



## Oregon Parks and Recreation Commission

August 28-29, 2012

Salem

### August 28-29, 2012 Meeting Minutes

Those attending all or part of the meeting included:

**Commissioners Present:**

Davis Moriuchi, Chair  
Jay Graves, Vice-chair  
Jim Brown  
Brad Chalfant  
Sharon Rudi  
Robin Risley

**Staff:**

Tim Wood, Director  
Steve Shipsey, Assistant Attorney General  
Vanessa DeMoe, Commission Assistant  
Holly Morgan, Executive Assistant  
John Potter, Assistant Director, Operations  
Lisa Van Laanen, Assistant Director, Administration  
Chris Havel, Associate Director, Communications & Research  
Mark Davison, Planning Team Leader  
Jim Morgan, Stewardship Manager  
Tanya Crane, Budget Manager  
MG Devereux, Project Manager  
Jerry Winegar, Eastern Oregon Region Manager  
Ron Campbell, Planning Specialist  
Scott Nebeker, Technical Services Manager  
Kammie Bunes, Property Agent  
Michele Scalise, Grants Program Coordinator  
Matt Rippee, Park Manager  
Toni Payseno, State Fair Manager  
Andrea Fogue, Policy and Rules Assistant  
Kim Grewe-Powell, OSFEC Program Analyst

**Visitors:**

Linda Norris, City of Salem Manager  
Linda Gilbert, LFO, State of Oregon  
Mayor Anna Peterson, City of Salem  
John Hoffnagle, Oregon State Parks Foundation  
Lyn Horine, for Sen. Jackie Winters  
Peter Wong, Statesman Journal  
Judy Hoyle, Cave Junction  
Willa Gustavson, Cave Junction City Council  
John Walker, Cave Junction  
Sue Williams, Cave Junction

Greg Walter, Jefferson State Financial Group  
Daniel Dalegowski, Cave Junction City Council  
Kenny Houck, IVCDO-IVBEC  
Jan Walker, Selma Watershed Council  
Steve Lambert, Oregon Parks Association  
Jim Myron, Native Fish Society  
Mary Boedigheimer, Former OSF employee  
Sheila Powell, Former OSF employee  
David Bliss, Former OSF employee  
Loni McKelvie, Former OSF employee  
Barbara Guardino, freelance reporter  
Mark Whitlow, Perkins Coie  
Jim Desmond, Director, Metro Sustainability Center  
David Frasher, City of Oregon City  
Eileen Cotter-Howell  
Kris Jones  
Nancy Kurkinen  
Sara Whitney  
Gary Hafner, OSF Livestock

## **Tuesday, August 28<sup>th</sup>**

### Work-sessions

1. Park System Plan
2. Safety Program Overview
3. State Fair
4. Best Practices

## **Wednesday, August 29<sup>th</sup>**

### **Executive Session: 8:30 a.m.**

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: 10:00 a.m.**

- 1. Commission Business (Action)**
  - a) Approval of Agenda

Recommended changes to the agenda:  
Item 9a – deleted from agenda  
Item 9f – added to agenda

**Commissioner Graves moved to approve the August 2012 Commission meeting agenda with the recommended changes. Commissioner Chalfant seconded. The motion passed unanimously, 6-0.**

## 2. Public Comment:

Mayor Peterson, City of Salem

Mayor Peterson addressed the Commission in support of the departments work on the Oregon State Fair and Exposition Center.

Linda Norris, City Manager, City of Salem

Ms. Norris provided information to the Commission on the Minto-Brown Island Bridge project status.

Members of the public listed below provided comment regarding the Oregon State Fair. They provided comment on both the positive and negative aspects of changes in management at the Oregon State Fair and Exposition Center.

Kris Jones

Eileen Cotter Howell

Mary Boedigheimer

David Bliss

Nancy Kurkinen

Members of the public listed below provided comment regarding Illinois River Forks. The citizens commented on the Commission's decision to stop pursuing a lease agreement and asked the Commission to consider reversing their decision that was made to drop the lease.

