

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, OREGON (“the Board”) sat for the transaction of county business in formal session on August 18, 2010 at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Kathy George, Mary P. Stern, and Leslie Lewis being present.

Also present were John M. Gray, Jr., County Counsel; Laura Tschabold, County Administrator; Rick Sanai, Assistant County Counsel; Chuck Vesper, Deputy County Administrator; and Hannah Hoffman, News-Register.

Commissioner George 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. No comment was offered.

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

Personnel

1. **B. O. 10-499** - Modify the Health & Human Services personnel management roster to allow a net increase of .08 FTE in position authority.

Contracts/Grants

2. **B. O. 10-500** - Approve Service Element Prior Authorization (SEPA) Approval Unit #466123 for the 2009-11 Financial Assistance Agreement #127319 between HHS and Oregon Department of Human Services, -\$101,510.25.

3. **B. O. 10-501** - Approve Amendment #1 to the 2010-11 Financial Assistance Agreement #132136 between HHS Public Health and Oregon Department of Human Services to reflect funding increases in preparedness, tobacco and school-based health clinic funds.

4. **B. O. 10-502** - Approve a 2010 Fund Exchange Agreement between Public Works and Oregon Department of Transportation for road overlay projects in Yamhill County, exchanging \$810,317 federal funds for \$761,697.98 state funds.

5. **B. O. 10-503** - Authorize the chair to sign the Standard Equipment Terms & Conditions of Sale document for purchases of products and software from Tait North America, Inc. related to the simulcast radio system project.

Surplus Property

6. **B. O. 10-504** - Declare as surplus county property certain computer equipment to be either recycled or sold on the county's website.

C. **OLD BUSINESS:** None.

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

1. **B. O. 10-505** - Adopt Ordinance 859 to establish financial assurance for the closure, post-closure and corrective actions at Newberg Landfill; declaring an emergency; effective August 18, 2010.

John Gray provided background information regarding the DEQ requirements which include establishment of a separate budget line item for the reserve funds maintained by the County for its post-closure and corrective action responsibilities as owner of the closed landfill.

Rick Sanai provided the first and second readings of the Ordinance by title only.

Commissioner George moved to adopt Ordinance 859 to codify the financial assurance as required by DEQ. The motion carried, Commissioners George, Stern, and Lewis voting aye.

2. **B. O. 10-506** - Approve a contract employee agreement between the County Administrator's Office and Marilyn Kennelly, to establish the duties of both parties for Contractor to act as manager of the Yamhill County Commission on Children and Families, effective retroactive to July 1, 2010 through June 30, 2011.

Commissioner George moved approval of the contract employee agreement with Ms. Kennelly. The motion carried, Commissioners George, Stern, and Lewis voting aye.

3. **B. O. 10-507** - Approve an Oregon CDBG grant services agreement between Yamhill County and Community and Shelter Assistance (CASA) Corporation, for the McMinnville Head Start Expansion project, Contract # C10008, in the amount of \$45,000.

Commissioner Stern moved approval of the agreement; the motion carried, Commissioners George, Stern, and Lewis voting aye.

4. **B. O. 10-508** - Formalize the Board's approval of \$80,000 for replacement software for the District Attorney's Office [*correcting the amount listed in B.O. 10-475*].

Commissioner Stern moved adoption of a board order to formalize the Board's intent to approve \$80,000 for replacement of software, as listed above. The motion carried, Commissioners George, Stern, and Lewis voting aye.

5. **B. O. 10-509** - Implement the August 11, 2010 YCEA tentative agreement for resolution of medical benefits (Article 11) for nonbargaining personnel associated with YCEA.

Ms. Tschabold outlined the need for Board direction regarding the medical insurance premium as it affects the YCEA-related nonbargaining employees. Commissioner George moved to authorize payment of the base plan for nonbargaining personnel for this fiscal year. After further discussion, Commissioner George withdrew her motion. The consensus of the Board was to recess for 20 minutes to allow staff to draft a proposed motion addressing the medical premium issue, and to resume formal session in the Commissioners' office conference room at 9:45 a.m.

Commissioner George reopened the session at 9:47 a.m. in the conference room.

Following discussion, Mr. Gray recommended the Board open an executive session to discuss labor negotiations, citing ORS 192.660(2)(d). Commissioner George recessed the formal session and opened executive session at 9:58 a.m. At 10:25, Commissioner George closed the executive session and reopened formal session.

Commissioner George moved to implement the August 11, 2010 YCEA tentative agreement, Article 11, to resolve medical benefits premiums for nonbargaining personnel associated with YCEA. The motion carried, Commissioners George, Stern, and Lewis voting aye.

6. **B. O. 10-510** - Adopt Resolution 10-8-18-1, honoring Laine Davis, Noah DiSabatino, and Noah Martinez for their heroic life-saving actions on July 23, 2010.

Commissioner Stern moved to approve the Resolution to honor the young men who were responsible for having rescued another young man from drowning. The motion carried, Commissioners George, Stern, and Lewis voting aye.

E. PUBLIC HEARINGS:

1. Consideration of the dissolution of West Sheridan Lighting District, as continued from July 7, 2010. *Continued to September 15, 2010, 9:00 a.m.*

Commissioner Stern moved to continue the public hearing to September 15, 2010, at 9:00 a.m. The motion carried, Commissioners George, Stern, and Lewis voting aye.

F. ANNOUNCEMENTS:

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

- a. Commission on Children & Families, one regular lay member and four alternate members;

