



Court Agenda

May 3, 2017

1.0 Appointment Schedule:

- 1.1 9:00 a.m. Mark Coles – Road Master – Asphalt Oil Pricing
- 1.2 9:30 a.m. Executive Session in Accordance with ORS 192.660 (2) (i) Personnel
- ~~1.3 10:00 a.m. Brad Baird – Anderson Perry & Associates – Biggs Service District Water System Improvements Project Update~~
- 10:00 a.m. Amber DeGrange – Four Rivers Early Learning Hub – Early Childhood Program Funding
- 1.4 10:30 a.m. Tom Peterson – Oregon State Parks – Starvation Lane Gate
- 1.5 11:00 a.m. Shawn Payne – Emergency Services Director – August 2017 Solar Eclipse

Additions to Agenda:

- 3.7 Future of Mid-Columbia Council of Governments

2.0 Action Items:

- 2.1 Website Redesign Request for Proposal
- 2.2 Budget Transfers/Payments
- 2.3 Agreement for the Transfer of Real Property Between Sherman County and the City of Wasco
- 2.4 Emergency Services Week Proclamation
- 2.5 Sherman County Civic Education Program
- 2.6 Quarterly Report: Marnene Benson-Wood – Community Transit Coordinator

3.0 Discussion Items:

- 3.1 Wasco Annex Property Manager/Maintenance Technician Position
- 3.2 Potential Campsites at DeMoss Park
- 3.3 Annual Price Adjustment for Sherman County/Waste Management Disposal Services of Oregon, Inc. Contract
- 3.4 2016 Opportunity to Recycle Report
- 3.5 Sherman Public/School Library Roof Leak Assessment Report Results
- 3.6 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of April 19, 2017
- 4.2 Claims – April 2017

5.0 Future Agenda Items:



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

MINUTES

May 3, 2017

Opened Court: 9:04 a.m.

Present: Judge Gary Thompson, Commissioner Tom McCoy, Commissioner Joe Dabulskis, Administrative Assistant Lauren Hernandez

A quorum was present. No news media was present.

Additions to Agenda

3.7 Future of Mid-Columbia Council of Governments

SUMMARY OF ACTIONS TAKEN

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to reject both the Albina and Blue Line bids for asphalt.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to enter into executive session in accordance with ORS 192.660 (2) (i) Personnel.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to split the \$80,000 of Early Childhood Program Funding evenly among ABC Huskies, Little Wheats, and Sherman County Preschool pending submission and approval of the Early Childhood Program Funding Request Application.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner Dabulskis, second by Commissioner McCoy, to approve the Sherman County Request for Proposals: Website Redesign, and to advertise the RFP beginning May 8, 2017.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to authorize budget transfers/payments as recommended by the Finance Director, including \$10,000 to the Community Transit Reserve, \$15,000 to the Ambulance Reserve Fund, and \$1,671,351.00 from the SIP Additional Fees Fund to the County Reserve Fund and authorize Judge Thompson to sign.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to proclaim the week of May 21-27, 2017, as Emergency Medical Services Week and authorize Judge Thompson to sign.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the Sherman County Civics Education Program to support Sherman County students in their pursuit of civics-related experiences, development opportunities, and education.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the Transit Periodic Report for the 2nd quarter for 2016-2017.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the minutes of April 19, 2017, as presented.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner Dabulskis, second by Commissioner McCoy, to approve the Claims for the month of April 2017, as presented.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

1.0 Appointment Schedule

1.1 9:00 a.m. Mark Coles – Road Master – Asphalt Oil Pricing

Present: Mark Coles, Roger Whitley

Mark Coles, Road Master, reported asphalt oil price bids. Albina, based out of Madras, bid \$325 per ton. Blue Line, based out of Portland, bid \$355 per ton. Blue Line's bid was for emulsion CRS 2 oil. The freight cost from Albina was \$26 per ton, and the freight cost from Blue Line was \$35 per ton. The cost of the applicator to apply the oil is in addition to the bid price.

