



**CURRY COUNTY  
BOARD OF COMMISSIONERS**  
94235 Moore Street  
Gold Beach, Oregon  
(541) 247-3296  
[BOC\\_Office@co.curry.or.us](mailto:BOC_Office@co.curry.or.us)  
[www.co.curry.or.us](http://www.co.curry.or.us)

**AGENDA  
SPECIAL MEETING  
June 28, 2023  
9:00 a.m.**

*Items may be taken out of sequence to accommodate staff availability and the public.*

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**1. CALL TO ORDER & PLEDGE OF ALLEGIANCE**

**2. AMENDMENT AND APPROVAL OF THE AGENDA**

**3. PUBLIC COMMENTS**

To make a public comment, please submit a Speaker's Slip to the Chair prior to the start of the meeting, or email public comments during the meeting to [BOC\\_Office@co.curry.or.us](mailto:BOC_Office@co.curry.or.us). Public comments are limited to three (3) minutes per speaker.

**4. CONSENT AGENDA**

- A. Approve Credit Card for Aquatic Safety Program
- B. Approve Resolution – Transferring Funds – CCSO Vehicle Replacement
- C. Approve Yearly Insurance Renewals – CIS & SAIF

**5. DISCUSSION/ACTION ITEMS**

- A. Approve Resolutions for Curry County Public Transit Service District Budget for FY 2023-2024 – Frank Jerome, Finance Director
  - i. Adopting the 2023-2024 Fiscal Year Budget Resolution
  - ii. Adopting the Appropriating the 2023-2024 Fiscal Year Budget Resolution
  - iii. Operating Budget
- B. Approve Resolutions for FY 2023-2024 – Frank Jerome, Finance Director
  - i. Form OR-LB – 1
  - ii. Adopting the 2023-2024 Fiscal Year Budget Resolution
  - iii. Adopting the Appropriating the 2023-2024 Fiscal Year Budget Resolution
  - iv. Adopting 2023-2024 Fiscal Year Property Taxes Resolution
- C. Approve Adoption of Ordinance Regarding Article Six Division Eleven
  - i. Ordinance – Camping Regulations
  - ii. Article Six Division Eleven
  - iii. House Bill 3115
  - iv. ORS 195.500

**6. ELECTED OFFICIAL UPDATES**

**7. COMMISSIONER UPDATES**

- A. Commissioner Alcorn
- B. Commissioner Herzog
- C. Commissioner Trost

**8. EXECUTIVE SESSION**

- A. 192.660(2)(a)

**9. OTHER**

ORS 192.640(1) provides that "... notice shall include a list of the principal subjects anticipated to be considered at the meeting, but this requirement shall not limit the ability of a governing body to consider additional subjects."

**10. ADJOURN**

*Meetings are broadcast on Time Warner Channel 182 and YouTube – Curry County Civic TV.  
To make a public comment, please submit a Speaker’s Slip to the Chair prior to the start of the meeting,  
or email public comments during the meeting to [BOC\\_Office@co.curry.or.us](mailto:BOC_Office@co.curry.or.us).  
Auxiliary aids will be provided upon request with 48-hour advance notification.*



**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
<b>Time Needed:</b>			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
<b>Category:</b>			
<input type="checkbox"/>	Action/Discussion		
<input type="checkbox"/>	Consent		
<input type="checkbox"/>	Executive Session		
<input type="checkbox"/>	Hire Order		
<input type="checkbox"/>	Presentation		
<b>Requested Motion:</b>			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. 2. 3. 4. 5.			
<b>Contact Person – Name and Department:</b>			<b>Date Submitted:</b>

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON**

**In the Matter of an Order Approving Luke )  
Martinez, Aquatic Safety Officer, to ) ORDER NO. \_\_\_\_\_  
Receive a Credit Card in His Name )  
)**

**WHEREAS**, Curry County has implemented a County Policy for Credit Cards; and

**WHEREAS**, Michael E. Fitzgerald, Director of County Operations, desires that Luke Martinez, Aquatic Safety Officer, receive a Credit Card in his name with a credit limit of \$2,500.00.

**NOW, THEREFORE, IT IS HEREBY ORDERED** that pursuant to the Curry County Credit Card Policy, the request for a Credit Card with a credit limit of \$2,500.00 for Luke Martinez, is approved.

**DATED** this 28<sup>th</sup> day of June, 2023.

**BOARD OF CURRY COUNTY COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB #950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner



## Curry County

### Credit Card Agreement Form

I hereby acknowledge that I, Luke Mortimer, have been authorized to use a credit card issued to my department, position or under my name, or Curry County Aquatic Safety has requested a credit card be issued a credit card in my name on behalf of my department from The Independent Bankers Bank, or other company the Board of Commissioners have authorized to issue credit cards for authorized Curry County transactions.

My signature on this form confirms I understand authorized transactions are defined in county administrative policy and procedures and my department/office policy, if applicable. As an authorized user/accountholder I agree to abide by all conditions contained in the aforementioned policies and procedures. I will adhere to purchase limits. I will only use the card for approved/authorized transactions. I will not allow any other person to use the card. I acknowledge I am responsible for securing the card at all times.

I agree to surrender the card upon separation of employment with Curry County. I will notify The Independent Bankers Bank, the appropriate Elected Official or Department Head, and Finance Department in compliance with the aforementioned policies and procedures immediately if the card is lost or stolen, or, if I become aware of unauthorized or fraudulent charges.

I understand that improper use of the card and failure to comply with the terms and conditions of this Agreement and the aforementioned policies and procedures may result in disciplinary actions, in accordance with Curry County Personnel Rules and collective bargaining agreements, up to and including termination and legal action.

I understand and agree that I may be required to reimburse Curry County for any unauthorized or fraudulent charges to the card while in my custody.

Approval and Agreement Signatures:

Employee Signature: \_\_\_\_\_

Elected Official or Department Head Signature: \_\_\_\_\_

Director of Operations Signature: \_\_\_\_\_

Approval Date: \_\_\_\_\_

Card No.: \_\_\_\_\_



## Curry County Procedures

Title: Credit Card Policy	Policy Number: 220-415-001
Department: Finance	Procedure Number: 220-415-001-A
Last Review:	Order Number:
Revision Dates:	Date Adopted: <i>Draft</i>
Authority: ORS 203.010, 203.035, 203.11 Oregon Attorney General's Model Rules OAR Chapter 137, Divisions 46, 47, 48, and 49	Statutory References: Oregon's Public Contracting Code- Chapters 279A, 279B, 279C
Attachments:	

### Credit Card Process

1. Department Head determines there is a need for an employee to have a credit card in conjunction with employee's work.
2. Department Head submits written request to Board of Commissioners with the name of employee to be issued the card and the credit limit (normally \$2,000 or \$5,000).
3. The Director of Operations approves or denies the request.
4. BOC Office delivers the approved request to the Finance Department.
5. Finance Department creates a request to the credit card company with the user name, County Department, mailing address and credit amount. The request is signed by the Finance Director or the Treasurer and it is then faxed to the credit card company. It takes approximately ten days for the credit card company to mail the new card to the department.
6. The department notifies Finance when the card arrives. Finance verifies the card is linked to the County account through the on-line access.
7. Each Department Head is responsible for directing the card holder(s) on the proper usage of the card such as:
  - a. No personal use, no personal gain, no illegal purchases.
  - b. Receipts have who/what/why information written on them and are promptly turned into the person in the Department who creates the claim for timely payment when the credit card bill is received.
  - c. If a receipt is lost, the person who lost the receipt creates and signs a memo stating the loss and the purchase place, date and purpose and gives it to the Department Head, who also signs it and gives it to the person creating the claim for payment.
  - d. Maintain the security of the card.
  - e. Notify Department Head immediately if card is lost or stolen so it can be cancelled.
8. Each cardholder is responsible for:
  - a. Abiding by the instructions of proper usage.
  - b. Providing prompt proper documentation and backup for the charges on the credit card so the bill can be paid in full by the due date.
  - c. Notify Department Head and/or Finance immediately of an unauthorized charge.
    - i. A dispute form is completed by the Finance Department with the credit card company requesting more information about the charge, or stating the charge is not authorized, and the card is cancelled.



