

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 April 15, 2009, at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis and Mary P. Stern being present and Commissioner Kathy George being excused.

Also present were Laura Tschabold, Administrative Services Director; Rick Sanai, Assistant County Counsel; John Krawczyk, Budget Director; Bill Gille, County Engineer; Marilyn Kennelly, Commission on Children & Families; Chris Johnson, HHS Director; Renata Wakeley, Mid-Willamette Valley Council of Governments; Starla Pointer, News-Register; Darcy Davis, 20561 NW Fairdale Rd, Yamhill; and Peter Shultz, 9771 Hwy 47, Carlton.

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.

Peter Shultz addressed the Board about concerns regarding the transportation contract between the county and YCAP. He stated that YCAP has broken the law by leasing publicly owned vehicles for private profit, has violated safety regulations by allowing overcrowding on buses, and has illegally denied a citizen's civil rights by refusing to provide service due to safety concerns. He requested that the Board declare the contract with YCAP to be null and void and direct the district attorney to investigate the situation for potential criminal charges. He submitted for the record a copy of a Sheridan Sun newspaper article from April 9, 2008, about overcrowding on buses.

Ms. Lewis stated that all of these issues have been addressed and resolved and that Mr. Shultz is aware of that. She noted that the overcrowding had been happening on Chehalem Valley buses, not just YCAP.

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

Personnel

1. **B. O. 09-161** - Approve the employment of Christopher Lanegan, Colton, as Appraiser I in the Assessor's Office, regular full-time, Range 15, Step 4, effective April 22, 2009.

2. **B. O. 09-162** - Approve the employment of Robin Lewallen, Portland, as HS Specialist 1 in HHS Adult Mental Health, temporary full-time, Range 17, Step 2, effective April 20, 2009, through July 30, 2009.
3. **B. O. 09-163** - Approve the employment of Joseph Leykam, Adair Village, as HS Specialist 2 in HHS Family & Youth, regular full-time, Range 20, Step 3, effective April 20, 2009.
4. **B. O. 09-164** - Ratify the emergency employment of Troy Clinton, Independence, as Marine Reserve Deputy in the Sheriff's Office Marine Patrol, temporary full-time, \$14/hour, retroactive to April 3, 2009, through October 8, 2009.
5. **B. O. 09-165** - Ratify the emergency employment of Don Schmidt, Newberg, as Marine Reserve Deputy in the Sheriff's Office Marine Patrol, temporary part-time, \$14/hour, retroactive to April 1, 2009, through October 8, 2009.
6. **B. O. 09-166** - Approve the change of status of Brandon Bowdle to Sergeant in the Sheriff's Office Patrol Division, regular full-time, Range 16, Step 6, effective April 24, 2009.
7. **B. O. 09-167** - Ratify the change of status of Alicia Lisle to regular part-time employment in the Planning Department, retroactive to April 1, 2009.

Contracts/Grants

8. Approve the following Service Element Prior Authorization (SEPA) Approval Units for the 2007-09 Financial Assistance Agreement #119951 between HHS and Oregon Department of Human Services:
 - a. **B. O. 09-168** - SEPA Approval Unit #312967, -\$6999;
 - b. **B. O. 09-169** - SEPA Approval Unit #313655, \$6999;
 - c. **B. O. 09-170** - SEPA Approval Unit #314146, \$849.
9. **B. O. 09-171** - Approve Amendment #73 to the 2007-09 Financial Assistance Agreement #119951 between HHS and Oregon Department of Human Services to increase the Developmental Disability Program Area Limitation by \$56,089.
10. **B. O. 09-172** - Approve Amendment #2 to the 2007-09 Intergovernmental Agreement #0709YAMJD between the Juvenile Department, provider, and Oregon Commission on Children & Families to reduce the biennial allocation for Juvenile Crime Prevention services from \$178,326 to \$174,759.
11. **B. O. 09-173** - Approve Infrastructure Contract 1824-DR-OR between Public Works, subgrantee, and Oregon Emergency Management for FEMA funding for the December 2008 winter storm.
12. **B. O. 09-174** - Approve Amendment #1 to the Infrastructure Contract 1824-DR-OR

between Public Works, subgrantee, and Oregon Emergency Management to open up the incident period from December 13-26, 2008.

13. **B. O. 09-183** - Approve a memorandum of agreement between the Sheriff's Office, Board of Commissioners, and Teamsters Local 223 regarding staffing levels in the Jail.
14. **B. O. 09-175** - Approve the allocation of 2009-10 STF funds, as recommended by the STF Committee.

