOWEVER, SHE FEELS ASKING SOMEONE TO PAY A NOMINAL FEE IS NOT DISCOURAGING. IT GIVES PEOPLE A LITTLE MORE BUY-IN OR SKIN-IN THE GAME AND COULD BE A POSITIVE THING.

COMMISSIONER MALLAMS STATED HE AGREES BUT IN KLAMATH COUNTY JUST TRAVELING TO GET TO THE MEETINGS COULD BE CONSIDERED "SKIN IN THE GAME".

COMMISSIONER BELLET COMMENTS THAT IF THERE IS AN ORGANIZATION THAT NEEDED HELP WITH THE FEE THEY COULD COME TO THE BOARD AND REQUEST HELP.

COMMISSIONER MALLAMS COMMENTS THAT EVEN A SMALL DOLLAR AMOUNT CAN BE A BIG PRIORITY TO SOME PEOPLE.

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| G. | BIDS/AWARDS/ PROPOSALS | 1. | | G.1 | NONE |
| H. | ORDINANCES | 1. | | H.1 | NONE |
| I. | RESOLUTIONS | 1. | IN THE MATTER OF SIGNING A RESOLUTION ADOPTING FEES FOR THE KLAMATH COUNTY COMMUNITY ROOM. – BOCC RES2016-012 | I.1 | APPROVED |
| J. | ORDERS | 1. | IN THE MATTER OF REAPPOINTING ELIZABETH STALBIRD TO THE GOLDFINCH SPECIAL ROAD DISTRICT. – BOCC OR2016-031 | J.1 | APPROVED |
| | | 2. | IN THE MATTER OF SETTING THE HEARING DATES FOR THE PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF LAND INTO THE MERRILL RURAL FIRE PROTECTION DISTRICT (RFPD). – BOCC OR2016-032 | J.2 | APPROVED |

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| | 3. | IN THE MATTER OF THE TRANSFER OF REAL ESTATE OWNED BY KLAMATH COUNTY, OREGON AND NOT IN USE FOR COUNTY PURPOSES BE OFFERED FOR SALE TO THE PUBLIC. – RAFAEL HERNANDEZ, TAX COLLECTOR/PROPERTY SALES OR2016-033 | J.3 | APPROVED |
| | 4. | IN THE MATTER OF APPROVING THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE OREGON DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT AND KLAMATH COUNTY FOR THE MULTI-COUNTY CODE UPDATE PROJECT AND SIGN THE DOCUMENT. – MARK GALLAGHER, CDD/PLANNING OR2016-034 | J.4 | APPROVED |
| | 5. | IN THE MATTER OF APPROVING THE FINAL ORDER FOR THE VACATION OF THE LOT LINE BETWEEN LOTS 20 AND 21 OF SUBDIVISION OF A PORTION OF TRACTS “B” AND “C’ FRONTIER TRACTS (MAP NUMBER R-3606-009DA-01200 & 01300). – MARK GALLAGHER, CDD/PLANNING OR2016-035 | J.5 | APPROVED |
| K. AGREEMENTS | 1. | IN THE MATTER OF APPROVAL OF AMENDMENT NO. 1 OF THE INTERGOVERNMENTAL AGREEMENT NO. 15-052 BETWEEN THE STATE OF OREGON ACTING BY AND THROUGH ITS DEPARTMENT OF ENERGY (ODOE) AND KLAMATH COUNTY. – MARK GALLAGHER, CDD/PLANNING | K.1 | APPROVED |
| | 2. | IN THE MATTER OF APPROVING THE CONTRACT WITH GREAT BASIN INSURANCE TO ACT AS INSURANCE AGENT OF RECORD AND PROVIDE KLAMATH COUNTY WITH INSURANCE AND RISK MANAGEMENT SERVICE – DANEEN DAIL, HUMAN RESOURCES | K.2 | APPROVED |
| L. BUDGET RESOLUTIONS | 1. | IN THE MATTER OF ADOPTING A SUPPLEMENTAL BUDGET WITHIN THE INTERNAL SERVICES FUND, COUNTY COUNSEL AND NON-DEPARTMENTAL DEPARTMENTS. – JASON LINK, BUDGET OFFICE BR2016-037 | L.1 | APPROVED |
| M. LICENSES | 1. | | M.1 | NONE |
| N. OTHER COUNTY BUSINESS | 1. | IN THE MATTER OF ELECTING A COMMISSIONER TO BE THE CHAIRPERSON AND ELECTING A COMMISSIONER TO BE THE VICE-CHAIRPERSON FOR 2016. – BOCC. | N.1 | APPROVED |
| | 2. | IN THE MATTER OF AMENDING THE RESERVATION FORM FOR THE KLAMATH COUNTY COMMUNITY ROOM. – BOCC | N.2 | APPROVED |
| | 3. | IN THE MATTER SIGNING TWO DEEDS TRANSFERRING TWO TAX FORCLOSED PROPERTIES TO GOLDFINCH SPECIAL ROAD DISTRICT, OREGON OUTBACK RURAL FIRE DISTRICT AND SUNFOREST ESTATES SPECIAL ROAD DISTRICT – BOCC | N.3 | APPROVED |
| O. PUBLIC COMMENT/ PETITIONS | 1. | STEPHEN FLOYD HERALD & NEWS, SAID SAMANTHA TIPLER WILL NO LONGER BE WITH THE HERALD & NEWS AS OF THE END OF THE WEEK. HE SAID HE WILL BE TAKING OVER HER DUTIES COVERING MEETINGS AND SUCH TEMPORARILY UNTIL HER POSITION CAN BE FILLED. | O.1 | GIVEN |

