



Court Agenda

November 4, 2015

1.0 Appointment Schedule:

- 1.1** 9:00 a.m. Ron McDermid, Justice of the Peace; Debbie Hayden, Finance Director – Information Technology (IT) Status Report and Update
- 1.2** 10:00 a.m. Chris DiLoreto – DiLoreto Architecture – Wasco Annex Study Update
- 1.3** 11:00 a.m. Public Hearing: Ordinance Declaring a Ban on Medical Marijuana Processing Sites, Medical Marijuana Dispensaries, Recreational Marijuana Producers, Recreational Marijuana Processors, Recreational Marijuana Wholesalers, and/or Recreational Marijuana Retailers in all areas subject to the jurisdiction of Sherman County, Oregon, and Declaring an Emergency
- 1.4** 1:00 p.m. Rene' Moore – Biggs Service District Administrator – District Update; Intergovernmental Agreement between the City of Moro and Biggs Service District for the Provision of Administrative Services

2.0 Action Items:

- 2.1 Approve County Credit Card for Lauren Hernandez
- 2.2 Authorize Lauren Hernandez to Sign for County Bills
- 2.3 Declare as Surplus a 2009 Honda Odyssey Ex-L Minivan
- 2.4 Declare as Surplus a 2001 Ford E-350, V-10
- 2.5 Victims of Crime Act/Criminal Fine Account Grant Application 2015
- 2.6 Property Purchase – Warranty Deed
- 2.7 Lease of Business Property – Mid-Columbia Center for Living/Wasco Annex
- 2.8 RV Park Drain Estimate
- 2.9 Oscar Lange Memorial Plaque
- 2.10 Appointment – Fair Board: Bryce Coelsch
- 2.11 Project Alert Contracts

3.0 Discussion Items:

- 3.1 Consider Declaring a Holiday – Thursday, December 24th and/or Thursday, December 31st
- 3.2 2014 Material Recovery DRAFT Wasteshed Rate
- 3.3 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of October 21, 2015
- 4.2 Claims – October

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

November 4, 2015

Opened Court: 9:06 a.m.

Present: Judge Gary Thompson, Commissioner Tom McCoy, Administrative Assistants Melva Thomas & Lauren Hernandez

A quorum was present. No news media was present.

Additions to Agenda

SUMMARY OF ACTIONS TAKEN

Motion by Commissioner McCoy, second by Judge Thompson, to approve an Intergovernmental Agreement between the City of Moro and Biggs Service District For the provision of Administrative Services beginning October 21, 2015, to June 30, 2016, at the prorated rate of \$3,542.00 with automatic renewal of one-year terms for \$5,000 per year, and authorizing Judge Thompson to sign.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the issuance of a county credit card for Lauren Hernandez with a credit limit of \$2,000.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve Lauren Hernandez to authorize payment of County bills as needed.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to declare as surplus a 2009 Honda Odyssey Ex-L Minivan from Sherman County Community Transit.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to declare as surplus a 2001 Ford E-350, V-10 from Sherman County Community Transit.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve the 2015 Victims of Crime Act/Criminal Fine Account Grant Application and authorizing Judge Thompson to sign any grant agreement documents as required.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the expenditure of \$20,000 and accepting the proposed Statutory Warranty Deed for the purchase of the following described real property: Lots 4 and 5 of Block 24, MOORE'S FIRST ADDITION to the town, now City of Moro, Sherman County, Oregon; together with a 1972 Fleetwood mobile home, 14' x 60', Seral No. XD80610.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve a Lease of Business Property agreement between Sherman County and Mid-Columbia Center for Living for a period of twelve months and for a rent amount of \$375 per month, and authorizing Judge Thompson to sign.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to accept the estimate for the installation of French Drains at Sherman County RV Park by DeGrange Construction LLC in the amount of \$5,740.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the additional expenditure of \$179 for the Oscar Lange Memorial Plaque to be sited at the Mack's Canyon boat ramp on the Deschutes River.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to appoint Bryce Coelsch to the Sherman County Fair Board for a four year term to expire in December 2019 pending completion of a Volunteer Interest Application and passing a Criminal Background Check.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve the Agreement for Subgrant Under the Sherman County Prevention Program for Ron Sutherland and Howard Gonser pending approval from County Counsel.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to declare as a holiday Thursday, December 24, and Thursday, December 31.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve the Minutes of October 21, 2015 as presented.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Judge Thompson, to approve the claims for October 2015.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