**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
06/28/23		Resolution to transfer funds	
<b>Time Needed:</b>			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
		Need to move money from General Services Self Insurance Fund to the	
<b>Category:</b>		Vehicle Replacement Fund for the Sheriff Office's totaled patrol vehicle.	
<input type="checkbox"/>	Action/Discussion		
<input checked="" type="checkbox"/>	Consent		
<input type="checkbox"/>	Executive Session		
<input type="checkbox"/>	Hire Order		
<input type="checkbox"/>	Presentation		
<b>Requested Motion:</b>			
Approve Resolution transferring funds from the Self Insurance Department – General Vehicle Services Fund to the Vehicle Replacement Department – General Vehicle Services Fund			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. Resolution		Please return to Elizabeth in Finance	
2.			
3.			
4.			
5.			
<b>Contact Person – Name and Department:</b>		<b>Date Submitted:</b>	
Elizabeth Knight		06/21/23	

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON**

**In the Matter of a Resolution Approving** )  
**a Transfer Between Funds** )  
 ) **RESOLUTION NO.** \_\_\_\_\_  
**(CCSO Vehicle Replacement)** )  
 )

**WHEREAS**, on November 30, 2022, a 2017 Ford Explorer patrol vehicle used by the Curry County Sheriff’s Office (“CCSO”) was totaled in a single-vehicle accident; and

**WHEREAS**, the approximate value of the Ford Explorer involved in the accident has been determined to be \$25,000.00; and

**WHEREAS**, there are sufficient funds in the County’s Self Insurance Fund to reimburse CCSO for the value of the totaled vehicle.

**NOW THEREFORE, IT IS HEREBY RESOLVED** that the sum of \$25,000.00 be transferred from the Self Insurance Department – General Vehicle Services Fund (6.05-490.10) to the Vehicle Replacement Department – General Vehicle Services Fund (6.05-490.00), and shall be used to fund the replacement of the totaled CCSO patrol vehicle.

**DATED** this 28th day of June, 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner





**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
<b>Time Needed:</b>			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
<b>Category:</b>			
<input type="checkbox"/>	Action/Discussion		
<input type="checkbox"/>	Consent		
<input type="checkbox"/>	Executive Session		
<input type="checkbox"/>	Hire Order		
<input type="checkbox"/>	Presentation		
<b>Requested Motion:</b>			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. 2. 3. 4. 5.			
<b>Contact Person – Name and Department:</b>			<b>Date Submitted:</b>

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON**

**In the Matter of an Order Accepting )  
Insurance Proposals for the 2023-2024 ) ORDER NO. \_\_\_\_\_  
Fiscal Year )**

**WHEREAS**, the County duly advertised for and obtained an insurance agent of record; Abel Insurance; and

**WHEREAS**, Abel Insurance has provided the County with proposals for SAIF Premium & Assessment and CIS Property and/or Liability.

**NOW, THEREFORE, IT IS HEREBY ORDERED THAT** the Director of Operations is shall proceed with accepting the proposals for SAIF Premium and Assessment in the sum of \$274,025.90 and CIS Property and/or Liability in the sum of \$155,993.77.

**DATED** this 28<sup>th</sup> day of June, 2023.

**BOARD OF CURRY COUNTY COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB #950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner



**Curry County**

**Premium estimate for Guaranteed Cost**

**Period:** 07/01/2023 - 07/01/2024

**Policy:** 486686

**Plan:** Version #1

**Rating period: 07/01/2023 to 07/01/2024**

**Location 1: Curry County**

Classification description	Class	Subject payroll	Rate	Premium
Weed Control Incl Dr	0050	\$49,955.00	3.9	\$1,948.25
Computer Dev-Instl/Inspec/Ser/Repr	5191	\$0.00	0.68	\$0.00
Street/Rd Const-Fnl	5506	\$546,364.00	4.29	\$23,439.02
Grad/Pve/Rep/Dr				
Street or Road Construction-Rock Excavation & Drivers	5507	\$0.00	2.98	\$0.00
Diving-State Act Exposure Only	6876	\$0.00	2.54	\$0.00
Vol Diver-State Act Exposur Only	6876	\$0.00	2.54	\$0.00
Vessels-NOC-State Act	7024	\$95,081.00	2.71	\$2,576.70
Diving-Marine	7395	\$0.00	2.58	\$0.00
Vol Diving-Marine	7395	\$0.00	2.58	\$0.00
Police Officers & Dr	7720	\$2,917,475.00	2.3	\$67,101.93
Vol Comm Emergency Resp Team Mbr	7720	\$0.00	2.3	\$0.00
Vol Police Interns	7720	\$0.00	2.3	\$0.00
Inmates	7720	\$4,120.00	2.3	\$94.76
County Search And Rescue-Volunteer	7720	\$11,300.00	2.3	\$259.90
Service Station-Dr	8380	\$112,668.00	1.87	\$2,106.89
Vol Plcmn @ 800/Mo Ea	8411	\$148,320.00	1.04	\$1,542.53
Field Representatives	8742	\$328,879.00	0.2	\$657.76
Office Clerical	8810	\$1,004,765.00	0.1	\$1,004.77
Vol Office Clerical	8810	\$0.00	0.1	\$0.00
Attorney & Cler/Messenger/Dr	8820	\$502,654.00	0.1	\$502.65
Vol Care/Feed Animals-Dr	8831	\$0.00	0.93	\$0.00
Physician & Clerical	8832	\$0.00	0.26	\$0.00
Vol Medical Office Assistant	8832	\$0.00	0.26	\$0.00
Vol Adult Care Service	8835	\$0.00	1.73	\$0.00
Buildings-Operation By Owner Or Lessee & Drivers	9015	\$120,200.00	2.54	\$3,053.08
County Fairs/Dr	9016	\$60,737.00	1.96	\$1,190.45
Vol Fairgrounds Booth Worker	9016	\$0.00	1.96	\$0.00
Vol Fairgrounds Clerical	9016	\$0.00	1.96	\$0.00
Park NOC-All Employees & Dr	9102	\$78,482.00	2.74	\$2,150.41
Street Cleaning-Dr	9402	\$0.00	4.03	\$0.00
Building Inspectors	9410	\$174,836.00	1.21	\$2,115.52
Municipal/Twn/Cnty/State Emp-NOC	9410	\$866,532.00	1.21	\$10,485.04
Vol Building Inspectors	9410	\$0.00	1.21	\$0.00
<b>Total manual premium</b>		<b>\$7,022,368.00</b>		<b>\$120,229.66</b>

Description	Basis	Factor	Premium
EL Increased Limits premium (Part II)	\$120,229.66	1.004	\$480.92
<b>Total subject premium</b>			<b>\$120,710.58</b>



**Curry County**

**Premium estimate for Guaranteed Cost**

**Period:** 07/01/2023 - 07/01/2024

**Policy:** 486686

**Plan:** Version #1

Description	Basis	Factor	Premium
Experience Rating	\$120,710.58	1.45	\$54,319.76
<b>Total modified premium</b>			<b>\$175,030.34</b>

Description	Basis	Factor	Premium
Pre-pay credit	\$175,030.34	0.97	-\$5,250.91
<b>Total standard premium</b>			<b>\$169,779.43</b>

Description	Basis	Factor	Premium
Oregon Total Premium			\$169,779.43
Premium Discount	\$169,779.43	0.1672	-\$28,385.30
Terrorism Premium	\$7,022,368.00	0.005	\$351.12
Catastrophe Premium	\$7,022,368.00	0.01	\$702.24
DCBS Assessment	\$138,227.35	1.098	\$13,546.28
<b>Total premium and assessment</b>			<b>\$155,993.77</b>

Premium discount schedule		
First	\$5,000	0.00%
Next	\$10,000	10.50%
Next	\$35,000	16.50%
Over	\$50,000	18.00%

The experience rating modifier is tentative.

Part Two coverage at limits of \$1,000,000/\$1,000,000/\$1,000,000

**Policy Minimum Premium: \$500**

**Part Two Coverage Increased Limits Minimum Premium: \$120**

**Maritime Coverage Minimum Premium: \$0**

Your policy premium is based on your current estimated premium and may be prorated for policies in effect for less than a full year or adjusted based on actual payroll by classification.

Terrorism Premium is in addition to Policy Minimum Premium.

Catastrophe Premium is in addition to Policy Minimum Premium.

DCBS Premium Assessment excludes Part Two Coverage.

**Payroll Reporting Frequency: Annual**



**Curry County**

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**Premium estimate for Guaranteed Cost**

**Period:** 07/01/2023 - 07/01/2024

**Policy:** 486686

**Plan:** Version #1

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**Policyholder Option to Reimburse SAIF Corporation for Medical Expenses (Nondisabling Claims Reimbursement Program):** This policyholder has chosen to enroll in the Nondisabling Claims Reimbursement program with Quarterly claim evaluation.



## Curry County

### Plan description for Guaranteed Cost Plan

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**Period:** 07/01/2023 - 07/01/2024

**Policy:** 486686

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#### Guaranteed Cost Plan

SAIF Corporation's Guaranteed Cost Plan is a simple, no-risk plan that allows purchasers to know their insurance costs throughout the policy period. It may provide a premium discount based on volume.

#### Installment payment terms

Each installment will be the same amount based on the annual estimate divided into equal installments. Subsequent installments are due by the 25th day following the bill date of the installment.

Changes in your payroll or operations during the year can result in an adjustment to your policy premium. Please notify us of changes in your business to avoid a large reconciliation adjustment at the end of the year.

