



# Oregon

Kate Brown, Governor

## Department of State Lands

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The State Land Board met in regular session on December 8, 2015, in the Land Board Room at the Department of State Lands, 775 Summer Street NE, Salem, Oregon.

### State Land Board

Present were:

Kate Brown  
Governor

Jeanne P. Atkins  
Ted Wheeler

Secretary of State  
State Treasurer

Jeanne P. Atkins  
Secretary of State

#### Land Board Assistants

Richard Whitman  
Robert Taylor  
Kristin Dennis

Governor's Office  
Secretary of State's Office  
State Treasurer's Office

Ted Wheeler  
State Treasurer

#### Department Staff

Stephanie Hallock Cummins  
Lorna Stafford

Jim Paul  
Chris Castelli

Bill Ryan  
Julie Curtis

Cyndi Wickham  
Lanny Quackenbush

#### Department of Justice

Matt DeVore

Secretary Atkins called the meeting to order at 10:05 a.m. The topics discussed and the results of those discussions are listed below.

Secretary Atkins welcomed Stephanie Hallock Cummins to her first meeting as interim director. Secretary Atkins also noted that the process for hiring a permanent director was moving forward.

### **CONSENT AGENDA**

1. a. **Request for approval of the minutes from the October 13, 2015 State Land Board meeting.**
- b. **Request for approval of the release of 560 acres of subsurface mineral and geothermal rights in Malheur County.**
- c. **Request for approval to grant an addendum to an existing permanent reciprocal access easement to cross state trust lands in Coos and Douglas Counties.**
- d. **Request for approval to initiate the review and determination of the sale of historically filled lands located near the City of Rainier in Columbia County.**
- e. **Request for approval to initiate the review and determination of the sale or exchange of up to fifteen (15) parcels in Klamath and Crook Counties.**

Interim Director Stephanie Hallock Cummins briefly described the items on the consent agenda. Assistant Director Jim Paul provided detailed information for each item.

Regarding item 1b, Treasurer Wheeler asked if the \$5600 received for the mineral rights is designated for a specific purpose.

Assistant Director Paul told the Board that the funds are deposited into the Common School Fund.

Related to item 1c, Secretary Atkins clarified that approval of the addendum to the agreement was only for access purposes between the parties and that it would not close any roads or change the use of any roads on the Elliott State Forest.

Assistant Director Paul confirmed that was correct.

Regarding item 1d, Treasurer Wheeler asked if the property was developable and what the applicant's intent is for the site.

Assistant Director Paul said that he believes the intent is to protect their view of the waterfront. He added that the applicant has been made aware that it is very unlikely the site is developable, particularly due to the existing mitigation site and the requirements surrounding it. In addition, they are aware that the City has applied for an easement to cross the property.

Treasurer Wheeler asked that the applicant's intent be clarified when it comes back to the Board for a final decision.

Interim Director Cummins noted that written testimony was received and provided to the Board on item 1e.

Treasurer Wheeler made a motion to approve the consent agenda. There were no objections. The consent agenda was approved.

## ***ACTION AGENDA***

### **2. Request for approval of the sale of up to seven (7) parcels totaling 280 acres in Gilliam, Grant and Wheeler Counties.**

Assistant Director Paul told the Board that during the public comment period for these sales, the Department received comments from two adjacent property owners expressing interest in purchasing one of the parcels. And, a comment was received from a school board member asking for general information about the land sale process.

Treasurer Wheeler asked for a copy of the response to the school board member.

Secretary Atkins asked if management costs have been documented on these properties.

Assistant Director Paul noted that the information is summarized in the materials with the written agenda item and more detailed information is contained in the Department's parcel files.

Treasurer Wheeler asked if we consider exchanging property as an option.

Assistant Director Paul said that exchanges are considered, however when multiple parties are interested, the public auction option is more defensible in terms of maximizing value. Exchanges do work well when there is an adjacent landowner who is very interested in purchasing the property.