1.0 Appointment Schedule:

1.1 9:00 a.m. Ron McDermid, Justice of the Peace; Debbie Hayden, Finance Director – Information Technology (IT) Status Report and Update

Present: Ron McDermid, Debbie Hayden

Justice of the Peace Ron McDermid and Finance Director Debbie Hayden presented an Information Technology Status Report and Update detailing what Sherman County has done since the 2013

technology audit. Ron showed the Court a Quick Reference Guide for MicroSphere, specific to MicroSphere as it refers to Kaspersky virus software. The guide outlines what startup should look like, gives tips, discusses software updates, troubleshooting, web, email troubleshooting, and more. It is yet to be determined if MicroSphere programs have been upgraded so they work with the latest version of Windows.

When asked about the computer inventory given in the report, Debbie explained there is no detailed information from the North Central Education District (ESD) about the specific type of equipment purchased, so the Court's equipment is not listed. To complete the inventory list, Debbie will have to look for this information manually. Debbie explained the ESD recommends which computers to buy and the users buy them, and MicroSphere builds computers to the user's specifications. Ron added MicroSphere is very clear about the users expectation regarding hardware, the core used, processors used, etc.

When asked if the County should do another information technology audit, Ron replied it is very time consuming to complete an audit. He recommended the County identify specific concerns they would like to address and then turn back to the vendors (ESD and MicroSphere) to address the concerns. However, if the Court does want to do an audit, Ron recommended that it bring in an outside entity with impeccable credentials for the most subjective feedback. The County currently has a cyber security insurance policy.

Regarding four servers bought in 2006, 2008, and 2009, Debbie explained the oldest server is the Sheriff Department's, and they use it as a back-up. The other three due for mainstream support ending in 2015 are also used as back-up. The mainstream support is often extended, and they will be looked at constantly to be upgraded.

Ron feels the County is in the process of transferring from being reactive to being proactive and preventative. The two information technology vendors currently used by the County cooperate with one another, and each vendor has a different main specialty. Ron does not feel another audit is necessary at this time and believes the County has familiarity and trust with current vendors. He and Debbie emphasized the County needs to back up and protect information. Lastly, Ron reported the Sheriff Department was currently audited and passed with high marks.

1.2 10:00 a.m. Chris Diloreto – Di Loreto Architecture – Wasco Annex Study Update

Present: Brian Melton, Roger Whitley, Carol Mackenzie, Cassie Strege, Carol Olmstead

Di Loreto Architecture assessed the Wasco Annex gym building, and now understands how it is structurally put together. The goal is to downsize and make the operating cost sustainable while accommodating as many existing functions as possible. Functions include Pot Latch, a community usage space, the library, and possibly, the pre-school.

Brian Melton, Di Loreto Architecture, presented three possible options to the Court:

Option One: Option one allows the existing old school building to be used. The pre-school would move into the new gym building. Restrooms and storage facilities would be updated, and the existing new gym building wouldn't change. The gym is solid and needs little work aside from updating systems to make it more sustainable and efficient, including heating and cooling, updating the restrooms, and updating the locker rooms. The old school building could be converted into something like senior living. With plan one, the new gym is minimally changed, the old school building is remodeled, and the assembly area and kitchen is remodeled. Putting money into saving the old school building will bring down operating

costs significantly, but money has to be invested up front. Brian explained the old school building would be under full remodel with option one. Some of the work might include gutting it, insulating it, installing an elevator if necessary, and installing a commercial kitchen. It is estimated the commercial kitchen alone would require funds of \$80-100 thousand dollars. To get an accurate estimate for the cost of option one, a program will need to be developed to help clarify the needs and requirements for the building under this plan.

Option Two: Option two allows the existing gym to be converted to a multipurpose room and disregards the old school building. The existing gym building would be used for current programs like Pot Latch. Plan two abandons the gym as a true gym, turning it into a multipurpose space. Under this plan, based on the square footage and code, the occupancy increases to 600 people, which means seismic upgrading would be required.

