



## Oregon Parks and Recreation Commission

September 22, 2010

Newport, Oregon

### 9/22/2010 Meeting Minutes

Those attending all or part of the meeting included:

#### **Commissioners Present:**

Davis Moriuchi, Chair  
Jay Graves, Vice-chair  
Brad Chalfant  
Sue Musser  
Jim Brown  
Sharon Rudi

#### **Staff:**

Tim Wood, Director  
Vanessa DeMoe, Commission Assistant  
Roger Roper, Assistant Director, Heritage Programs  
John Potter, Assistant Director, Operations  
Brian Silcott, Assistant Director, Exposition Center and Fairgrounds  
Kyleen Stone, Assistant Director, Recreation Programs and Planning  
Steve Shipsey, Assistant Attorney General  
Cliff Houck, Real Property Manager  
Jim Morgan, Natural Resources Manager  
Connie Bradley, State Fair Manager  
Calum Stevenson, Ocean Shores Natural Resource Specialist  
JR Collier, Beverly Beach Team Leader  
Kevin Beck, Carl G Washburne Park Manager  
Ben Fisher, Bullards Beach Park Manager  
Dennis Comfort, South Beach Park Manager  
Darin Wilson, Engineering Manager  
MG Devereux, Cottonwood Canyon Project Manager  
Wayne Rawlins, Grants Program Manager  
Richard Walkoski, Recreation Programs Manager  
Kathy Schutt, Planning Manager  
John Allen, Coastal Region Manager

#### **Visitors Present:**

Bob Johnson, Bandon Biota  
Al Johnson, Bandon Biota  
Fran Recht, Depoe Bay  
Carolyn Ganschow, Lincoln City  
Doug Parrow, Scenic Bikeways Committee

## Business Meeting, 9:30 a.m.

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

**Commissioner Graves moved to approve the September 2010 Commission meeting agenda. Commissioner Musser seconded. The motion passed unanimously, 6-0.**

2. **Public Comment:** *This time was for the public to address matters **not** included in the agenda.*

Fran Recht, Depoe Bay

Ms. Recht welcomed the Commission and thanked Cliff Houck for his part in the Beaver Creek acquisition. She stated that she was at the meeting to highlight an issue that will be coming to the forefront regarding increased pressure for the agency to grant riprap requests. Ms. Recht gave examples of requests in Lincoln County; discussing Goal 18 and the false sense of security she feels it gives to property owners. She reiterated that there will be more pressure to put rip rap on the coast and on the agency to grant the permits. She asked the Commission to focus on climate change impacts and what is going to happen to Goal 18 with increased pressure to provide protection against hardening the shore and the impacts on the public beach from riprap.

Carolyn Ganschow – 4788 SW Beach, Lincoln city

Ms. Genshaw expressed the want to be able to stay in overflow areas to be away from campfire smoke from adjacent campers. She stated that campgrounds are full of pollution, and not sufficient for people with heart and/or breathing conditions. She asked that there be a consistent policy across all campgrounds that will allow people to stay in overflow areas or designate some upwind areas as smoke-free.

Doug Parrow- Scenic Bikeways Committee

Mr. Parrow stated that the committee started meeting in January of 2009. He said that in that time they have developed a guide book based heavily on the state scenic bi-ways process. He reported that they received a large number of proposals for scenic bikeways; over the course of this summer the committee evaluated over 1000 miles of proposed scenic bikeway route. He said the committee concluded that 600 miles were suitable to move forward in the process for the bikeways. The approved bikeway proponents will develop management plans to come back to the committee for review. Mr. Parrow said the timeline is heavily dependent on the proponents; the Commission should see the management plans early next year. Mr. Parrow stated he was present to express appreciation to the Commission and department for their leadership.

Discussion

Commissioner Graves thanked Mr. Parrow for his many years of volunteerism. He said that the initial scenic bikeway, the Willamette Valley Bikeway, had challenges early on with signage and wanted to know how this is being addressed as the committee moves forward with so many applications. Commissioner Graves asked how the committee envisions funding the signage.

Mr. Parrow replied that, at this time, the committee assumed the agency would provide the funding. He said that seeking funding through local proponents, having them aid in that effort, is a good idea.

Commissioner Brown stated that the OC & E trail is an opportunity for the city of Klamath Falls. He asked if the committee was directly involved. Mr. Parrow replied that one of the proposals recommended to move forward is a similar project in Cottage Grove. It is a family friendly venue. He mentioned that one of the things the committee looks for is opportunities to put kids on bikes.

Commissioner Chalfant asked if the committee looked at the Willamette Valley Bikeway in terms of economic benefits. Mr. Parrow replied that they have not, however the department is very interested in those reports. Mr. Parrow said that he will have a conversation with the coordinator to see what could be done.

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

a) July 14, 2010

**Commissioner Chalfant moved to approve the July 2010 Commission meeting minutes. Commissioner Rudi seconded. The motion passed unanimously, 6-0.**

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

Director Wood

#### Internal SPOTS Audit

Director Wood discussed the internal audit and review of the SPOTS program. He said he was pleased to report that of all the transactions reviewed no significant findings were found. He said that this process helped staff to be more aware of their responsibilities. Another review will be completed this month to follow up and continue training.

#### Cash handling

Director Wood said that the Secretary of States office is beginning to conduct the 2009 comprehensive financial audit. He explained that in the past the agency has had great results. He said the Commission will be updated as information is available.

Director Wood told the Commission about the processes reviewed at the State Fair, including cash handling, ticket sales, revenue accounting and sponsorships. He said that the review is not complete at this time; the results will be reported to the Commission as they become available.

