



Oregon Parks and Recreation Commission

June 24-25, 2014

Klamath Falls, OR – Running Y Ranch | 5500 Running Y Road

June 24-25, 2014 Meeting Minutes

Those attending all or part of the meeting included:

Commissioners Present:

Jay Graves, Chair

Cal Mukumoto, Vice Chair

Robin Risley

Brad Chalfant

Lisa Dawson

[Wendy Veliz was not in attendance]

Staff:

Lisa Van Laanen, Director

MG Devereux, Deputy Director

Steve Shipsey, Assistant Attorney General

Vanessa DeMoe, Commission Assistant

Sarah Emery, Executive Assistant

Chris Havel, Associate Director, Communications & Research

Roger Roper, Assistant Director, Heritage and Community Programs

Scott Nebeker, Interim Assistant Director of Operations

Jim Morgan, Stewardship Manager

Kammie Bunes, Acquisition and Property Management Specialist

Steve Kay, Grants Manager

Jaime English, Interim IPS Manager

Tanya Crane, Budget Manager

Richard Walkoski, Research Division

Ron Price, ATV Grants Program Coordinator

John Lane, ATV Safety Education Coordinator

Curtis Smith, Mountain Region Support Manager

Todd Honeywell, Park Manager

Ross Kihs, District Manager

Tuesday, June 24th

Tour: OC&E Trail

Works-sessions:

Government Standards and Practices

2015-17 Budget

Wednesday, June 25th

Executive Session:

The Commission met in Executive Session to discuss acquisition priorities and opportunities, and potential litigation. The Executive Session was held pursuant to ORS 192.660(2)(e) and (h). The Executive Session was closed to the public.

Business Meeting:

The June 25, 2014 Business Meeting of the Oregon Parks and Recreation Commission commenced at 9:15 a.m.

1. Commission Business (Action)

- a) Approval of Agenda

Chair Graves requested Item 8e move up in the agenda to become item 3b.

Commissioner Risley moved to approve the June 2014 meeting agenda with changes. Commissioner Mukumoto seconded. The motion passed unanimously, 5-0.

2. Public Comment:

None

3. Approval of Commission Meeting Minutes

- a) April 2014 (Action)

Commissioner Mukumoto moved to approve the April 2014 meeting minutes. Commissioner Risley seconded. The motion passed unanimously, 5-0.

- b) Oregon Outback Waypoint System

Wade Bryant, Oregon Outback Waypoints Association, John Lane, ATV Safety Education Coordinator and Ron Price, ATV Grants Program Coordinator

Mr. Bryant introduced the Oregon Outback Waypoint System and explained that the system's purpose is to mark some key intersections and points of interest, identify existing legal routes, and help people stay on their designated routes. Mr. Bryant stated that the public can gather information through maps at point of sale in a community, on-line through downloadable GPS data, and also through barcode scanners at the markers in the field. The system's goal is to help promote and encourage recreation in smaller communities and to give people the ability to find their way around. He stated that this tool will also help law enforcement. Mr. Lane has worked on the mapping part of the project and explained what would be presented to the Forest Service.

[Chair Graves returned to Item 2 and introduced Don Gentry and Vivian Kimball from the Klamath Tribal Council]

Mr. Gentry and Ms. Kimball expressed their appreciation at the opportunity to be a part of the Commission events and meeting.

4. Director's Update

a) Legislative Update

Director Van Laanen reported that Legislative Days included discussion and candid feedback about OPRD direction. She stated that the Legislative Emergency Board approved the three grants detailed under Agenda Item 9a. Director Van Laanen reported that Chris Havel made a Marine Debris presentation that featured the collaboration between Emergency Management, Coast Guard, and OPRD. Director Van Lannen also shared there was discussion with Representative Boone, Senator Johnson, and Chris Havel surrounding coastal issues, primarily paragliding.

b) Fair Transition

Director Van Laanen stated that the Fair Council is ready to sign their inter-governmental agency agreement. The agreement, with DAS and OPRD, would allow the Fair Council to move forward as their own public corporation. Director Van Laanen reported that the fair lineup is at oregonfair.org and that admission this year is \$8 instead of \$11 plus a parking fee, with the hope that the reduced admission will attract more visitors.

c) Foundation Membership Drive

Mr. Havel reported that OPRD and the Oregon State Parks Foundation signed the master agreement that the Commission approved in April. He explained that the agreement is under ORS 390.141, which authorizes OPRD to form partnerships with non-profits with the intent to produce benefits for the Oregon State Parks System. Mr. Havel said that prior to signing there is a statutorily required comment period for the public and Legislature to give feedback; no comment was received. Mr. Havel said that OPRD has worked with John Hoffnagle, Director of the Oregon State Parks Foundation regarding the intent to fundraise.