Option Three: Di Loreto Architecture recommends option three. Option three includes a 1250 square foot addition to the new gym. The existing gym will be kept as is. A commercial kitchen will be put in the new addition. The addition could be used for various events and programs like the preschool, the library, Pot Latch, etc. It could hold upwards of 285 people. This option creates a multipurpose room that has connection to the back of the school for sporting events or gatherings, which will create a community hub. The old school building will not be updated under this plan – it will be left as is. The old school and the new gym will operate separately but can be amenities to one another. Brian requested feedback about this plan, which focuses on preserving the gym as a resource. Commissioner McCoy asked about the renovating and operating cost for option three. Brian replied the whole building would be brought up to current energy standards, or even beyond, depending on available funds. There are no cost estimates at this time, as a program has not been developed. A program is necessary before deciding square footage and cost. The new addition would include a heating and cooling system separate from the old building and would work efficiently as possible. Brian explained the more money invested up front on efficient systems, the lower operation costs can possibly be. Judge Thompson suggested the addition be larger than 1250 square feet.

Carol Mackenzie, Wasco City Mayor, asked if the plan was to take the old school building down. That is not the plan. Carol suggested saving the façade out front if any of the building is to be taken down. Brian asked the Court if it wanted to explore saving the old school building. Commissioner McCoy replied the cost of operating the old school building is too high unless grants can be obtained to help with the cost. Carol Olmstead, City of Wasco Council Member, reported she is working on saving the entire old school building. She asked what it is the Court feels needs to be done to the old building other than the roof and painting the outside. Property Manager/Maintenance Technician Roger Whitley replied the building is functional but old. He believes each classroom should be renovated, cleaned up, painted, etc. Brian added the windows are single pane, and to bring the building up to efficient operating would include replacing all windows and insulating the walls and roof, which is costly. Commissioner McCoy explained the options proposed leave the old building in place so Carol or another entity has the opportunity to renovate it with grant money, if possible. Roger asked what kind of heating Brian suggests. Brian replied that will be answered later if the project is moved forward because every project is unique regarding spaces involved and resources available.

Commissioner McCoy emphasized the goal is to maintain the existing functions of the old school building at a level where the City of Wasco or another entity could take over the management and operation cost. Cassie Strege, City of Wasco Administrator, asked if it is still a possibility that another group comes in to take over management of the building. Commissioner McCoy replied it is, and the possible remodel/upgrade might encourage that to happen if the County puts up the funds for it.

Consensus: The Court agreed to pursue option three. They asked that Di Loreto Architecture create program options for option three and asked them to provide cost estimates, including renovation costs and possible operation costs.

1.3 11:00 a.m. Public Hearing: Ordinance Declaring a Ban on Medical Marijuana Processing Sites, Medical Marijuana Dispensaries, Recreational Marijuana Producers, Recreational Marijuana Processors, Recreational Marijuana Wholesalers, and/or Recreational Marijuana Retailers in all areas subject to the jurisdiction of Sherman County, Oregon, and Declaring an Emergency

Present: Frank Ashby, Sonja Ashby, Brad Lohrey, Shandie Johnson, Preston Leavitt, Pat Beers, Larry Palmer, Cassie Strege, Carol Olmstead, Carol Mackenzie, Gerald Lohrey, Jerry Krewson, Roger Whitley, Scott Miller, Steven Reynolds, Georgia Macnab, Nancy Gibbs, Rene' Moore, Ron McDermid, Susan Case, Susan Smith, Shirley Decker, Elizabeth Mills, Tom Lepinski, Cliff Jett, Julie McAllister, Dan Aldrich, Bruce Melzer

Judge Thompson opened the public hearing at 11:00 a.m. for the ordinance banning recreational and medical marijuana processing sites, dispensaries, producers, wholesalers, and retailers. He explained the Court would hear public comment on the issue but would not make a decision until the hearing was closed. He clarified the ordinance is only for outside city limits and only affects Biggs, Kent, and places outside city limits under jurisdiction of the County.