#### Climate Trust, Beaver Creek acquisition

Director Wood updated the Commission on the Climate Trust deal for funding part of Beaver Creek land acquisition through carbon sequestration. He stated that it was determined that the benefit offered was not proportional to the costs and complication to the agency. He explained that it does not mean that carbon sequestration projects are not something that wouldn't be pursued in the future; however there is a lot of uncertainty at this time in how they are managed long-term. He noted that ODF and DSL have set aside their plans for similar projects.

#### EBoard

Director Wood stated that the Emergency Board was meeting today in Salem. He shared that Ms. Van Laanen was representing the agency. Director Wood said that there are two

minor requests; one is a retroactive request to apply for a federal grant for coastal wetlands and the other is asking for limitation for a grant for Kam Wah Chung. Director Wood proposed that the Commission have a workshop at the November 2010 meeting on legislative issues.

#### Solar City Agreement

Director Wood said that Solar City, the company contracted to install solar panels at the Fairgrounds, does not have their financing set up for the project. He stated that they will be competing for funds available from the Oregon Office of Energy in October. He said that there is a project completion deadline in the contract of January 31, 2011 and the Department of Justice sent a letter to Solar City putting them on notice of the established deadline and contract. Director Wood said the next step is to see if they perform; if they do not then a decision would need to be made about the project.

#### Working Smart

Director Wood said that over a year ago natural resource agency directors and board chairs began meeting to explore common areas of interest and ways that they might work together. He shared that the idea is to open communication regarding natural resource issues throughout the state and to begin conversation about the long range future of the natural resources sector, the contribution to the state, and how we can work towards a plan to ensure an adequate funding level. Director Wood reported that the group has met with legislators and discussed funding of Natural Resource agencies; of the states budget, 1% of general fund goes toward natural resource agencies. Director Wood stated that the hope is that an ongoing communication channel will be established through this group.

Chair Moriuchi said that the group came up with a message to present to the Legislators; it included figures showing comparisons between general funds invested in Natural Resource agencies and the economic benefit produced by the Natural Resource agencies. He stated that the legislators had seen figures from the individual agencies but not rolled together showing the economic impact that Natural Resource agencies have combined. Chair Moriuchi discussed the decline of general fund investment in Natural Resource agencies. Chair Moriuchi added that more than anything, keeping a dialogue going is important.

Commissioner Graves asked for clarification on natural resource agency funding; he stated that if you added back in what OPRD gets from lottery, it would put us over 3%. Commissioner Graves asked if the other agencies are receiving other sources of state funds.

Chair Moriuchi replied that this was a question that came up at the meeting and will be looked into further. Commissioner Brown clarified that agencies, other than OPRD and OWEB, are not receiving substitute general funding such as lottery.

Commissioner Chalfant commented that in order to raise awareness of legislators of what natural resource agencies are doing there is a need to get legislators out into the field to see the benefit; that will help in terms of changing the paradigm and raising awareness.

## 5. Consent Calendar

- a) Approval of Delegated Authority Report (Action)
  1. Contracts
  2. Natural Resources

## 5 a) 1., Contracts Discussion

Commissioner Rudi asked for clarification on the Cascade Sound expense. Mr. Silcott replied that this expense is annually for lighting and sound for all of the stages throughout the fair.

Commissioner Risley asked if there are ways to decrease the cost. Mr. Silcott stated that staff had looked at ways to decrease cost, there may be small ways to reduce costs but the services they provide are necessary. He explained that Cascade Sound was awarded the contract through the bid process. Mr. Silcott clarified that the price agreement is for an amount not to exceed 1.5 million; however that total amount is not spent.

Commissioner Graves asked how many miles of trail was included in the OC&E woods line for gravel trail surface. Director Wood described the route to the Commission.

Director Wood asked staff to put together a plan that will let us extend paving on the trail.

Commissioner Chalfant asked about the asbestos abatement contract at Bates and if the asbestos was identified during the agency's due diligence when acquiring the property. Director Wood said that when we acquired that property some of the cost was offset by the county as well as using park development sinking fund money. He stated that the asbestos abatement need was identified up front.

Commissioner Musser asked about the differing costs for law enforcement between counties. Mr. Potter replied that they vary based on what services we are able to get from the State Police and the counties, as well as the need. It was stated that areas of higher use generally require more law enforcement assistance.

**Commissioner Graves moved to approve the consent calendar. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

## 6. Budget & Legislative

- a) Budget Update (Information)  
Tim Wood, Director

Director Wood gave a brief update on the 2009-2011 and 2011-2013 budgets. He stated that the September lottery forecast came out in August; the general fund was down but lottery rose slightly. He reported that RV fees continue to remain constant and user fees are strong. Director Wood said that for 09-11 the agency is on budget and there will be three more revenue forecasts in this biennium: December, March and June.

Director Wood reported that the 2011-2013 budget has been submitted and is currently going through processing at Budget and Management (BAM). He said that the Legislative Fiscal office (LFO) and BAM offices have instructed everyone to look at 25% cuts, including lottery funds. BAM is preparing recommendations for each agency

as to where the reductions should come from. Director Wood told the Commission that the recommendations have not been given at this time.

Commissioner Graves asked what is driving the 25% reduction. Director Wood said that he thinks it's the continuing economic downturn.

