



## Court Agenda

**April 20, 2016**

### **1.0 Appointment Schedule:**

- 1.1** 9:00 a.m. Beth McCurdy – Fair Board – Quarterly Report / Fair Board of Directors Performance Review
- 1.2** 9:30 a.m. Wes Owens – Sherman Jr/Sr High School – Quarterly Report
- ~~1.3~~** 9:45 a.m. ~~Ron McDermid – Justice of the Peace – Quarterly Report~~
- 1.4** 10:00 a.m. Jan Byram – Senior Center Director – Quarterly Report
- 1.5** 10:30 a.m. Jenine McDermid – Clerk – Quarterly Report, County Assessment Function Funding Assistance Grant Application
- 1.6** 10:45 a.m. Patti Fields – Sherman County Historical Museum Executive Director – Quarterly Report
- 1.7** 11:30 a.m. Georgia Macnab – Planning Director – Quarterly Report
- 1.8** 1:00 p.m. Bryan Hunt – Veterans Services Officer – Quarterly Report
- 1.9** 1:30 p.m. Jessica Metta – Mid-Columbia Economic Development District – Quarterly Report
- 1.10** 2:00 p.m. Wade McLeod – Sherman County District Attorney – Quarterly Report
- 1.11** 2:30 p.m. Shawn Payne – Emergency Services – Quarterly Report

### **Additions to Agenda**

Air Fiber Paths

Bicycle Fix-It Stations

### **2.0 Action Items:**

- 2.1** Personal Services Contract – Sherman County & Cody Kunigel – Sherman County Community Outreach
- 2.2** Wasco Annex Lease – Sherman County Community Outreach
- 2.3** 2016-2017 County Assessment Function Funding Assistance Program Grant Resolution
- 2.4** Road Sign Spelling

- 2.5 Memorandum of Understanding – Reunification Site
- 2.6 Air Fiber Paths

**3.0 Discussion Items:**

- 3.1 Unfunded Mandates
- 3.2 Thank You Letter – Margaret Clay
- 3.3 Bicycle Fix-It Stations
- 3.4 Commissioner Reports

**4.0 Consent Agenda:**

- 4.1 Minutes of April 6, 2016
- 4.2 Treasurer’s Report – March 2016

**5.0 Future Agenda Items:**

\*If necessary, an Executive Session may be held in accordance with:

ORS 192.660 (2) (d) Labor Negotiations   ORS 192.660 (2) (h) Legal Rights   ORS 192.660 (2) (e) Property   ORS 192.660 (2) (i) Personnel



**SHERMAN COUNTY COURT  
REGULAR SESSION  
SHERMAN COUNTY CIRCUIT COURTROOM**

**MINUTES**

**April 20, 2016**

**Opened Court:**

Present: Judge Gary Thompson, Commissioner Mike Smith, Commissioner Tom McCoy, Administrative Assistant Lauren Hernandez

A quorum was present. No news media was present.

**Additions to Agenda**

2.6 Air Fiber Paths

3.3 Bicycle Fix-It Stations

**SUMMARY OF ACTIONS TAKEN**

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the County Assessment Function Funding Assistance Grant Resolution and authorize Judge Thompson to sign.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the Personal Services Contract between Sherman County and Cody Kunigel to perform work for Sherman County Community Outreach to expire June 30, 2017, and authorize Judge Thompson to sign pending approval by County Counsel.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner Smith, second by Commissioner McCoy, to approve the Lease of Business Property between Sherman County and Sherman County Community Outreach to use a room at the Wasco Annex at a cost of zero dollars for a term to end on June 30, 2017, and authorize Judge Thompson to sign pending approval by County Counsel.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner McCoy, second by Commissioner Smith, to authorize the Road Department to correct incorrect spelling identified on road signs.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the Memorandum of Understanding between Sherman County and Sherman County School District for the establishment of a reunification site to be used in case of emergency.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the instillation of the AirFiber quote from Day Wireless in the amount of \$27,610.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner McCoy, second by Commissioner Smith, to join Linn County as plaintiff in a filing for a declaratory ruling in Circuit Court for unfunded mandates that violate the State Constitution.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