Secretary Atkins asked if there would be other parcels coming before the Board.

Assistant Director Paul explained that the previous 15 parcels the Board approved on the consent agenda would be the next phase of properties before the Board. Beyond that, there is an ongoing review of properties to evaluate whether or not it is appropriate to hold the property or to sell it. The Real Estate Asset Management Plan outlines this process. He noted that less than one percent of the Department's land holdings are currently in this group to be evaluated for sale.

Secretary Atkins asked how often the Real Estate Asset Management Plan (REAMP) is updated.

Assistant Director Paul told the Board that the REAMP is a ten-year plan with the ability to update it as needed, if conditions change or something of significance happens where the Department believes it is worth updating, which was done in 2012 due to economic conditions.

Treasurer Wheeler asked what the process is for cultural and historic reviews.

Assistant Director Paul said the reviews are performed by an expert on staff.

Treasurer Wheeler asked that a presentation on the process be given to the Board at a future meeting.

Treasurer Wheeler moved to approve the staff recommendation of the Land Board's approval to sell, through public auction, seven parcels totaling 280 acres in Gilliam, Grant and Wheeler Counties, for a value at or above their estimated market value. There were no objections. The item was approved.

### **3. Request for adoption of the 2015 update to the Department's Sustainability Plan.**

Interim Director Cummins briefly discussed the history of the Department's Sustainability Plan and also noted a recent letter from the Sustainability Board to Governor Brown asking for a "reinvigoration" of the state's sustainability effort and for state agencies to assign someone to be their sustainability coordinator. The plan basically focuses on internal activities such as water conservation, paper use, driving less, etc. In addition, the plan discusses the Department's natural resource management activities such as grazing practices and water use.

Treasurer Wheeler noted that it is appropriate for the Board to give direction on external policies contained in the plan surrounding sustainability, but he does not believe the Board has any role in the Department's internal policies surrounding sustainability. The Treasurer moved to adopt the 2015 update to the Department's Sustainability Plan.

Secretary Atkins asked that the Plan be incorporated into land management decisions that are made by the Department and brought before the Board.

Four members of the public provided comments on this agenda item:

Lili Clausen, Clausen Oysters, Coos Bay  
Alexander Harris  
Gregory Monahan  
Harlan Shober

Comments were related to the loss of sustainable oyster production; and the public use and access of state-owned land in Coos Bay due to the Pacific Connector Gas Pipeline project. Other topics discussed included drought and climate change.

Secretary Atkins restated the motion made by Treasurer Wheeler. There were no objections. The 2015 update to the Department's Sustainability Plan was adopted.

#### 4. Other.

The Board took public comment on the proposed Jordan Cove Energy Facility and Pacific Connector Gas Pipeline projects.

The following 12 people provided testimony:

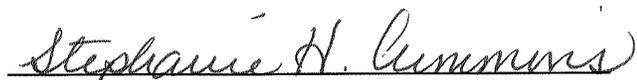
Katy Eymann, CALNG  
John Clarke, Winston, Oregon  
Nicole Jackson, Salem & Coos Bay, Oregon  
Lon Otterby, Sierra Club  
Kelly O'Hanley, Oregon Physicians for Social Responsibility  
Emmalyn Garret, Rising Tide  
Leonard Higgins, Eugene 350.org  
Dr. Theodora Tsongas  
Angela Van Patten  
Debra McGee, Eugene 350.org  
Ted Gleichman, Sierra Club  
Paul Spindel, West Linn, Oregon

Comments focused on public safety and health; climate change; environmental impacts; and the need for additional time to review the removal-fill permit application materials in order to provide meaningful public comment.

Secretary Atkins thanked everyone for taking the time to travel to Salem and provide their comments to the Board. She asked staff to take the comments heard into consideration when making the permit decisions.

The meeting was adjourned at 11:15 a.m.

  
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Jeanne P. Atkins, Secretary of State

  
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Stephanie Hallock Cummins, Interim Director