



Court Agenda

November 21, 2012

1.0 Appointment Schedule:

- 1.1** 9:00 a.m. Emergency Services/Fire Chiefs – Radio Purchase Proposal
- 1.2** 10:00 a.m. Dee Lieuallen – Commission on Children & Families – Program Funding Reduction Recommendation

Additions to Agenda:

2.0 Action Items:

- 2.1 Letter of Resignation – Amber Hein
- 2.2 Appointment – Commission on Children and Families – Rebekah Bourgeois: Youth Member for 4 Year Term to Expire June 2016
- 2.3 Road Department – Surplus Equipment: bed liner, canopy

3.0 Discussion Items:

- 3.1 Gordon Ridge Lease
- 3.2 Community Development Loan Agreement - Draft
- 3.3 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of November 7, 2012
- 4.2 Revenue/Expenditure Summary – October
- 4.3 Treasurer’s Report - October

5.0 Future Agenda Items:

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

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



SHERMAN COUNTY COURT
SPECIAL SESSION
Office of the County Court

MINUTES

November 21, 2012 9:00am

Present: County Judge Gary Thompson, Commissioner Steve Burnet, Commissioner Mike Smith; Glenn Fluhr, Shawn Payne, Tom Macnab, Rod Asher; County Clerk Jenine McDermid; Legal counsel Will Carey arrived at 9:40am.

SUMMARY OF ACTIONS TAKEN

Motion by Commissioner Smith, second by Commissioner Burnet to purchase the recommended equipment from Motorola in the amount of \$196,611.97 using half of the funds from the existing 911 funds to pay for receiving the calls and \$50,000 budgeted for a UTV from Emergency Services and the remainder coming from the Reserve and authorizing Judge Thompson to sign. Vote: Unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to approve the Intergovernmental Agreement between the Sherman County Court, Moro Rural Fire Protection District, North Sherman County Rural Fire Protection District, Rufus Fire Department, South Sherman Fire Protection District and Sherman County Ambulance to purchase extended two year warranties for the Motorola TDMA radios and extra batteries within one year of the original warranty expiration date and authorizing Judge Thompson to sign. Vote: Unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to accept the funding reductions as recommended by the Sherman County Commission on Children and Families board. Vote: Unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to accept Amber Hein's letter of resignation from her position at the Sherman County Senior and Community Center effective November 21, 2012. Vote: Unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to appoint Rebekah Bourgeois as a youth member to the Sherman County Commission on Children and Families with a four-year term expiring June 30, 2016 and authorizing Judge Thompson to sign. Vote: Unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith to declare surplus one pickup canopy and bed liner. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to approve the appointment of Travis Boyd to the remainder of Zack Justesen's term on the Sherman County Fair Board which expires December 31, 2013, pending completion of volunteer interest form and background check. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith to go into Executive Session in accordance with ORS 192.660 (2) (h) Legal Rights. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to approve the Minutes of November 7, 2012, Revenue/Expenditure Summary for October and the Treasurer's Report for the month of October as presented. Vote: Unanimous.

1.0 APPOINTMENT SCHEDULE:

Additions to agenda: 2.4 Fair Board Appointment; 1.3 Executive Session ORS 192.660 (2) (h) Legal Rights.

1.1 EMERGENCY SERVICES/FIRE CHIEFS – RADIO PURCHASE PROPOSAL:

Shawn Payne presented quotes for Motorola APX6500 Lite and APX6000 Lite Portable radio units; extended warranty and extra batteries are not included. Shawn said 911 can pay for half. She also presented an Intergovernmental Agreement for Radio Equipment Purchase between Sherman County Court, Moro Rural Fire Protection District, North Sherman County Rural Fire Protection District, Rufus Fire Department, South Sherman Fire Protection District and Sherman County Ambulance. The agreement states Sherman County Court will purchase the Motorola TDMA radios for all Sherman County fire and EMS agencies; each fire and EMS agency agrees to purchase the 2 year extended warranty on each of the mobile and portable radios prior to the original warranty expiration date; each agency agrees to purchase an extra battery for each portable radio within 1 year. A year end trade-in allowance was included in the pricing. Shawn said 911 could pay for half of the cost. Rod stated it is unknown how long the 911 reserve funds will be available. She said the old systems will continue to be utilized for mutual aid calls, especially along the rivers. The new radios will be fluorescent colored so they can be identified quickly. She added it is sometimes difficult to hear call information with the old paging system; communication is their first priority. A coverage study needs to be done. Antennas may need to be attached to pagers. Rod said a texting program is being developed for the pagers. Shawn added the Jefferson County Sheriff praised our dispatchers for being polite and helpful. Additionally, she was pleased to hear the manner in which Sherman County courthouse employees evacuated during the November 19 bomb threat. Commissioner Smith suggested using the UTV fund, paying the difference to keep the project going forward and schedule it for next year's budget as this is an emergency, and find a source for the remaining estimated \$40,000. Shawn said she needs to work on the details of the 911 money and will visit with Debbie Hayden. One possibility is to send all of the reserve over to Frontier right away and have them issue a check for half, although the other counties were not in favor of this. She said according to Gordon Tiemeyer the county should not issue the check directly. It was agreed to have the Finance Director close out the 911 Emergency Communications Reserve Fund and