Director Wood said that the 2011-2013 budget was built on a lottery forecast of \$87 million dollars, since there has been adjustments to the forecast the actual Governor's Recommended Budget (GRB) will be based on the December lottery forecast. Director Wood said that if ballot Measure 76 passes then we need to find approximately \$3 million dollars that are not in the Agency Request Budget to increase the local government grants program to comply with the ballot measure.

The Commission and staff discussed Measure 76 and an article regarding the measure and state parks highlighted in The Oregonian.

b) Legislative Concepts Update (Information)  
KYLEEN STONE, Asst. Director Recreation Programs and Planning

Ms. Stone gave a brief update on the following Legislative Concepts:

- Oregon Historical Society concept was withdrawn per the Commission direction
- Main Street program withdrawn
- Legislative Concept 486, Oregon Heritage Commission Housekeeping; final version provided to the Commission
- Legislative Concept 482, Oregon Exposition Center Management Structure; have not received it back from Legislative Council. Ms. Stone explained that this concept helps us work through the technical changes at the OEC. She said that it allows us to change the name but also gives us more flexibility in how programs are administered.

Ms. Stone reported that some of the county park providers are working on a concept that would change the distribution for registration fees for RV's. She stated that it would change the distribution to counties from 35%, to potentially 95%; currently OPRD receives 65%, this change would leave us with 5%. She said that staff are working on a fiscal impact for this concept.

c) Adopt ATV Advisory Committee Safety and Vehicle Classification Recommendations (Action)

Ms. Stone gave background information to the Commission on the ATV Advisory Committee and discussed the recommendations for change to the statute. She said that once action is taken by the Commission, Representative Byer will take it through the committee process.

**Commissioner Chalfant moved to adopt the ATV Advisory Committee Safety and Vehicle Classification Recommendations. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

## 7. Heritage Programs (Information)

- a) Heritage Programs Report  
Roger Roper, Asst. Dir. Heritage Programs

### **Archaeological Training Session**

Mr. Roper discussed the one-day archaeological training. He said that in the past, 3-4 day trainings were conducted in conjunction with the other state agencies and tribes, but budget reductions have forced cut-backs and resulted in the one-day schedule located in the regions. Mr. Roper said they are looking at iLearn training for future sessions so that participants can connect through the phone and computer.

Mr. Roper gave an update on staffing, stating that there are two staff devoted to park cultural resources; one archaeologist and a historic buildings person; the historic building staff member left recently and he hopes to fill that position in the near future.

### **ODOT Funds for data clean up**

Mr. Roper provided information related to archaeological records stating that he just found out that ODOT is willing to contribute \$310,000 towards efforts to clean up computerized maps related to archaeological sites. He shared that it will fund three GIS technicians to help with the effort.

### **Irvington Historic District**

Roger Roper shared that residents of Portland's Irvington neighborhood (some 2,800 buildings) have spent the past two years working on the necessary paperwork to attain designation in the National Register of Historic Places. The State Advisory Committee on Historic Preservation (one of SHPO's boards) approved the historic district nomination in June, and, pending the completion of some minor revisions, the paperwork will be forwarded to the Keeper of the National Register in Washington, D.C., for final review and approval. He added that the neighborhood hopes the designation will help preserve the neighborhood's historic character by offering incentives to property owners (specifically SHPO's property tax "freeze" program) and by providing design review regulation through the city's historic preservation program.

### **ARRA Funds for Heritage in Oregon**

Mr. Roper highlighted Federal stimulus funds that have benefitted a number of historic properties throughout the state. SHPO works with the funding recipients to help them complete their projects in a manner that either enhances the historic character or minimizes negative impacts. The following are some of the more notable cases:

- **Timberline Lodge:** \$4.2 million to upgrade public restroom facilities, restore the head house chimney and weathervane, paint the exterior of the entire lodge, replace the waterline, and replace the Day Lodge roof.
- **Union Station (Portland):** \$1.4 million to replace the historic tile roof (in-kind) and install seismic upgrades.
- **Jackson County Courthouse:** \$628,000 for a variety of energy upgrades, including window rehabilitation.
- **Elgin City Hall / Opera House:** \$250,000 for weatherization and energy upgrades.
- **Canyon City Community Hall:** \$168,000 for HVAC upgrade, insulation, window rehab, and re-pointing the exterior masonry (stone).

- **Morrow County Courthouse:** \$117,800 for weatherization and window upgrades.
- **Koberg Beach State Recreation Site (OPRD):** \$25,000 for archaeological testing and monitoring as part of a restroom replacement project.

### **Energy Projects**

Mr. Roper briefly discussed energy projects in which SHPO is involved in and noted that the tempo and scale of these kind of projects have increased.

- Ruby Pipeline
- Wind Farms
- Transmission lines

### **Condon**

Mr. Roper shared that the City of Condon had approached us about getting them involved in the Main Street program and other partnership agreements.

### **Discussion**

Chair Moriuchi asked how many new historic districts are dealt with each year. Mr. Roper replied, in terms of new districts, it is between one and three, however there are around 20 individual properties that get listed. Chair Moriuchi asked how many approved historic districts are in the state. Mr. Roper replied around 115, in terms of commercial and residential listings it is between 75 and 80.

## **8. Real Property**

- a) Adopt Land Policy COM 10-2 (Action)  
Cliff Houck, Property Resource and Management

Mr. Houck reported that recent discussions by the Commission have resulted in a number of proposed changes in the “Acquisition of Land” policy (COM 10-2). He said that the recommended changes to the policy are in the following areas: definitions (“overwhelming public benefit”); criteria for exchange; environmental review; and appraisal practices.