Mark requested the court reject both bids for the year. Moisture is a challenge, and getting the rest of the product into sites for projects is a struggle. The oil should not be contaminated with mud. The Road Department has worked with Blue Line in the past, has been fortunate for many years to be able to tweak within the specifications of Blue Line's CRS 2 oil, and likes the product's performance. Mark does not feel the product from Albina will be able to perform the way he would like it to perform. Before next year, Mark will write specifics about what he would like in the parameters of the oil so the Road Department can purchase oil that works best for Sherman County tax payers. The bids received fit generic guidelines but are not specific enough for what the county wants. The Road Department can get along for another year without new oil. Mark contacted the Oregon Department of Transportation about the Surface Transportation Program Fund Exchange to make sure the county won't lose \$157,000. The county will need to make a request for additional time, the agreement will be amended, and the funds will remain available to the county next year.

Judge Thompson stated it is possible to reject the low bid, though he supported Mark's recommendation to pass up both bids. Mark explained he is unsure if the Road Department can get the product in and back out in a timely fashion, as other entities are pushing back their own application and it will be difficult to schedule. The Road Department is still in the process of trying to make quality chip rock. No chip sealing will be done this year, making next year a bigger chip-seal year. Due to the wet winter, this is the first year since 2001 that the chip rock for the next coming year has not been made.

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to reject both the Albina and Blue Line bids for asphalt.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Mark reported he was contacted about an approach on Emigrant Springs. An approach was done as per the approach permit agreement. Mark contacted Tenneson Engineering about starting work on the Starvation Lane project. He will meet with them to discuss the dimension of the pull-out areas. It is unsure if the Federal Lands Access Program funding is secure. Judge Thompson spoke to a land owner neighboring Starvation Lane who requested having a fence put in to separate the road from her property. This cost was not figured in to the bid. The project would require four miles of fencing. A fence would deter trespassers and prevent vehicles pulling off of the road into Conservation Reserve Program land. Brief discussion was held about types of fencing and pricing.

1.2 9:30 a.m. Executive Session in Accordance with ORS 192.660 (2) (i) Personnel

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to enter into executive session in accordance with ORS 192.660 (2) (i) Personnel.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

The court entered into executive session at 9:30 a.m.

The court reviewed applications for the temporary administrative assistant position and identified top candidates to invite for interviews.

Executive session closed at 9:38 a.m.

1.3 ~~10:00 a.m. Brad Baird Anderson Perry & Associates Biggs Service District Water System Improvements Project Update~~

10:00 a.m. Amber DeGrange – Four Rivers Early Learning Hub – Early Childhood Program Funding

Present: Amber DeGrange, Carrie Somnis, Aaron Lafky, Tom Peterson

Amber DeGrange, Four Rivers Early Learning Hub, explained that last year, she presented the court with a historical narrative about Sherman County's early education programs. Now, the preschools in Moro and Wasco merged to form Sherman County Preschool.

Sherman County Preschool contracted with Mid-Columbia Bus Company to provide transportation this year but would like to use the county's bus during the next school year. Carrie Somnis, Sherman County Preschool Director, stated transportation is in high demand, and parents appreciate that it is offered. The preschool may use the bus, and the county will use it if needed as long as it doesn't interfere with school. The preschool would lease the bus. A Sherman County Preschool employee will drive, and the preschool will pay the driver and the insurance fees. The county will be responsible for major maintenance, though the preschool will cover oil changes and tire changes. The driver will likely require a Type 10 license.

Amber stated early childhood program budgets will not be sustainable with county funds. In the past, the court expressed to the early childhood programs that they cannot rely on funding after SIP funding ends. Without the funds, there will not be the same level of early childhood opportunities in the county. In 2013, the county decided to divide \$80,000 of funding evenly between the four (then) existing early childhood programs. Some programs ask for more than this amount. Last year after merging, Sherman County Preschool received both \$20,000 portions of funding for each preschool for a total of \$40,000 because it served the same amount of kids in one location. Carrie stated offering transportation to the preschool is a significant cost.

Commissioner McCoy suggested splitting the \$80,000 evenly between the three preschools. Amber also recommends this. For the daycares, increasing from \$20,000 to \$26,000 will greatly impact the budget. Brief discussion was held about the possibility of preschools being picked up by the state. Amber explained there are more grant opportunities available to preschools than daycares as well as slightly lower overhead expenses.

