

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 November 1, 2006 at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis, Kathy George, and Mary P. Stern being present.

Also present was John Krawczyk, Administrative Services Director; John M. Gray, Jr., County Counsel; and Laura Tschabold, Projects Coordinator.

Commissioner Lewis called the meeting to order.

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 with item B(9) being moved to Other Business. The motion passed, Commissioners Lewis, George, and Stern voting aye.

Minutes

1. Approve the following formal session minutes:
 - a. **B. O. 06-874** - December 14, 2005
 - b. **B. O. 06-875** - December 21, 2005
 - c. **B. O. 06-876** - January 4, 2006
 - d. **B. O. 06-877** - January 10, 2006
 - e. **B. O. 06-878** - January 18, 2006
 - f. **B. O. 06-879** - February 1, 2006
 - g. **B. O. 06-880** - February 6, 2006
 - h. **B. O. 06-881** - August 23, 2006
 - i. **B. O. 06-882** - August 25, 2006

Personnel

2. **B. O. 06-883** - Approve the employment of Jack Lyda, Newberg, as Corrections Reserve in the Jail, part-time on-call, \$10/hour, effective November 1, 2006.

Contracts

3. **B. O. 06-884** - Approve an agreement between the Commission on Children & Families and Head Start of Yamhill County for the Child Care Collaboration Project, \$14,742, retroactive to September 11, 2006 through June 30, 2007.
4. **B. O. 06-885** - Approve the 2006 Fund Exchange Agreement #23732 between Public Works and Oregon Department of Transportation to exchange \$319,424 federal funds for \$300,259 state funds for the Yamhill County Overlay Program.
5. **B. O. 06-886** - Approve a letter of agreement between HHS Abacus and Mid-Valley

Behavioral Care Network for consumer-provided services, \$14,511, retroactive to October 1, 2006 through September 30, 2007.

Committees

6. **B. O. 06-887** - Approve the reappointment of Erin Rainey to the Solid Waste Advisory Committee for a three-year term to expire November 13, 2009.

Refund

7. **B. O. 06-888** - Authorize a \$479 refund to Thomas Kurt from the Planning Department.

Interfund Loan

8. **B. O. 06-889** - Approve a five-year interfund loan from Corner Restoration (Fund 27) to Capital Improvements (Fund 40) for local match funds for the HHS Evans Street Campus, \$268,000.

Measure 37

9. **See Other Business** - Consideration of denial of M37-38-06, a Measure 37 claim authorizing William and Sheryl Taylor to make application to change the zoning from VLDR-5 to VLDR-2.5, divide the property into two lots, and establish one additional dwelling.

Public Hearings

10. **B. O. 06-890** - Schedule public hearings for the following Measure 37 claims on December 6, 2006:

a. M37-68B-05, a Measure 37 claim authorizing Thomas and Ellen Ann Currans, Jr. to make application to divide 52 acres into eight to ten lots of 2.5 to four acres each and twenty lots of one to two acres each and to establish dwellings thereon;

b. M37-29-06, a Measure 37 claim authorizing Golda Bales to make application to divide 23.81 acres into one-acre lots and to establish dwellings thereon;

c. M37-35-06, a Measure 37 claim authorizing Martin and Katherine Nicklous to make application to divide 3.36 acres into seven lots and to establish dwellings thereon.

11. **B. O. 06-891** - Schedule a public hearing for December 6, 2006 to receive public comment regarding a ten-year franchise renewal for Western Oregon Waste.

C. **OLD BUSINESS:** None.

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

Measure 37

1. **B. O. 06-892** - Consideration of approval of M37-30-06, a Measure 37 claim authorizing Ron and Karen Heinonen to make application to divide 44 acres into two lots and to establish dwellings on the vacant lots.

John Gray read the operative part of the order. Ms. Stern moved approval of M37-30-06. The motion passed, Commissioners Lewis, George, and Stern voting aye.

2. **B. O. 06-893** - Consideration of approval of M37-31-06, a Measure 37 claim authorizing High Heaven Timberlands, Inc. to make application to divide 180.32 acres into five lots of twenty to forty acres each and to establish dwellings on the vacant lots.

John Gray read the operative part of the order. Ms. George moved approval of M37-31-06. The motion passed, Commissioners Lewis and George voting aye and Commissioner Stern voting no.

3. **B. O. 06-894** - Consideration of approval of M37-32-06, a Measure 37 claim authorizing Richard and Barbara Horlyk to make application to divide twenty acres into three lots and to establish a dwelling on each vacant lot.

