

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/informal session on September 9, 2009, at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis, Kathy George, and Mary P. Stern being present.

Also present were John Gray, Jr., County Counsel; Rick Sanai, Assistant County Counsel; Laura Tschabold, Administrative Services Director; John Krawczyk, Budget Director; Pat Anderson, Human Resources; Ken Friday, Planning Division Manager; Chris Johnson, Health & Human Services Director; Marie McDaniel-Bellisario, HHS Adult Mental Health Manager; Hannah Hoffman, News-Register; and Laurent Montelieu, 17100 Woodland Loop Rd, Yamhill.

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. **AGENDA:**

Minutes

1. Consideration of adoption of the following formal session minutes:
 - a. **B. O. 09-547** - June 17, 2009;
 - b. **B. O. 09-548** - August 12, 2009.

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

Personnel

2. **B. O. 09-549** - Consideration of the employment of Anna Moreshead as HS Associate in HHS Adult Mental Health, temporary on-call, Range 14, Step 1, effective September 9, 2009, through June 30, 2010.

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

3. **B. O. 09-550** - Consideration of the change of status of Kerri Short to extend temporary on-call employment in Administrative Services, retroactive to September 2, 2009, through June

30, 2010.

Ms. Lewis moved approval of item B(3). The motion passed, Commissioners Lewis, George, and Stern voting aye.

Contracts/Grants

4. **Postponed** - Presentation by Marilyn Kennelly regarding a grant from the Oregon Community Foundation.

5. **B. O. 09-551** - Consideration of approval of the 2009-11 Medicaid Intergovernmental Agreement #YAM0911-MAC between the Commission on Children & Families, provider, and Oregon Commission on Children & Families, retroactive to July 1, 2009, through June 30, 2011.

Ms. George moved approval of item B(5). The motion passed, Commissioners Lewis, George, and Stern voting aye.

6. **B. O. 09-552** - Consideration of amending Board Order 09-497 to change the effective dates of the agreement between HHS and Willamette Sign Language Interpreting Services, Inc., to "August 15, 2009, through June 30, 2010."

Ms. George moved approval of item B(6). The motion passed, Commissioners Lewis, George, and Stern voting aye.

7. Consideration of ratifying acceptance of the following grant extensions:
- a. **B. O. 09-553** - Grant #5H79TI017190-03 for Rural Methamphetamine/Criminality Treatment Capacity Expansion (TCE), \$138,286, effective September 30, 2009, through June 29, 2010;
 - b. **B. O. 09-554** - Grant #5H79SP013191-10 for the Drug-Free Communities program, \$99,660, effective September 30, 2009, through September 29, 2010.

Ms. George moved approval of item B(7). The motion passed, Commissioners Lewis, George, and Stern voting aye.

8. Consideration of ratifying approval of the following contract amendments between Health & Human Services, provider, and Oregon Department of Human Services:
- a. **B. O. 09-555** - Amendment #1 to the 2009-11 Financial Assistance Agreement #127319 to reflect a \$36,000 reduction in the Alcohol and Drug Prevention Program;
 - b. **B. O. 09-556** - Amendment #2 to the 2009-11 Financial Assistance Agreement #127319 to reflect a \$57,150 reduction in the Mental Health Supported Employment Program;
 - c. **B. O. 09-557** - Amendment #81 to the 2007-09 Financial Assistance Agreement #119951 to reflect a \$22,799 reduction for foster care services.

Ms. George moved approval of item B(8). The motion passed, Commissioners Lewis, George, and Stern voting aye.

9. **B. O. 09-558** - Consideration of approval of Grant Agreement #2008-6372 between the Juvenile Department, grantee, and Oregon Commission on Children & Families for the Juvenile Accountability Block Grant (JABG), \$10,000, retroactive to July 1, 2009, through June 30, 2010.

Ms. Stern moved approval of item B(9). The motion passed, Commissioners Lewis, George, and Stern voting aye.

District 6

10. Discussion of Hot Topics for the District 6 meeting.

Ms. George reviewed the topics discussed at the District 8 meeting and noted that District 8 has some of the same issues that Yamhill County is facing with rural events. The group discussed a list of potential topics for the District 6 meeting.

Delegation of Authority

11. **B. O. 09-559** - Consideration of approval of an order granting authority to HHS Director Chris Johnson and certain other HHS personnel to take actions relating to persons deemed dangerous to self or others or mentally ill persons placed on conditional release, outpatient commitment, or trial release.

Following the public hearings, Chris Johnson reviewed the list of designees that would be authorized to place holds and the procedure for getting patients to an approved hospital once a hold order is placed. He explained that part of the intent of this proposal is to provide more appropriate care for patients.

Marie McDaniel-Bellisario discussed a program she had implemented for medication monitoring and training in order to help prevent overdoses. She said that it would be nice to have a pharmacy in the county's clinic someday. Mr. Johnson added that having a primary care clinic within the facility is a growing trend, but both are space issues. He stated that his department is completely out of space again and the county may want to consider some kind of annex for the future.

Ms. George moved approval of item B(11). The motion passed, Commissioners Lewis, George, and Stern voting aye.

C. **OLD BUSINESS:** None.

1. **B. O. 09-560** - Consideration of adoption of Ordinance 841 in support of Planning Docket PAZ-02-09(KF), a request for plan amendment/zone change from PRO Parks, Recreation & Open Space to RC Recreational Commercial to allow expansion of an existing bed & breakfast, applicant Bruce Bandstra, as tentatively approved September 2, 2009.

Rick Sanai provided the first and second readings of Ordinance 841 by title only, declaring an emergency. Ms. Stern moved to adopt the ordinance. The motion passed, Commissioners Lewis, George, and Stern voting aye.

D. **OTHER BUSINESS** (Add-ons and non-consent items): None.

E. **PUBLIC HEARINGS:**

1. Consideration of the dissolution of West Sheridan Lighting District, as continued from July 15, 2009. *[Continued to November 4, 2009.]*

John Gray stated that the State Audits Division representative has indicated that the district is working hard to comply, but hasn't yet. Ms. Lewis moved to continue the hearing to November 4, 2009. The motion passed, Commissioners Lewis, George, and Stern voting aye.

2. Consideration of Planning Docket P-01-09(KF), an appeal of the Planning Director's denial of a request to partition 131.5 acres of EF-80 land into two parcels of 80 and 51.5 acres, applicant/appellant Laurent Montelieu, as continued from May 20, 2009 at the point of Proponent's Case. *[Tentatively approved pending approval of zone change application by the state, findings to be adopted November 9, 2009 at 2:00 p.m. in the Oval Office.]*

Ms. Lewis opened the hearing.

Ken Friday stated that the hearing was continued to allow Mr. Montelieu to pursue a zone change application and that application has received approval from the Planning Commission and is now scheduled for a hearing at the state level on November 5. Mr. Sanai recommended that the Board delay its decision until after the state reaches a decision on the zone change application. He said that if the Board wants to go ahead with a tentative decision to assist Mr. Montelieu in obtaining financing, the findings should not be adopted until after the state adopts findings in approval of the zone change.

Proponent's Case - Mr. Montelieu stated that tentative approval of the request would send the right message to lenders and would also help in the political arena by helping him get a response from Salem to his needs.

Opponents - None.

Public Agency Reports - Mr. Friday stated that no responses were received to the five referrals that were sent out.

Rebuttal - None.

Staff Recommendation - Mr. Friday stated that the zone change application needs to be approved before the county can approve a partition. He recommended approval of the request with four standard conditions of approval, pending approval of the zone change.

Close of Public Hearing / Deliberations - Ms. Stern moved tentative approval of Planning