We will send a payroll report to you at the end of each reporting period. Return the completed payroll report to us by the indicated due date or you may go to **saif.com** to submit payroll figures online where SAIF makes it easy by doing all the calculations for you.

SAIF adds interest at the rate of one percent per month to any past due balance.

Your final policy premium will be adjusted after you file your actual payroll on a report sent to you at the end of the policy period. To make it easy, SAIF will calculate the premium for you. You can file the report by going to **saif.com / Employer Guide / File a payroll report**, or you may return the completed report to SAIF. SAIF will notify you by invoice of the adjustment in your premium based on the actual payroll you reported for the policy period.

#### Prepay discount

SAIF Corporation offers additional savings in exchange for paying premiums in advance. A 3.00 percent discount is offered for annual prepay plans.

SAIF uses estimated premium paid in advance during the policy year to calculate the prepay discount when the policy is bound and issued. The prepay discount does not change with adjustments in premium after the policy term is issued.

The terrorism premium, catastrophe premium, and the Department of Consumer and Business Services (DCBS) premium assessment will also be estimated and paid with your prepay installments. The prepay discount does not apply to the terrorism premiums or the DCBS premium assessment.

If SAIF does not receive your first installment in our office on or before the 25th day of month preceding the new policy period, you will not receive the prepay discount. SAIF does not use postmark dates in determining date received.

**Curry County**

**Notice of Election for Guaranteed Cost Plan**

**Period:** 07/01/2023 - 07/01/2024

**Policy:** 486686

**Plan:** Version #1

**Agency:** Abel Insurance Agency  
**Producer:** Wendy Abel-Hatzel

**Total estimated premium and assessments: \$155,993.77**

**Payroll reporting frequency:** Annual

Please visit **saif.com** and choose *Safety and health* for information about safety or choose *Employer Guide* for information about reporting payroll, paying online, filing and managing a claim, and coverage.

**Initial installment due by 06/25/2023: \$155,993.77**

I, the undersigned, as a legal representative of the Company listed above, do hereby authorize SAIF Corporation to issue the policy and determine workers' compensation premiums according to the plan selection on this form. I have read, understand, and agree to the terms and conditions of this plan as set forth in the proposal.

\_\_\_\_\_  
Authorized signature of insured

\_\_\_\_\_  
Date signed

**Please return this page with remittance. You may choose to pay online at saif.com, or write the quote or policy number indicated in this document on your check. Make check or money order payable to:**

**SAIF CORPORATION  
400 High St SE  
Salem, OR 97312-1000**

<b>SAIF use only</b>	D: \$0	I: \$155,994	
Date received _____	Amount received _____	Check no. _____	
Bond Company _____	Bond no. _____		

# Property and/or Liability Proposal Summary



citycounty insurance services  
cisoregon.org

**Named Member**  
Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**  
Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

**Proposal Date:** 5/8/2023  
**Member Number:** 20006  
**Effective Date:** 7/1/2023  
**Termination Date:** 7/1/2024

***This is not an invoice. Information Only.***

Coverage	Description	Amount	Total
<b>General Liability (Retro Plan)</b>	Contribution Limit: \$5,000,000	\$325,946.43	
	Aggregate/Retro Deductible Credit	(\$145,364.00)	
	Multi-Line Credit	(\$5,447.47)	
	Risk Management Allowance	(\$18,158.24)	
	Other GL Risk Exposure	\$1,000.00	
			<b>\$157,976.71</b>
<b>Auto Liability</b>	Contribution	\$36,463.08	
	Multi-Line Credit	(\$1,093.89)	
	Risk Management Allowance	(\$3,646.31)	
			<b>\$31,722.88</b>
<b>Auto Physical Damage</b>	Contribution	\$18,807.20	
	Multi-Line Credit	(\$564.22)	
	Risk Management Allowance	(\$1,880.72)	
			<b>\$16,362.26</b>
<b>Property</b>	Contribution	\$72,999.94	
	Multi-Line Credit	(\$2,190.00)	
	Risk Management Allowance	(\$7,299.99)	
			<b>\$63,509.95</b>
<b>Optional Excess Liability</b>	<b>Not Purchased</b>		<b>\$0.00</b>
<b>Optional Excess Quake</b>	<b>Not Purchased</b>		<b>\$0.00</b>
<b>Optional Excess Flood</b>	<b>Not Purchased</b>		<b>\$0.00</b>
<b>Optional Excess Crime</b>	Contribution	\$1,349.00	
	Risk Management Allowance	(\$134.90)	
			<b>\$1,214.10</b>
<b>Optional Cyber Security</b>	Contribution	\$3,600.00	
	Risk Management Allowance	(\$360.00)	
			<b>\$3,240.00</b>
<b>Optional Excess Cyber Security</b>	<b>Not Purchased</b>		<b>\$0.00</b>
<b>Difference in Conditions</b>	<b>Not Purchased</b>		<b>\$0.00</b>
<b>Summary</b>			
	<b>Contribution</b>	\$459,165.64	
	<b>Aggregate/Retro Deductible Credit</b>	(\$145,364.00)	
	<b>Multi-Line Credit</b>	(\$9,295.58)	
	<b>Risk Management Allowance</b>	(\$31,480.16)	
	<b>Other GL Risk Exposure</b>	\$1,000.00	

***This is not an invoice. Information Only.***

**\$274,025.90**



# CIS Public Entity Liability Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**  
Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**  
Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

**This Proposal Does Not Bind Coverage**  
Refer to Coverage Forms for terms, conditions, and limitations of coverage

Coverage*	Per Occurrence	Annual Aggregate	Per Occurrence Deductible / SIR*	Agg/Retro Deductible
Public Entity Liability Coverage (Including Auto Liability) as described in CIS General & Auto Liability Coverage Agreement	\$200,000	\$600,000	NONE	\$290,727

Forms Applicable: CIS General & Auto Liability Coverage Agreement - CIS GL/AL (7/1/2023)

Coverage*	Per Occurrence	Annual Aggregate		
Excess Public Entity Liability Coverage as described in the CIS Excess Liability Coverage Agreement (limits shown are excess of primary coverage limits)	\$4,800,000	\$14,400,000		

Forms Applicable: CIS Excess Liability Coverage Agreement - CIS XS/GL (7/1/2023)

Coverage*	Per Occurrence	Annual Aggregate		
Additional layer of Excess Liability (General and Auto Liability)	Not Purchased	Not Purchased		

\*Refer to the CIS General & Auto Liability Coverage Agreement and CIS Excess Liability Coverage Agreement and endorsements (if any) for detailed coverages, special deductibles, limits, sublimits, exclusions, and conditions that may apply.

**Excess Liability Coverage does not provide Uninsured Motorist coverage.**

Coverage	Contribution
General Liability	\$326,946.43
Auto Liability	\$36,463.08
Excess Liability	\$0.00
<b>Liability Total</b>	<b>\$363,409.51</b>

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_

# Auto Physical Damage Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**  
Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**  
Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

**This Proposal Does Not Bind Coverage**  
Refer to Coverage Forms for terms, conditions, and limitations of coverage

Autos Covered*	Coverage Limit	Comprehensive Deductible	Collision Deductible	Contribution
Scheduled Autos	Per Schedule**	Per Schedule**	Per Schedule**	\$18,807.20
Rented or Leased Autos (60 days or less)	ACV Not to Exceed \$100,000	\$100	\$500	Included
Newly Acquired Autos	Included	\$100	\$500	Included

**\*This represents only a brief summary of coverages. Please refer to CIS Auto Physical Damage Coverage Agreement for detailed coverages, exclusions, and conditions that may apply.**

**Total Contribution:** \$18,807.20  
**Forms Applicable:** CIS Auto Physical Damage Coverage Agreement - CIS APD (7/1/2023)  
\*\*Current CIS Auto Schedule

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_

# Property Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**

Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**

Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

**This Proposal Does Not Bind Coverage**

Refer to Coverage Forms for terms, conditions, and limitations of coverage

**Coverage Limits (Per Occurrence):\***

Building and Contents and PIO	Per current CIS Property Schedule
Mobile Equipment	Per current CIS Mobile Equipment Schedule
Earthquake	\$5,000,000
Excess Earthquake - Coverage applies only if coverage limit is shown. None	
Flood	\$5,000,000
Excess Flood - Coverage applies only if coverage limit is shown. None	
Combined Loss of Revenue and Rental Value	\$1,000,000
Combined Extra Expense and Rental Expense	\$1,000,000
Property in Transit	\$1,000,000
Hired, Rented or Borrowed Equipment	\$150,000
Restoration/Reproduction of Books, Records, etc.	\$100,000
Electronic Data Restoration/Reproduction	\$250,000
Pollution Cleanup	\$25,000
Crime Coverage	\$50,000
Police Dogs (if scheduled)	\$15,000
Off Premises Service Interruption	\$100,000
Miscellaneous Coverage	\$50,000
Personal Property at Unscheduled Locations	\$15,000
Personal Property of Employees or Volunteers	\$15,000
Unscheduled Fine Arts	\$100,000
Temporary Emergency Shelter Restoration	\$50,000
<b>Difference In Conditions - Earthquake &amp; Flood (if any):</b>	\$0
<b>Extra Items (if any):</b>	

\*This represents only a brief summary of coverages. Please refer to CIS Property Coverage Agreement for detailed coverages, exclusions, and conditions that may apply.