Mr. Havel explained that under the master agreement, the Foundation will present OPRD with a series of specific proposals to fundraise on specific projects. He said that the first intent to fundraise focuses on Foundation membership development and the intent is to develop a list of members who will make regular contributions and who can be turned to for later fundraising and support in specific directions. Mr. Havel said that OPRD is providing customer contacts and email information to assist the Foundation with this. He stated that the Foundation is currently working on funding for the Let's Go program. Mr. Havel shared that the Foundation sent the first round of email newsletters in May 2014 using the addresses provided by OPRD. He said that the Foundation gathers information for story ideas from OPRD's Facebook feed, blog and staff and that a pitch for membership to the Foundation will be coming over the course of 2014 through the newsletters.

Commissioner Chalfant stated that while there is a cost to OPRD associated with providing State Parks passes to the Foundation, doing so lays the ground work for long-term giving which in turn will support OPRD acquisitions and projects. Commissioner Chalfant said that the amount the Foundation is able to generate on an annual basis is likely to be relatively modest and that the real value is people who because of their association with the Foundation and parks will leave a gift in another way, perhaps during their lifetime. He said that it will take time to develop relationships through this effort. Commissioner Chalfant stated that OPRD needs to be patient because what the Foundation is doing is critical to the long-term sustainability of the park system.

John Hoffnagle stated that the Foundation is striving toward sustainability and has 10-year goal of 10,000 members. He said that the State Parks passes are going to be a terrific premium.

d) Workspace Consolidation

Director Van Laanen stated that OPRD currently has two footprints at \$4.1 million in rent; the RNW facility in Portland and the North Mall Office Building at Salem Headquarters. She said that the current discussion surrounds how to consolidate workspace and find efficiencies. Director Van Laanen said that further research will continue including possibly owning a location.

e) Regional Recreation Coalition

MG Devereux, Deputy Director

Chris Havel, Associate Director, Communications & Research

Mr. Devereux stated that discussions between the Oregon Parks Association (OPA), the Association of Oregon Counties (AOC), and OPRD regarding the allocation of recreational vehicle registration fees (RV fee) resulted in a declaration of cooperation in 2013. OPRD agreed to support moving forward with a legislative package that would incrementally change the RV fee allocation. He said that in exchange, AOC would be looking at a transportation package in the upcoming session to talk about the RV fee and what other avenues there might be to generate revenue. Mr. Devereux stated that there was also a commitment from OPRD for additional outreach with local and county park providers regarding ways to identify efficiencies or ways we can deliver service that will benefit OPRD and the local or county park providers. OPRD provided the Commission a final draft regional recreations coalitions framework for reaching out to parks on a geographic basis regarding efficiencies and finding out what the concerns are.

Mr. Devereux explained that this is an opportunity for both OPRD and the local/county providers to determine if there are services that we currently both share or services that OPRD offers that counties cannot provide. He said that we may be able to supplement their offerings in exchange for reimbursement or other trading of services. Mr. Devereux said that county and local providers are trying to achieve the same high standard that OPRD has with regards to how they serve their visitors. He stated that some of the regions may be operating just fine without concerns; other regions might have statewide issues that can involve discussions with AOC and OPA.

Commissioner Chalfant stated that the coalition was to be a vehicle for looking at consolidation or transfer of parks that might not make sense to be in the OPRD system portfolio and was not intended to create additional process for staff to get bogged down in. Commissioner Chalfant expressed that there is not the expectation of the Commission to be saddled with another process unless the value is there for the efforts. Mr. Devereux explained that the biggest opportunity for savings is in the ability to share basic access to our contracting or marketing process. He said that this will afford the counties an opportunity to engage in the overall recreation discussion and that OPRD can provide them that support and not necessarily have any property transfers early on.

f) Internal Services – MG Devereux stated that Larry Warren joined OPRD from the Department of Revenue last week and will be attending the September, 2014 Commission meeting.