Kenny Houck

Willa Gustavson

Daniel Dalegowski

Greg Walter

Sue Williams

As a result of public comment by local residents, the Commission asked staff to provide the answers to several specific questions regarding a possible reconsideration of their November 2011 decision to not pursue renewal of the lease on the 82 acre parcel owned by Bureau of Land Management at Illinois River State Park. Once the commission has the information they will then decide whether a reconsideration of their November 2011 decision is in order. The questions they asked are:

1. What would it cost to continue operating this portion of the park under the terms of a new lease with the BLM, bringing the park up to a minimum level of service? What are the costs for a greater level of service, as described in portions of the state park master plan? What park would we pull this money from?
2. If the Oregon Parks and Recreation Department is the lessee, what kinds of community and federal support are available to improve conditions at the park?
3. Which other organizations are interested and able to take over as the lessee, and how could the Oregon Parks and Recreation Department support that organization (financially, or by transferring state facilities now on the leased property)? Is there an in-between step that involves state parks as an interim lessee?
4. Without a lease, what state property would have to be removed, and at what cost?
5. What would become of the federal property without state park involvement?

### **3. Approval of Commission Meeting Minutes (Action)**

a) June 2012

**Commissioner Chalfant moved to approve the June 2012 Commission meeting minutes. Commissioner Graves seconded. The motion passed unanimously, 6-0.**

**The Commission discussed moving Item 10b in the agenda to be heard after Item 5. Commissioner Graves made a motion for the change in the agenda. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

### **4. Director's Update**

a) Report on Tsunami response/actions (Information)

Tim Wood, Director

Director Wood provided an update on tsunami debris response and actions that OPRD has been involved in. He said that OPRD is co-lead agency, along with Oregon Department of Environmental Quality, on the Japanese Tsunami Marine Debris Coordination Group, which includes numerous public agencies and volunteer organizations. He highlighted the following:

- OPRD's work with several volunteer organizations, including:
  - SOLV
  - Oregon Surfrider Foundation
  - Oregon Coastwatch
  - Oregon Shores Conservation Coalition
- OPRD's placement of garbage dumpsters in 15 park locations and 17 in refuse transfer stations
- OPRD's "211" toll free telephone line for the public to report items or accumulations of beach debris to the department
- Beach clean-up events
- Agate Beach – dock removal
- NOAA grant for debris clean up
- Recognition of staff for their work with tsunami debris clean up and planning

b) State Fair Planning Approach (Action)

Tim Wood, Director

Lisa Van Laanen, Assistant Director of Administration

Director Wood stated that this was a follow up action to the work-session on the State Fair. He explained that the action before the Commission was for approval for staff to look at some of the alternatives that were outlined in the work-session. It would allow staff to develop alternatives for future discussion and decision and for staff to move forward with the facilities assessment on the fair and exposition center.

Ms. Van Laanen and the Commission briefly discussed and clarified what the different phases of the assessment would include and if there should be additional items to include in the assessment.

**Commissioner Graves moved to approve the State Fair Planning Approach. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

- c) Legislative Concept (Action)  
Tim Wood, Director

Director Wood said that a legislative concept, based on statutory language for the Oregon State Fair Foundation and OPRD, had been drafted and is ready for review by the Commission. He shared that this 2013 Legislative Concept for formal relationships with non-profits was identified as a way to facilitate better relationships with non-profit organizations that may have an interest in contributing to the agency mission. The recommended action was for approval by the Commission of the legislative concept to be included in the agency actions during the 2013 legislative session.