Mr. Shipsey stated that if the Commission is comfortable with the draft the next appropriate step would be to go to rulemaking.

**Commissioner Chalfant moved to Adopt Land Policy COM 10-2. Commissioner Rudi seconded. The motion passed unanimously, 6-0.**

**Motion to initiate rulemaking for division 19 to incorporate changes adopted in the policy.**

**Commissioner Brown moved to approve going to rulemaking for division 19. Commissioner Musser seconded. The motion passed unanimously, 6-0.**

Commissioner Chalfant commented that since he has been on the board he has seen this policy evolve and is very pleased with the work that has been done and thrilled to see it coming together. He stated that the Commission ultimately has an obligation to the citizens of Oregon as trustees of the state parks system to ensure the integrity of the system, this is a big step forward to provide the transparency and ensure the citizens of Oregon have security and comfort in how the system is being managed. He thanked staff for their efforts.

- e) Bandon Golf Course Project; presentation by Bob Johnson and Al Johnson, representing Bandon Dunes (Information)

Mr. Houck introduced Bob and Al Johnson representing Bandon Biota.

Mr. Al Johnson, an attorney representing Bandon Biota LLC, and Mr. Bob Johnson, also representing Bandon Biota LLC, made a presentation regarding a proposed golf course project that may involve a land exchange at Bandon State Natural Area.

Al Johnson introduced both himself and Bob Johnson, who have been with the Dunes project from the beginning. Al Johnson came into the project in 1993.

Mr. Al Johnson stated that they would like to give the Commission a sense of what conversations have led to at this time. He said that they have been in conversation with OPRD, specifically Cliff Houck, and had a series of meeting with staff in July and August. Mr. Al Johnson said that they have developed materials that included joint appraisals of several properties, environmental assessments, and would be happy to make available the complete documents. He stated that this is an attempt to begin or continue a conversation.

Mr. Al Johnson went through the presentation, highlighting the following:

- ❖ Proposed reconfiguration – results in a better configured property for both interests
- ❖ State Parks – property specifics; improvements and linkages
- ❖ Bandon Biota – restore ecosystem, community benefit
- ❖ Details of Exchange (listed in presentation)
- ❖ Discussed current configuration; post exchange configuration
- ❖ Appraisals
- ❖ Snowy Plover protected area – all is East of the protected area
- ❖ Habitat; gorse
- ❖ Summary/comparison of appraisals
- ❖ Public process; conditional use permits, timelines
- ❖ Come back to the Commission in a few months with an agreement
- ❖ Spring 2012
- ❖ Golf Concept – why another one
  - This course has a philosophy to provide the course to public who can not afford to golf otherwise. Golf rate anticipated to be around \$25 for residents of Oregon. Juniors and school age will play for free.
  - Concept for 27 acres
  - Economic impact; jobs, goods and services, 120 total employees after completion

#### Discussion

Commissioner Rudi asked about rates for non-resident and veterans. Bob Johnson stated that rates would be in line with Bandon Dunes, if you are not a guest staying at the resort the rate is \$250.00, resort guests pay \$200.00. He stated that a veteran rate has not been considered at this time.

Commissioner Musser asked about the trail extension. Bob Johnson replied that there is a willingness to take care of constructing an extension of the Pacific Coast Trail through the property at an appropriate location.

Commissioner Brown stated that this is a very interesting project, at the same time the Commission has to fulfill the responsibility as stewards of public lands. He said that the challenge is to achieve the overwhelming public benefit.

Commissioner Chalfant said as a professional conservationist land, exchanges are fraught with challenges. He said he was intrigued with the proposal; the challenge being that we never be put in a position where we are trading off portions of the State Park system to achieve other objectives other than those of the state park systems objectives. Commissioner Chalfant said that the agency has to be able to clearly defend the decision the Commission comes to in that it is an overwhelming value to the parks system. He said it is also important that we are representing the larger collective interest of Oregonians. Commissioner Chalfant commented that an intriguing proposal was presented, however other options should be explored so a win-win situation can be achieved.

b) OC&E Trail Alignment – Galpin Exchange (Information)

Mr. Houck said that this parcel and one acquired as part of the earlier OC&E transaction were originally access roads leading to the rail bed from nearby city streets through privately owned lands. He explained that these privately owned lands are currently owned by Galpin Holding LLC. Neither of the access roads have been improved and currently are not being used as a part of the linear trail. Mr. Houck shared that Galpin Holding LLC has approached OPRD regarding an exchange of property. They are offering a 40' wide right of way easement through their property that would run parallel to the E. Main St. extension in exchange for OPRD's two unimproved roadways that currently bisect their property. Their offer includes benefits above and beyond the monetary value of the exchange including improvement of the trail easement to meet minimum trail standards and landscaping, as set out by OPRD.

Discussion

Commissioner Brown said it seemed as though this project needed to be elevated in terms of development of the trail with a hard surface. He also stated that given the limited acquisition budget we are likely going to have, it seems that the Commission should do a review of the undeveloped properties in our ownership; to see how they might fit into future development plans, taking advantage of the ownerships we already have.

c) OPRD/DSL Exchange – Juniper Wayside/Beaver Creek (Information)

Mr. Houck stated that DSL has recently submitted an 80 acre timbered parcel for surplus which adjoins the Forest Capital property OPRD is in the process of acquiring at Beaver Creek. He explained that DSL's intent was to auction the 80 acre timbered parcel in the spring of 2011 to benefit the Common School Fund. An exchange between DSL and OPRD could support both agencies in their directions and missions. Appraisals of both the DSL property and the Redmond-Bend Juniper State Scenic Corridor are under way.