<b>Locations Covered:</b>	Per current CIS Property Schedule.
<b>Perils Covered:</b>	Risks of Direct Physical Loss subject to the terms, conditions and exclusions contained in the coverage forms listed below under Forms Applicable.
<b>Deductibles:</b>	\$25,000 Per occurrence except as noted and as follows (if any). \$25,000 Per occurrence on scheduled mobile equipment items. Earthquake and Flood: Special deductibles and restrictions per Section 2 of the CIS Property Coverage Agreement.
<b>Total Contribution:</b>	\$72,999.94 (Property)    \$0.00 (Excess Earthquake) \$0.00 (Excess Flood)    \$0.00 (Difference In Conditions)
<b>Forms Applicable:</b>	CIS Property Coverage Agreement - CIS PR (7/1/2023)

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_

# Equipment Breakdown Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**  
Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**  
Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

### This Proposal Does Not Bind Coverage

Refer to Coverage Forms for terms, conditions, and limitations of coverage

#### Coverage Limits:\*

Property Damage	Per current CIS Property Schedule or \$100,000,000, whichever is less.
Rental Value/Rental Expense	Included in Property Damage
Extra Expense	Included in Property Damage
Service Interruption	Included in Property Damage
Drying out following a flood	Included in Property Damage
Course of Construction	Included in Property Damage
Computer Equipment	Included in Property Damage
Portable Equipment	Included in Property Damage
CFC Refrigerants	Included in Property Damage
Hazardous Substance	\$2,000,000
Data Restoration	\$250,000
Perishable Goods	\$2,000,000
Expediting Expense	\$2,000,000
Demolition	\$2,000,000
Ordinance or Law	\$2,000,000
Off Premises Property Damage	\$250,000
Contingent Rental Value/Rental Expense	\$250,000
Newly Acquired Locations	\$1,000,000 / 365 Days Max
Extended Period of Restoration	30 Days

**\*This represents only a brief summary of coverages. Please refer to CIS Equipment Breakdown Coverage Agreement for detailed coverages, exclusions, and conditions that may apply.**

**Locations Covered:** Per current CIS Property Schedule.  
**Deductible:** \$25,000 All Coverages: 24 hour waiting period applies for service interruption.  
**Contribution:** Included  
**Forms Applicable:** CIS Equipment Breakdown Coverage Agreement - CIS BM (7/1/2023)

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_

# Excess Crime Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**

Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**

Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

**This Proposal Does Not Bind Coverage**

Refer to Coverage Forms for terms, conditions, and limitations of coverage

**Excess Crime Coverage**

**Coverage Limits excess of \$50,000 crime coverage provided under the CIS Property Coverage Agreement:\***

Employee Theft - Per Loss Coverage	\$500,000
Forgery or Alteration	Included
Inside Premises - Theft of Money & Securities	Included
Inside Premises - Robbery, Safe Burglary - Other	Included
Outside Premises	Included
Computer Fraud	Included
Money Orders and Counterfeit Paper Currency	Included
Funds Transfer Fraud	Included
Impersonation Fraud Coverage	Maximum recovery** \$250,000

\*\*Recovery subject to lower limit purchased by member if under \$250,000

**Additional Coverages:**

Faithful Performance of Duty Included

**\*This represents only a brief summary of coverages. Please refer to the Excess Crime Policy for detailed coverages, exclusions, and conditions that may apply.**

**Locations Covered:** Per current CIS Property Schedule.

**Contribution:** \$1,349.00

**Forms Applicable:** National Union Fire Insurance/Excess Crime Policy

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_

# Cyber Security Coverage Proposal



citycounty insurance services  
cisoregon.org

Proposal Date: 5/8/2023

Coverage Period: 7/1/2023 to 7/1/2024

**Named Member**  
Curry County  
94235 Moore Street, Ste 123  
Gold Beach, OR 97444

**Agent of Record**  
Abel Insurance Agency  
PO Box 1780  
Coos Bay, OR 97420

### This Proposal Does Not Bind Coverage

Refer to Coverage Forms for terms, conditions, and limitations of coverage

### Cyber Security Coverage

Pool-wide aggregate limit per coverage year, \$5,000,000.

Total Coverage Limit*	\$50,000
Tier 1 Coverage Limit	\$50,000
Tier 2 Coverage Limit	Not Purchased
Tier 3 (Excess) Coverage Limit	Not Purchased
Notification Costs	Included
Third Party Liability	Included
Penalties	Included
Extortion	Included
Breach Coaching	Included
Public Relations Consulting	Included
Credit Monitoring	Included
Impersonation Fraud Coverage	Included

\*This represents only a brief summary of coverages. Please refer to the CIS Cyber Security Coverage Agreement for detailed coverages, exclusions, and conditions that may apply.

<b>Deductible:</b>		\$5,000
<b>Contribution:</b>	Tier 1:	\$3,600.00
	Tier 2:	\$0.00
	Tier 3 (Excess):	\$0.00
	<b>Total:</b>	<b>\$3,600.00</b>

**Forms Applicable:** CIS Cyber Security Coverage Agreement - CIS CYBER (7/1/2023)

To effect coverage, please sign, date and return this form before requested effective date. Fax or email is acceptable

Accepted by: \_\_\_\_\_  
Authorized Representative / Agent

Date: \_\_\_\_\_



**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
..... 06/28/2023 .....		Approve CCPTSD 2023-2024 Budget .....	
<b>Time Needed:</b>			
..... 15 Minutes .....			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
		Resolution to adopt the 2023-2024 CCPTSD Budget for the fiscal	
<b>Category:</b>		beginning July 1, 2023.	
<input checked="" type="checkbox"/>	Action/Discussion		
<input type="checkbox"/>	Consent		
<input type="checkbox"/>	Executive Session		
<input type="checkbox"/>	Hire Order		
<input type="checkbox"/>	Presentation		
<b>Requested Motion:</b>			
Approve Resolution adopting the 2023-2024 Curry County Public Transit Service District Budget and Resolution Appropriating the 2023-2024 Curry County Public Transit Service District Budget. ....			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. Resolution - Adoption .....			
2. Resolution - Appropriating .....			
3. Operating Budget .....			
4. ....			
5. ....			
<b>Contact Person – Name and Department:</b>			<b>Date Submitted:</b>
..... Frank Jerome, Finance Director .....			6-20-23

**BEFORE THE BOARD OF CURRY COUNTY COMMISSIONERS IN  
AND FOR THE COUNTY OF CURRY**

**In the Matter of Adopting the 2023-2024 )  
Fiscal Year Budget for the Curry County )  
Public Transit Service District ) RESOLUTION NO. \_\_\_\_\_  
)**

**WHEREAS**, Curry County Public Transit Service District (CCPTSD) needs to adopt a budget by July 1, 2023 to have legal spending authority.

**NOW, THEREFORE, BE IT RESOLVED** that the Curry County Board of Commissioners hereby adopts the budget for the 2023-2024 Fiscal Year in the amount of \$1,438,733, said budget available for review in the County Clerk’s Office.

**DATED** this 28th day of June, 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner



**BEFORE THE BOARD OF CURRY COUNTY COMMISSIONERS IN  
AND FOR THE COUNTY OF CURRY**

**In the Matter of Appropriating the 2023- )  
2024 Fiscal Year Budget for the Curry )  
County Public Transit Service District ) RESOLUTION NO. \_\_\_\_\_  
)**

**WHEREAS**, Curry County Public Transit Service District needs to appropriate budget expenditures by July 1, 2023 to have legal spending authority.

**THEREFORE, BE IT RESOLVED** that \$1,438,733 for the fiscal year beginning July 1, 2023, and the purposes shown in Exhibit "A", are hereby appropriated.