**Motion by Commissioner McCoy, second by Commissioner Smith, to accept the minutes of April 6, 2016, as corrected and the Treasurer's Report for March 2016 as presented.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

#### **1.0 Appointment Schedule:**

##### **1.1 9:00 a.m. Beth McCurdy – Fair Board – Quarterly Report / Fair Board of Directors Performance Review**

**Present: Bryce Coelsch, Beth McCurdy, Shandie Johnson, Ted Sabey**

Bryce Coelsch, Fair Board vice chair, Beth McCurdy, Fair Board secretary, and Shandie Johnson and Ted Sabey, Fair Board members, were present for a Fair Board of Directors Performance Review. The Court expressed appreciation for all of the changes the Fair Board has made over the past year, noting the board currently still has \$20,000 of funds for this year.

The board is working effectively together and will look at the organizational mission to make sure it is current. This could take place as part of the training members requested for this fall, though topics for that training have

yet to be determined. Developing clear roles and responsibilities might also be a good training topic. Training topics will be based upon what the board feels it most needs.

Board members expressed they feel they are doing a good job at involving all members in the decision making process. Shandie explained many conversations happen outside of meetings but take place through group emails so all board members are a part of the discussion. Fair Board member communication is a current strength.

All contracts are being sent for review by Will Carey, County Counsel. Most Fair Board contracts are repeated every year. Beth explained Tom Rolfe, Fair Board Chair, handles the particulars of most of the contracts before they go to the board for approval. Not all vendor contracts have come through yet, though the board will review them when they do. Although there are repeat contracts every year, the Court emphasized all contracts need to be run by County Counsel. When contracts are approved, the motion should reflect the contract is subject to the approval of County Counsel. Discussion was held about proper authorization of signing contracts.

The Fair Board is following and sticking to a budget as well as following county policies. Meeting recordings and approved minutes are being sent to Sherman County Court. All meetings are advertised. Bills and the budget are discussed each meeting. A Fair Board Budget Committee was formed and made a presentation to the county's Budget Committee.

Currently, there are seven members on the board. Board members feel this is a good change. Members are working well together, have common goals, and many projects are being completed. The Court expressed appreciation for the way the board has been working together. Shandie stated all board members are willing to work towards the result of building a strong fair system and there is mutual respect between board members.

The new Weed Department facility will be built at the fairgrounds, though a specific location has not been decided. Discussion was held about 4-H Shooting Club putting a target at the fairgrounds. Insurance and liability was discussed. Placement of antennas was discussed to improve Wi-Fi at the fairgrounds. The old antenna can be removed.

Beth presented a quarterly report. The Fair Board meeting in May has been moved to Monday the 2<sup>nd</sup> due to Beth and Ted attending the spring Oregon Fairs Association Spring Leadership Conference in Prineville. The grandstands still need bracing for added support. Judge Thompson explained the pump at the fairgrounds burned out and needs to be replaced, but the county will take care of this. Fairgrounds maintenance is going well. Board members try to schedule one day a month as a work day for all members to work at the fairgrounds to complete small projects, including two days of working on the bleachers.

## **1.2 9:30 a.m. Wes Owens – Sherman Jr/Sr High School – Quarterly Report**

Present: Wes Owens, Jan Byram

Wes Owens, Sherman Jr/Sr High School Superintendent, presented a quarterly report. Wes showed communications regarding the latest ribbon cutting for the James Weir Agricultural Science and Technology Center. Sherman County Elementary 4<sup>th</sup> grade students were able to tour their newly framed classroom. Construction is on track, and Wes meets with the construction team every Wednesday. The project completion date is set for August 21<sup>st</sup>, 2016. The preschools have not yet made a decision about merging, but if they do, a room is available in the new school facility. The school district is currently going through the budget process, and Wes thanked the Court for supporting the students of Sherman County through SIP funds. Wes is working with the Safety Committee on a proposal regarding the safety of staff and students. The proposal has high support from both elementary and high school staff members. Many safety precautions will be put in place with the construction of the new building. Some discussion was held about possibilities for the Grass Valley school facility. Commissioner Smith was invited to the May 9<sup>th</sup> school board meeting to discuss possibilities for the

facility, and anyone with an interest in this topic is welcome to join the conversation. Wes has been in touch with Kate Sinner from the governor's office about the Grass Valley facility. No decisions have been made about what to do with the building and discussions will continue.