Pat Beers, citizen of Rufus, stated he has commercial property for sale in Biggs and he believes there are enough restrictions limiting what little resources are available. He has been approached by people about marijuana and he does not understand why there would be a moratorium. It was voted in by the people for multiple reasons so they can get taxes and control. Right now marijuana revenue goes to the black market and it hurts the people because no taxes are generated off of it. Pat stated it is ridiculous that so much money, time, and focus is being spent on this issue. He explained legalizing marijuana is working in other states, and they are flourishing from it. He mentioned people may not be informed of the benefits of marijuana. Pat emphasized nobody wants kids to get marijuana, and right now that is who is getting it. There has to be some kind of controls. Current marijuana laws aren't working, and he hopes the marijuana issue can be turned into a positive thing. Pat also brought up hemp is lucrative and is not for getting high. There are people looking for land to grow hemp. He stated he has trouble selling his land with the controls already in place. He believes the County should monitor marijuana, control it, grow from this issue, and turn marijuana use from a negative to a positive.

Judge Thompson clarified the ordinance has nothing to do with hemp. Hemp is separate from marijuana. The County has no plans to regulate hemp as it is an agricultural product. He explained the Court was able to hold the marijuana hearing because over 50 percent of the population in the County voted no on the marijuana initiative. The Court felt it was important to put this issue before the public.

Larry Palmer, citizen of Wasco, stated he is up to date with regulations that accompany marijuana growing sites. The state is requiring so much security, testing, and more, that it is completely safe. Larry believes citizens do not need to be worried because the Oregon Liquor Control Commission is making tough regulations. Larry offered information and articles if anyone was interested in the future and stated that aside from one complaint, he has never had any problems with this issue.

Sheriff Brad Lohrey explained the County's citizens can argue positives and negatives of legalizing marijuana, but the bottom line for him is the voters of Sherman County, including everyone of the cities, voted no. There were only four counties in Oregon that voted yes on legalizing marijuana. The rest of Oregon said no. He believes the Court needs to do the will of the people. Brad stated if the cities want to

allow marijuana, that is their choice, but he doesn't feel the Court has any other choice but to follow the will of the people.

Scott Miller, citizen of Wasco, stated while the people of Sherman County voted against legalizing marijuana, it is not just a County issue. The issue is the majority of the people in Oregon voted for the legalization. He explained there are many laws passed in Salem that people don't agree with in Sherman County, but citizens still have to abide by them whether they agree or not. Scott sees an opportunity for Sherman County to make revenue, but is concerned this opportunity is being blocked like many others. The majority of Oregonians voted yes on the marijuana issue, so Sherman County and any other 'no' county should abide by what the majority said.

Jerry Krewson, Pastor of Wasco Church of Christ, explained there is truth to the fact that the majority of Oregonians voted yes on the marijuana issue, but within the marijuana bill, exceptions were included for the legal process currently happening. The bill was set up so if 50 percent of citizens voted no then it shifts to the counties and gives the counties themselves the ability to make up their own minds. Because of this, the idea that overall it is the will of the Oregon people doesn't apply because within the bill was the ability given for each county to make their own decision. The government gave the choice back to the counties if they met a certain standard. He respectfully stated there is more to the issue than previously presented.

Rene' Moore, Moro City Administrator, reported the city of Grass Valley voted down the marijuana bill last month, and the City of Moro did a first reading of an ordinance to vote it down. The second reading will be in December. Both cities are in the process of adopting an ordinance against the marijuana bill.

Cliff Jett, citizen of Rufus, supports the ban. He explained the states that have approved marijuana use, both recreational and medical, have problems with it. Washington State cannot solidify regulations and Colorado is having problems. Cliff said the anticipated funds generated by marijuana in the counties that allow it are not adding up. In Colorado, marijuana generated revenue is lower than what was estimated. Cliff stated he believes marijuana usage is a drain on medical resources, as it increases emergency room visits. Also, people smoking at home make the drug available to children, who in turn, bring it to school. He believes the County does not need to add to the current drug problem and make marijuana easier to access. The benefits of legalizing marijuana are not working the way they were promised to work.

Shirley Decker, citizen of Kent, provided both pros and cons. For pros, she stated marijuana may boost revenue, may make law enforcement more manageable, may lower organized crime, and may allow wider access for medical use. The cons include marijuana is addictive, it is a gateway drug, it affects the brains of users (especially youth), and it affects the lungs, heart, and mental health. Shirley stated the movement to legalize marijuana is going to affect citizens and communities, and although Oregon claims it wants to be smoke free, the marijuana bill is not leading to a smoke-free environment. Shirley said marijuana affects health, and she cannot see how legalizing it will benefit the County. She added the money generated from legalization will probably be used for rehabilitation of citizens.