**Commissioner Chalfant moved to approve the Legislative Concept. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

- d) Governor's Executive Order on Tobacco Free Policy (Information)  
Tim Wood, Director

Director Wood provided information to the Commission on the Governor's Executive Order on Tobacco Free Policy. He explained that it extends a prohibition of tobacco on all state owned property; the exception in the executive order allows some allowance for the Commission to consider how it might be applied to its properties, more specifically state parks. He said that the agency has until January 2014 to come up with some recommendations or adopt rules or a policy on how the executive order would be applied on state park property. Director Wood said that staff are being brought together to come up with some recommendations for the provisions. He said that the recommendations will be brought back to the Commission in the next several months.

- e) Prineville Water Bill (Information)  
Tim Wood, Director

Director Wood provided information on a bill that has been introduced by Senator Merkley in to Congress relating to allocation of water out of Prineville reservoir. He said that Senator Merkley and Congressman Walden have been working on separate bills to put to use some of the unallocated water in Prineville Reservoir. Director Wood said that the bill would allow for construction of a hydro facility at Bowman Dam and would also remove the scenic waterway designation for a ¼ mile downstream to accommodate hydro use. He discussed some of the challenges that the bill would create for the agency. Commissioner Chalfant added that we are going to see better flows on the lower Crooked River down through Smith Rock State Park, however it will also mean that the level of Prineville Reservoir will fluctuate a bit more; which raises concerns and may affect further development at Prineville Reservoir.

## 5. Consent Calendar (Action)

### a) Approval of Delegated Authority Report

#### 1. Contracts

**Commissioner Graves moved to approve the Delegated Authority Report - Contracts. Commissioner Chalfant seconded. The motion passed unanimously, 6-0.**

#### 2. Natural Resources

**Commissioner Graves moved to approve the Delegated Authority Report – Natural Resources. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

### b) Approval of Local Government Grant Projects

**Commissioner Brown moved to approve the Local Government Grant Projects. Commissioner Graves seconded. The motion passed unanimously, 6-0.**

### c) Best Practices

**Commissioner Graves moved to approve the Best Practices. Commissioner Risley seconded. The motion passed unanimously, 6-0.**

### d) State Trail Designations

**Commissioner Graves moved to approve the State Trail Designations. Commissioner Chalfant seconded. The motion passed unanimously, 6-0.**

## 10. Heritage & Community Programs

### b) Willamette Falls/Blue Heron Update (Information)

Jim Desmond, Director, Metro Sustainability Center

David Frasher, City of Oregon City

Mr. Desmond and Mr. Frasher provided an update on the ongoing effort to potentially acquire the former Blue Heron paper mill property at Willamette Falls in Oregon City. Metro and the City of Oregon City are the key partners in the current due diligence effort. OPRD staff have participated in meetings and discussions, primarily advising on cultural resource issues.

## 6. Budget

Tanya Crane, Budget Manager

### a) 2011-13 Budget Update (Information)

Ms. Crane provided an update to the Commission on the 2011-13 budget; including an update on the most recent lottery forecast. She informed the Commission that the Legislative Emergency Board will be meeting September 12-14, 2012. The Department anticipates having three subjects before the panel:

- Tsunami Debris Response

- Request limitation related to Federal Emergency Management Agency (FEMA) assistance
- Request limitation for a federal grant award

b) 2013-15 Budget (Action)

Ms. Crane highlighted the information provided in the budget brief regarding the Agency Request Budget. The numbers reflect the final budget submitted for audit to the Department of Administrative Services Statewide Audit and Budget Reporting Section (DAS SABRS). She reviewed the 2013-15 projected beginning balances, revenues, expenditures, policy packages and ending balances.

Ms. Crane requested approval of the reduction options (Attachment A) included with the budget brief. These need to be included in the budget book that is due August 30, 2012.

Commissioner Brown commented on the information in Attachment A; the priority program reduction of \$3.4 million as it relates to the exposition center. He asked if the recommendation was a debt reduction. Ms. Crane replied that it is the operating cost, not the debt. After discussion, the Commission asked that both the lottery fund debt service and operating costs for the Oregon State Fair and Exposition Center be the top two items on the reduction list.