Commissioner Smith stated he has been in touch with Rob Meyers, Frontier Telenet, about getting answers to some of Wes' questions regarding internet connection at the school. Wes stated the main issue for him is to make sure the process is ethical and legal. He stated he has spoken to both Commissioner Smith and Commissioner McCoy about resolution dollars the district cannot take advantage of through North Central Education Service District. Wes stated there is a tight timeline to make decisions and an E-Rate process is out right now. He questioned why Frontier Telenet had not yet bid. Commissioner Smith was unsure of this, as Rob said the bid was already in. A Frontier Telenet meeting will take place May 2<sup>nd</sup>. Commissioner Smith emphasized the goal of the county is to make sure fiber is set up at the school and connected at no cost to the school. Wes asked for clarification that over the years, if the school connects to fiber, there would be no service cost or any cost associated with fiber. Commissioner Smith clarified that the bandwidth the school uses and E-Rate dollars are a separate issue from connection. The connection will allow an E-Rate provider to get the most possible bandwidth to the school. Currently, Frontier Telenet has a microwave system delivering internet to the school. E-Rate dollars help pay for the maintenance of this system as well as the cost of delivering broadband. The same will be true of fiber, though the technology differs. The county will install the fiber and will not charge the school for the connection or the use of that connection. E-Rate dollars will be used for the continuing maintenance of the fiber and the cost of getting broadband to the school. Wes stated he hasn't heard how much fiber will cost the school and that the E-Rate process will help figure out this cost so the school can budget for it. Bids put in now reflect the current system, and once fiber goes in, the bid amount is likely to change. Wes suggested looking at the recent example of fiber in Arlington to investigate the process of getting fiber to the school. The bid process was briefly discussed.

**1.3 9:45 a.m. Ron McDermid – Justice of the Peace – Quarterly Report**

Ron McDermid, Justice of the Peace, submitted a written report. The Court reviewed the report submitted.

**1.4 10:00 a.m. Jan Byram – Senior Center Director – Quarterly Report**

Present: Jan Byram

Jan Byram, Senior Center Director, presented a quarterly report. Pizza Nite brought in \$313, and the silent auction brought in \$547. The Easter brunch celebration was successful. The advisory board has been reappointed. The freezer, which broke in December, has been repaired. Ben Bailey Carpet cleaned the floors in the Senior Center and did a great job. Mid-Columbia Center for Living has moved out of the Senior Center. Switching to Morrow County Grain Growers for propane is going well. Brief discussion was held about the repair of the water pipe. Jan reported Kari Peters will be coming to the Senior Center every 3<sup>rd</sup> Thursday to give heart to sole foot massages. The Senior Center Advisory Board decided to do more fundraising, so an art/music festival and another pizza night are being explored.

**1.5 10:30 a.m. Jenine McDermid – Clerk – Quarterly Report, County Assessment Function Funding Assistance Grant Application**

Present: Jenine McDermid

Commissioner Smith gave an update about internet at the high school. He received phone communication from Rob Meyers, Frontier Telenet, that the bid had been submitted, Frontier Telenet won the bid, and the contract had already been signed. The contract should have the value or cost of getting internet to the school listed. The

Court expressed it is a high priority for Rob to respond to questions submitted by constituents in a timely manner.

Jenine McDermid, Clerk, presented a quarterly report. Jenine explained the County Assessment Function Funding Assistance (CAFFA) Program grant has not changed much since last year. The biggest change is in the Full Time Equivalent (FTE) in the Assessor's office because it changed from 3 FTE to 2 FTE. The total grant application totals \$326,315, which is down \$46,000 from last year. Under the Assessment Administration column, \$15,000 of the \$22,420 listed for materials and services is for the contract employee to be hired to work in the Assessor's office. All numbers adjust each year depending on department budgets and other fluctuating expenses. The CAFFA grant supports assessment and evaluation functions including tax collection and tax distribution. The Department of Revenue provides the grant, due May 1<sup>st</sup>.