**Dated** this 28<sup>th</sup> day of June 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner

**CURRY COUNTY PUBLIC TRANSIT SERVICE DISTRICT**

2021 Actual	2022 Actual	2023 Budget	Account Number	Account Description	2023-2024 Proposed
\$67,700	\$67,700	\$67,700	2.39-415.16-331.10-000-00	State-ODOT-STF/STO 34945	\$328,302
		\$0	2.39-415.16-331.10-000-02	State - ODOT - STIP - #27755	\$0
		\$0	2.39-415.16-331.11-000-00	State ODOT-Senior & Dis	\$0
		\$0	2.39-415.16-331.11-000-06	State ODOT-JTA #	\$0
		\$0	2.39-415.16-331.20-000-00	Grants - ODOT - STF Dis	\$0
\$232,360	\$240,935	\$251,643	2.39-415.16-331.21-000-00	GR - State - STIF P/R 35028	\$0
\$234,852		\$0	2.39-415.16-332.00-000-10	Grants - State-STIP Discretion	\$0
\$13,067	\$23,679	\$0	2.39-415.16-332.00-000-23	GR - ODOT-Veh Maint-5310 34246	\$0
		\$129,546	2.39-415.16-332.00-000-25	Gr - ODOT-TGM Long Term Plan	\$0
		\$48,000	2.39-415.16-332.00-000-25	Gr - ODOT- 5304 Co-Ord Plan	\$0
		\$0	2.39-415.16-334.00-000-04	ODOT-ARRA 20.509 sign #25712	\$0
		\$0	2.39-415.16-334.00-000-05	ODOT - ARRA 20.509 Bus #25626	\$0
\$121,154		\$594,150	2.39-415.16-334.00-000-10	Gr-ODOT-20.526 5339 Veh 34221	\$408,699
		\$0	2.39-415.16-334.00-000-20	Gr-ODOT-STBG 5339 35359	\$242,271
\$108,020	\$107,050	\$107,064	2.39-415.16-335.00-000-30	ODOT-5310- 20.513 Dial #35157	\$110,712
\$198,026	\$302,684	\$321,669	2.39-415.16-336.00-000-30	ODOT-5311 20.509 Coasta#35417	\$348,749
\$116,046	\$68,745	\$0	2.39-415.16-337.00-000-00	CARES 5311 COVID 20.509 34605	\$0
		\$0	2.39-415.16-361.10-000-00	Interest Revenues	\$0
		\$0	2.39-415.16-364.00-000-10	Match - 5339 - 5 buses	\$0
		\$0	2.39-415.16-364.00-000-20	Match - STIP - 2 buses	\$0
\$24,012	\$28,881	\$0	2.39-415.16-380.00-000-00	Misc - Fuel Reimbursement	\$0
		\$0	2.39-415.16-380.00-000-10	Misc Revenue-Admin Fees-CPTI	\$0
		\$0	2.39-415.16-390.00-000-00	Reimbursement - Misc	\$0
		\$0	2.39-415.16-390.10-000-00	Misc-Reimbursement Ins-Bus	\$0
\$95	\$42	\$0	2.39-415.16-391.99-000-00	Allocated Interest	\$0
		\$5,000	2.39-415.16-392.20-000-00	Sales Of Vehicles	\$0
		\$0	2.39-415.16-399.00-000-00	Unrestricted Fund Balance	\$0
		\$0	2.39-415.16-399.01-000-00	Assigned Fund Balance	\$0
\$4,270		\$0	2.39-415.16-399.02-000-00	Committed Fund Balance	\$0
		\$0	2.39-415.16-399.03-000-00	Restricted Fund Balance	\$0
<b>\$1,119,601</b>	<b>\$839,716</b>	<b>\$1,524,772</b>		<b>TOTAL RESOURCES</b>	<b>\$1,438,733</b>
\$9,950	\$400	\$7,000	2.39-415.16-490.00-325-00	Pro Svcs - Audit Fees	\$7,000

\$65,700	\$65,700	\$65,700	2.39-415.16-490.00-480-00	Intergov - ODOT- STF/STO 34945	\$328,302
		\$0	2.39-415.16-490.00-480-02	Intergov - ODOT - STF --#27755	\$0
		\$0	2.39-415.16-490.00-480-05	Intergov - ODOT - SR&D -#27755	\$0
		\$0	2.39-415.16-490.00-480-06	Intergov - ODOT CPTI Exp Reimb	\$0
\$198,026	\$302,684	\$321,669	2.39-415.16-490.00-480-07	Intergov-ODOT-Coastal-#35417	\$348,749
\$108,020	\$107,050	\$107,064	2.39-415.16-490.00-480-10	Intergov- ODOT- DAR- #35157	\$110,712
		\$0	2.39-415.16-490.00-480-20	Intergov - ODOT -ARRA-- #25626	\$0
		\$0	2.39-415.16-490.00-480-21	Intergov-ODOT-2016/18 #31363	\$0
\$232,360	\$240,935	\$251,643	2.39-415.16-490.00-480-22	Intergov- STIF #35028 P/R Base	\$0
		\$129,546	2.39-415.16-490.00-480-23	Intergov - TGM Long Term Plan	\$0
\$116,046	\$68,745	\$0	2.39-415.16-490.00-480-24	Intrgv-CARES 5311 20.509 34605	\$0
		\$48,000	2.39-415.16-490.00-480-25	Intergov-ODOT-5304 Co-Ord Plan	\$0
\$13,067	\$17,759	\$0	2.39-415.16-490.00-480-27	Intergov-ODOT-5310 Veh Maint	\$0
		\$0	2.39-415.16-490.00-480-30	Intergov - ODOT - ARRA- #25712	\$0
\$41	\$154	\$0	2.39-415.16-490.00-541-00	Advertising - Legal	\$0
		\$0	2.39-415.16-490.00-615-00	Other Materials & Services	\$0
\$12,940	\$19,222	\$0	2.39-415.16-490.00-626-00	Sup - Gas	\$0
\$11,071	\$9,659	\$0	2.39-415.16-490.00-627-00	Sup - Motor Vehicle - Diesel	\$0
	\$878	\$0	2.39-415.16-490.00-650-00	Public Transit-Dues Membership	\$0
		\$0	2.39-415.16-490.00-680-00	Late Fees/Finance Charge	\$0
\$767,222	\$833,185	\$930,622		<b>TOTAL MATERIALS AND SERVICES</b>	<b>\$794,763</b>
		\$0	2.39-415.16-490.00-721-01	Cap Outlay - Bus Shelters	\$0
		\$0	2.39-415.16-490.00-742-00	Capital Outlay - Vehicle	\$0
\$121,154		\$594,150	2.39-415.16-490.00-742-10	Capital Outlay - 5339 34221	\$643,970
\$234,852		\$0	2.39-415.16-490.00-742-20	Capital Outlay - STIP	\$0
\$356,006	\$0	\$594,150		<b>TOTAL CAPITAL OUTLAY</b>	<b>\$643,970</b>
\$1,123,228	\$833,185	\$1,524,772		<b>TOTAL REQUIREMENTS</b>	<b>\$1,438,733</b>
-\$3,626	\$6,530	\$0		<b>ENDING FUND BALANCE</b>	<b>\$0</b>



**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
..... 06-28-2023 .....		..... Resolution for 2023-24 Curry County Appropriations .....	
<b>Time Needed:</b>			
..... 3 Minutes .....			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
Authority to Levy Taxes and Appropriate FY23-24 County Budget .....		Resolution to Appropriate the 2023-2024 Curry County Budget for the fiscal year beginning July 1, 2023 .....	
<b>Category:</b>			
<input checked="" type="checkbox"/> Action/Discussion			
<input type="checkbox"/> Consent			
<input type="checkbox"/> Executive Session			
<input type="checkbox"/> Hire Order			
<input type="checkbox"/> Presentation			
<b>Requested Motion:</b>			
Adopt Resolution Adopting 2023-24 Budget; Adopt Appropriations Resolution for 2023-24, and Adopt Resolution Imposing Property Taxes for 2023-24 .....			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. <u>Form OR-LB – 1</u>		File with County Clerk .....	
2. <u>23-24 Adopt Budget Resolution</u>		File with County Clerk .....	
3. <u>23-24 Appropriations Resolution</u>		File with County Clerk .....	
4. <u>Property Taxes Resolution</u>			
<b>Contact Person – Name and Department:</b>			<b>Date Submitted:</b>
..... Frank Jerome, Finance Director .....			..... 6/20/2023 .....

**FORM OR-LB-1**

**NOTICE OF BUDGET HEARING**

A public meeting of the Curry County Board of Commissioners will be held on June 28th, 2023 at 9:00 am at the Commissioner's Hearing Room, 94235 Moore Street, Gold Beach, Oregon. The purpose of this meeting is to discuss the budget for the fiscal year beginning July 1, 2023 as approved by the Curry County Budget Committee. A summary of the budget is presented below. The proposed budget can be viewed online on the county's website at o.curry.or.us (on the Finance Department page), or in person at the County Clerk's Office located in the Courthouse in Gold Beach. This budget is for an annual budget period. This budget was prepared on a basis of accounting that is the same as the preceding year.