- d) Banks Vernonia State Trail Easement Request – Western Oregon Electric Cooperative (Information)

Mr. Houck said that he would anticipate this item coming back to the Commission at the November meeting for approval. He explained that Western Oregon Electric Cooperative (WOEC) is requesting a 10-foot wide easement from OPRD to place and maintain an underground electrical distribution line conduit and two 7'x7' vaults under the Banks-Vernonia State Trail. This is part of a project that would replace the primary substation and lines that service the City of Vernonia in order to increase reliability for users in the event of a flood. The project would result in fewer temporary service interruptions and maintenance trips from causes such as fallen tree limbs or high winds. WOEC would repair any portion of the trail affected by the easement construction and maintenance.

## 9. Oregon Exposition Center and State Fair

- a) 2010 State Fair Report (Information)  
Connie Bradley, State Fair Manager

Ms. Bradley provided the Commission with the following facts about the 2010 Oregon State Fair:

1. Overall Attendance Numbers – goal for 2010 was a 10% increase,
  - a. Paid Attendance; up 14% over 2009 (comp tix down 4%), overall attendance up 12% over 2009, for total of 382,455 patrons attended in 2010.
  - b. Concert Attendance: 24,720 people attended concerts in 2009, twelve concerts in 11 nights (average 2060 per concert) 23,545 attended a concerts in 2010, six concerts in 11 nights (average 3925 per concert)
  - c. Concert Income: Goal to cover cost of talent/sound & lights with ticket income. Overall OSF paid \$620,000 for big name entertainment, with an ticket sale income of close to \$710,000
  - d. Merchandise sales of \$17,315 in 2009, up to \$18,772 in 2010 with half as many concerts.
2. Income Producing Venues – goal for 2010 = 5% overall increase in income venues
  - a. Carnival – Rides sold up 9%, games flat and food sales flat compared to 2009.
  - b. 150,000 more rides sold in 2010 than in 2009
  - c. 40% income to OSF, will enjoy a \$60,000 increase from Funtastic over 2009.
  - d. Food Concessions
    - i. Premier Services; catering, beer/wine & food stands, overall increase of 2% with seven less stands/booths, \$498,632 in 2009, to nearly \$508,000 in 2010
    - ii. OSF enjoyed a significant increase in beer/wine sales 41%
    - iii. All other food booths; overall increase of 7% in food sales, \$1,923,914 in 2009, to \$2,056,265 in 2010, Average percentage 15 to 25% to OSF

Total Food Concessions: Overall 6% increase; \$2,422,500 in 2009 to \$2,564,000 in '10.

Total income to OSF \$625,000 in 09 to \$670,000 in 2010.

- e. Exhibitor Sales – 6% increase in exhibitor sales, \$652,641 in 2009, \$697,060 in 2010
  - f. Sponsorship Sales – 36% increase in sponsorship value; 2009 = \$227,015 cash, \$556,175 in-kind, \$783,190 total; 2010 = \$250,300 cash, \$812,425 in-kind, \$1,062,725 total
3. Visitor Feedback; Length of Stay increased from 5.5 to 5.9 hours, size of party remained the same at 3.8 people, Average Days at fair 2.0, Overall Fun for Kids 3.86 (up from 3.6), Overall value of the fair went from 3.2 to 3.7, Average spend per person from \$25 in 2009 to \$28 in 2010. A new surprise was the return from 2009 to 2010 state fair, over 71% attended the fair in 2009 and returned to the fair this year (Return rate up from only 63% last year returns from 08 to 09).
4. Special Events & Promotions
- a. Wine Event – Total sales of \$16,000 plus sponsorship, 498 attendees in 2010, down from 794 in 2009 (due to Pink Martini special in 2009).
  - b. Concerts – ZZ Top 6175, L. Skynyrd 4100, Lifehouse 4300, Dierks Bentley 4036, Cinderella/Queensryche 3000, MJ 1400.
  - c. STIHL – Opening weekend enjoy a 19% increase in overall attendance, OSF has invited Timbersports to return to the 2011 State Fair.
  - d. Special Days: Kids, Carnival, Senior, Vets, Ag Day
  - e. Days of Dinosaurs: Goal to cover the \$187,000 cost of the exhibit with small patron charge of \$3 and \$5, to meet goal an average of 4,000 per day was needed. We averaged 3,200 per day through the exhibit over 11 days and came just short of the goal by \$14,000, through food sales and marquee value of media, we feel it was successful.
5. Improvement Areas
- a. Parking; luxury parking, new traffic pattern, new parking supervisor, new plan – went well.
  - b. Temporary employee shifts to avoid overtime (admissions clean-up, grounds/set-up), hired 492 less people than in 2009, and enjoyed 120 more volunteers.
  - c. Community Action Area – new non-profits to fair = 15 vendors.
  - d. Oregon Mercantile – 29 small (food-based) Oregon businesses, 10-12 last year
  - e. Increased Fair Fan database by over 20,000 fans for social media advertising/eblasts

## Discussion

Commissioner Graves commented that the go-karts were a blast. He also asked if there is a way that there can be a vendor dress code.

Commissioner Graves stated that he will donate three- three wheeled bike to the State Fair to replace motorized karts.