5. Consent Calendar (Action)

- a) Approval of Delegated Authority Report
 - 1) Contracts
 - 2) Natural Resources
- b) State Scenic Trail Designations

Commissioner Risley asked to reconsider blanket approval. Commissioner Chalfant stated that in general the scenic waterways program and the approvals and denials is something that needs more scrutiny. He explained that this is due to not having a good grasp of the criteria or what these decisions and recommendations are based on and that there are potentially political implications. Commissioner Chalfant suggested that OPRD review how recommendations are made and whether more information or discussion is needed.

Commissioner Risley motioned to approve Consent Calendar with the exception of notification 2-194-10. Commissioner Chalfant seconded. The motion passed unanimously, 5-0.

Jim Morgan stated that the Commission initially approved Scenic Waterway notification 2-194-10 on April 4, 2012. On August 29, 2012 the Commission took action to withdraw approval for reconsideration. Mr. Morgan explained that OPRD asked the Department of Justice for review and received analysis in February 2013 that advised that this notification should not be approved due to inconsistencies with statutes related to the state's scenic waterways. Mr. Morgan requested that this notice of intent be denied based on the analysis by the Department of Justice.

Commissioner Chalfant moved to deny the application of 2-194-10. Commissioner Risley seconded the motion.

6. Audit Committee

- a) Appointing New Audit Committee Members (Action)

Commissioner Mukumoto stated that the Audit Committee met on June 17, 2014 via conference call. He said that per its charter, the audit committee will consist of six members including the Director, the Vice Chair of the Commission, and one other commission member, a current or past audit professional and two commission or committee members under OPRD's umbrella *e.g.* Heritage, Grant Advisory Committee. Commissioner Mukumoto stated that all audit committee members including the Director will be appointed to serve two years, subject to reappointment. Commissioner Mukumoto stated that the department solicited for new members and there was one additional applicant, Tim Custer from the ATV Advisory Committee. There were three positions open and four people were nominated. The Audit Committee discussed and recommends that the Commission approve Shawn Haywood, Lori Stirn, Tim Custer and first alternate Eric Martin.

Commissioner Chalfant moved to approve the new audit committee members, Shawn Haywood, Lori Stirn, Tim Custer and first alternate Eric Martin. Commissioner Dawson seconded. The motion passed unanimously, 5-0.

7. Property

- a) Sand Lake Initiative - Beltz Farm Acquisition (Action)
Jim Morgan, Stewardship Manager

Mr. Morgan stated that staff most recently provided an informational item regarding this property to the Commission in April 2014. OPRD has since entered into an option agreement with the current landowner.

Mr. Morgan explained that since April, Ecotrust has acquired the property from the previous landowner. He said that OPRD completed an environmental assessment on the property that did not raise any concerns should the Commission decide to acquire the property. Mr. Morgan said that OPRD also contracted for a full and review appraisal that is in process now and is due to be completed prior to the exercise of the option in August 2014. Mr. Morgan stated that the closing is anticipated by August 30, 2014; OPRD held two public meetings and did additional outreach with the members of the Farm Bureau of Tillamook County. He said there was also previous outreach from OPRD's Director and staff with County Commissioners and Tillamook County Mayors. Mr. Morgan stated that there was very strong support for OPRD's acquisition of the Beltz Farm property. He said that the public expressed concern about the level of development, the impact of having excessive people, and also any restoration activities that might exacerbate potential flooding to adjacent lands, particularly to the development to the south, Tiara Del Mar. Mr. Morgan explained that there is strong expression of support for continued farm use that is currently on the property. He said that there is some concern about potential loss of tax revenue and that OPRD will be discussing with the county on ways that the potential loss of revenue can be offset.

Commissioner Chalfant stated that appraisals are an art and not a science and that it is based on opinion. He said that the property has extraordinary ecological/cultural values that are hard to put into a monetary measure. Commissioner Chalfant shared that this property and the nature by which Ecotrust had to take to acquire it and the chance that OPRD may have to pay slightly more than appraised value is easily justified in the transaction costs and the opportunity risks that Ecotrust has assumed.

Commissioner Chalfant moved to acquire the Sand Lake Initiative - Beltz Farm property with authorization to go 10 percent above appraised value if needed. Commissioner Mukumoto seconded. The motion passed unanimously, 5-0.