Contact: Frank Jerome

Telephone: (541) 247-3254 Email: jeromef@co.curry.or.us

<b>FINANCIAL SUMMARY - RESOURCES</b>			
<b>TOTAL OF ALL FUNDS</b>	<b>Actual Amount 2021-22</b>	<b>Adopted Budget This Year 2022-23</b>	<b>Approved Budget Next Year 2023-24</b>
Beginning Fund Balance/Net Working Capital		30,702,896	
Fees, Licenses, Permits, Fines, Assessments & Other Service Charges		7,130,203	
Federal, State & all Other Grants, Gifts, Allocations & Donations		11,704,658	
Revenue from Bonds and Other Debt		0	
Interfund Transfers / Internal Service Reimbursements	6,937,673	12,619,446	5,270,057
All Other Resources Except Current Year Property Taxes	53,125,548	1,378,330	58,402,575
Current Year Property Taxes Estimated to be Received	2,038,471	2,110,000	1,925,000
<b>Total Resources</b>	<b>62,101,692</b>	<b>65,645,533</b>	<b>65,597,632</b>

<b>FINANCIAL SUMMARY - REQUIREMENTS BY OBJECT CLASSIFICATION</b>			
Personnel Services	11,990,794	14,182,517	15,426,030
Materials and Services	6,920,527	10,557,518	14,819,133
Capital Outlay	1,987,256	6,342,800	2,632,800
Debt Service	45,043	48,427	0
Interfund Transfers	6,895,099	9,622,541	8,033,128
Contingencies	0	4,614,630	25,064,914
Special Payments	617,513	650,000	650,000
Unappropriated Ending Balance and Reserved for Future Expenditure	33,645,460	19,627,100	424,974
<b>Total Requirements</b>	<b>62,101,692</b>	<b>65,645,533</b>	<b>67,050,979</b>

<b>FINANCIAL SUMMARY - REQUIREMENTS AND FULL-TIME EQUIVALENT EMPLOYEES (FTE) BY ORGANIZATIONAL UNIT OR PROGRAM *</b>			
<b>Name of Organizational Unit or Program FTE for that unit or program</b>			
1.10 General Fund	4,432,188	6,558,506	6,801,250
FTE	24.84	24.64	26.03
1.15 Road Fund	8,596,570	31,427,500	28,670,815
FTE	25.00	22.00	21.00
1.16 Roadside Improvement (moved to 1.15 Road)		0	0
FTE		0	0
1.19 Court Mediation (moved to 1.90 Other Special Revenue)		0	0
FTE		0	0
1.20 Bike and Footpath (moved to 1.15 Road)		0	0
FTE		0	0
1.21 Clerk's Record Reserve	36,408	245,800	245,800
FTE	0	0.00	0
1.22 Cornerstone Preservaton (moved to 2.17 Community Development)		0	0
FTE		0	0
1.23 State Court Security (moved to 1.90 Other Special Revenue)		0	0
FTE		0	0
1.25 Law Library	24,813	32,426	32,426
FTE	0.18	0.18	0.18
1.27 Economic Development (moved to 2.17 Community Development)		0	0
FTE		0	0
1.28 Sheriff's Special Revenue SAR & Custody Services	6,877,820	9,019,991	9,780,700
FTE	54.50	54.50	53.50
1.35 Port Orford Landfill Trust (moved to 1.90 Other Special Revenues)		0	0
FTE		0	0
1.37 Communication Towers	172,997	334,241	334,241
FTE	0.00	0.00	0
1.90 Other Special Revenues Fund	4,697,616	6,594,256	7,037,914
FTE	0.29	0.25	0.245
1.40 County Parks (moved to 2.17 Community Development)		0	0
FTE		0	0
2.12 Victims Assistance-Criminal Fines (State & Federal)(moved to 2.51 S		0	0
FTE		0	0
2.13 Child Advocay (Closed Fund)		0	0

FTE		0	0
2.14 County Fair-Event Center	393,301	1,603,770	1,892,791
FTE	1.00	1.00	1.00
2.17 Community Development	2,080,041	4,072,494	5,521,954
FTE	16.45	18.40	18.90
2.19 Public Health & Human Services (State)	12,770	0	0
FTE	1.00	0	0
2.20 Administrative Services	2,019,741	2,166,407	3,116,160
FTE	13.21	13.21	13.91
2.21 General Services (moved to 6.05 General Vehicle Services)		0	0
FTE		0	0
2.22 Vehicle Replacement (moved to 6.05 General Vehicle Services)		0	0
FTE		0	0
2.24 Road Capital Improvement (moved to 1.15 Road)		0	0
FTE		0	0
2.32 PEG Access (moved to 1.90 Other Special revenues)		0	0
FTE		0	0
2.33 Building Repair & Construction Projects (moved to 2.20 Admin Servi		0	0
FTE		0	0
2.50 Federal Grants	69,744	109,714	109,714
FTE		0.72	0.72
2.51 State and Other Grants	156,413	255,359	282,146
FTE	1.09	1.065	1.07
2.81 General Fund Equipment Self Insurance (moved to 6.05 Gen Vehicle		0	0
FTE		0	0
2.85 Road Fund Equipment Self Insurance (moved to 6.05 Gen Vehicle Se		0	0
FTE		0	0
3.10 Reserve Fund	30,265	546,197	546,197
FTE		0.00	0
3.11 PERS Reserve Fund (moved to 3.10 Reserve)		0	0
FTE		0	0
3.48 County Schools (State)	617,513	650,000	650,000
FTE		0.00	0
Title III (Federal)	0	1,270,427	1,270,427
FTE		0.00	0
6.05 General Vehicle Services	412,998	758,444	758,444
FTE		0.00	0
Not Allocated to Organizational Unit or Program	31,470,492	0	0
FTE		0	0
<b>Total Requirements</b>	<b>30,631,200</b>	<b>65,645,532</b>	<b>67,050,979</b>
<b>Total FTE</b>	<b>137.56</b>	<b>135.97</b>	<b>136.55</b>

**STATEMENT OF CHANGES IN ACTIVITIES and SOURCES OF FINANCING \***

No changes in financing or activities at this time

**PROPERTY TAX LEVIES**

	Rate or Amount Imposed 2021-22	Rate or Amount Imposed This Year 2022-23	Rate or Amount Approved Next Year 2023-24
Permanent Rate Levy (rate limit .5996 per \$1,000)	\$0.5996/\$1,000	\$0.5996/\$1,000	\$0.5996/\$1,000
Local Option Levy			
Levy For General Obligation Bonds			

\* If more space is needed to complete any section of this form, insert lines (rows) on this sheet. You may delete blank lines.

**BEFORE THE BOARD OF CURRY COUNTY COMMISSIONERS IN  
AND FOR THE COUNTY OF CURRY**

**In the Matter of Adopting the 2023 – )  
2024 Fiscal Year Budget )  
)  
)**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, Curry County needs to adopt a budget by July 1, 2023 to have legal spending authority; and

**NOW, THEREFORE, BE IT RESOLVED** that the Curry County Board of Commissioners hereby adopts the budget for the 2023-2024 Fiscal Year in the amount of \$67,050,979, said budget available for review in the County Clerk’s Office.

**DATED** this 28th day of June, 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner

**BEFORE THE BOARD OF CURRY COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY**

**In the Matter of Appropriating the )  
2023-2024 Fiscal Year Budget )  
 ) RESOLUTION NO. \_\_\_\_\_  
 )**

**WHEREAS**, Curry County needs to appropriate budget expenditures by July 1, 2023 to have legal spending authority; and

**THEREFORE, BE IT RESOLVED** that \$424,974 is un-appropriated and reserved for future budget years in the Fiscal Year 2023-2024 budget.

**BE IT FURTHER RESOLVED** that \$66,626,005 for the fiscal year beginning July 1, 2023, and for the purposes shown in Exhibit "A", are hereby appropriated.

**DATED** this 28th day of June, 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Counsel

\_\_\_\_\_  
Jay Trost, Commissioner



**BEFORE THE BOARD OF CURRY COUNTY COMMISSIONERS IN  
AND FOR THE COUNTY OF CURRY**

**In the Matter of Categorizing and )  
Imposing Property Taxes for the 2032- )  
2024 Fiscal Year ) RESOLUTION NO. \_\_\_\_\_  
)**

**WHEREAS**, Curry County needs to impose property taxes in order to balance the 2023-2024 fiscal year budget; and

**WHEREAS**, the Budget Committee approved the \$0.5996/\$1,000 tax rate in the 2023-2024 fiscal year budget; and

**NOW THEREFORE, BE IT RESOLVED** that the Curry County Board of Commissioners hereby imposes the taxes provided for in the adopted budget at the rate of \$0.5996 per \$1,000 of assessed value with the County for operations.