send the balance of those funds to Tri-County Communications (Tricom). Shawn added as of January all funds will be paid directly to Tricom, and administered by Wheeler County. Future needs can be utilized out of funds that are earmarked to Sherman County. Judge Thompson voiced concern the other 50% funding may not arrive, depending on what the State does and that Sherman County may be responsible for the entire amount. Shawn stated the funding is allowed for by statute.

Motion by Commissioner Smith, second by Commissioner Burnet to purchase the recommended equipment from Motorola in the amount of \$196,611.97 using half of the funds from the existing 911 funds to pay for receiving the calls and \$50,000 budgeted for a UTV from Emergency Services and the remainder coming from the Reserve and authorizing Judge Thompson to sign. Vote: Unanimous.

Judge Thompson will have county legal counsel review the Intergovernmental Agreement later in the day. Shawn advised it is definitely in statute. She will amend Item 3 and return the agreement for a signature later in the day.

Motion by Commissioner Smith, second by Commissioner Burnet to approve the Intergovernmental Agreement between the Sherman County Court, Moro Rural Fire Protection District, North Sherman County Rural Fire Protection District, Rufus Fire Department, South Sherman Fire Protection District and Sherman County Ambulance to purchase extended two year warranties for the Motorola TDMA radios and extra batteries within one year of the original warranty expiration date and authorizing Judge Thompson to sign. Vote: Unanimous.

1.2 DEE LIEUALLEN – COMMISSION ON CHILDREN AND FAMILIES – PROGRAM FUNDING:

Theresa Olsen and Amber DeGrange were also present. Three funding reduction recommendations were received from the RFP Committee and Commission. Sherman Preschool failed to attend or send a representative to a mandatory training for the updated quarterly reporting forms. **It was recommended one of the ten contract payments in the amount of \$500 be withheld for failing to attend a required meeting.**

The second reduction involved North Sherman Preschool which did not submit a current proof of insurance or bonding, although the Commissioner has since received proof of bonding, but not liability insurance. **It was recommended to withhold contract payments until this documentation is received for the months of September, October and November at a rate of \$432.00 per month.**

The third reduction pertains to Cougar Camp, which did not submit a current copy of their certification and is not currently in operation, although it was reported they were certified the previous week. **The recommendation is to withhold program funds for the months of September, October and half of November at a rate of \$150.00 per month.**

Dee said all programs will be allowed to develop proposals that will be due in January 2013 that will allow programs to reapply for these funds if they can demonstrate the need for funding. Will Carey said insurance and bonding are required by law; he wondered

why they hadn't been provided. Amber DeGrange said in Sherman Preschool's case the meeting was simply missed by the director. In her role as a commissioner member, she has seen consistent reporting issues; she was supportive that the programs can reapply for funding, as their budgets require. Dee stressed the importance of holding the programs accountable. She will prepare a contract amendment for each program.

Motion by Commissioner Smith, second by Commissioner Burnet to accept the funding reductions as recommended by the Sherman County Commission on Children and Families board and RFP Committee. Vote: Unanimous.

Dee said with Judge Thompson's permission they have opened "A Little Treasure's Children's Closet" in a room at the Wasco Annex. They are collecting clothing for children ages 0-5 and will be made available to those who are in need.

1.3 EXECUTIVE SESSION – LEGAL COUNSEL – 192.660 (2) (h) LEGAL RIGHTS:

At 10:35am, Motion by Commissioner Burnet, second by Commissioner Smith to go into Executive Session in accordance with ORS 192.660 (2) (h) Legal Rights. Vote: unanimous.

Special session resumed at 11:38am.

The court and legal counsel discussed the proposed engagement letter submitted by Schwabe, Williamson & Wyatt; legal counsel endorsed the letter on behalf of the County.

2.0 ACTION ITEMS:

2.1 LETTER OF RESIGNATION – AMBER HEIN:

Motion by Commissioner Smith, second by Commissioner Burnet to accept Amber Hein's letter of resignation from her position at the Sherman County Senior and Community Center effective November 21, 2012. Vote: Unanimous.