Carol Mackenzie, Mayor of Wasco, brought up an article about where marijuana money is to be allocated. She said a small amount of marijuana revenue would go to dispensaries and developers – just over one million dollars. This one million dollars is to be divided among different entities, and in the grand scheme of things, there is not a lot of money to be made from legalizing marijuana. She reported there will be a town hall meeting in Wasco to discuss if citizens want a dispensary in town.

Bruce Melzer, citizen of Wasco, asked for clarification about the time frame of the moratorium. Melva Thomas, Administrative Assistant, replied the ordinance is a ban, not a moratorium. Bruce expressed concern that the ordinance is a one-time document that will make marijuana illegal in Sherman County

for the duration. Judge Thompson explained the ordinance can be changed at any time. Bruce explained he is interested in planting marijuana on his land. He stated the County needs more businesses, and if marijuana cultivation is an option, the County can use the labor that will be generated because production is labor intensive. Bruce stated legalizing production of marijuana would allow ten times as many people to be employed in the County and stated banning marijuana will be a deficit to the County.

Carol Olmstead, citizen of Wasco, stated her nephew worked in a lab in Colorado, and he explained to her it is illegal for any farm having connection to government programs, which most in Sherman County do, to grow marijuana. She added she would like to know more information about places where marijuana is already legal. The medical aspect of marijuana is outstanding, and Carol has been on pain medication for almost fifteen years. She uses non-smoking marijuana products on her skin and as supplements. The benefits to the pain Carol experiences, as well as helping her sleep, are outstanding. Carol stated she is against recreational marijuana use, but the medical use is very beneficial.

Shandie Johnson, Sherman County Prevention Coordinator, explained her job is to prevent addiction issues in Sherman County youth. She added the Prevention Program has a tremendous amount of statistics about marijuana showing how the legalization of marijuana has had significant detrimental effects to the public, specifically around children's use. Shandie said in states where marijuana is legal, children have gotten into parent's edible stashes, which has increased the amount of children visiting the emergency room with marijuana poisoning. This issue is a concern in Sherman County. Shandie reported statistically children start experimenting with marijuana around the age of twelve, and children who start at this age, if they use consistently, lose eight unrecoverable IQ points by the time they are adults. Regarding medical use, Shandie explained it is not the THC that causes medical benefits, it is the other chemicals found in marijuana, and the National Institute for Drug Abuse has scientific, evidence-based information about this issue.

Sheriff Lohrey asked for clarification that the issue is not about medical marijuana use or about existing medical marijuana grows. Judge Thompson replied the issue is recreational.

Carol Olmstead stated she would hate to see the County completely ban marijuana. She would not be against having a medical dispensary close to her. Sheriff Lohrey added there are medical marijuana stores within close distance – Goldendale and The Dalles.

Cliff Jett, citizen of Rufus, addressed previous comments made about jobs generated by legalizing marijuana. He explained on a federal level, marijuana is illegal, and there are a significant number of people in the County working federal jobs. Those people cannot work if they have marijuana in their system – they will be fired. The County should think about the number of people who could lose jobs if they are using marijuana. He stated the possible marijuana revenue estimated should not be the focus because Colorado and Washington had plans to make revenue but are hardly making anything. In some places, it costs more to legalize marijuana and to deal with the associated problems it brings. Finally, he added marijuana use dumbs down the population.

Scott Miller, citizen of Wasco, stated that people discuss problems with marijuana, but he would like to discuss problems with alcohol. Alcohol and tobacco are the two gateway drugs everyone starts with. He suggested if the County is going to ban marijuana, it should also ban alcohol and tobacco, as they cause more problems than marijuana. He explained it is illegal to drink and drive, or to drink and go to work. The marijuana law does not change that – it is still illegal to smoke and drive or to drink and drive. People are in trouble no matter what, whether it is legal or illegal. Cliff Jett added marijuana stays in the system for up to thirty days. Scott replied yes, but the person is not actively high, which is why when a person smokes medical marijuana they are only required to wait three hours before they get behind the wheel of a car. Scott stated he was in the marijuana culture for twenty years and he knows about the

addiction aspect. Marijuana is not physically addictive, it is only addictive in the mind, and no proof has been shown that it is more addictive than cigarettes or alcohol.