**BE IT FURTHER RESOLVED** that the Curry County Board of Commissioners hereby categorizes for the tax year 2023-2024 upon the assessed value of all taxable property within the County as follows:

General Government (Property taxes) \$ 0.5996/\$1,000

**DATED** this 28th day of June, 2023.

**BOARD OF CURRY COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB#950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner



**CURRY COUNTY BOARD OF COMMISSIONERS**  
**REQUEST FOR AGENDA ITEM**  
*BUSINESS MEETING*

<b>Agenda Date:</b>		<b>Agenda Item Title:</b>	
<b>Time Needed:</b>			
<b>Financial Impact:</b>		<b>Description and Background:</b>	
<b>Category:</b>			
<input type="checkbox"/>	Action/Discussion		
<input type="checkbox"/>	Consent		
<input type="checkbox"/>	Executive Session		
<input type="checkbox"/>	Hire Order		
<input type="checkbox"/>	Presentation		
<b>Requested Motion:</b>			
<b>Attachments:</b>		<b>Instructions Once Approved:</b>	
1. 2. 3. 4. 5.			
<b>Contact Person – Name and Department:</b>			<b>Date Submitted:</b>

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON**

**In the Matter of an Ordinance Adopting )  
Article Six, Division Eleven of County ) ORDINANCE NO. \_\_\_\_\_  
Code (Camping Regulations) )  
)**

**WHEREAS**, pursuant to ORS 195.500 and Oregon House Bill 3115, Curry County must develop and implement a policy that recognizes the social nature of the problem of homeless individuals camping on public property and that any regulations enacted pursuant to such a policy must be objectively reasonable; and

**WHEREAS**, the County desires to establish regulations regarding authorized camping in the unincorporated areas of the County to allow for legal camping subject to supervision and regulation during reasonable time periods; and

**WHEREAS**, because of the nature of the allowances made by local, state, and federal law, Curry County must set in place reasonable regulations to protect public resources that are the backbone of the County, such as water, wildlife and transportation infrastructure.

**NOW, THEREFORE, THE BOARD OF CURRY COUNTY COMMISSIONERS HEREBY ORDAINS AS FOLLOWS:**

**SECTION I TITLE**

This Ordinance shall be known as Ordinance No. \_\_\_\_\_ and may be cited as “Ordinance Adopting Article Six, Division Eleven of Curry County Code regarding Camping Regulations.”

**SECTION II AUTHORITY**

This Ordinance is enacted pursuant to the authority of ORS 195.500 and any subsequent amendments thereto.

**SECTION III PURPOSE**

The purpose of this Ordinance is to codify certain reasonable time, place, and manner restrictions in relation to any individual’s ability to camp within the unincorporated areas of Curry County.

**SECTION IV ADOPTION**

The provisions of this Ordinance and the attached Article Four, Division Three, incorporated herein by reference, are hereby adopted and shall be effective upon the date of this Ordinance and shall remain in force and effect until otherwise ordained by the Board of Curry County Commissioners.

**SECTION V SEVERANCE CLAUSE**

If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof, is for any reason held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof. The legislative body hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any provision be declared unconstitutional or otherwise invalid.

**SECTION VI EMERGENCY CLAUSE**

The Curry County Board of Commissioners deems the adoption of this Ordinance to be necessary for the immediate preservation and protection of the public peace, health, safety, and general welfare for Curry County. Therefore, it is declared that an emergency exists, and this Ordinance shall be in full force and effect upon its adoption.

**SECTION VII EFFECTIVE DATE**

This Ordinance shall become effective upon its date of passage.

**DATED** this 28<sup>th</sup> day of June, 2023.

**BOARD OF CURRY COUNTY COMMISSIONERS**

\_\_\_\_\_  
John Herzog, Chair

Approved as to Form:

\_\_\_\_\_  
Brad Alcorn, Vice Chair

\_\_\_\_\_  
Michael E. Fitzgerald, OSB #950738  
Curry County Legal Counsel

\_\_\_\_\_  
Jay Trost, Commissioner

First Reading: June 28, 2023

Effective Date: June 28, 2023

## ARTICLE SIX

### DIVISION ELEVEN            CAMPING REGULATIONS

**SECTION 6.06.010**            *Reserved*

### **SECTION 6.06.020**            **DEFINITIONS**

The following terms used in this Division shall have the meanings set forth below:

**“Board”** means the Curry County Board of Commissioners.

**“Camp”** or **“Camping”** means to pitch, erect, create, or occupy camp facilities for the purposes of habitation, as evidenced by the use of camp paraphernalia.

**“Campsite”** means any place where one or more persons have established temporary sleeping accommodations by use of camp facilities and/or camp paraphernalia.

**“Camp Facilities”** include, but are not limited to, tents bivouacs, huts, other temporary or portable shelters, and vehicles or recreational vehicles as defined by Oregon law.

**“Camp Paraphernalia”** includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, blankets, mattresses, hammocks, or other sleeping material, or non-County designated cooking facilities and similar equipment.

**“Campground”** means a location where one or more campsites are located.

**“County Property”** includes all real property, land and public facilities owned, leased, controlled, or managed by the County, including rights of way.

**“Intersection”** means where two or more Roads converge, diverge, meet, or cross at the same height.

**“Open to the Public”** means County property that may be used by the public without the payment of any fee. The County Fairgrounds property, gated or otherwise, is not considered to be Open to the Public.

**“Outdoors”** means in the open air outside of any building or other permanent structure, which includes the parking lot of any park or public building.

**“Park Areas”** means publicly owned grounds providing passive and active recreation opportunities, including but not limited to Boice Cope Park and Lobster Creek.

**“Parking Lot”** means a developed location that is designated for parking motor vehicles, whether developed with asphalt, concrete, gravel, or other material.

**“Playground”** means a portion of Public Property prepared primarily for children to play in.

**“Public Property”** means any real property or structure owned, leased or managed by a local, state, or federal agency, including public rights-of-way, waters of the State, and utility easements.

**“Rest Activities”** means the acts of sitting, lying, sleeping, or keeping warm and dry.

**“Right-of-Way”** means all County-owned or controlled right-of-way, whether in fee title or as holder of a public easement for right-of-way, utilities, or public access purposes. Public right-of-way include but are not limited to, any Road, street, sidewalk, or private street or other property that is subject to a public access or utility easement dedicated or granted to the County for vehicular, pedestrian, utility or other uses, and any planter strip or landscaped area located adjacent to or contained within streets that is part of the public right-of-way.

**“School”** means a public or private institution for the purpose of education, or a public or private child care facility.

**“Store”** or **“Storage”** means to put aside or accumulate for use when needed, to put for safekeeping, and/or to place or leave in a location.

**“Road”** means the improved part of the public right-of-way that provides ingress to or egress from property by means of vehicles or other means or that provides travel between places by means of vehicles; including but not limited to ways described as streets, highways, throughways, or alleys, road related-structures that are in the right of way such as tunnels, culverts, or similar structures, and structures that provide for continuity of the right of way such as bridges.

**“Tent”** means a portable shelter made of fabric stretched tight and supported by one or more poles, cords, rope, or loops.

**“Trash”** means what a reasonable person would consider worthless or discarded material or objects, refuse or rubbish; and does not include weapons, contaminated or filthy materials, drug or drug-related paraphernalia, or items that reasonably could be considered as constituting a danger to human life or safety.

**“Waterway”** or **“Body of Water”** means any ocean, lake, estuary, river, stream or tributary, creek, pond, reservoir, wetland, canal; with distance being measured from the regular high water line.

## **SECTION 6.06.030                      EXCEPTIONS FROM CAMPING REGULATIONS**

This section’s regulations are meant strictly to regulate the use of public property within the unincorporated areas of Curry County and are not intended to directly regulate activities conducted on private property by the property owner or their designee. Specifically, any prohibition enacted by this Division shall not apply to:

- a. Individuals who have paid to camp in a County-designated campground. Camping in County parks shall be subject to the rules and regulations of the County Parks Department.

- b. Individuals camping as specifically authorized by a contract with the County or an agreement to provide voluntary services to the County.
- c. Individuals camping as specifically authorized by a permit approved by the Curry County Board of Commissioners.
- d. Individuals camping as specifically authorized and directed by an emergency or disaster declaration adopted by the Curry County Board of Commissioners.

## **SECTION 6.06.040                      TIME RESTRICTIONS**

### **Section 6.06.041            Authorized Hours**

Except as expressly authorized by Curry County Code, it shall be unlawful for any person to camp or maintain a campsite on any public property during the hours of 6:00 a.m. to 10:00 p.m. Campsites must be packed up, cleared of all camp materials and trash, and vacated no later than 6:00 a.m.

### **Section 6.06.042            Storage of Personal Property**

Except as expressly authorized by Curry County Code, it shall be unlawful for any person to store personal property, including camp facilities and camp paraphernalia, on any public property during the hours of 6:00 a.m. to 10:00 p.m.

### **Section 6.06.043            Unattended Personal Property**

Except as expressly authorized by Curry County Code, it shall be unlawful to knowingly leave personal property unattended on public property during the hours of 6:00 a.m. to 10:00 p.m. Personal property left unattended may be removed and disposed of by the County, in accordance with Oregon law and Section 6.06.070, if the property poses a threat to public health, safety, or welfare; or if the property has been posted with a written notice in accordance with Oregon Law.