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the County Assessment Function Funding Assistance Grant Resolution and authorize Judge Thompson to sign.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

Under the grant, the treasurer receives a small portion of grant funds under the Tax Distribution column. Of last year's \$368,000 applied for, the county has received \$55,000 to date. The amount received is determined on a prorated basis state wide and fluctuates year to year.

Jenine reported there were no Board of Property Tax Appeals (BOPTA) appeals, so only a brief hearing was held. In February, she attended the Oregon Association of County Clerks Conference, and many legislative issues were talked about due to the Legislative Short Session. Jenine also attended the Citycounty Insurance Conference and learned liability insurance rates increased, but property and automobile rates remained unchanged. From now on, Citycounty Insurance Services (CIS) will charge a policy holder a \$15,000 deductible if they do not use the CIS Pre-Loss Legal services.

Jenine, Shawn Payne, Emergency Services, and Judge Thompson met with John Zachariason to review the annual best practices survey. John encouraged the county to establish an Executive Risk Management Team to meet four times yearly. This committee would function separately from the Safety Committee. The Safety Committee meets monthly and discussed forming this team but would like County Court to make the decision. Jenine will forward the Court a sample agenda from an Executive Risk Management Team meeting.

Currently, the county has a weed spraying pollution coverage amount of \$100,000, but during the insurance renewal process it was recommended that, in the event due to a loss, the county increase their coverage amount to \$1-2 million. The policy would cover any kind of spraying loss. Jenine will present to the Court about insurance in May.

Election preparation is underway and ballots will be taken to the post office on April 28. The election is May 17<sup>th</sup>.

Jenine met with Tycho Granville, Waco County Geographic Information System Coordinator, Daryl Ingebo, Sherman County Surveyor, and Lauren Hernandez, administrative assistant, to discuss the possibility of putting county surveys on the website and having a link to each survey to make the more accessible to the public. The surveyor's page would mimic Wasco County's website. Having this resource available would save time for both citizens and county employees.

**1.6 10:45 a.m. Patti Fields – Sherman County Historical Museum Executive Director – Quarterly Report**

Present: Patti Fields

Patti Fields, Sherman County Historical Museum Executive Director, presented a quarterly report. The museum is gaining visitors every year. Patti explained the museum tries to keep track as best it can regarding where people are from, but tallies are only as accurate as the information reported.

Some citizens have expressed they would like to form a Chamber of Commerce. Crook County has contacted Patti and offered to help with this, if needed. The museum is focusing on opening May 1. The lobby space and visitor's center is being reorganized. The museum has received bike-friendly credentials, and Patti reported the City of Wasco is installing a bicycle fix-it station. Mayor of Wasco, Carol Mackenzie, has presented a proposal to the Court asking the county to sponsor bicycle fix-it stations in each city of Sherman County. Discussion was held about possible placement for the stations.

The museum saw 512 visitors from Sherman County, 713 from other Oregon counties, 733 from other states, and 107 from other countries. New updated brochures should arrive at the end of April. A guest Wi-Fi network is being installed for patrons using a separate system from the museum's network.

Brief discussion was held about the benefits of forming a Chamber of Commerce. The museum would like to be involved in this process as it moves forward.

**1.7 11:30 a.m. Georgia Macnab – Planning Director – Quarterly Report**

Present: Georgia Macnab

Commissioner Smith gave an update about internet at the high school and clarified through phone communication with Rob Meyers, Frontier Telenet, that Frontier Telenet had already been chosen as the winning bidder for E-Rate dollars. Rob confirmed this and replied the contract had already been signed. Rob explained Frontier Telenet was chosen as a service provider who is eligible to apply for reimbursement, as E-Rate is not automatic. Rob suggested Commissioner Smith contact Robert Waltenburg, Co-Superintendent of North Central Education Service District, about this.

Georgia Macnab, Planning Director, presented a quarterly report. The pump at the RV park is burned out and will need to be replaced. This may be an insurance claim through Citycounty Insurance Services. Georgia had one nonfarm dwelling hearing and one variance hearing, both approved. Goal 3 Exception and a Conditional Use Permit were also approved. The Golden Hills project is ongoing, and they are sending more information about their amendment. The timeline for this is uncertain. Model code contracts are being reviewed, and this is an ongoing process. Georgia has submitted the Farm & Forest reports for the Department of Land Conservation and Development. The budget cycle is complete. Georgia remains Association of Oregon County Planning Directors President. A complaint was received, and the Planning Department will be sending a letter about a zoning violation. A new camp host was hired for the RV park. The Comprehensive Economic Development Strategy Priority List has been completed and sent to cities and special districts.