Jerry Crew agreed with Scott Miller that alcohol and tobacco should be banned, but he knows that will not happen. Jerry knows alcohol and cigarettes are addictive, and he questioned, as citizens concerned for the overall welfare of the County, why anyone would want to add one more dangerous substance to everyday life.

Larry Palmer stated people have been using marijuana illegally, and the danger people believe to be caused by marijuana has been present for years. He has seen people get hurt first hand and doesn't believe anyone should drive unless they are clear headed. Larry agreed with Scott Miller that a few hours after smoking marijuana, a person can sit down and do a driver's test, which means they can function a car. He added marijuana is much like alcohol – when a person comes down from a high, they are down. They can go to work, even. Larry believes the effects of being drunk seem to last much longer than the effects of being high.

Judge Thompson clarified the ordinance is not outlawing the use of marijuana in Sherman County, just the processing and dispensing of it. Scott Miller asked if the ordinance was for commercial use or personal use. Judge Thompson answered commercial use. Scott explained his original interest in this issue is as a private user. He believes the legalization of marijuana has to work on a federal level, and the only way to take marijuana out of the black market is to legalize it all over. The government spends three times the money fighting marijuana than they do all other drugs. Marijuana is not the problem - meth, heroin, and cocaine are the problem – but police are so busy with marijuana smokers that they are not able to address other drug issues.

Gerald Lohrey, citizen of Moro, explained he made the first arrest in Sherman County for marijuana. After that, meetings were held because the County knew it had a drug problem. Sherman County spent years combating all drugs trying to keep citizens safe. Then the State of Oregon created the idea of a recreational drug. Jerry stated marijuana is not recreation, but it is an excuse to get stoned. He stated if the County focuses on anticipated marijuana revenue, it is in trouble. He believes the Court needs to stand firm and keep marijuana out of Sherman County.

Bruce Melzer stated the ordinance is about controlling the sale of marijuana, not the smoking of it. He explained people assume that by banning dispensaries, people will be prevented from smoking marijuana. However, growing marijuana is legal, and banning dispensaries doesn't stop people from making it available to themselves. Bruce said this gives children more access to marijuana because if people grow it, it is more readily available in the house compared to when a person goes to the dispensary to get it. He stated if he has to buy marijuana and it costs him money, he is more apt to be protective of his investment because of the money he spent – more so than if he just grew it in his backyard. Bruce feels that many are not seeing the true issue and that they want the entire marijuana issue to go away. Marijuana is here, and the question is, how should it be dealt with? Banning marijuana puts people in the circumstance to contact people in the black market where they get pushed into other drugs. Outlawing it in the County doesn't make the issue go away. Instead, Bruce suggests the County try to regulate and make sense out of it.

Cassie Strege, City of Wasco Administrator, thanked the Court for offering the opportunity for people to speak their mind about the marijuana issue. She stated Wasco would be doing the same. She asked for clarification on the ordinance, stating there are six points the Court can pass if it wants to ban or place restrictions. She asked if medical marijuana dispensaries and other points are in the ordinance. Judge Thompson answered yes. Cassie mentioned the time frame to pass the ordinance is December 24th and asked if the Court was ready to make a decision about whether or not to pass the ordinance at this time.

Judge Thompson replied the Court was not ready to make a decision and would wait until both commissioners and legal counsel were present. The public hearing will be continued December 2nd.

Susan Smith, citizen of Wasco, explained her daughter lives in Washington where marijuana has been legal for much longer than it has in Oregon. Her grandchildren are high school aged. Susan asked if her daughter experienced problems with the kids drinking. Her daughter replied no because drinking isn't the drug of choice - the drug of choice is marijuana. Kids have transitioned from alcohol use to marijuana use. Susan expressed concern about long-term effects on children who grow up with marijuana use.

No further public comment was heard.

The public hearing was closed at 11:50 a.m.