- b) Oregon Exposition Center (OEC) Business Plan (Action)  
Brian Silcott, Asst. Director, OEC and State Fair

Mr. Silcott stated that many items in the plan are things that have already been accomplished. The key elements of the plan are to:

- Develop partnerships with outside entities
- Focus staff on core business
- Control and Reduce spending
- Create independent recognized brands for OEC and OSF
- Maintain a first class facility
- Actively sell OEC, its facilities and the events held on its grounds

Mr. Silcott said the plan hinges largely on contracting with a private entity to work specifically with the LB Day and Pavilion. He stated that the goal is to get a private company that has enough resources, knowledge and experience to manage these underutilized facilities.

Mr. Silcott confirmed that the plan does not include intention to turn over the OSF to a private entity or displace any employees. He explained that the goal is to refocus the employees on certain core business and allow others to come in and help us with what we have identified as more difficult to accomplish.

#### Discussion

Commissioner Brown said that he likes what has been done. He suggested adding “key bets” to the report. He explained the concept of key bets; within any business plan there are assumptions that are made, by identifying these they become road signs to help evaluate and judge progress toward performance measures.

Chair Moriuchi asked about the plan for management of the facilities.

Mr. Silcott explained that the first step is to go out to bid and the goal will be to create a contract that they would manage the day to day operations. He said the plan is to have a compensation package based on performance; overall management would largely be given to the contractor with us having oversight.

**Commissioner Brown moved to approve the Oregon Exposition Center (OEC) Business Plan. Commissioner Graves seconded. The motion passed unanimously, 6-0.**

#### **10. Natural Resource Management**

- a) Scenic Waterway Permit – Grand Ronde River (Action)  
Jim Morgan, NR Manager

Mr. Morgan said that the landowner (applicant) would like to place fishing accommodation cabins on a 244 acre property in the floodplain along the Grande Ronde River, approximately 15 miles upstream of Troy, Oregon. He explained that the applicant’s interest in placing cabins at this site is to provide accommodations for fishing guides and their customers. Mr. Morgan said that it is a very remote area and not accessible by a vehicle except for a rough four-wheeled drive trail; these cabins would provide accommodations for float trips. Mr. Morgan stated that staff had met with the landowner and he is very clear about his intent.

Mr. Morgan stated that after visiting the site, OPRD staff determined that the proposed location would be visible from the river and is such that vegetative screening is not possible. While on-site with the applicant and the County planning director, other locations and options were discussed. Included in these discussions were the placement of the cabins on an elevated terrace that has substantial screening to the river; the placement of non-permanent tents, instead of permanent cabins; and the possible sale of the property. The former two suggestions were unacceptable to the applicant who requested denial of his notification. Mr. Morgan shared that the landowner has been put in contact with the Bureau of Land Management regarding a possible sale of the property.

Mr. Morgan told the Commission that OPRD staff find that the proposed activity, if put into effect, would substantially impair the natural beauty of a scenic waterway. He said that due to the possible interest of the Bureau of Land Management, staff does not recommend pursuing an acquisition of the land by OPRD.

Mr. Morgan explained the Oregon Scenic Waterways Regulations (OAR 736-040) and the process completed by OPRD staff when receiving a notice from a landowner. He said that once the notice comes before the Commission and is denied, the landowner must refrain from proceeding with the project until twelve months after the date of the originally, accepted notification from the landowner. The Commission may acquire by purchase, gift, or exchange, the land (or an easement on the land) involved, during the twelve month period. If this does not occur, the landowner may proceed with the project at the end of the period, but only to the extent of the specifications originally provided.

#### Discussion

Commissioner Chalfant asked if there is an estimate of what the property would sell for. Mr. Morgan replied that the landowner had stated the value to be \$2-\$3 million; no appraisal has been done.

**Commissioner Chalfant moved to deny the State Scenic Waterway Notification #19-16-10 without instituting proceedings to acquire the land involved. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

#### b) Van Duzer Hazard Tree Abatement (Information)

Mr. Morgan said that the Department has been working with Oregon Department of Transportation (ODOT) to have 160 standing snags within reach of Highway 18 removed this fall. He explained that these snags are within close proximity to the roadway and are scattered along twelve miles. Mr. Morgan reported that OPRD and ODOT are working out a shared cost agreement; OPRD would pay minimal costs if any. ODOT has agreed to fall the standing snags, some will be used by ODFW for habitat enhancement and ODOT is taking full responsibility for the remaining snags. Mr. Morgan informed the Commission that the agencies are meeting to develop a long term agreement to be clear who is responsible and what trees can be cut.

#### Discussion

Commissioner Chalfant asked why OPRD would incur any costs. Mr. Morgan explained that the trees are on OPRD property, ODOT has authority to go into private land and remove trees, charging the landowner for the removal.

Commissioner Rudi asked about the liability; who is responsible for an accident? Mr. Shipsey replied that the State is a single entity in that occurrence and would be responsible.

Chair Moriuchi asked if the same would apply if the removal of the hazard trees did not happen and there was an accident. Mr. Shipsey replied yes, it would be handled through DAS Risk Management Division.

Commissioner Graves asked how noticeable it will be when the 160 trees are dropped. Mr. Morgan said there will be a few spots that are concentrated that may or may not show up from the highway; it is dependent on the time of year. He said the vegetation will fill in the areas within the year.

## **11. Planning and Land Use**

- a) Ocean Shore Planning Update (Information)  
Kathy Schutt, Planning Manager

Ms. Schutt provided an update on the two coastal planning efforts.

### Marine Discovery Parks

Ms. Schutt explained that the purpose of this effort is to identify coastal state parks to highlight the interpretation of near and off shore ecology and history. She said the sites would be ones that have opportunities to do recreation on the beaches and rocky shore areas. Ms. Schutt stated that the process looked at all coastal parks using criteria to choose the parks that would be the best ones to propose.