Early Childhood Programs will still need to submit an application to receive their portion of the funding.

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to split the \$80,000 of Early Childhood Program Funding evenly among ABC Huskies, Little Wheats, and Sherman County Preschool pending submission and approval of the Early Childhood Program Funding Request Application.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

Last year, another daycare outside of the four (then) existing early childhood programs applied for funding. The court did not approve the application. The court does not wish to expand funding beyond the three currently existing programs.

1.4 10:30 a.m. Tom Peterson – Oregon State Parks – Starvation Lane Gate

Present: Tom Peterson, Aaron Lafky

Tom Peterson, Cottonwood Canyon State Park Manager, reported the gate at the end of Starvation Lane is currently open. At the last check, flows were 7,180 cubic feet per second (CFS), which is fast. The river forecast predicts flows of 1,000 CFS at the beginning of July and then a drop to 500 CFS by mid-July and early August. Tom asked if the court would like the gate to remain open or to be closed. Commissioner McCoy explained the court tried to close the gate last year but received pushback. The court would like Oregon State Parks to create a developed take-out area in the park on State Parks land and asked if progress has been made on this project. Tom answered he believed the next move on the project was supposed to be made by the court.

Aaron Lafky, property owner near Starvation Lane, stated that at the last meeting with State Parks officials in February, the court clearly stated to Oregon State Parks Deputy Director MG Devereux that he needed to move forward with the land use and planning application. No progress has been made on this. The current situation is a violation of the approved plan, and Aaron stated the only leverage the county has is to shut the gate. The gate being open allows people to circumvent the river permitting system. Aaron stated the county has made a good-faith effort to address issues at Starvation Lane while State Parks has not, and he and other land owners have been very patient.

Judge Thompson explained that when work on the Federal Lands Access Program (FLAP) Grant project at Starvation Lane begins, the county will insist the road be extended to a take-out area on State Parks land. To develop on the Sherman County side, a Conditional Use Permit (CUP) will be needed. Aaron stated State Parks will need to do an amendment to the state-mandated master plan to move the take-out site from the Gilliam County side of the river to the Sherman County side. It is not clear if the take-out site will be taken from the Gilliam County side and moved or if an additional site on the Sherman County side will be added to the plan. Commissioner McCoy stated it seems State Parks does not want to follow the original master plan and develop on the Gilliam County side.

The concluding paragraph of the Starvation Lane discussion between County Court and State Parks officials from February 1, 2017, was read: "MG stated the next step is for the county to issue a statement saying the agreement reached when the master plan was adopted is no longer in alignment with community needs and the county would like State Parks to reopen the discussion about development at the end of Starvation Lane. Georgia stated State Parks needs to either amend the master plan or apply for a CUP to allow for another phase. MG stated he will check to see what is legally involved to update the master plan."

Aaron explained the process to amend the master plan could take months, and the county is going to get ahead of State Parks with work on the FLAP Grant project at Starvation Lane. Commissioner McCoy asked the best

way to move forward with the State Parks development. Tom suggested sending a letter to State Parks stating that the county plans to move forward with the Starvation Lane project and the state needs to move forward with developing a take-out area. The state should not be using a county road as a parking lot and a take-out. Aaron stated the main conflict is the road, as it is only one lane and is a steep grade. The FLAP Grant project will include adding turnouts to the road. Mark Coles, Road Master, will consult with Tenneson Engineering to design these.

Aaron stated the fundamental problem beyond the road is introducing people into an area with no control. The general public should not be turned loose at Starvation Lane, as currently, there is no communication system present aside from hard land lines. The parking lot has expanded and has been graveled. State Parks has jurisdiction to review any improvements within a quarter mile of the river. The parking lot at the end of Starvation Lane has not been reviewed. Aaron recommended closing the gate and directing all calls to State Parks. Commissioner McCoy suggested giving State Parks a deadline of July 1 to begin development on park land at Starvation Lane. If no progress has been made, the county will ask that the gate be closed and calls will be directed to State Parks.

