

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 August 13, 2008 at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis and Kathy George being present and Commissioner Mary P. Stern being excused.

Also present were John M. Gray, Jr., County Counsel; Rick Sanai, Assistant County Counsel; Laura Tschabold, Administrative Services Director; Steve Mikami, Personnel Officer; Murray Paolo, Information Systems Director; Kris Bledsoe, 3500 SW Redmond Hill Rd, McMinnville, Kathleen Blair, 595 SW Ruby Ct, McMinnville; and Liz Marlia-Stein, 1525 NE 18th Street, McMinnville.

Commissioner Stern 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.

Liz Marlia-Stein stated that Democrats are in the process of legal proceedings regarding the legality of Fair policy. She said that petitioners were trying to reach out to the people of Yamhill County to get a petition on the ballot and, once informed that they needed to stay in the booth or outside the fairgrounds, they did. She said that the booth was staffed from 10:00 a.m. to 10:00 p.m. each day as required, even though other booths, including Commissioner Lewis’, were not. She stated that Democrats feel that they were being targeted.

Kathleen Blair stated that she was not able to obtain a copy of the Fair’s policies and procedures and it wasn’t printed on the contract that the Democrats signed with the Fair, as Fair Manager Al Westhoff had stated. She said that the contract wasn’t signed by the Fair Board or by management, so it was not binding. She pointed out that conservative Neshoba County, Mississippi, permits politicians to hand out campaign materials at its fair. She stated that the only flagrant violations of the Fair rules were by Ms. Lewis, who didn’t always keep her booth staffed and who was witnessed stumping on the grounds.

B. **AGENDA:**

Personnel

1. **B. O. 08-532** - Consideration of ratifying the emergency hire of Eve Gussenhoven, Canby, as HS Specialist 1 in HHS Family & Youth, regular part-time, Range 17, Step 2,

retroactive to August 4, 2008.

2. **B. O. 08-533** - Consideration of approval of the change of status of Norm Costa from .3 to .475 FTE in HHS Public Health, retroactive to July 1, 2008.
3. **B. O. 08-534** - Consideration of approval of the employment of Kathryn Foster, Salem, as Juvenile Probation Officer 1 in the Juvenile Department, temporary full-time, Range 16, Step 1, retroactive to August 4, 2008 through August 8, 2008.
4. **B. O. 08-535** - Consideration of the change of status of Richard McKenna to extend temporary part-time employment in Community Corrections State Enhancement, effective August 27, 2008 through February 27, 2009.

Ms. George moved approval of items B(1) through B(4). The motion passed, Commissioners Lewis and George voting aye.

Contracts/Grants

5. **B. O. 08-536** - Consideration of approval of an agreement between HHS Family & Youth and Lutheran Community Services Northwest, provider, for Oregon Health Plan mental health services, \$3333/month base compensation, retroactive to July 1, 2008 through June 30, 2009.

Ms. George moved approval of the agreement. The motion passed, Commissioners Lewis and George voting aye.

6. **B. O. 08-537** - Consideration of approval of Modification #2 to Attachment S of an agreement between HHS Family & Youth and Mid-Valley Behavioral Care Network, provider, for Regional Wraparound Trainer services, \$58.81/hour plus expenses, retroactive to July 1, 2008 through June 30, 2009.

Ms. George moved approval of the modification. The motion passed, Commissioners Lewis and George voting aye.

7. **B. O. 08-538** - Consideration of approval of Modification #4 to Attachment N of an agreement between HHS, provider, and Mid-Valley Behavioral Care Network for Regional Housing Coordinator services, .5 FTE, retroactive to July 1, 2008 through June 30, 2009.

Ms. George moved approval of the modification. The motion passed, Commissioners Lewis and George voting aye.

8. **B. O. 08-539** - Consideration of approval of a grant agreement between HHS Adult Mental Health, provider, and Mid-Valley Behavioral Care Network for adult foster care and respite care, \$50,439.

Ms. George moved approval of the grant agreement. The motion passed, Commissioners Lewis and George voting aye.

9. **B. O. 08-540** - Consideration of approval of a modification to the physician services agreement between HHS Adult Mental Health and William Nunley, M.D., provider, to allow for training.

Ms. George moved approval of the modification. The motion passed, Commissioners Lewis and George voting aye.

10. **B. O. 08-541** - Consideration of approval of the 2008 Fund Exchange Agreement between Public Works and Oregon Department of Transportation to exchange \$789,824 federal Surface Transportation Program funds for \$742,434 state funds.

Ms. Lewis moved approval of the agreement. The motion passed, Commissioners Lewis and George voting aye.

