

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 March 8, 2012, at 10:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis, Kathy George, and Mary P. Stern being present.

Also present were Laura Tschabold, County Administrator; Rick Sanai, County Counsel; Ted Smietana, Community Corrections; Dan Linscheid, Surveyor; Scott Cinatl, Linfield student; and Merilyn Reeves, 22250 Boulder Crest Ln SE, Amity.

Commissioner Lewis called the meeting to order at 10:00 a.m.

SPECIAL PRESENTATION: Recognition of Ken Huffer for his contribution to the development of the Offender Accountability Tracking System (OATS).

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. Stern moved approval of the consent agenda. The motion passed, Commissioners Lewis, George, and Stern voting aye.

Minutes

1. Approve the following formal session minutes:
 - a. **B. O. 12-112** - February 9, 2012;
 - b. **B. O. 12-113** - February 16, 2012;
 - c. **B. O. 12-114** - February 23, 2012;
 - d. **B. O. 12-115** - March 1, 2012.

Personnel

2. **B. O. 12-116** - Approve the change of the Public Works Road Division to the summer work week schedule of four consecutive ten-hour days during the six-day work week period, effective March 26, 2012.

Contracts/Grants

3. **B. O. 12-117** - Approve an agreement between HHS Public Health and Virginia Garcia Memorial Health Center, provider, for vasectomy services as part of the county’s Title X family planning program, \$125 per counseling visit and \$415 per procedure.

4. **B. O. 12-118** - Authorize a notice of intent to award a contract to Newberg Land Surveying for surveying services in the Dundee/Carlton/Yamhill areas, RFP #13, \$18,224.

Reports

5. **B. O. 12-119** - Accept the 2011 annual report from the Road Improvement Advisory Committee.

Committees

6. **B. O. 12-120** - Approve the reappointment of Bill Alguire, Lessie Dale, John Heiser, M.D., Mary Newell, and Steve Rex to the Ambulance Service Area Committee for two-year terms to expire December 31, 2013.

7. **B. O. 12-121** - Approve the reappointment of Gary Reuter to the Yamhill County Foundation for a three-year term to expire December 31, 2014.

Resolution

8. **B. O. 12-122** - Approve Resolution 12-3-8-1 in support of the proposed O&C Trust, Conservation and Jobs Act.

C. **OLD BUSINESS:** None.

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

1. **B. O. 12-123** - Consideration of the change of status of Derek Laurie to Extra Help in HHS Central Administration, temporary part-time, retroactive to February 24, 2012, through June 30, 2012.

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

2. **B. O. 12-124** - Consideration of the change of status of Spencer Dean to Appraiser 1 in the Assessor's Office, Range 15, Step 3, retroactive to February 24, 2012.

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

3. **B. O. 12-125** - Consideration of the change of status of Pricilla Villa to increase temporary part-time employment in Community Corrections to .8 FTE, effective March 9, 2012, through September 9, 2012.

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

4. **B. O. 12-126** - Consideration of ratifying approval of the 2011-13 Collective Bargaining Agreement between Yamhill County and the Federation of Oregon Parole & Probation Officers

(FOPPO).

Ms. Stern moved approval of item D(4) and thanked the bargaining team for its hard work. The motion passed, Commissioners Lewis, George, and Stern voting aye.

5. **B. O. 12-127** - Consideration of authorizing Emergency Management to renew an annual subscription with Bold Planning Solutions, Inc., for Internet hosting of Continuity of Operations Plans, \$3000.

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

6. **B. O. 12-128** - Consideration of the appointment of Paul Burns to the Solid Waste Advisory Committee for a three-year term to expire March 8, 2015, ORS 459.320 designation 1(d).

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

E. **PUBLIC HEARINGS:**

1. Consideration of a request for vacation of Partition Plat 2007-59 and Vineyard Hill at Springbrook Farm Subdivision, petitioners Charles and Ellen McClure.

Ms. Lewis opened the public hearing. Rick Sanai stated that the applicant no longer wishes to proceed with this project and is asking the Board to vacate the plat. There being no public comment, the hearing was closed.

a. **B. O. 12-129** - Consideration of adoption of Ordinance 869 in support of the vacation request.

Mr. Sanai provided the first and second readings of Ordinance 869 by title only, declaring an emergency. Ms. Stern moved approval of the ordinance. Ms. Lewis stated that the McClures followed all of the rules and laws in place, and it is sad that the question of vesting wasn't more clearly dealt with in what became Measure 49. She said that the legislature had an opportunity to clarify the vesting issue, but left it to case law, and it hasn't been very well understood by the courts. The motion passed, Commissioners Lewis, George, and Stern voting aye.

b. **B. O. 12-130** - Consideration of authorizing the following refunds to the petitioners: \$5162 from the Public Works Reserve Beginning Balance account and \$10,875 from the Surveyor's budget.

Ms. Lewis moved to authorize the refund of money collected for improvements as outlined above, noting that John Phelan agrees with this action. The motion passed, Commissioners Lewis, George, and Stern voting aye.

2. Consideration of SDR-02-12(SA), a request for site design review for construction of a