Resolutions

15. **B. O. 09-176** - Approve Resolution 09-4-15-1 recognizing April 19-25, 2009, as The Week of the Young Child.

Ms. Lewis read the resolution. Marilyn Kennelly thanked the Board for its support and presented two kites to be displayed in the courthouse and in the Commissioners' Office during the following week.

Committees

16. **B. O. 09-177** - Approve the reappointment of W.E. Andrist, Steve Dodds, Waldo Farnham, Bill Kizer, Ray Kulback, and alternate members Tim Ashley and Bob Stewart to the Yamhill County Building Board of Appeals for three-year terms to expire January 1, 2012.
17. **B. O. 09-178** - Approve the reappointment of Michal Wert and Clint Giberson to the Road Improvement Advisory Committee for three-year terms to expire February 1, 2012.

C. **OLD BUSINESS:** None.

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

1. **B. O. 09-179** - Consideration of approval of the employment of Karen McFaddin, McMinnville, as Office Specialist Technician in Emergency Management, regular part-time, Range 12, Step 3, effective April 20, 2009.

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

2. **B. O. 09-180** - Consideration of approval of 270 hours of comp time for Public Works Director John Phelan, resulting from the December 2008 winter storm.

Ms. Lewis moved approval of item D(2). The motion passed, Commissioners Lewis and Stern voting aye.

3. **B. O. 09-181** - Consideration of approval of an agreement between Public Works and WH Pacific, Inc., provider, for consulting services on the Baker Creek Road 1R Overlay Project,

not to exceed \$68,948.

Ms. Lewis moved approval of item D(3), noting that the decision was made to pay for this out of county funds for now, rather than waiting for the stimulus money, in order to get the project out to bid this summer and get better bid prices, hopefully leaving some stimulus money for other road projects. The motion passed, Commissioners Lewis and Stern voting aye.

E. PUBLIC HEARINGS:

1. Consideration of the dissolution of West Sheridan Lighting District, as continued from March 4, 2009. *[Continued to May 13, 2009.]*

Ms. Lewis stated that there has still been no word from the Audits Division. Ms. Stern moved to continue the hearing to May 13, 2009. The motion passed, Commissioners Lewis and Stern voting aye.

2. **B. O. 09-182** - Consideration of the private sale of Tax Lot R3505 00690 to Donald and Darcy Davis. *[Transfer authorized, County Counsel to prepare documents.]*

Ms. Lewis opened the public hearing. There being no public comment, the hearing was closed. Ms. Stern moved to authorize the transfer and direct County Counsel to prepare the necessary documents. The motion passed, Commissioners Lewis and Stern voting aye.

3. Closeout hearing for the HHS Evans Street Campus Community Development Block Grant.

Ms. Lewis opened the public hearing. Renata Wakeley, Mid-Willamette Valley Council of Governments (COG), explained that this hearing is part of the grant closeout process. She provided a brief overview of the project and the grant requirements. Chris Johnson thanked COG for their assistance with the project. He said that the project connected the two building so they now function as one building, rebuilt the parking lot to eliminate flooding problems, and added parking capacity. He said that the feedback has been uniformly positive.

Ms. Lewis closed the hearing. The Board discussed the possibility of a joint open house with the newly remodeled Public Health building after Commissioner George returns.

F. ANNOUNCEMENTS:

1. The following positions are open to the public. Contact the Commissioners' Office for applications.
 - a. Commission on Children & Families, two full members and one alternate member;
 - b. Parks & Recreation Board, two positions;
 - c. Planning Commission, one position;
 - d. Special Transportation Advisory Commission, two positions.

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.

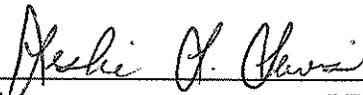
For more information, contact Sally Lawson at (503)304-3473 or by e-mail at Sally.Lawson@state.or.us.

3. The Board will not hold regular informal session on April 20, 2009. A combined informal/formal session will be held at 9:00 a.m. on April 22, 2009, in Room 32 of the Courthouse.

The meeting adjourned at 9:32 a.m.

Anne Britt
Secretary

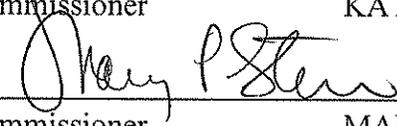
YAMHILL COUNTY BOARD OF COMMISSIONERS



 Chair LESLIE LEWIS

Unavailable for signature

 Commissioner KATHY GEORGE



 Commissioner MARY P. STERN

Accepted by Yamhill County
 Board of Commissioners on
4/22/09 by Board Order
 # 09-186

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