2.2 APPOINTMENT – COMMISSION ON CHILDREN AND FAMILIES – REBEKAH BOURGEOIS: YOUTH MEMBER FOR 4 YEAR TERM TO EXPIRE JUNE 2016:

Motion by Commissioner Smith, second by Commissioner Burnet to appoint Rebekah Bourgeois as a youth member to the Sherman County Commission on Children and Families with a four-year term expiring June 30, 2016 and authorizing Judge Thompson to sign. Vote: Unanimous.

2.3 ROAD DEPARTMENT – SURPLUS EQUIPMENT: BED LINER, CANOPY:

These items were from the 1997 Ford F250 that was previously used as the Marine pickup and are not compatible with other Road Department vehicles.

Motion by Commissioner Burnet, second by Commissioner Smith to declare surplus one pickup canopy and bed liner. Vote: unanimous.

2.4 FAIR BOARD APPOINTMENT:

Travis Boyd would like to be appointed to the fair board. Commissioner Smith reported Travis' wife is currently a fair board member. The commissioner said he made sure the fair board discussed potential issues such as conflict of interest before they made this appointment. It was noted there is nothing in the fair board's bylaws that would disallow this.

Motion by Commissioner Smith, second by Commissioner Burnet to approve the appointment of Travis Boyd to the remainder of Zack Justesen's term on the Sherman County Fair Board which expires December 31, 2013, pending completion of volunteer interest form and background check. Vote: unanimous.

3.0 DISCUSSION ITEMS:

3.1 GORDON RIDGE LEASE:

The Court reviewed a letter received from Tom Coats regarding renewal of an antenna site lease between Reatha Coats and Sherman County. The new lease would be for a term of ten years at a rental of \$350 per month. It was agreed the monthly rate was too high. Judge Thompson suggested moving to the Erskine site. Commissioner Smith suggested an internet-based solution with a price of approximately \$2,500. Another possible solution would be acquisition of a different site.

3.2 COMMUNITY DEVELOPMENT LOAN AGREEMENT - DRAFT:

The draft Community Development Loan Agreement was reviewed and discussed with legal counsel. He will visit with Melva about document revisions the following week.

3.3 COMMISSIONER REPORTS:

Commissioner Smith attended the annual AOC meeting last week. In January he will be heading the AOC Communications Committee; went to the SIEC Partnership Committee meeting in Salem yesterday; attended meetings regarding AAA budget and met the new director; attended a North Central Public Health District at the new extension office; learned GOBHI boards needs to be selected and will be up to commissioner's decision; thinks the misunderstanding about GOBHI and Pacific Source interim bill payment is resolved.

Judge Thompson also attended the AOC meeting; he is now 2nd Vice President of AOC; had a very good Community Renewal Energy Association meeting at AOC and sat in on presentations given by Ormand Hilderbrand and Peter Richardson; met with the Corp of Engineers regarding Giles French Park and learned a feasibility study will be required at some point in time with an estimated cost of \$10,000; learned Jessica Metta had twins, a boy and a girl; attended a CCO meeting regarding GOBHI.

4.0 CONSENT AGENDA:

4.1 MINUTES OF NOVEMBER 7, 2012:

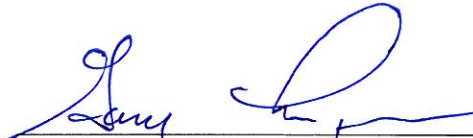
4.2 REVENUE/EXPENDITURE SUMMARY - OCTOBER:

4.3 TREASURER'S REPORT - OCTOBER

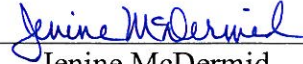
Motion by Commissioner Smith, second by Commissioner Burnet to approve the Minutes of November 7, 2012, Revenue/Expenditure Summary for October and the Treasurer's Report for the month of October as presented. **Vote: unanimous.**

Commissioner Smith voiced concern regarding the county fair fund and that the January payment won't be sufficient to balance the fund, although there is a renter in the house which will bring in revenue.

THERE BEING NO FURTHER MATTERS AT ISSUE, COURT WAS ADJOURNED AT 12:00PM.



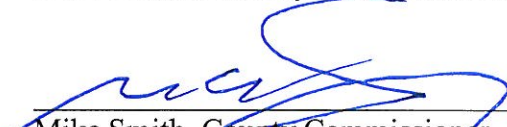
Gary Thompson, County Judge

ATTEST: 

Jenine McDermid
County Clerk



Steve Burnet, County Commissioner



Mike Smith, County Commissioner