

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 August 22, 2013, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Kathy George, Mary P. Stern, and Allen Springer being present.

Also present were Laura Tschabold, County Administrator; Chuck Vesper, Deputy County Administrator; Christian Boenisch, County Counsel; Mike Brandt, Planning Director; Stephanie Armstrong, Associate Planner; Nathalie Hardy, News-Register; Amy Heruden, Amity High School student; Ilsa Perse, 5765 Mineral Springs Rd, Carlton; Michael Butters, 6140 Hwy 47, Carlton; Sid Friedman, PO Box 1983, McMinnville; Laurie Furch, 835 NW Birch St, McMinnville; Carol Paddock, 5001 NE Mineral Springs Rd, Carlton; Danelle Myrick, 8795 NE Mineral Springs Rd, Carlton; and Kathryn Jernstedt, 8160 NE Mineral Springs Rd, Carlton.

Commissioner George called the meeting to order at 10:05 a.m.

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 with the exception of item B(8). The motion passed, Commissioners George, Stern, and Springer voting aye.

Personnel

1. **B. O. 13-506** - Approve the employment of Natasha Johnson as Office Specialist 2 in the Juvenile Department, regular full-time, Range 7, Step 3, effective August 24, 2013.

Contracts/Grants

2. **B. O. 13-507** - Accept a Notice of Award from the Substance Abuse & Mental Health Services Administration (SAMHSA) for the second year of a three-year High-Risk Adult Court Enhancement grant in HHS Adult Behavioral Health, \$250,000, effective September 30, 2013, through September 29, 2014.

3. **B. O. 13-508** - Approve an agreement between HHS Adult Behavioral Health, provider, and Providence Health and Services - Oregon for mental health screening, assessment, and triage services, \$311 per screening and assessment, and \$68/hour for triage/case management and

consultation services, retroactive to August 1, 2013.

4. **B. O. 13-509** - Approve Service Element Prior Authorization (SEPA) Approval Unit #814872 for the 2013-15 Financial Assistance Award #142149 with Oregon Department of Human Services, \$192,633.

5. **B. O. 13-510** - Approve Amendment # 23 to the 2011-13 Financial Assistance Award #13347 between HHS Adult Behavioral Health and Oregon Health Authority to add \$860 for secure transportation of one client and to reflect a billing limitation increase of \$86,787, retroactive to July 1, 2012, through June 30, 2013.

6. Approve contracts between Yamhill County and Boldt Carlisle & Smith, provider, for audit services for the following entities for the 2012-13 fiscal year, services to begin October 7, 2013, with reports issued no later than December 13, 2013:

- a. **B. O. 13-511** - Yamhill County, \$48,380;
- b. **B. O. 13-512** - Cove Orchard Sewer Service District, \$2,460;
- c. **B. O. 13-513** - Yamhill County Extension Service District, \$2,615.

7. **B. O. 13-514** - Authorize HHS Public Health to apply to the Northwest Health Foundation for a grant in the amount of \$50,000 to expand the Service Integration Team Model, effective January 1, 2014, through June 30, 2015.

Surplus Property Sale

8. **Tabled** - Authorize the Public Works Department to advertise and conduct a public auction to sell surplus items on August 24, 2013.

Habitat Conservation Plan

9. **B. O. 13-515** - Approve the Yamhill County Habitat Conservation Plan.

Committees

10. **B. O. 13-516** - Accept the resignation of Mick Cowles from the Local Alcohol and Drug Planning Committee (LADPC), effective August 22, 2013.

C. **OLD BUSINESS:** None.

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

1. **B. O. 13-517** - Consideration of approval of Amendment #2 to extend an agreement between HHS and Lutheran Community Services Northwest for the Parenting and Post-Partum Depression Programs, not to exceed \$112,272, retroactive to July 1, 2013, through June 30, 2014.