**1.4 1:00 p.m. Rene' Moore – Biggs Service District Administrator – District Update;
Intergovernmental Agreement between the City of Moro and Biggs Service District
for the Provision of Administrative Services**

Present: Rene' Moore

Motion by Commissioner McCoy, second by Judge Thompson, to approve an Intergovernmental Agreement between the City of Moro and Biggs Service District For the provision of Administrative Services beginning October 21, 2015, to June 30, 2016, at the prorated rate of \$3,542.00 with automatic renewal of one-year terms for \$5,000 per year, and authorizing Judge Thompson to sign.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

Rene' Moore, Biggs Service District Administrator, explained she will attend the One-Stop meeting in Salem for funding for the Biggs water project. Brad Baird from Anderson & Perry will also attend. Loren Shultz, Business Oregon/Infrastructure Finance Authority, submitted an email to Rene' with many questions regarding the project. Rene' asked how the project would be funded. If the Infrastructure Finance Authority (IFA) funds the project, their max grant is \$750,000 thousand dollars. Rene' stated when there are so few people to pay off a loan, especially when the current water system works, she is unsure if people will give up what they are doing right now to pay the rates. Judge Thompson explained fire danger and health are two big factors. Commissioner McCoy added a meeting was held with the business owners in Biggs and there was unanimous support for the concept of the project. After solid figures are established, another meeting will be held.

Loren Shultz would like to know what the source of the \$15,700 local funding dollars is. Administrative Assistant Melva Thomas replied it is most likely dollars left over that haven't been spent from the reserve fund. Judge Thompson clarified the current Biggs system does not technically have a compliance issue at this time because a system does not exist. There are wells and a spring. He stated the Biggs water project should be able to get funding help for both health issues and economic development.

Some discussion was held about IFA verses United States Department of Agriculture loans.

Rene' reported the Biggs books look good. She backed invoices up to January first and asked businesses to compare their statements to her invoices and to report any mistakes. Rene' is concerned that she has

not received any information about how the budget was done this year, which will lead to challenges with the next audit. There is one entry in Quick Books that Rene' is going to look into for clarification.

Regarding Loren's email, Judge Thompson answered the question about the Biggs Service District having a vision for the future. The vision is more businesses and potential apartments. Rene' added it is difficult to answer most of his questions because there are very few residents in Biggs, so the information is too small for things like medium income.

2.0 Action Items:

2.1 Approve County Credit Card for Lauren Hernandez

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the issuance of a county credit card for Lauren Hernandez with a credit limit of \$2,000.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.2 Authorize Lauren Hernandez to Sign for County Bills

Motion by Commissioner McCoy, second by Judge Thompson, to approve Lauren Hernandez to authorize payment of County bills as needed.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.3 Declare as Surplus a 2009 Honda Odyssey Ex-L Minivan

Consensus: Minimum bid - \$6,500.00

Motion by Commissioner McCoy, second by Judge Thompson, to declare as surplus a 2009 Honda Odyssey Ex-L Minivan from Sherman County Community Transit.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.4 Declare as Surplus a 2001 Ford E-350, V-10

Consensus: Minimum bid - \$5000.00

Motion by Commissioner McCoy, second by Judge Thompson, to declare as surplus a 2001 Ford E-350, V-10 from Sherman County Community Transit.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.5 Victims of Crime Act/Criminal Fine Account Grant Application 2015

Motion by Commissioner McCoy, second by Judge Thompson, to approve the 2015 Victims of Crime Act/Criminal Fine Account Grant Application and authorizing Judge Thompson to sign any grant agreement documents as required.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.6 Property Purchase – Warranty Deed

The seller will come in to sign the Statutory Warranty Deed in about a week. Transfer of ownership of the trailer must be done on a separate document, Manufactured Structure Notice of Sale/Change of Ownership.

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the expenditure of \$20,000 and accepting the proposed Statutory Warranty Deed for the purchase of the following described real property: Lots 4 and 5 of Block 24, MOORE'S FIRST ADDITION to the town, now City of Moro, Sherman County, Oregon; together with a 1972 Fleetwood mobile home, 14' x 60', Seral No. XD80610.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.7 Lease of Business Property – Mid-Columbia Center for Living/Wasco Annex

Motion by Commissioner McCoy, second by Judge Thompson, to approve a Lease of Business Property agreement between Sherman County and Mid-Columbia Center for Living for a period of twelve months and for a rent amount of \$375 per month, and authorizing Judge Thompson to sign.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.8 RV Park Drain Estimate