- b) Yachats Ocean Road - Norstrom Trust Donation (Information)
Kammie Bunes, Acquisition & Property Management Specialist

Ms. Bunes said that the Trustee for the Denis Norstrom Trust contacted OPRD in November 2013 concerning donation of a two acre parcel near Yachats, plus any liquid assets remaining after his estate is settled.

Ms. Bunes explained that site constraints, primarily access, prevent development as a state park or wayside, although the property could be added to the Yachats Ocean Road. OPRD has drafted a donation agreement for the Trust's legal review. Given the site constraints, OPRD is requesting there be no deed restrictions in order to allow flexibility in future site management or disposition.

Ms. Bunes suggested OPRD would be most likely own and maintain the property in its natural state for the benefits that it provides and retain the opportunity to work with the adjacent landowners in the future. She said that OPRD had proposed providing a memorial to Mr.

Norstrom and his Aunt at Beaver Creek Natural Area or at a viewpoint along Yachats Ocean Road for a low maintenance, vandal proof recognition of their generosity to the Park System.

Commissioner Chalfant stated that creating liabilities would be the primary concern he would have with taking on this property.

Roger Roper suggested that OPRD use the term “honorary feature or “recognition feature” instead of “memorial” which takes on gravesite connotations and other liabilities.

- c) Brian Booth State Park – Tracy Acquisition(Information)
Kammie Bunes, Acquisition & Property Management Specialist

Ms. Bunes explained that the Tracy property is a 34-acre parcel, including 13 acres of wetland, that has a modest home and an access road leading to Brian Booth State Park. OPRD has an access easement but OPRD does not fully control the road. Ms. Bunes said that the proposal is for OPRD to acquire all of the property and that Mrs. Tracy has indicated a desire to divest of the entire property. Ms. Bunes stated that the comprehensive planning that has been done for Brian Booth State Park in 2012 indicated a need for trailhead for the South Beaver Creek area and no specific property was identified in that document.

Ms. Bunes stated that an appraisal has been done, and a purchase and sale agreement has been drafted and reviewed for legal sufficiency. She said that the agreed upon purchase price by Mrs. Tracy is approximately \$260,000.

8. Heritage & Community Programs

- a) Heritage Programs Update (Information)
Roger Roper, Assistant Director, Heritage and Community Programs

Mr. Roper stated that OPRD held the first ever Trails Summit this spring; about 200 people participated. The Trails Summit provided a way to bring all of the various trails groups together (walking, biking, ATV, etc.). Mr. Roper explained that various issues were discussed and that the groups were broken out geographically. He said that there was a follow up survey done that indicated a high success rate and that it was recommended to continue on an annual or bi-annual basis and to rotate it around the state.

NASORLO-(National Association of State Outdoor Recreation Liaison Officers).

Roger Roper stated that Director Van Laanen is the state liaison officer for NASORLO and that he is the alternate. He said that the state liaison officer is responsible for the distribution of the land and water conservation grants.

Commissioner Chalfant recommended that the inclusion of congressional delegation, (perhaps Senator Wyden or Senator Walden), could have an impact on LWCF funding.

Mr. Roper shared that the Historic Preservation Projects funded for this biennium included:

- Thompson’s Mills: Design and construction documents for concrete silos (\$20k)
- Sumpter Gold Dredge: Complete siding and window repair project (\$20K)
- Maud Williamson House: Repair south and west walls which have structural damage
- Golden School: Grading to accommodate better access (\$8k)
- Guy Talbot Carriage House: Reroof (\$20k)
- Tryon Creek’s Arnold-Park Cabin: Repair porch roof (\$25k)
- Depoe Bay Whale Watch Center: Re-plaster interior and replace windows (\$120k)

- b) Grant Awards (Information)
Roger Roper, Assistant Director, Heritage and Community Programs

Mr. Roper stated that there were a total of six Preserving Oregon grants funded for a total of \$95,785 and a total of 17 Museum Grants totaling \$78,310.