P. COMMISSIONER REPORTS

1. **COMMISSIONER BELLET – WISHED EVERYONE A HAPPY NEW YEAR. FEELS THIS YEAR WILL BE FILLED WITH POSITIVE SITUATIONS FOR THE COUNTY. READ A POSITIVE LETTER OF THANKS FROM COUNTY SCHOOL SUPERINTENDANT GREG THEDE, JUSTIN AZEVEDO AND RENE FERGUSON REGARDING HENLEY ELEMENTARY SCHOOL CONSTRUCTION. COMMISSIONER BELLET SAID THIS IS A GREAT ADDITION TO THE COUNTY SCHOOL DISTRICT. ALSO MENTIONED THE UPGRADES/REPAIRS MADE TO MANY OF THE SCHOOLS OVER THE SUMMER. HE FELT THE SCHOOL BOND WAS SUCCESSFUL IN DOING WHAT IT WAS PROMOTED TO DO. HE ALSO WANTED TO COMMEND COMMISSIONER MORRIS FOR VISITING WITH TSA IN PORTLAND REGARDING TSA COMING BACK TO THE KLAMATH FALLS AIRPORT. COMMENTED THAT THIS IS AN ELECTION YEAR AND WILL BE AN EXCITING YEAR.**

P.1 GIVEN

COMMISSIONER MORRIS – COMMENTED ON THE ELECTION UPCOMING ELECTION SEASON AND ENCOURAGED THE PUBLIC TO GO WATCH THE DEBATES. SHE MET WITH MR. IRWIN OF THE TSA LAST WEEK. HE OVERSEES THE PACIFIC NORTHWEST FOR TSA. FROM TSA’S PROSPECTIVE, MR. IRWIN SAID PENN AIR SHOULD JUST GET FLYING TODAY. THE REVERSE SCREENING HAS BEEN WORKING WELL IN ALASKA AND PENDELTON. TSA DOESN’T FEEL THAT THEY ARE THE OBSTACLE BUT THAT THE BALL IS IN PENN AIR’S COURT. MR. IRWIN SAID TSA WOULD BE WILLING TO MAKE AN AGREEMENT THAT FOLKS FLYING FROM KLAMATH WILL BE BUSED TO THE FRONT OF THE SCREENING LINE UPON ARRIVAL IN PORTLAND. SHE SAID SHE WANTS FOLKS TO KNOW THAT THE CONVERSATIONS ARE ONGOING AND THEY ARE TRYING TO EXPLORE EVERY OPTION. SHE ALSO SAID ACCORDING TO TSA THEY DO NOT HAVE PRIVATE COMPANIES DOING SCREENING. THEY ARE PRIVATE CONTRACTORS BUT ARE PAID THROUGH AND EMPLOYED BY THE TSA. COMMISSIONER MORRIS ASKED IF IT WOULD BE POSSIBLE TO DO A PILOT PRIVATE SCREENING PROGRAM. TSA SAID THEY WEREN’T OPPOSED TO IT BUT IT WOULD REQUIRE THE AIRPORT TO COME UP WITH APPROXIMATELY ONE MILLION DOLLARS A YEAR. SHE WISHED A HAPPY NEW YEAR TO ALL.

COMMISSIONER MALLAMS – THANKED OUR MAINTENANCE DEPARTMENT AND THE ROAD DEPARTMENT FOR A JOB WELL DONE PLOWING AND SHOVELING THE SIDEWALKS AND STREETS. COMMENTED ON THE ROAD DEPARTMENT’S VERY DETAILED SNOW REMOVAL PLAN. HE THANKED THE HERALD & NEWS EDITORIAL IN WHICH THEY THANKED THE COMMISSIONERS FOR PROVIDING A LOT OF NEWS TO COVER. HE SAID THEY ARE BY NATURE IN A VERY CONTROVERSIAL FRONT LINE POSITION. HE SAID THAT IS WHY HE LIKES THE POSITION BECAUSE HE HAS A LOT OF INTERACTION WITH CONSTITUENTS. HE OPENLY ENCOURAGES PEOPLE TO COME IN AND SPEAK WITH HIM. HE SAID HE ESPECIALLY ENJOYS THE CONVERSATIONS WITH THOSE THAT DON’T AGREE WITH HIM. HE COMMENTED ON THE FACT HE JUST HEARD THAT KLAMATH LAKE IS ONLY 40% FULL. THE BUREAU OF RECLAMATION FOUND TENS OF THOUSANDS OF FEET OF WATER SITTING IN THE LAKE AT THE END OF THE YEAR. HE SAID HE MENTIONED STORING THE WATER FOR NEXT YEAR. HE SAID THE BOR GAVE SOME WATER TO THE REFUGE BUT A LOT OF IT JUST WENT DOWN THE RIVER. HE FINDS THIS VERY DISHEARTENING. SAID IT’S BEEN A PLEASURE TO SERVE AS CHAIR OVER THE LAST YEAR.

Q. LIBRARY SERVICE DISTRICT ISSUES

- 1.

Q.1 NONE

R. DRAINAGE SERVICE DISTRICT ISSUES

- 1.

R.1 NONE

**S. EXTENSION SERVICE 1.
DISTRICT ISSUES**

S.1 NONE

T. ADJOURNMENT 1. ADJOURNED FROM REGULAR SESSION AT 10:35 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 THE LIBRARIES; 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.