11. **B. O. 08-542** - Consideration of approval of a grant agreement between Yamhill County, grantee, and Oregon Office of Emergency Management for the Simulcast Interoperability Improvement Project, \$503,087, retroactive to July 1, 2008 through August 31, 2010.

Ms. Lewis moved approval of the grant agreement. The motion passed, Commissioners Lewis and George voting aye.

Tax Foreclosures

12. **B. O. 08-543** - Consideration of authorizing the publication of the 2008 tax foreclosure list in the Newberg Graphic.

Ms. George moved approval of item B(12). The motion passed, Commissioners Lewis and George voting aye.

Committees

13. **B. O. 08-544** - Consideration of the following changes to the Local Public Safety Coordinating Council:

- a. Reappoint Chief Dan Brown for a three-year term to expire July 31, 2011;
- b. Appoint Ted Smietana for a three-year term to expire July 31, 2011.

Ms. George moved approval of the changes. The motion passed, Commissioners Lewis and George voting aye.

C. OLD BUSINESS:

1. **B. O. 08-545** - Consideration of adoption of Ordinance 832 in support of Planning Docket PAZ-03-08/P-05-08(KF), a request for plan amendment/zone change from EF-80 to PWS Public Works/Safety and partition of two acres, applicant McMinnville Water & Light, repealing Ordinance 829.

Rick Sanai explained that this ordinance corrects some scrivener's errors in Ordinance 829 that were caught by Ken Friday after adoption last week. He provided the first and second

readings of Ordinance 832 by title only, declaring an emergency. Ms. Lewis moved to adopt the ordinance. The motion passed, Commissioners Lewis and George voting aye.

2. **B. O. 08-546** - Consideration of adoption of Ordinance 833 in support of Planning Docket PAZ-04-08/P-06-08(KF), a request for plan amendment/zone change from EF-80 to PWS Public Works/Safety and partition of two acres, applicant McMinnville Water & Light, repealing Ordinance 830.

Mr. Sanai stated that this ordinance corrects some scrivener's errors in Ordinance 830. He provided the first and second readings of Ordinance 833 by title only, declaring an emergency. Ms. George moved to adopt the ordinance. The motion passed, Commissioners Lewis and George voting aye.

3. **B. O. 08-547** - Consideration of adoption of Ordinance 834 in support of Planning Docket PAZ-01-08(KF), a request for plan amendment/zone change from EF-40 to AF-10 on 77 acres, applicants Dennis Spath and Joseph & Kimberly Fay, repealing Ordinance 831.

Mr. Sanai stated that this ordinance corrects some scrivener's errors in Ordinance 831. He provided the first and second readings of Ordinance 834 by title only, declaring an emergency. Ms. Lewis moved to adopt the ordinance. The motion passed, Commissioners Lewis and George voting aye.

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

1. **B. O. 08-548** - Consideration of approval of an agreement between the Jail and LexisNexis for electronic access to legal materials, \$4700 installation fee plus \$7500/year with a CPI adjustment, effective date to be renegotiated by County Counsel.

John Gray stated that it would not be feasible to consolidate this with the account for the regular law library because they are two separate systems. He provided additional information on the history of the Jail's law library and said that he would negotiate with LexisNexis to change the August 1, 2008 start date.

Ms. George moved approval of item D(1). The motion passed, Commissioners Lewis and George voting aye.

2. **B. O. 08-549** - Consideration of authorizing an increase in the Fair petty cash fund from \$500 to \$800.

Ms. Lewis moved approval of item D(2), explaining that the Fair's expenses were higher than anticipated. The motion passed, Commissioners Lewis and George voting aye.

3. Consideration of a request from YCEA for storage space in a county building. [*Consensus to approve, County Counsel to prepare memorandum of agreement.*]

Laura Tschabold stated that YCEA has about eight boxes of materials and it would be

nice to provide some space. She said that the county should be able to find another location if Murray Paolo is opposed to the suggestion to use the Information Systems basement. The Board tentatively agreed to grant the request. Mr. Gray agreed to write a memorandum of agreement when he returns from vacation.

E. **PUBLIC HEARINGS:** None.

F. **ANNOUNCEMENTS:**

1. The following positions are open to the public. Contact the Commissioners' Office for applications.
 - a. Commission on Children & Families, three full members and two alternate members;
 - b. Parks & Recreation Board, two positions;
 - c. Road Improvement Advisory Committee, 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.
3. The Board will not be holding informal session on August 11, 2008.

The meeting adjourned at 9:31 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair MARY P. STERN

Commissioner LESLIE LEWIS

Commissioner KATHY GEORGE