- c) Silverton Union Pacific Rail to Trail Concept (Information)
Steve Kay, Grants and Community Programs Manager

Mr. Kay related that in late April an e-mail campaign that stated the railroad between Silverton and Stayton is only weeks away from being abandoned generated significant public interest in a new rail-to-trail concept. He explained that after an application to abandon a line is filed with the Surface Transportation Board, the public may only have a few weeks to file an application expressing intent to convert the railroad right-of-way to a trail. Mr. Kay said that the public comment encouraged OPRD to purchase the Silverton and Stayton property to be used for recreation and a non-motorized transportation corridor.

Mr. Kay stated that upon receiving the public comment, an OPRD investigation discovered that although the rail line has been inactive for two years, abandonment paperwork has not been filed. The line is owned, but not operated, by Union Pacific. OPRD learned that the line has not been commercially viable for approximately five years, there is inadequate freight service demand to support routine maintenance of the line, and there are environmental issues that prevent its current use. Although the rail operator received a ConnectOregon grant to complete the repairs, the repairs have not been undertaken. Stakeholders, including several industrial users in Stayton, have an interest in continued operation of this line. Union Pacific has indicated as long as they own the line they will only allow freight service to occur within the corridor. Mr. Kay stated that if Union Pacific does decide to file for abandonment they are open to rail banking the line and that ODOT Rail would participate in making that happen.

Mr. Kay stated that there is significant public interest in conversion to a trail and that OPRD received almost 200 e-mails in support of acquisition and development of a trail. Those comments identified the benefits of a trail that could attract tourism and provide a family friendly bicycle route that it connects several communities including Silverton, Stayton, Aumsville and Salem. Mr. Kay explained that this type of facility is consistent with the statewide comprehensive plan which identifies the need in Marion County.

Mr. Kay stated that the trail concept has highlighted the need to refine OPRD's review process for citizen proposed acquisitions. Mr. Kay reported that the Stewardship Division is currently developing a property acquisition review form for public proposals and is planning to bring those reviewed proposals to the Commission.

OPRD will continue to monitor the status of this line and engage with organizations, cities and counties that may have an interest in pursuing the rail concept.

- d) Cascading Rivers Bikeway (Action) Steve Kay
Steve Kay, Grants and Community Programs Manager

Mr. Kay presented a proposal to designate the Cascading Rivers Scenic Bikeway as Oregon's twelfth bikeway, connecting the communities of Estacada and Detroit. The route, classified as an extreme ride due to its location and its elevation, parallels the wild and scenic Clackamas River. OPRD has been working with the bikeway proponents for this proposal since 2011. The Scenic Bikeways Advisory Committee has ridden and scored this proposal favorably and reviewed and agree with the proposed management plan. Mr. Kay said that several public

meetings produced no voices of concern and the designation is supported by Marion and Clackamas County, The Chamber of Commerce, and the US Forest Service. Mr. Kay stated that the Oregon Recreational Trails Advisory Committee reviewed the recommendation of the Scenic Bikeways Advisory Committee and recommends that the Commission approve the designation of the Cascading Rivers Scenic Bikeway.

Commissioner Chalfant moved to approve the Cascading Rivers Bikeway. Commissioner Risley seconded. The motion passed unanimously, 5-0.

e) Oregon Outback Way-finding System (Information) moved in the agenda to Item 3b

9. Budget

a) 2013-15 Budget Update (Information)
Tanya Crane, Budget Manager

Ms. Crane stated that the lottery forecast is up \$145,000 from the previous forecast but that it is still down \$336,000 from where the biennium started. She stated that there is currently enough unanticipated carryover so no reductions are necessary. Ms. Crane said that OPRD is continuing to monitor the forecast to make sure that OPRD continues into the 15-17 biennium with what is planned.

Ms. Crane reported that the Emergency Board approved all three OPRD requests for permission to apply for grants, which included the National Coastal Wetlands Conservation Program for \$970,000, the US Department of Transportation, Transportation Investment Generating Economic Recovery (TIGER) for \$9.5M, and the Historic Preservation Fund for \$25,000. Ms. Crane explained that if these grants are received, OPRD will go back to the legislature for limitation to spend the funding.

b) Day Use Program (Information)
Richard Walkoski, Research

Mr. Walkoski said that the new budget action item includes one million dollars of revenue from modifications to the existing day use parking fee programs in some combination. He stated that the Day Use Fee is an important piece of that and is one that would require Commission action in the form of rulemaking.