The criteria included:

- Current resources
- Protection measures or plans in place
- Existing interpretive support with staff and programs
- Recreation access to water
- Existing partners
- Existing infrastructure

Ms. Schutt said staff went through the evaluation process recommending five parks as the best candidates: Ft. Stevens State Park, Sunset Bay State Park, South Beach State Park (South Jetty), Heceta Head Lighthouse State Scenic Viewpoint and Crissey Field State Recreation Site.

Ms. Schutt explained that the next steps will include working with staff and partners to develop a Interpretive & Recreation Plan for selected Marine Discovery Parks and develop interpretive materials, including information on the OPRD website.

### Discussion

Commissioner Brown asked how this fits with the Marine Reserve process. Ms. Schutt replied that it would help to identify those areas; clarifying that Marine Reserves are off shore and these areas are adjacent to the shore, emphasizing land we already own.

## Rocky Shores Management Plans

Ms. Schutt explained the intent of the Rocky Shores Management plan was to focus on the portion of the parks that are rocky intertidal areas. She shared that this work is being directed out of the past Territorial Sea Plan which identified the rocky areas and their access. Ms. Schutt explained that the process will include selecting rocky intertidal parks that have access and determine what the resource is currently, how people are using it and what the designations are. She said that through interpretation and education the goal is to preserve the area while providing the appropriate level of access.

Ms. Schutt stated that a visitor survey had been completed to get an understanding of the visitor perception on how much protection is currently in place; base line inventories of organisms in the intertidal areas were also completed. She said that result from the work determined that most of the sites targeted are at capacity because of limited parking. She informed the Commission that some sites have a lot of use by school trips, creating a saturation of visitors at one time. The survey highlighted and confirmed observations managers had known for years.

Ms. Schutt reported that the group has worked through half of the sites targeted; they have completed Devils Punchbowl, Seal Rock, and Sunset Bay and have started Harris Beach. The other two sites are Neptune and Yachats. She told the Commission that the detailed planning work and reports are available on line at: <http://www.oregon.gov/OPRD/PLANS/index.shtml>

### b) Parks Land Use Forum (Information)

Ms. Schutt said that land use, in regard to approval for new parks and expanded parks, is something that needs to be addressed among a group of stakeholders. The goal would be to find solutions to challenges of park providers. Ms. Schutt explained that this information was being provided to give an introduction to the process and issues that are of a technical and complicated nature.

Ms. Schutt provided the three main topics:

- Better defining the kinds of park uses that can happen in new parks, especially in agricultural zones
- UGB expansion decisions so that parks that are needed can be provided for
- Finding a way to “grandfather” in “establishment” of existing parks rather through rule

Ms. Schutt said that staff are proposing, as we approach the next SCORP, to put together a way to define the need for parks themselves in addition to the need for recreational activities and related facilities, such as trails. Additionally, OPRD will host a forum among stakeholders to talk through the issues using a professional facilitator to come up with solutions to the issues that have arisen. She said it may result in recommendations to make edits to particular state rules that already exist. She expected work to start after the upcoming legislative session.

## Discussion

Commissioner Chalfant commented that this issue is one that also affects conservation groups that are acquiring and managing land for conservation and education. He suggested including these groups in discussions.

Commissioner Chalfant asked if any legislation regarding this issue is anticipated this session. Ms. Schutt stated that we don't know of any and are not proposing any.

## **12. Rulemaking**

- a) Adopt OAR chapter 736, division 201; Oregon Exposition Center sponsorship agreements (Action)  
Brian Silcott, Asst. Dir. OEC and Fairgrounds

Mr. Silcott stated that staff had made changes to OAR chapter 736, division 201 to more clearly define what agreements fall within the special designation of "sponsorship". He said that the prior rule had unnecessarily restricted our ability to take full advantage of sponsorship deals as a means of both generating income and reducing cost. A public hearing was held at the Oregon Exposition center on July 22, 2010; no public comment was given at the hearing and no other comments have been received.

Mr. Shipsey asked that the Commission authorize him to assess and revise the rule as needed for scrivener's type errors.

**Commissioner Chalfant moved to adopt OAR chapter 736, division 201, Oregon Exposition Center sponsorship agreements with the scrivener's error revisions to be done by Mr. Shipsey. Commissioner Graves seconded. The motion passed unanimously, 6-0.**

- b) Adopt OAR chapter 736, division 10; Hunting at Cottonwood Canyon State Park (Action)  
MG Deverex, Cottonwood Canyon Project Manager

Mr. Devereux shared that agency staff previously requested and received approval to begin rule making on hunting rules at Cottonwood Canyon State Park. He said that these rules are necessary to establish safety zones and management procedures for hunting at Cottonwood Canyon State Park. He stated that agency staff conducted a hearing on August 16, 2010 at park headquarters. Mr. Devereux stated that one comment was received. This comment concerned a need to protect fish and wildlife from over harvest and illegal activity. The comment also indicated a disagreement with ODFW on the process used to set fishing limits. Mr. Devereux explained that these comments are more appropriately addressed by ODFW hunting and fishing rules and Park staff will continue to work with ODFW to manage access in a manner that allows access and provides for recreational use.

Mr. Shipsey said that he had reviewed the comment and stated that the basis of the contention is that hunting includes angling. He explained that the rule clarifies that the term hunting, as it is used, is of game wildlife and upland game birds.