## **SECTION 6.06.050                      PLACE RESTRICTIONS**

### **Section 6.06.051            Location of Camps**

Camping and Rest Activities shall only take place Outdoors, on property Open to the Public, and in compliance with the following place requirements:

### **Section 6.06.052            Size of Camps**

Campsites shall be limited to an area of not more than 100 square feet. All Camp Materials and other personal property must be contained within a single campsite.

### **Section 6.06.053            Prohibited Camp Locations**

Except as specifically allowed by Curry County Code, it shall be unlawful for any person to establish or occupy a campsite at any time if such camp is:

- a. Within any park area or athletic field.

- b. On sidewalks or roadsides in a manner that reduces the clear, continuous width of less than five (5) feet, or otherwise contrary to County Code, specifically such provisions regarding rights of way or “Clear Zones” as defined by Article Three, Division Four.
- c. Within 1,000 feet of a school.
- d. Within 250 feet of a waterway.
- e. Within 250 feet of a playground.
- f. Within 75 feet of any Intersection.
- g. On County Property that is permanently closed to public use, or during days or hours that County Property is closed to the Public.
- h. Obstructing any portion of any Road, bike lane, bike path, or other premises that are used or usable in connection to transportation.
- i. Within four feet of the shoulder of any Road that does not have a curb.

**Section 6.06.053 Authority of Board of Commissioners**

Notwithstanding the provisions of this Division, the County Board of Commissioners, the Director of County Operations, or the designee of either may temporarily authorize camping or storage of personal property by written order that specifies the period of time and location in the event of emergency circumstances; in conjunction with a special event permit; or upon finding it to be in the public interest and consistent with County goals and policies.

**Section 6.06.054 Camping Restrictions**

No more than three campsites shall be permitted at the same time in any Campground. While Camping or engaging in Rest Activities, no individual shall:

- a. Engage in conduct that violates State or Federal law.
- b. Camp without paying in an area designated for paid Camping.
- c. Attach Camp Materials or personal property to fences, trees, vegetation, vehicles, buildings, utility poles, or any other infrastructure.
- d. Use an unauthorized connection to tap into electrical, water or other utilities.
- e. Use any permanent structure for the storage of personal property unless the structure has been designated for that purpose.
- f. Erect any permanent or semi-permanent structures, or incorporate any existing structures, fixtures, or other existing infrastructure in any type of Camp Facility.



- g. Use a fire or flame for any purpose, unless outdoors and confined to a Camp Stove or County-provided fireplace or fire ring; with the following restrictions:
- The fire or flame may not be left unattended.
  - The fire or flame shall be extinguished before leaving the campsite.
  - The fire or flame may not be used when burning or fire restrictions are put in place by a local authority such as Coos Forest Protective Association.
  - The fire or flame shall not cause damage to public property, private property, vegetation, or infrastructure of any kind.

## **SECTION 6.06.060                    MITIGATION OF UNLAWFUL CAMPSITES**

### **6.06.063            Mitigation**

Cleanup of unlawful campsites will be scheduled at the discretion of the Curry County Board of Commissioners or their designee(s).

### **6.06.063            Emergency Mitigation**

Notwithstanding the provisions of this section, cleanup of campsites may occur immediately and without notice if the Board or their designee determines that any of the following conditions exist:

- a. When there are grounds for law enforcement officials to believe that illegal activities other than camping are occurring at an established campsite.
- b. In the event of an exceptional emergency at an established campsite, including, but not limited to, possible site contamination by hazardous materials, a public health emergency, or other immediate danger to human life or safety.
- c. If a funeral service is scheduled with less than 72 hours' notice at a cemetery at which there is a camping site, or a camping site is established at the cemetery less than 72 hours before the scheduled service, the written notice required under subsection 6.06.062 of this section may be posted at least 24 hours before the cleanup.

### **6.06.062            Posted Notice**

Permanent signs may be posted advising that camping is prohibited on certain public property. Whether or not a permanent sign is posted, a notice containing a specific date and time will be posted and distributed in the area of a scheduled cleanup at least 72 hours before the cleanup.

## **SECTION 6.06.070                    REMOVAL, STORAGE & RETRIEVAL OF PERSONAL PROPERTY**

### **6.06.072                    Abandoned Property**

Any property removed by the County in accordance with the provisions of this Division shall be held and disposed of pursuant to the provisions of ORS Chapter 98 if not claimed within thirty (30) days after removal.

**6.06.072                    Claiming Property**

Individuals may claim their property, without a fee, by contacting the Curry County Sheriff's Office within thirty (30) days.

**6.06.073                    Exceptions to Storage of Abandoned Property**

Items that have no apparent utility or are in unsanitary condition may be immediately discarded. Weapons, controlled substances (not including prescription medication specifically prescribed to the possessor) and items that appear to be stolen or that are evidence of a crime shall be retained and disposed of by the Curry County Sheriff's Office in accordance with applicable legal requirements for the property in question; and shall not be subject to thirty (30) days' storage.

**SECTION 6.06.080                    PENALTIES & ENFORCEMENT**

**6.06.081                    Fine**

Violation of any provision of this Division is punishable by a fine not less than \$100.00 nor more than \$1,000.00 for the first offense, and for the second and subsequent offenses, not less than \$500.00, nor more than \$5,000.00.

**6.06.082                    Separate Offenses**

Each day that a violation occurs will be considered a separate offense.

**6.06.083                    Violation Constitutes Public Nuisance**

In addition to any other penalties that may be imposed, any campsite used for overnight sleeping in a manner not authorized by this Division or other provisions of this code shall constitute a public nuisance and may be abated in accordance with Oregon law.

**SECTION 6.06.090                    NONEXCLUSIVE REMEDY**

The remedies described in this chapter shall not be the exclusive remedies of the County for violations of this Division.

**Enrolled**  
**House Bill 3115**

Sponsored by Representative KOTEK; Representatives DEXTER, MARSH, MCLAIN, POWER,  
REYNOLDS, WILDE, Senators DEMBROW, MANNING JR, RILEY

CHAPTER .....

AN ACT

Relating to the regulation of public property with respect to persons experiencing homelessness; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1. (1) As used in this section:**

**(a) “City or county law” does not include policies developed pursuant to ORS 203.077 or 203.079.**

**(b)(A) “Keeping warm and dry” means using measures necessary for an individual to survive outdoors given the environmental conditions.**

**(B) “Keeping warm and dry” does not include using any measure that involves fire or flame.**

**(c) “Public property” has the meaning given that term in ORS 131.705.**

**(2) Any city or county law that regulates the acts of sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public must be objectively reasonable as to time, place and manner with regards to persons experiencing homelessness.**

**(3) It is an affirmative defense to a charge of violating a city or county law described in subsection (2) of this section that the law is not objectively reasonable.**

**(4) A person experiencing homelessness may bring suit for injunctive or declaratory relief to challenge the objective reasonableness of a city or county law described in subsection (2) of this section. The action must be brought in the circuit court of the county that enacted the law or of the county in which the city that enacted the law is located.**

**(5) For purposes of subsections (2) and (3) of this section, reasonableness shall be determined based on the totality of the circumstances, including, but not limited to, the impact of the law on persons experiencing homelessness.**

**(6) In any suit brought pursuant to subsection (4) of this section, the court, in its discretion, may award reasonable attorney fees to a prevailing plaintiff if the plaintiff:**

**(a) Was not seeking to vindicate an interest unique to the plaintiff; and**

**(b) At least 90 days before the action was filed, provided written notice to the governing body of the city or county that enacted the law being challenged of an intent to bring the action and the notice provided the governing body with actual notice of the basis upon which the plaintiff intends to challenge the law.**

**(7) Nothing in this section creates a private right of action for monetary damages for any person.**

**SECTION 2. Section 1 of this 2021 Act becomes operative on July 1, 2023.**

**SECTION 3. This 2021 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect on its passage.**

**Passed by House April 15, 2021**

.....  
Timothy G. Sekerak, Chief Clerk of House

.....  
Tina Kotek, Speaker of House

**Passed by Senate June 9, 2021**

.....  
Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2021

**Approved:**

.....M,....., 2021

.....  
Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2021

.....  
Shemia Fagan, Secretary of State

# ORS 195.500

## Policy for removal of homeless individuals camping on public property

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All municipalities and counties shall:

- (1) Develop a policy that recognizes the social nature of the problem of homeless individuals camping on public property.
- (2) Implement the policy as developed, to ensure the most humane treatment for removal of homeless individuals from camping sites on public property. [Formerly 203.077]

Note: [195.500 \(Policy for removal of homeless individuals camping on public property\)](#) to [195.510 \(Sites not subject to ORS 195.500 to 195.510\)](#) were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 195 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.