Ken DeGrange, DeGrange Construction, will fix the French drains at the RV park soon. Six dead trees at the RV park need to be removed. Georgia will obtain bids for this.

**1.8 1:00 p.m. Bryan Hunt – Veterans Services Officer – Quarterly Report**

Present: Bryan Hunt



Bryan Hunt, Veterans Service Officer, presented a quarterly report. In Sherman County, Bryan held 23 in-office interviews and one out-of-office interview. He had one new claim, zero new claims granted, and one claim denied. No claims were reopened, and no 10-10EZ (medical application) was filed. Zero Notice of Disagreements were filed. There were zero referrals to Oregon Department of Veteran's Affairs (ODVA). Total recoveries were \$0.00.

For the tri-county area, Bryan held 80 in-office interviews and 16 out-of-office interviews. He had two new claims, three new claims granted, and two claims denied. No claims were reopened, and three 10-10EZs were filed. Zero Notice of Disagreements were filed. There were zero referrals to ODVA. Total recoveries were \$3,111.74.

Bryan reported ODVA has done a great job reducing the time it takes to process disability claims. Wait time is between 3-6 months instead of 18-24 months. Because of processing time reduction, recovery totals will be significantly smaller. Bryan reviewed his Outreach/Enhancement/Expansion activities and expenditures over the last quarter. He attended a regional training through ODVA in The Dalles and is trying to attend one every few months.

The Tri-County Expansion/Enhancement Plan Expenditures Table shows total annual funds planned at \$65,060.00. The fund is now at \$30,628.15. The funds work on a biennium and can roll over until the end of the biennium, but if not used, will be returned to the state. Bryan hopes to use some of this funding to attend extra trainings. Commissioner Smith informed Bryan of a veteran's issue. Possible options to help with this situation were brainstormed.

#### **1.9 1:30 p.m. Jessica Metta – Mid-Columbia Economic Development District – Quarterly Report**

Present: Jessica Metta, Mark Coles

Jessica Metta, Mid-Columbia Economic Development District (MCEDD), presented a quarterly report. The contract was received for the Travel Oregon grant to install tourist information kiosks around the region. One will be in Sherman County, possibly in Biggs. Discussion was held about possible placement for kiosk. Jessica will contact Oregon Department of Transportation about placing the kiosk on some of their property. She is currently working on the design of the kiosk, and options for building the structure were brainstormed.

Jessica has been working on grant writing. She is researching different federal, state, and private opportunities, focusing on grants that support the county's Comprehensive Economic Development Strategy projects. She plans to meet with the Fair Board to discuss obtaining grants for their proposed facility. Jessica briefly overviewed grants and projects that could work for Sherman County. The Community Connect Program from United States Department of Agriculture just opened, which might help get Wi-Fi service to Cottonwood Canyon.

The Steering Committee for the John Day River is focusing on business marketing, agri-tourism, bicycle tourism, and tourism focused around the Painted Hill Scenic Bikeway.

Downtown improvement plans are still being discussed. Jessica is working with the cities to solidify plans. The Court informed Jessica about citizen interest in forming a Chamber of Commerce, which could help funnel county funds to businesses for downtown improvements. Jessica suggested MCEDD could provide this service without the need to set up a Chamber of Commerce, though some fees may be associated with the administration of grants. A Chamber of Commerce would also charge an administration fee. The county set aside \$50,000 to dedicate towards downtown plans. This amount would be used to match city and private business funds.

Sherman County students will be participating in the Gorge Tech Alliance's STEM Career Day on April 29 and the Wind Challenge on April 30. Judge Thompson asked if Jessica would be willing to help with the Biggs Service District water project, and she agreed to offer assistance. The need for middle income housing in the county was discussed.

