



Board of Commissioners' Work Session Meeting June 16, 2021 ~ 10:00 am ~ Room 214

6/16/2021 - Minutes

1. To Watch A Live Stream Of This Meeting, Click The Link Below Or Go To www.klamathcounty.org

2. Call To Order & Those Present

Commissioner Morris, Commissioner Boyd, Sandy Cox/Admin Staff, Dan Golden/Juvenile, Deputy Sanchez, Deputy Justman/Animal Control, Marcus Henderson/County Counsel

3. Approve Minutes From Last Meeting

Commissioner Morris approves minutes from June 16, 2021 Work Session Meeting.

4. BOCC

1. Livestock/Restitution Hearing

Sanchez vs Buchanan: Commissioner Morris opens hearing and asks if there are conflicts to declare: none

Deputy Gray addresses Board presents staff report/details incident.

Deputy Justman indicates there is a second victim that potentially lost chickens, but that they did not work up restitution figures for that victim.

Henderson questions if we can confirm chickens from the second victim can be confirmed were confined to a coop? Justman/Gray responds can not confirm they were confined in the coop.

Justman presents pictures.

Justman reviews figures mandated by statute: \$1,000.00 per dog as second offense for killing, and \$240.00 (7 hens @20.00 each and 2 rooster @50.00 each) in restitution, indicates the dogs have already been humanely euthanized

Commissioner Boyd does not agree with the interpretation of the statute regarding \$1000.00 penalty per dog believes it's punitive. Henderson

indicates the statute 609.162 does have an "enhancement" which indicates 2 or more times would be a mandate of \$1,000.00 per dog, but since this is only the second time for these dogs we don't have to use the enhancement and can go under 609.162(1)(e) imposing \$500.00 per dog. Commissioner Boyd prefers to go with the lower figure.

Tony White/Care taker for dogs indicates it has been an ongoing problem with the dogs digging out.

Commissioner Boyd motions to impose \$500.00 per dog (\$1,000.00) civil penalty and \$240.00 restitution, Commissioner Morris seconds. Unanimous vote. Approved

BOCC Staff will prepare Order.

5. Other County Business

1. Dan Golden

Dan Golden addresses the Board requesting exception to the three year limitation of extensions to the contract with ORW Architecture & subcontractor Adkins Engineering for the YIP residential treatment facility starting July 2021 to June 30, 2022, explains. Henderson weighs in that we can amend the contract with a BOCC exception. Board instruct Mr. Golden to put the amendment through the normal process.

6. Adjournment

10:25am

Audio recordings of all proceedings are available at the County Commissioners' office. The meeting facility is handicap accessible. Persons needing materials in alternate format or communication access, should telephone this office at 541-883-5100  (voice/TDD) or the ADA Coordinator at 541-883-4296  at least 48 hours in advance of the scheduled meeting.

Klamath County Commissioners' Weekly Calendar is subject to change without notice.
305 Main Street 2nd Floor, Klamath Falls, OR 97601

E-mail: bocc@klamathcounty.org Website: www.klamathcounty.org