1.5 11:00 a.m. Shawn Payne – Emergency Services Director – August 2017 Solar Eclipse

Present: Shawn Payne

Shawn Payne, Emergency Services Director, reported that a meeting will be held with Sherman County Emergency Services, Wasco County Emergency Services, Oregon Department of Transportation, Oregon State Police, Sherman County Sheriff's Department, and possibly a representative from each Sherman County city as well as South Sherman Fire & Rescue. The meeting will allow each entity to discuss plans for the eclipse and to compare notes. Shawn stated she is not expecting major issues, but if there is an accident, there could be major backup on the highway. Both ambulances will be staffed and available the weekend of the eclipse. The Monday morning after the eclipse, Biggs and Shankio may become congested with those traveling home. Shaniko may present a challenge because there will be many people but little fire protection will be available. The eclipse is in the middle of fire season and harvest, which presents challenges when providing emergency service coverage with a volunteer base, but any services that can be provided will be. If any issues or challenges come up in the meeting, Shawn will bring them back to County Court.

2.0 Action Items

2.1 Website Redesign Request for Proposal

Motion by Commissioner Dabulskis, second by Commissioner McCoy, to approve the Sherman County Request for Proposals: Website Redesign, and to advertise the RFP beginning May 8, 2017.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

2.2 Budget Transfers/Payments

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to authorize budget transfers/payments as recommended by the Finance Director, including \$10,000 to the Community Transit Reserve, \$15,000 to the Ambulance Reserve Fund, and \$1,671,351.00 from the SIP Additional Fees Fund to the County Reserve Fund and authorize Judge Thompson to sign.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

2.3 Agreement for the Transfer of Real Property Between Sherman County and the City of Wasco

The court reviewed the agreement and suggested changes. Under item #4, the agreement should be changed to reflect the county is responsible for costs associated with hazardous waste clean-up and oil leaks until the time of the transfer, and the City of Wasco will be responsible for costs associated with hazardous waste clean-up and oil leaks after the transfer. The fuel tanks were recently tested and passed all leak tests. The court would like item #3 to be changed to remove language stating the annual \$50,000 payment for six years will be used solely for operational, repair, or maintenance costs of the school building. These changes will be sent to County Counsel for review, and the agreement will be updated.

2.4 Emergency Services Week Proclamation

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to proclaim the week of May 21-27, 2017, as Emergency Medical Services Week and authorize Judge Thompson to sign.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

2.5 Sherman County Civics Education Program

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the Sherman County Civics Education Program to support Sherman County students in their pursuit of civics-related experiences, development opportunities, and education.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

2.6 Quarterly Report: Marnene Benson-Wood – Community Transit Coordinator

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the Transit Periodic Report for the 2nd quarter for 2016-2017.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

3.0 Discussion Items

3.1 Wasco Annex Property Manager/Maintenance Technician Position

Commissioner McCoy explained to Roger Whitley, Wasco Annex Property Manager and Maintenance Technician, the county plans to enter into an agreement with the City of Wasco for the City of Wasco to take over ownership of the Annex on July 1. The Wasco City Council voted in favor of this agreement. The fuel tanks at the Annex were tested and both passed. Commissioner McCoy asked Roger if there were any hazardous conditions at the Annex that could become a problem in the future. Roger answered no, aside from the lines that

are there. There is paint downstairs that was kept to match the rooms, but this could be disposed of at the hazardous waste event in November.

Roger expressed that if the property manager and maintenance technician position is no longer available after the transfer, he is interested in a county position or in receiving a letter of recommendation so he can apply for another job. Roger stated he may be able to be employed with the company who made an offer on the Grass Valley school building, and the building could become a distribution center for hemp. Roger knows the school facility well. Commissioner McCoy stated the county will no longer own the Annex and will not be able to employ Roger's current position after the transfer. Roger presented a list experiences that qualify him to manage properties or projects. The court is happy to provide Roger a recommendation. The official agreement with the City of Wasco needs to be signed, and when this is done, a letter can be written. The transfer will not take place until July. Storage of the tables and chairs in the Annex as well as in the trailer needs to be discussed. Commissioner McCoy asked Roger to make a list of issues that need to be dealt with before the transfer.