**1.10 2:00 p.m. Wade McLeod – Sherman County District Attorney – Quarterly Report**

Present: Wade McLeod, Jennifer Willie

Wade McLeod, Sherman County District Attorney, presented a quarterly report. The District Attorney's office remains busy. Case numbers are high. In the new filing program, they are not listed sequentially. Wade reported he and Jennifer Willie, office manager, are happy with the plans for the District Attorney's office in the new courthouse facility, though Jennifer noted they had requested a few changes such as window and door placements. The overall space and location fit well. Although there is only one defendant meeting room, Wade feels there are other places in the building to meet if more than one room is needed at a time. Jennifer reported the new software is working, and the transition to e-Court has been made, so all documents are filed online now.

**1.11 2:30 p.m. Shawn Payne – Emergency Services – Quarterly Report**

Present: Shawn Payne

Commissioner Smith gave a brief fiber update. The Court set aside money to run fiber from the fiber project up to Gordon Ridge. Because the air link is being built, the Gordon Ridge fiber path is no longer needed. Commissioner Smith suggested the Court keep this money set aside as back up in case the Rufus fiber bid comes in higher than expected. The fiber path was discussed.

Shawn Payne, Emergency Services Director, presented a quarterly report. Brief discussion was held about the placement of a 911 center. Shawn reported she is still working on Cascadia Subduction Zone information. She is working on a fuel allocation form and has distributed it to county departments. Because Oregon is 100% dependent on imported fuel, The Department of Energy recommends having a month of fuel storage. In the case of an event or emergency, if fuel accessibility is impacted, the fuel storage can be used to help fire, emergency services, law enforcement, public works, and the school to function. A secure, gravity-fed fuel storage location will need to be found.

Shawn attended a conference at Kah-Nee-Ta. The new ambulance isn't online yet because the gurney has not yet arrived. It should arrive May 17<sup>th</sup>. The EMT class is finished, and six out of seven students passed the practical exam, but the written exam still needs to be administered. There will be one new EMT in Moro, two in Wasco, one in Grass Valley, and two-three in Grass Valley with South Sherman Fire & Rescue. On-call EMTs are paid quarterly and receive \$150 per week plus \$12 per hour when they are on the ambulance. They are on-call from Friday night at 6 p.m. until Monday at 4 a.m. They are then on-call from 6 p.m. to 4 a.m. Monday to Friday.

The 1998 Chevrolet Ambulance will be surplused and put up for bid. Shawn will get the Memorandum of Understanding between Sherman County and Sherman County School District signed by a district representative. City meetings about the Everbridge Mass Notification system are complete. Shawn has met with all city councils now. Last week, the notice was used for the lift boil notice.

**2.0 Action Items:**

**2.1 Personal Services Contract – Sherman County & Cody Kunigel – Sherman County Community**

## **Outreach**

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the Personal Services Contract between Sherman County and Cody Kunigel to perform work for Sherman County Community Outreach to expire June 30, 2017, and authorize Judge Thompson to sign pending approval by County Counsel.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

### **2.2 Wasco Annex Lease – Sherman County Community Outreach**

**Motion by Commissioner Smith, second by Commissioner McCoy, to approve the Lease of Business Property between Sherman County and Sherman County Community Outreach to use a room at the Wasco Annex at a cost of zero dollars for a term to end on June 30, 2017, and authorize Judge Thompson to sign pending approval by County Counsel.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

### **2.3 2016-2017 County Assessment Function Funding Assistance Program Grant Resolution**

Motion made during Jenine McDermid's quarterly report.

### **2.4 Road Sign Spelling**

**Motion by Commissioner McCoy, second by Commissioner Smith, to authorize the Road Department to correct incorrect spelling identified on road signs.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

### **2.5 Memorandum of Understanding – Reunification Site**

**Motion by Commissioner McCoy, second by Commissioner Smith, to approve the Memorandum of Understanding between Sherman County and Sherman County School District for the establishment of a reunification site to be used in case of emergency.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

### **2.6 Fiber Bid from Day Wireless**

Commissioner Smith stated he is in support of the fiber path proposed by Day Wireless. When the system was first built, the two AirFiber links were unable to be found. Commissioner Smith called the vendor of the links and was able to negotiate a lower price. The bid will be \$27,610 to account for the AirFiber and installation instead of the \$26,704.19 listed on the quote.

**Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the instillation of the AirFiber quote from Day Wireless in the amount of \$27,610.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

Commissioner Smith reported Robert Waltenburg, Co-Superintendent North Central Education Service District, is putting together a quote for the filter needed at the high school for better internet speeds.

### **3.0 Discussion Items:**

#### **3.1 Unfunded Mandates**

Judge Thompson received a call from Linn County asking if Sherman County would like to join as plaintiff on a lawsuit for a declaratory ruling in Circuit Court around the issue of unfunded mandates which violate the State Constitution. There is no cost to Sherman County to join this lawsuit.

**Motion by Commissioner McCoy, second by Commissioner Smith, to join Linn County as plaintiff in a filing for a declaratory ruling in Circuit Court for unfunded mandates that violate the State Constitution.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

#### **3.2 Thank You Letter – Margaret Clay**

The court received and read a thank you letter from Margaret Clay.

#### **3.3 Commissioner Report**

Commissioner Smith – Attended Budget Committee meetings; continues working on internet issues and making resolutions; attended a meeting for the Mid-Columbia Center for Living building to be built in The Dalles; attended North Central Public Health District budget meeting in Condon; should be able to add another person to the clinic in The Dalles, an administrative helper, and another full time nurse position; in the past, the clinic went from 26 employees to 19 for the same amount of work; only way to do this is Columbia Gorge Coordinated Care Organization has given \$90,000 for improving health; found out about a veteran issue and will work with the veterans service officer to help with this; attended a Community Advisory Council meeting.

Judge Thompson - Attended Budget Committee meetings; worked on local issues with waterlines; Philippi Park on the John Day River may open on Memorial Day weekend on a voluntary fee basis.

Commissioner McCoy – Attended Budget Committee meetings; attended a Community Advisory Council meeting and a Senior Advisory Council (SAC) meeting; SAC plans to ask to raise the contribution amount the counties put into Mid-Columbia Council of Governments from \$1 per person to \$1.50 per person to support senior services; attended Soil and Water Conservation District meeting - believes they will approve the proposed weed position; Northern Oregon Regional Corrections budget meeting and a feasible budget should be presented on May 3<sup>rd</sup>; attended lunch with Peter Tarzian.

### **3.4 Bicycle Fix-It Stations**

Carol Mackenzie, City of Wasco Mayor, has proposed a request for the county to fund the purchase of bicycle fix-it stations in all of the cities in the county. The cost for one fix-it station is \$1181.00, and four would cost \$4,724.00. Discussion was held about possible placement of the fix-it stations. The Court is interested in supporting the bicycle fix-it stations and will make this an action item next Court session.

### **4.0 Consent Agenda:**

#### **4.1 Minutes of April 6, 2016**

#### **4.2 Treasurer's Report – March 2016**

**Motion by Commissioner McCoy, second by Commissioner Smith, to accept the minutes of April 6, 2016, as corrected and the Treasurer's Report for March 2016 as presented.**

**Vote: 3-0**

**Yes: Smith, McCoy, Thompson**

**No: 0**

**Abstain: 0**

### **Internet Connection Call**

Robert Waltenburg, Co-Superintendent of North Central Education Service District (NCESD), discussed internet connection at the school via phone call. Commissioner Smith explained Wes Owens, Sherman Jr/Sr High School Superintendent, met with the Court earlier, but there are many questions and misunderstandings when it comes to getting internet to the school. The Court would like a better understanding of some things. Commissioner Smith explained the county is willing to connect the school to fiber and to pay for the filtering system at no cost to the school. Wes asked many times what the fiber would cost the school. The county will not charge the school to connect to the fiber. Wes is concerned about E-Rate and Resolution dollars.