John Gray read the operative part of the order. Ms. Stern moved approval of M37-32-06. The motion passed, Commissioners Lewis, George, and Stern voting aye.

4. **B. O. 06-895** - Consideration of approval of M37-33-06, a Measure 37 claim authorizing Marvin and Joyce Astleford to make application to divide 39.5 acres into three lots of approximately three acres each and one 28-acre lot and to establish a dwelling on each vacant lot.

John Gray read the operative part of the order. Ms. George moved approval of M37-33-06. The motion passed, Commissioners Lewis and George voting aye and Commissioner Stern voting no.

5. **B. O. 06-896** - Consideration of approval of M37-36-06, a Measure 37 claim authorizing Robert and Karen Perez to make application to divide 26.75 acres into lots of approximately two acres each, to divide eight acres into six lots of approximately equal size, and to establish a dwelling on each vacant lot.

John Gray read the operative part of the order, stating that a copy of the land sale agreement had been received to confirm the ownership date. Ms. Lewis moved approval of M37-36-06. The motion passed, Commissioners Lewis and George voting aye and Commissioner Stern voting no.

6. **B. O. 06-897** - Consideration of approval of M37-40-06, a Measure 37 claim authorizing Donald and Donna King to make application to divide ten acres into three lots and to establish a dwelling on each vacant lot.

John Gray read the operative part of the order. Ms. Stern moved approval of M37-40-06. The motion passed, Commissioners Lewis, George, and Stern voting aye.

7. **B. O. 06-898** - Consideration of approval of M37-41-06, a Measure 37 claim authorizing Doris Van Gordon to make application to divide 2.23 acres into two lots and to establish a dwelling on each vacant lot.

John Gray read the operative part of the order. Ms. George moved approval of M37-41-06. The motion passed, Commissioners Lewis, George, and Stern voting aye.

8. **B. O. 06-899** - Consideration of denial of M37-38-06, a Measure 37 claim authorizing William and Sheryl Taylor to make application to change the zoning from VLDR-5 to VLDR-2.5, divide the property into two lots, and establish one additional dwelling.

John Gray reviewed the findings, explaining that claim is not valid because no land use regulations have been adopted since the acquisition date which are more restrictive than the VLDR-5 zoning, which was in effect at the time of purchase. He noted that Mike Brandt has explained to the claimants that they can apply for a zone change at any time.

Ms. Stern moved denial of M37-38-06. The motion passed, Commissioners Lewis, George, and Stern voting aye.

Change Fund

9. **B. O. 06-900** - Consideration of authorizing a temporary \$500 change fund for the Assessor's Office during the tax collection period, effective November 2, 2006 through December 15, 2006.

Ms. George moved to authorize the change fund. The motion passed, Commissioners Lewis, George, and Stern voting aye.

Bridges

10. Discussion of an intergovernmental agreement between Public Works and the City of Lafayette regarding a city water line to be attached to the new county bridge. *[No formal action taken at this time.]*

Mr. Gray discussed a request from the City of Lafayette for a \$160,000 loan from the county for the installation of a water line along the new bridge, to be paid back within twenty years. He stated that the county had entered into a similar agreement with the City of Carlton for its water line, with the loan to be paid back within ten years and no interest accrued on any principal paid back within the first five years. He stated that Bill Gille approves of the agreement as long as the loan amount is reduced by the \$67,000 which the county would otherwise have to pay for a temporary construction easement and for the purchase of a portion of the city park necessary for bridge access.

The Board discussed options for tracking billing and loan payments through the Public Works budget. Ms. Lewis will check with Russ Heath about the billing system he uses for the Motor Pool. After further discussion, the Board agreed to offer the City of Lafayette a fifteen-year loan of \$93,000 with interest payable after five years. It was also agreed that the county should send annual bills to the City of Carlton as a reminder and for record-keeping purposes.

E. **PUBLIC HEARINGS:** None.

F. **ANNOUNCEMENTS:**

1. The following positions are open to the public. Contact the Commissioners' Office for applications.

- a. Parks Board, three positions;
- b. Commission on Children & Families, one youth position and four alternate positions;
- c. Planning Commission, one position.

2. Northwest Senior & Disability Services has openings for Yamhill County residents on the

following regional councils:

- a. Senior Advisory Council, one position;
- b. Disability Services Advisory Council, one position.

For more information, contact Sally Lawson at (503)304-3473 or by e-mail at Sally.Lawson@state.or.us.

The meeting adjourned at 9:45 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair	LESLIE LEWIS
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Commissioner	KATHY GEORGE
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Commissioner	MARY P. STERN
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