3.2 Potential Campsites at DeMoss Park

Currently, no overnight camping is allowed at DeMoss Park. Judge Thompson asked if this rule would be enforced during the eclipse. The park has restrooms, running water, and an animal corral. The court agreed that during the eclipse, enforcement of the no camping rule will be overlooked.

3.3 Annual Price Adjustment for Sherman County/Waste Management Disposal Services of Oregon, Inc. Contract

The court reviewed the Annual Price Adjustment for Sherman County/Waste Management Disposal Services of Oregon, Inc. Contract. The current rate is \$23.84 per ton and will increase to \$24.30 per ton. The Consumer Price Index rate is adjusted annually.

3.4 2016 Opportunity to Recycle Report

The 2016 Opportunity to Recycle Report was approved by the Department of Environmental Quality.

3.5 Sherman Public/School Library Roof Leak Assessment Report Results

The Isolated Leak Assessment report was received. Heath Gardner, Wenaha Group, is reviewing the results and will communicate with the court what the next steps should be. The court may have to go out for bid to repair the roof.

3.6 Commissioner Reports

Commissioner Dabulskis – Attended the Grass Valley City Council/School Board work session; attended County College and barbeque; toured Northern Oregon Regional Corrections; attended a Gorge Net meeting with cities to explore fiber to the home; attended Tri-County Court; attended lunch with Regional Solutions and Governor Kate Brown; discussed how to promote the agricultural sector in The Gorge; attended a Frontier Regional 911 meeting.

Judge Thompson – Attended Regional Solutions with Governor Kate Brown; discussed housing, fiber, and community renewables; the court briefly discussed the lack of available rental housing; there is the possibility of a company moving into the Rufus industrial site; Judge Thompson reported information about enterprise zones and discussed the requirements to qualify; attended other regular meetings.

Commissioner McCoy – Attended a Northern Oregon Regional Corrections (NORCOR) meeting; the NORCOR budget was adopted; attended the Forum on Aging in Rural Oregon; attended Senator Wyden’s town hall at the school; attended the County College barbeque; attended a Mid-Columbia Council of Governments meeting; attended a Tri-County Court meeting; attended lunch with Regional Solutions and Governor Kate Brown.

3.7 Future of Mid-Columbia Council of Governments

Commissioner McCoy reported Mid-Columbia Council of Governments (MCCOG) is on the verge of disintegrating. The Area Agency on Aging director resigned. It does not look like MCCOG can meet the requirements of the youth workforce training without the counties putting in additional money. MCCOG can handle the adult workforce, building codes, and transportation, but everything else is gone. Judge Thompson asked how Sherman County would be affected if MCCOG closed down. Commissioner McCoy explained transportation could become a stand-alone entity with its own board of directors. Wasco County could take over building codes and form an agreement with Sherman County. Many of the departments could be done differently without having to keep the full structure of MCCOG in place. Commissioner McCoy is still learning more about the future of MCCOG, but stated it is possible big changes are coming.

4.0 Consent Agenda

4.1 Minutes of April 19, 2017

Motion by Commissioner McCoy, second by Commissioner Dabulskis, to approve the minutes of April 19, 2017, as presented.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

4.2 Claims – April 2017

Motion by Commissioner Dabulskis, second by Commissioner McCoy, to approve the Claims for the month of April 2017, as presented.

Vote: 3-0

Yes: Dabulskis, McCoy, Thompson

No: 0

Abstain: 0

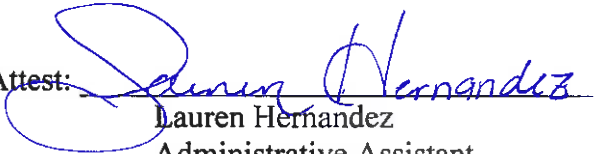
Being no further business before the Court, the meeting was adjourned at 11:23 a.m.

Sherman County Court



Gary Thompson, Judge


Attest:



Lauren Hernandez
Administrative Assistant



Tom McCoy, Commissioner



Joe Dabulskis, Commissioner