**Commissioner Chalfant made a motion for approval of the reduction options; with recommended edits to Attachment A. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

**7. Operations Procurements and Facility Investment Program (FIP) Projects**

Scott Nebeker, Technical Services Manager  
John Potter, Assistant Director of Operations

a) FIP 2011-2013 Progress Report (Information)

Mr. Nebeker discussed the report provided to the Commission and gave a brief status update and summary of the budget and projects. He explained the layout of the report and highlighted items that were added. Mr. Nebeker complimented staff for their work both at the headquarters office and at the regional level. He said staff continue to focus on improving the communication at HQ out to the local level.

b) FIP 2013-2015 Preliminary Plan (Information )

Mr. Nebeker shared that the report provided to the Commission was a summary of the planning status for the 13-15 biennium Facility Investment Program (FIP) budget and projects. He explained that the FIP accomplishes major maintenance and enhancement of the park system. Mr. Nebeker and Mr. Potter discussed the new major maintenance and enhancement projects and the scoring criteria for projects. They explained that the highest scored projects will be considered top priorities. This list will be revised several times before the spring when it will be brought to the Commission as a recommended list of major maintenance and enhancement projects to receive funding through the 2013-2015 biennial budget.

## 8. Planning and Land Use

Ron Campbell, Planning Specialist

### a) Parks Land Use Final Report (Information)

Mr. Campbell clarified that this was an update, not a final report; the group is not entirely finished with the necessary discussions. He explained that the series of discussions about parks in the land use program was prompted by a few problems that have occurred in siting local public parks where there was misinterpretation of land use rules that pertained to park uses in farm and forest zones. Mr. Campbell shared the three main topics that have been the focus of the discussions:

- Improving intergovernmental coordination
- Methods for determining needs for parks
- Allowable uses and approval requirements in farm and forest zones

Mr. Campbell discussed the next steps in the process. He said that the last scheduled meeting of the full forum had been postponed to allow for continued discussion between steering committee staff (OPRD, DLCDD and DOA). The objective is to continue developing a concept that appears workable and supportable by the committee members before reconvening the full forum for their input. Eventually, DLCDD will convene a rule advisory committee to address proposed solutions that require rule changes, followed by a formal rulemaking process. OPRD will need to participate on the rules advisory committee and in subsequent rulemaking.

## 9. Real Property

Jim Morgan, Stewardship Manager

### a) ~~Lake Oswego/Tigard Pipeline Easement Request (Action)~~ [Item 9a was deleted from agenda.]

### b) Shepard's Dell Conveyance to Multnomah County (Information)

Mr. Morgan said that Oregon Parks and Recreation acquired 2.2 acres (gratis) next to Sheppard's Dell State Park from Multnomah County. He said park staff had been contacted by Multnomah County officials regarding the status of the parcel. Mr. Morgan reported that park staff concluded that OPRD had no operational need for the property and have asked the Stewardship Division to discuss a transfer of the property back to Multnomah County. He said that staff plan to recommend at the next commission meeting that the Commission approve the grant of a quit claim deed to Multnomah County.

### c) Oswald West State Park Retaining Wall Improvement (Information)

Mr. Morgan said this is in regards to a "rock wall" repair project along U.S. Hwy. 101 next to Oswald West State Park. He explained that ODOT is requesting that OPRD convey a permanent easement (200 sq. ft. +/-), which will allow ODOT to (1) complete the project while funding is available and (2) to maintain the "rock wall" in the future without requiring additional approvals from OPRD. Upon satisfactory review of the legal description prepared by ODOT, staff plans to present this request at the next commission meeting for consideration of granting a permanent easement to ODOT for the "rock wall" area to allow for their repair/maintenance project adjacent to Oswald West State Park.

d) Tugman State Park Road Easement (Information)