Motion by Commissioner McCoy, second by Judge Thompson, to accept the estimate for the installation of French Drains at Sherman County RV Park by DeGrange Construction LLC in the amount of \$5,740.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

2.9 Oscar Lange Memorial Plaque

Motion by Commissioner McCoy, second by Judge Thompson, to authorize the additional expenditure of \$179 for the Oscar Lange Memorial Plaque to be sited at the Mack's Canyon boat ramp on the Deschutes River.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

2.10 Appointment – Fair Board: Bryce Coelsch

Motion by Commissioner McCoy, second by Judge Thompson, to appoint Bryce Coelsch to the Sherman County Fair Board for a four year term to expire in December 2019 pending completion of a Volunteer Interest Application and passing a Criminal Background Check.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

2.11 Project Alert Contracts

Motion by Commissioner McCoy, second by Judge Thompson, to approve the Agreement for Subgrant Under the Sherman County Prevention Program for Ron Sutherland and Howard Gonser pending approval from County Counsel.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

3.0 Discussion Items:

3.1 Consider Declaring a Holiday – Thursday, December 24th and/or Thursday, December 31st

Motion by Commissioner McCoy, second by Judge Thompson, to declare as a holiday Thursday, December 24, and Thursday, December 31.

Vote: 2-0
Yes: McCoy, Thompson
No: 0
Abstain: 0

3.2 2014 Material Recovery DRAFT Wasteshed Rate

The Court reviewed the results. Sherman County met and exceeded its goal.

3.3 Commissioner Reports

Commissioner McCoy - In Hawaii; Mid-Columbia Producers Annual meeting; NORCOR Juvenile Task Force meeting.

Judge Thompson - China mission was very informative and educational; signed with China Hydro a letter of intent, but also a letter of intent to work with the Fujian province of China for the State of Oregon as a sister county; during the Association of Oregon Counties convention next week, plans to ask Larry Givens from Umatilla County, the new incoming president, to form a task force of county members that will be interested in pursuing the Fujian exchange; trying to figure out how to fund a

number of county commissioners going to Fujian providence; the pump storage issue is now in the hands of Klickitat PUD; have one more meeting with Chinese out of Olympia, Washington next week; may have to coordinate some visits from China Hydro to Klickitat PUD; this will be China Hydro's first hydro type project in the United States; they will be importing some of their engineers, but it will be mostly United States employees; they need a feasibility study from the Federal Energy Regulatory Commission (FERC); went to Washington DC to talk to Jeff Merkley and Ron Wyden about FERC; they are on board for the Department of Energy funding some of the feasibility study; things happening in California make it more interesting in terms of the pump storage; on Friday, received a call from Iberdrola Renewables Sarah Parson; Sherman County was picked for a 10 megawatt solar project in and around the Klondike area; the project covers 80 acres; Sarah has contacted Georgia Macnab and they are going through land use approval; this project will most likely make the County around \$70,000 per year, and it doesn't qualify for SIP.

4.0 Consent Agenda:

4.1 Minutes of October 21, 2015

Motion by Commissioner McCoy, second by Judge Thompson, to approve the Minutes of October 21, 2015 as presented.

Vote: 2-0

Yes: McCoy, Thompson

No: 0

Abstain: 0

4.2 Claims – October

Motion by Commissioner McCoy, second by Judge Thompson, to approve the claims for October 2015.

Vote: 2-0

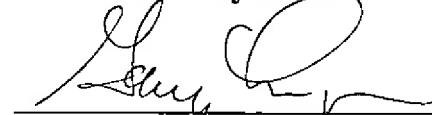
Yes: McCoy, Thompson

No: 0

Abstain: 0

Being no further business before the Court, the meeting was adjourned at 4:00 p.m.

Sherman County Court



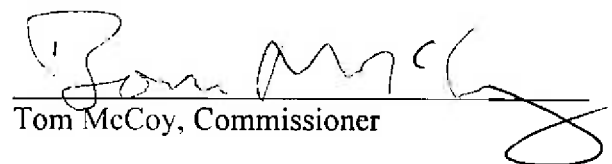
Gary Thompson, Judge

Attest:

Lauren Hernandez
Administrative Assistant



Mike Smith, Commissioner



Tom McCoy, Commissioner