Wes has asked for an agreement to be created stating the county supports up to 100 megabits to the school and will not charge for the service. Robert explained the confusion happens with the contract for internet access. To get the internet to the school is between NCESD and Frontier Telenet (FTN). The cost of fiber will be rolled into the cost of delivering the internet to the school regardless of how it gets there. Robert stated it may not be necessary for Sherman County to enter into a Memorandum of Understanding (MOU) with Sherman County School District (SCSD). Commissioner Smith explained the fiber belongs to FTN, and the county is providing the money for the fiber to be installed. The original suggestion of FTN entering into an MOU with SCSD stating FTN will not charge the school for connection to the fiber was disregarded as it would create an unfair marketplace. The Court is unsure how to communicate that the county will install fiber and connect the school to the fiber at no cost to SCSD. Robert explained it is NCESD's place to state how much they will pay to have internet access at Sherman County schools. That agreement would be between NCESD and FTN. How the internet arrives to the school is a business decision of FTN. Robert explained if Wes wants to buy internet from FTN and enter into an agreement with them, then he would have the right to make that service level contract.

Commissioner Smith explained the switch to fiber will give the ability to deliver an enormous amount of bandwidth. He asked if FTN could supply more bandwidth than agreed upon in their contract. Robert replied yes, the bandwidth amount would be negotiable, especially because fiber is cheaper. Whatever amount is agreed upon, that amount will buy more bandwidth provided by fiber than provided by the current wireless.

Commissioner Smith explained Wes told the Court he needed information by next week because nobody has put in on a bid for the E-Rate contract. Robert explained NCESD put out an RFP, which has to stay out for 28

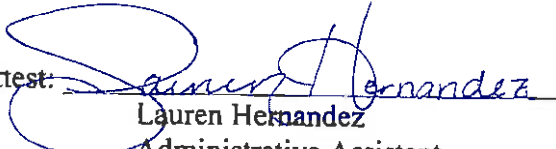
days until bids can be accepted. FTN sent a proposal to provide internet. Nobody else responded to NCESD's proposal. FTN was the only bidder. Robert mentioned that Wes has been working with Willamette Education Service District to put RFPs out to file form 470s, and suggested Wes might have his own RFP out that Robert is unaware of. Robert explained the E-Rate process is vendor agnostic, so it is possible that an Educational Service District aside from NCESD could file an RFP on Wes' behalf. RFPs are put on the Universal Services Administration Corporation (USAC) website, and vendors know to look there. The RFP and E-Rate application process was briefly outlined.

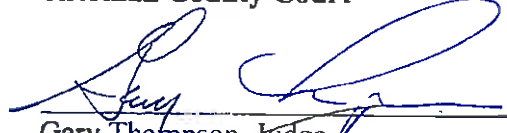
Commissioner Smith asked about fiber in Arlington. The contract to provide internet in Arlington is through FTN. Windwave installed the fiber. Robert's only USAC/E-Rate interactions are between NCESD and FTN. Commissioner Smith clarified it is possible Wes could have filed a separate 470 request on USAC even though NCESD has already accepted one from FTN that covers the next few years. Robert confirmed that yes, this is true, and that NCESD can go to USAC to adjust the contract if needed. The school can ultimately choose who their vendor is because USAC is vendor agnostic. If another 470 was filed outside of the one NCESD filed, Robert would have liked to be notified, as a new fiber vendor with better pricing/bandwidth available is something he would be interested in looking in to if it is found. Commissioner Smith will ask Rob Meyers, FTN, to look to see if a separate RFP exists.

Robert explained the school will not pay anything extra for internet service through fiber. The cost comes out of NCESD's cash carryover, and is outside of Resolution services and dollars. Robert clarified about Resolution dollars. NCESD is a taxing district. The state dictates the taxing authority limit and requires the district to tax at that level. NCESD is a taxing authority of \$2/\$1,000 on property taxes. The taxing structure was briefly explained. NCESD provides services using a portion of the taxes collected. Providing these services is a balancing act. Typically, one employee provides several services, and even if one school district chooses not to utilize that service, other districts still require that service. If a district opts out of a service, the cost of the teacher or provider remains the same, so regardless of if the district uses the services, Resolution dollars are needed to pay for the employee. If the school leaves the NCESD, NCESD would write them a check for their portion of resolution dollars, but the school would be responsible for providing all services. Resolution dollars for services and E-Rate dollars for internet are completely separate.

Being no further business before the Court, the meeting was adjourned at 3:15 p.m.

**Sherman County Court**

Attest:   
Lauren Hernandez  
Administrative Assistant

  
Gary Thompson, Judge

  
Mike Smith, Commissioner

  
Tom McCoy, Commissioner