Mr. Walkoski explained that Commissioners will see a refinement of criteria at the September 2014 Commission meeting. He said that the easiest system would be to charge a day use parking fee everywhere, have a pass program, and then to perhaps do an Oregon license plate that says Oregonians get in with a \$3 surcharge on their license plate. Mr. Walkoski stated that this is not a bad goal but that it would not happen quickly. He explained that the more places that people have a parking fee, the less places people feel like they can go if they do not have a lot of money. Mr. Walkoski said that the rule of thumb has been OPRD tries to provide within a 25 mile radius some free zones and some parking fee zones.

Mr. Walkoski will present a proposal to include certain parks that would have a parking fee.

Commissioner Dawson stated that she liked the license plate fee idea. Commissioner Mukumoto was also in favor of the license plate fee and that he liked the idea of a one fee, one pass idea.

c) 2015-2017 Agency Request Budget (Action)
Tanya Crane, Budget Manager

Addendum provided

Ms. Crane provided an addendum that is a summary of the 15-17 biennium budget for approval from the Commission. She explained the beginning balance and revenues shown and gave an overview of the budget items. She also explained that the summary of expenditures, starting with a base budget of \$213.9 million included the increase in personal services as well as changes in debt service. Ms. Crane said that total budget is \$191.3 million in total fund expenditure limitation. She said the 106 Salmonberry package will not be in the final budget, there will be a revenue transfer done to give some money to Department of Forestry because that position will land in their budget. Ms. Crane said she will make that adjustment. She said that the ending balances projecting to come out of the biennium are about \$34 million, \$16.4 million of that for cash flow purposes. Ms. Crane said that the final audited numbers will be presented to the Commission in September 2014. Ms. Crane asked the Commission for approval so that the audit deadline could be met.

Commissioner Mukumoto moved to approve the agency request budget. Commissioner Risley seconded. The motion passed unanimously, 5-0.

10. Planning

a) Gorge Planning Update (Information)

Jaime English, Interim Integrated Park Services Manager

Ms. English provided an update on the Gorge Planning process and gave an update on the schedule. She stated that the planning process began in August 2013 with a public kickoff meeting and that in January of 2014 there was another public meeting to discuss the conditions and opportunities. Ms. English said that a lot of public input was received regarding the issues and concerns. She shared that the biggest tone from the public was that there is more to the Gorge than State Parks and that they were wondering how OPRD is planning in that context.

Ms. English stated that in April 2014 a presentation was given with plan proposals that accommodated a lot of the comments. She said that the final draft plan will happen in the fall of 2014 and that the Commission will be presented with the draft plan in February 2015 for adoption.

Ms. English explained that one of the major themes from the public input and also from an understanding of what is in the Gorge and existing conditions was that experiencing the Gorge is an experience of moving through multiple destinations. She said that by looking at visitor experiences a better understanding was gained of how these needs are served by State Parks and how State Parks fits within other services that are out there. Ms. English said that a general summary of the plans and goals is that OPRD is focusing improvements within State Parks property relative to how State Parks contribute to the existing recreation, cultural resources and natural resources in the scenic area.

Ms. English stated that the consideration is to how OPRD's natural resource properties and scenic areas need to be protected going forward and identifying where the important improvements can be made. Ms. English shared that there has been continuing conversations with partner agencies, particularly with the Gorge Commission, Friends of the Gorge and the

Forest Service about how OPRD's plan fits in and the need for the larger regional plan keeps coming up. She said that the Gorge Commission is trying to understand how the process works and how to scale appropriately.

b) Willamette Falls (Information)

MG Devereux, Deputy Director

Mr. Devereux stated that OPRD had a five million dollar bonding opportunity that was associated with an effort in Oregon City to repurpose what was the Blue Heron Paper Mill into more of a mix of public recreation and economic development for Oregon City and Clackamas County. He said that process has been moving forward slowly; the Paper Mill was in receivership and the bankruptcy proceedings were trying to find a buyer that would buy the whole site while at the same time entertain the notion that there would be some public access across the riverfront and access to the Willamette Falls.

Mr. Devereux said that through that process OPRD has been involved with a number of other partners who are calling themselves the Willamette Funds Legacy Project. He said that OPRD has been working very closely with Metro who is the lead agency in bringing people together and helping Oregon City develop a very comprehensive plan of what could happen on the site.