Mr. Morgan explained that this item was regarding a request for a road easement through a very small portion of Tugman State Park. He said the request was based on a former easement granted to ODFW and Menasha for gaining access to their road system for managing their forest. Mr. Morgan shared that this would also benefit a nearby community by allowing equipment and the logging operation to use their road system rather than the city streets. He said that staff were looking into another option, possibly a license or agreement, to avoid permanently encumbering the property. Mr. Morgan shared that this item will be back before the Commission at the November meeting.

e) Klamath Falls/ODOT Acquisition (Action)

Mr. Morgan explained that this is to convey the property known as Klamath Falls State Scenic Corridor, approximately 80 acres that has Highway 140 going through it. He explained that much of the concern that ODOT has with moving forward is the need to utilize funds while they are available. He said that in discussions with park staff, OPRD has found no operational need for this property and sees no future benefit to retaining an interest in the property due to its location and steep topography. Mr. Morgan shared that ODOT has recently completed an appraisal and appraisal review of this property and ODOT has made an offer to acquire the parcel at the appraised value of \$63,800.

Mr. Morgan explained that the action before the Commission was for Commission approval to accept the offer from ODOT based on the reviewed appraisal for the value of \$63,800.

**Commissioner Brown moved to approve the Klamath Falls/ODOT Acquisition. Commissioner Rudi seconded. The motion passed unanimously, 6-0.**

f) Withdraw for Re-consideration Scenic Waterway Notice of Intent #2-194-10 (Action)  
Steve Shipsey, AAG

Mr. Shipsey stated that the department is recommending that the Commission withdraw approval and reconsider the permit in order to determine whether the proposed recreational dwelling that the permit would allow is actually allowed and that it complies with the rules of the Lower Deschutes River scenic waterway.

Mr. Shipsey clarified that the withdraw of the approval would allow the department to look back in the rule and understand a provision of the rule that seems to suggest that additional dwellings in that area are not permitted; it will afford the department an opportunity to make the right decision before it goes to Wasco County for approval.

**Commissioner Rudi moved to approve the Withdraw for Re-consideration Scenic Waterway Notice of Intent #2-194-10. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

## 10. Heritage & Community Programs

Roger Roper, Assistant Director of Heritage and Community Programs

### a) Heritage Programs Report (Information)

Mr. Roper provided an update on the Task Force on Heritage Vitality. He said that the task force will study ways to improve the effectiveness, impact, and overall vitality of “heritage providers” in Oregon. The 15-member task force was charged with submitting its findings and recommendations in a written report due October 1, 2012. Mr. Roper said the report will be brought to the Commission upon its completion.

Mr. Roper discussed the Archaeology Field Schools that have been held in Fort Lane and Champeog and provided information on the Pacific Northwest Field School.

### b) Willamette Falls/Blue Heron Update (Information)

[Item 10b was heard earlier in the agenda, following Item 5.]

## 11. Reports (Information)

- a) Report on LWCF and RTP as a result of Transportation Bill
- b) Pre-Registration/Express Check-In
- c) Illinois River Forks
- d) Cottonwood Canyon State Park Update
- e) Uniform Committee Update
- f) Salmonberry Corridor Project
- g) Silver Falls State Park: Canyon Trail Management & Maintenance Plan
- h) Rulemaking Status

**Reports in agenda item 11 were provided to the Commission as information only. There was no formal presentation or discussion on the reports.**

## 12. Commission Planning Calendar (Information)

The next meeting of the Oregon Parks and Recreation Department will be held in Tillamook, November 6-7, 2012.

Tentative Itinerary:

Tuesday, November 6th – Tour & Worksessions –  
Tour mid-morning  
Cape Mears  
Cape Lookout  
Whalen Island  
Salmonberry Corridor project

Wednesday, November 7th – Executive Session and Business Meeting  
Tillamook Forest Center

### **Adjournment:**

**Commissioner Chalfant made a motion to adjourn the August 2012 meeting of the Oregon Parks and Recreation Commission; Commissioner Rudi seconded. The meeting adjourned at 2:30p.m.**