**Commissioner Chalfant moved to adopt OAR chapter 736, division 10; hunting at Cottonwood Canyon State Park. Commissioner Brown seconded. The motion passed unanimously, 6-0.**

- c) Ocean Shores rulemaking, OAR chapter 736, division 20 (Information)  
Calum Stevenson, Ocean Shores NR Specialist

Mr. Stevenson shared that this is information in anticipation of a staff request for Commission approval to go to rulemaking for the Ocean Shore Oregon Administrative Rules (OAR) chapter 736, divisions 20-28, 30, and 80. He said that the last time the Ocean Shore rules were reviewed was in 1996. He explained that the ocean shore program is complex with rules regarding regulatory aspects, recreation and safety, historical and cultural, and natural resource issues. Mr. Stevenson told the Commission that a gap analysis had been created to guide the rulemaking process and to serve as a basis for potential Ocean Shore rule changes and updates. He explained that the OPRD Agency Rule Advisory Committee will recommend priorities and develop proposed initial draft rule changes. Mr. Stevenson said that a Stakeholder Rule Advisory Committee will also be formed; this committee will seek comment from interested parties outside of OPRD to assist the agency staff in developing rules that encompass Ocean Shore user issues.

#### Discussion

Commissioner Chalfant asked if there had been any comprehensive review of the state of the beaches and health of the ecosystem.

Mr. Stevenson said there has not been an overall review of the whole system in regards to shoreline. He said there has been surveys done for recreational impacts but not an overall research of issues that are occurring on the beach.

Commissioner Chalfant stated that he asked the question because it is appropriate to update the rules but there needs to be some way of determining how we are doing, what is and is not working and what is the condition of the system.

Mr. Stevenson stated that some of that information will be acquired from other agencies studies.

Director Wood stated that an ocean shores management plan had also been completed that looked at all recreation and activities on the ocean shore. He said it was not inclusive to the natural resource piece.

Commissioner Brown asked about division 21, describing a ban of the use of pallets for fires and any other wood products that produce litter. He said that the use of pallets is the wrong objective, the objective should be the litter. He asked why pallet wood was an issue. Mr. Stevenson said the wood itself is not the issue; if the pallets were taken apart and nails removed it would not be a litter issue. He also explained that the pallet fires are very large; the fire department has responded on many occasions.

### **13. Operations Procurements and Facilities Investment Program (FIP) Projects**

Darin Wilson, Engineering Manager

- a) Silver Falls A-loop Restroom Replacement (Action)

**Commissioner Graves moved to approve the Silver Falls A-loop Restroom Replacement. Commissioner Musser seconded. The motion passed unanimously, 6-0.**

- b) Farewell Bend Electrical Upgrades (Action)

**Commissioner Musser moved to approve the Farewell Bend Electrical Upgrades. Commissioner Rudi seconded. The motion passed unanimously, 5-0.**

**Commissioner Chalfant was absent during the motion.**

- c) Valley of the Rogue Greenway Trail (Action)

**Commissioner Graves moved to approve the Valley of the Rogue Greenway Trail.**

**Commissioner Musser seconded. The motion passed unanimously, 5-0.**

**Commissioner Chalfant was absent during the motion.**

- d) Deluxe Cabins Installation - Ft. Stevens and Cape Lookout (Action)

**Commissioner Musser moved to approve the Deluxe Cabins Installation - Ft. Stevens and Cape Lookout. Commissioner Brown seconded. The motion passed**

**unanimously, 5-0. Commissioner Chalfant was absent during the motion.**

- e) FIP Update (Information)

Mr. Wilson stated that the provided information was to give the Commission an update on projects. There were no questions from the Commission.

#### Discussion

The Commission discussed how they can best exercise their responsibility, specifically with contract approvals. They agreed that there should be an opportunity to revisit the issue, possibly through a Commission workshop.

#### **14. Reports (Information)**

- a) Bates 2011 Park-a-Year Update
- b) Rogue Valley 2012 Park-A-Year Report
- c) Cottonwood Canyon 2013 Park-A-Year Report
- d) Marketing and New Media Update
- e) Water Trails Update
- f) Cascade Crossing Update
- g) Scenic Bikeway Program Update
- h) RNW Statistics

#### Discussion

##### 14a – Bates 2011 Park-a-Year Update

Commissioner Chalfant asked if the agency will we be putting any water back in stream. Mr. Potter said that there will be an opportunity to do that. He said that we want to make sure that enough is secured for the development of the park first, but it is a goal.

Commissioner Rudi asked about the spring that the neighbor has an easement to. Mr. Potter said that the neighbor has rights to access the spring, and the agency is currently looking at several alternatives as a source of water for the park. Mr. Potter stated that at a future time, we might need some of the water from the spring and would work things out at that time if necessary.

Commissioner Chalfant asked if there is a water right associated with the spring. Mr. Houck stated there is a spring and a well. He explained that the spring was the original source for Bates and then the well was drilled; the well supplied about 200 homes and the mill site with water at one time. Mr. Houck said that OPRD does have a portion of the rights, the portion of the rights have been transferred to Freshwater Trust from Bates. He said the agency still have the easements that belonged to the mill that surround the well site and spring.

## 15. Commission Planning Calendar (Information)

November meeting: Troutdale, OR  
Edgefield

Tour – Lower Columbia River Gorge

Gorge parks

Vista House

Historic Columbia River Highway; ODOT and HCRH Committee

Wyeth

Workshop

Legislative Strategy Issues

Important Dates

Oct 1 Opening at Beaver Creek

DRAFT