Mr. Devereux stated that about a month ago a buyer stepped forward for purchase of that location and secured the title from the bankruptcy court. He said that OPRD is now in an interesting position because the buyer owns the entire site. Mr. Devereux said that the Legacy Project had developed a land use application that would have started the process to have designated public access to the riverfront which was one of the triggers for the bond sale to go through. He said that this would then be used to help develop that public access site or other parts of the Willamette Falls project.

Mr. Devereux shared that the new buyer has indicated that he is very receptive to the notion of having the public space be part of the overall development plan. He said that the buyer is working with Oregon City to make some small changes to the land use application that he thinks are necessary for economic development that would benefit him in repurposing the site. Mr. Devereux said The Willamette Falls Legacy project is now trying to figure out how to make this process go forward.

Mr. Devereux explained that Metro's initial estimate of what the river walk portion would cost is about \$30 million so they are hoping to use this five million as seed money to get some of the design work done to attract other levels of funding. Mr. Devereux stated that Clackamas County has shown support for the project but mainly just on a participation basis.

Mr. Devereux said that OPRD looked at whether there was the capacity or the desire to become the project manager on the design and development of the river walk. He said after discussion with OPRD staff it was determined that OPRD would be better suited to help bring various partners together and facilitate project management. Mr. Devereux stated that OPRD is to be consulted and engaged in the process but do not have to purchase the property if public access is not secured through one of the other partners. He stated that The Legacy Group will determine how the money gets used. Mr. Devereux said that OPRD could take the money from the bond sales and use it in a project management capacity or pass it through to whichever agency in the financing plan the Governor has approved to be the entity in charge of the project.

11. Engineering

- a) Project Update (Information)
Scott Nebeker, Interim Assistant Director of Operations

Mr. Nebeker stated that the current delegated authority requires Commission approval for construction projects that exceed \$500,000. He said that OPRD has three projects expected to exceed \$500,000 that could be bid in the next two to three months. The first project is Tumalo Loop B and Loop C restroom/shower buildings. The second project is an electrical upgrade project at Nehalem Bay expected to be completed in the next two to four months. The third project is a water treatment plant project at Beverly Beach. Mr. Nebeker said that the current bid process will continue with the Commission being notified of the apparent low bidder, bid amount, and receiving confirmation that adequate project funds are available.

Mr. Nebeker also discussed with the Commission two options to expedite the contract bid and award process for projects over \$500,000. The Commission agreed to consider holding brief conference calls if needed between regularly scheduled Commission meetings to provide contract award approval. The Commission also agreed to consider receiving summary project information five to seven days prior to a regularly scheduled Commission meeting.

Commissioner Chalfant stated that he is agreeable to whatever works best for staff to get projects done in a timely manner. Commissioner Graves agreed and stated that he is open to anything that can make it easier on staff in producing a better product.

12. Rulemaking

- a) Request to adopt OAR chapter 736, division 40, Scenic Waterway Rules (John Day and Deschutes) (Action)
Richard Walkoski

Mr. Walkoski stated that within the next year, OPRD should open the entire set of rules and make some uniform decisions, possibly time it with the next BLM announcement of their rules.

Mr. Walkoski said that BLM is happy with this rule and no public comments came in during the public comment period.

Commissioner Mukumoto moved to adopt OAR chapter 736, division 40, Scenic Waterway Rules. Commissioner Chalfant seconded. The motion passed unanimously, 5-0.

13. Reports (Information)

- a) Cottonwood (MG)
- b) WWII Memorial (Roger)
- c) State Parks Day (Chris)
- d) Marine Debris (Chris)
- e) Smoking Rules (Richard)

Reports in agenda Item 13 were provided to the Commission as information only. There was no formal presentation or discussion on the reports.

14. Commission Planning Calendar (Action)

The 2015 planning calendar was shared with the Commission.

Commissioner Graves recommended that the September 2014 meeting should be the third full week of September in case any of the Commissioners wanted to go on Cycle Oregon. Commissioner Graves stated that he would prefer to hold the February 2015 meeting somewhere other than Salem.

Director Van Laanen said that a conference call with the Commission needed to be scheduled to approve grants. The Commission agreed to hold the conference call on Monday, July 21, 2014 at 11:30am.

The June 25th meeting of the Oregon Parks and Recreation Commission adjourned at 2:15 p.m.

Prepared by: Holly Morgan, Executive Assistant