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

2. Consideration of approval of the following minutes:

- a. **B. O. 13-518** - June 27, 2013, formal session;
- b. **B. O. 13-519** - July 18, 2013, formal session.

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

3. **B. O. 13-520** - Consideration of authorizing the final payment of \$32,180 for demolition of the former YCAP building at 800 NE 2nd Street, McMinnville.

Chuck Vesper stated that the contractor found materials needing to be removed that weren't part of the original bid, and the county was aware that there might be additional work in this project. Mr. Springer moved approval of item D(3). The motion passed, Commissioners George, Stern, and Springer voting aye.

4. **B. O. 13-521** - Consideration of the reappointment of Matt Dunckel to the Road Improvement Advisory Committee for a three-year term to expire July 14, 2016.

Mr. Springer moved approval of item D(4). The motion passed, Commissioners George, Stern, and Springer voting aye.

E. **PUBLIC HEARINGS:**

1. Consideration of Planning Docket E-04-13(SA), a request to host up to six agri-tourism events per calendar year, applicant Miguel Garcia, appellants Steve Caldwell and Carol Paddock, as continued from August 15, 2013, at the point of Staff Recommendation. [*Tentatively approved, findings to be adopted August 29, 2013.*]

Ms. George opened the public hearing.

Staff Recommendation - Stephanie Armstrong recommended approval of the request with a couple of changes to the conditions listed in the staff report, which she reviewed. She explained that even though the county's ordinance allows one event per year with amplified sound, the staff recommendation is for no amplified sound. Mike Brandt stated that the applicant is aware of this recommendation, although the property owner did testify the previous week that he would like to have it allowed at one event per year.

Close of Public Hearing / Deliberation - Ms. George stated that she would like the conditions to allow one event per year with amplified sound. Ms. Stern recommended adding the language "proper signage as required by Public Works" to Condition #14.

Ms. Stern moved tentative approval of the request with the changes stated above, with findings to be adopted August 29, 2013. She apologized for being short the previous week and said that she hadn't been feeling well. She explained that part of the reason for the county's ordinance was to give farmers the opportunity to have some economic gain in this difficult time, as well as to have some of the same things allowed to wineries. She said that the ordinance gives the county some control over public health and safety issues, and if things don't go as they should, the county can either make changes to the conditions or pull the permit.

She said that she doesn't recall a need for a specific nexus between the proposed event and existing agricultural activity on the property, although in this case there is some nexus, as livestock is being raised and trained on the property. She said that valid concerns have been raised about insurance, and she believes the applicant has addressed those concerns. She stated that the county doesn't currently require proof of insurance for other things like building permits, and going down that road would put a lot more work on county planning staff. She said that the county would not be held liable if the applicants don't have proper insurance.

She said that concerns have been raised about enforcement being a complaint-driven process, but that's how life is. She said that deputies will be aware of the events and will stop by to make sure it's safe.

Mr. Springer and Ms. George agreed with many of Ms. Stern's comments. Mr. Springer said that it wouldn't be a good idea to outlaw the celebratory nature of the community, and the county just needs to ensure that such events comply with existing rules and regulations.

Ms. George added that this is a great way to bring people to the local communities and show them what rural living is all about, and it is a great cultural opportunity for community members as well. She said that in her experience as a farm wife, she has always noticed the tremendous ability of rural residents to be tolerant of each other and to work together because they rely on each other. She agreed with Ms. Stern that if something is not working well with the events, the conditions can be adjusted to make them work better.

The motion passed, Commissioners George, Stern, and Springer voting aye.

F. ANNOUNCEMENTS:

1. For information on county advisory committee vacancies, please refer to our website, www.co.yamhill.or.us, or call the Board of Commissioners' office: 503-434-7501 (from McMinnville) or 503-554-7801 (toll-free from Newberg).

The meeting adjourned at 10:29 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair KATHY GEORGE

Commissioner MARY P. STERN

Commissioner ALLEN SPRINGER