

BOARD ORDERS AND MINUTES

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY (“the Board”) sat for the transaction of county business in formal session on May 1, 2014, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Mary P. Stern, Allen Springer, and Kathy George being present.

Also present were Laura Tschabold, County Administrator; Chuck Vesper, Deputy County Administrator; Christian Boenisch, County Counsel; Murray Paolo, Information Technology Manager; and Don Iler, News-Register.

Commissioner Stern called the meeting to order at 10:00 a.m.

A. **PUBLIC COMMENT:** This thirty-minute time period is reserved for public comment on any topic other than a quasi-judicial land use matter or other topic scheduled for public hearing. Unless extended or restricted by the Chair or majority of the Board, public comment will be limited to three minutes per person. None offered.

B. **CONSENT AGENDA:** Ms. George moved approval of the consent agenda. The motion passed, Commissioners Stern, Springer, and George voting aye.

Minutes

1. **B. O. 14-230** - Approve the minutes from the March 27, 2014, formal/informal session.

Personnel

2. **B. O. 14-231** - Approve the change of status of Jeffrey Fitzpatrick to .8 FTE in Community Corrections, effective May 1, 2014.

3. **B. O. 14-232** - Approve the change of status of Lamonica “Arlene” Bryant to HS Associate in HHS Adult Behavioral Health, Range 14, Step 4, effective May 9, 2014.

Contracts/Grants

4. Approve agreements between HHS Family & Youth, provider, and the following school districts for behavioral health counseling services:

a. **B. O. 14-233** - Amity School District, .8 FTE, not to exceed \$38,438, effective August 25, 2014, through June 12, 2015;

b. **B. O. 14-234** - Sheridan School District, .2 FTE, not to exceed \$9610, effective August 25, 2014, through June 10, 2015.

5. **B. O. 14-235** - Approve an agreement between HHS and Virginia Garcia Memorial Health Center (VGMHC), provider, for outpatient counseling services, \$72,953, retroactive to April 15, 2014, through June 30, 2015.
6. **B. O. 14-236** - Approve an agreement between HHS, provider, and VGMHC for screening/assessment and specialty behavioral healthcare services, \$4573/month, retroactive to April 15, 2014, through June 30, 2015.
7. **B. O. 14-237** - Approve Amendment #2 to an agreement between HHS Public Health and Lane County to give Yamhill County additional revenue-sharing authority in the amount of \$12,000/year for the online foodhandlers training/testing project, effective through June 30, 2017.
8. **B. O. 14-238** - Ratify approval of a grant agreement between HHS Public Health, grantee, and Oregon Office of Emergency Management for the McMinnville Medical Alternative Care Site Surge program, \$30,536, retroactive to March 1, 2014, through June 30, 2014.
9. **B. O. 14-239** - Accept a grant from Oregon Department of Veterans' Affairs for the Veterans Extended Outreach program, \$25,000, retroactive to February 1, 2014, through June 30, 2015.
10. **B. O. 14-240** - Approve Intergovernmental Agreement #29879 between the Board of Commissioners and Oregon Department of Transportation to allow ODOT to install and maintain radio equipment at the High Heaven communications site, effective through June 30, 2034.

#### Surplus

11. **B. O. 14-241** - Declare an inventory of computer equipment as surplus county property to be sold on the county's website.

#### **C. OLD BUSINESS:**

1. **B. O. 14-242** - Consideration of adoption of findings in support of Planning Docket C-09-13, a request for a conditional use approval for a seven-guestroom bed and breakfast, applicants Scott and Melody Gibson, as tentatively approved April 17, 2014.

Ms. Stern moved approval of the findings, stating that Todd Sadlo has done an excellent job outlining the Board's reasons for approval, which were primarily to follow the legal criteria set for them. She said that Benton and Marion counties are the only ones in Oregon she knows of that do any water regulation, and it is a very extensive process to do so. Ms. George added that the findings also address the issue of access to the property.

Mr. Springer stated that this was a difficult decision. He said that he found the Planning Commission's 7-1 vote against the application to be interesting, and he was also fascinated by Ms. George's earlier observation about the noticeable absence of Friends of Yamhill County in these proceedings. He stated that the relationship between the applicants and their neighbors is a

sad state of affairs, but the conditions of approval would be helpful to the neighbors. Ms. Stern explained that land use applicants almost always strengthen their application after the Planning Commission hearing and before it comes to the Board, and the Board's vote has to be based on the criteria rather than on the Planning Commission's vote. She said that she wishes the parties could have sat down earlier to talk through the issues.

The motion passed, Commissioners Stern and George voting aye and Commissioner Springer voting no.

2. **B. O. 14-243** - Consideration of the second reading and adoption of Ordinance 889, amending Ordinance 888 to extend the temporary moratorium on medical marijuana dispensaries in unincorporated areas of Yamhill County through May 1, 2015.

Ms. George moved approval of Ordinance 889. Christian Boenisch provided the second reading of the ordinance by title only. The motion passed, Commissioners Springer and George voting aye and Commissioner Stern voting no.

D. **OTHER BUSINESS** (Add-ons and non-consent items):

1. **B. O. 14-244** - Consideration of creating the Habitat Conservation Plan (HCP) Implementation Committee and appointing the following committee members:

- HCP Administrator: John Phelan
- Road Improvement Advisory Committee representatives: Michal Wert and Matt Dunckel
- Parks & Recreation Board representatives: Anne Lane and Jim Culbert
- Ex-officio members: Rich Szlemp and Dr. Paul Hammond

Mr. Springer moved approval of item D(1). The motion passed, Commissioners Stern, Springer, and George voting aye.

2. **B. O. 14-245** - Consideration of ratifying approval of a letter in opposition to H.R. 931, a bill to provide for the addition of certain real property to the reservation of The Confederated Tribes of Siletz Indians of Oregon.

Ms. Stern stated that the Board has had many discussions about this issue over the years, and had received a letter from the Siletz tribe asking for support of the bill. She said that she supports the rights of the Siletz tribe, but the Coast Reservation was originally set up for five different tribes, and she believes this bill is overreaching. She said that if the Siletz tribes wanted to contain their request to its original part of the Coast Reservation, the Board would support that.

Mr. Springer moved approval of item D(2). The motion passed, Commissioners Stern, Springer, and George voting aye.

3. **B. O. 14-246** - Consideration of authorizing a payment from the Capital Improvement Fund to Azimuth Communications, Inc., in the amount of \$10,561 to upgrade the core digital video recorders in the courthouse.

Murray Paolo stated that this is the first piece of an effort to bring campus-wide consistency to the security system. Laura Tschabold stated that this is on the list of capital improvement projects approved by the Board for the 2013-14 fiscal year. Chuck Vesper said that the dollar amount on the list was about \$30,000, but that also included the amount for upgrading the cameras. Mr. Springer moved approval of item D(3). The motion passed, Commissioners Stern, Springer, and George voting aye.

E. **PUBLIC HEARINGS:** None.

F. **ANNOUNCEMENTS:**

1. For information on county advisory committee vacancies, please refer to our website, [www.co.yamhill.or.us/content/volunteer-opportunities](http://www.co.yamhill.or.us/content/volunteer-opportunities), or call the Board of Commissioners' office: 503-434-7501 (from McMinnville) or 503-554-7801 (toll-free from Newberg).

The meeting adjourned at 10:20 a.m.

Anne Britt  
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

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Chair MARY P. STERN

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Commissioner ALLEN SPRINGER

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Commissioner KATHY GEORGE