



Court Agenda

December 5, 2012

1.0 Appointment Schedule:

- 1.1** 9:00 a.m. Mark Coles – Road Master – Re: Surplus Crusher Equipment; ODOT Letter of Support
- 1.2** 9:30 a.m. Shawn Payne – Emergency Services – Intergovernmental Agreement with Oregon State Parks Re: Cottonwood Canyon State Park
- 1.3** 10:00 a.m. Dee Lieuallen – Commission on Children & Families – Commission Funding Recommendations; Contract Amendments
- 1.4** 11:00 a.m. Nancy Simpson, Tom McCoy – Coordinated Care Organization (CCO) Presentation & Discussion

Additions to Agenda:

2.0 Action Items:

- 2.1 Raymond Photomural Proposal
- 2.2 Letter of Engagement – Legal Services
- 2.3 Campaign Donation Request – Commissioner Tim Josi for NACo 2nd Vice President
- 2.4 Community Development Loan Agreement
- 2.5 Budget Transfers & Payment Authorization
- 2.6 Wasco Annex – Energy Trust Application
- 2.7 Multimodal Transportation Program Project Application
- 2.8 Letter of Support – Biggs Interchange Area Management Plan (IAMP) Waiver

3.0 Discussion Items:

- 3.1 Letter of Concern Re: Community Development Loan Agreement
3.2 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of November 21, 2012
4.2 Claims – November

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
REGULAR SESSION
SHERMAN COUNTY COURTROOM

MINUTES

December 5, 2012 - 9:00 a.m.

Present: Judge Gary Thompson, Steve Burnet, Commissioner, Mike Smith, Commissioner, Melva Thomas, Court Administrator, Rita Wilson, Deputy Clerk

SUMMARY OF ACTIONS TAKEN:

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a letter of support to ODOT regarding parking near bridge on Hwy 30 near Deschutes River. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to authorize Emergency Services Director Shawn Payne to sign off on the Emergency Communications section of an Intergovernmental Agreement between Oregon Parks and Recreation Department and Sherman County. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve Commission on Children and Families program funding for local training up to \$2,500.00, as recommended by the Commission. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to approve and sign contract amendments as recommended by Commission on Children and Families. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet, to authorize the expenditure of up to \$500 as proposed by Happy Hen Exhibit Services to install Raymond Photomurals in the Courthouse. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to approve a Letter of Engagement with Schwabe, Williamson & Wyatt for legal services and authorizing County Counsel Will Carey to sign. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet, to authorize the expenditure of \$1,000.00 in support of the campaign of Tim Josi for NACo 2nd Vice President with funding to come from Education and Affiliation. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a Community Development Loan Agreement between Sherman County and Sherman Development League pending final approval of County Counsel and authorizing Judge Thompson to sign. Vote: unanimous.

Motion by Commissioner Smith, second by Judge Thompson, to approve budget transfers and payment authorizations for a total of \$1,500,000.00 from SIP Community Service Fees and for a total of \$6,092,255.00 from SIP Additional Fees Fund. Vote: unanimous.

Motion by Commissioner Smith, second by Judge Thompson, to approve an Energy Trust Application for a proposed Lighting Retrofit at the Wasco Annex for a total project cost of \$17,530 with an Energy Trust incentive of \$7,244 and authorizing Judge Thompson to sign additional documents for the project as needed. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a Multimodal Transportation Program Project Application to fund proposed High School Loop Road project and authorizing Judge Thompson to sign. Vote: unanimous.

Motion by Commissioner Smith, second by Commissioner Burnet to authorize the expenditure of up to \$1,200.00 for repairs on the furnace controller at the Wasco Annex. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to approve the Minutes of November 21, 2012, as presented. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to approve the claims for November 2012. Vote: unanimous.

1.0 APPOINTMENT SCHEDULE

1.1 MARK COLES – ROAD MASTER -SURPLUS CRUSHER EQUIPMENT; ODOT LETTER OF SUPPORT

Mark checked with County Counsel regarding having AggReCon West sell the surplus crusher for the county. He feels we would get a better return going this route. Counsel said that this is similar to trading the old crusher in and it would be ok to do. He asked that they advertise the crusher for sale once. AggReCon would get probably between 3% and 5% of the sale. Sherman County can establish a minimum price for the parts and AggReCon would try to sell them for more; they would get their percentage out of that. The old crusher is currently stored at the fairgrounds and has to be out by May.

Consensus of the Court to proceed with the plan to have AggReCon sell whatever crusher parts they can.

Mark said that Pat Cimmiyotto had talked to him regarding fishermen parking on the fog line and too close to the guardrail at the bridge at the mouth of the Deschutes River. The Court is in support of putting signs on the Sherman County side of the bridge indicating no parking within a certain distance of the guardrail.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a letter of support to ODOT regarding parking near bridge on Hwy near Deschutes River. Vote: unanimous.

1.2 SHAWN PAYNE – EMERGENCY SERVICES – INTERGOVERNMENTAL AGREEMENT WITH OREGON STATE PARKS RE: COTTONWOOD CANYON STATE PARK

Shawn and Georgia Macnab presented a draft of the Cottonwood Canyon State Park IGA between Oregon State Parks, Sherman County Sheriff's Office, Moro Rural Fire Protection District and Sherman County Emergency Services (under the supervision of the Sherman County Court). State Parks will contribute up to \$375,000.00. When the tower is up it will be the property of Frontier TeleNet and they will be responsible for its maintenance. Shawn's main reason for attending was to get the Court's permission to sign off on the Emergency Communications portion of the IGA when the time comes, so as not to hold up the process. Georgia said that the final version will be presented to the County Court and County Counsel for their approval.

Motion by Commissioner Burnet, second by Commissioner Smith, to authorize Emergency Services Director Shawn Payne to sign off on the Emergency Communications section of an Intergovernmental Agreement between Oregon Parks and Recreation Department and Sherman County. Vote: unanimous.

Shawn also talked to the Court about her roles as Emergency Services Director and ambulance employee. At the present time she checks out of her EMS position role and into Ambulance employee role when she responds to an ambulance call during the day, then back to EMS Director when she returns. It was the **consensus of the Court that during regular working hours; 8 am to 5 pm, Shawn will be on County time, and after 5 pm she will be on Ambulance time.**

1.3 DEE LIEUALLEN – COMMISSION ON CHILDREN & FAMILIES – COMMISSION FUNDING RECOMMENDATIONS; CONTRACT AMENDMENTS

Dee brought the contracts to be signed and one recommendation to fund up to \$2,500.00 to provide local training of elementary school staff, Paw Pals and possibly preschool and day care staff in a bullying prevention/conflict resolution program. She is meeting with the elementary staff later today to present three programs for them to choose from. \$1,816.00 will come from unallocated Children, Youth and Families funds and the remainder will be taken from Prevention funds.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve Commission on Children and Families program funding for local training up to \$2,500.00, as recommended by the Commission. Vote: unanimous.

Motion by Commissioner Burnet, second by Commissioner Smith, to approve and sign contract amendments as recommended by Commission on Children and Families. Vote: unanimous.

1.4 NANCY SIMPSON, TOM MCCOY – COORDINATED CARE ORGANIZATION (CCO) PRESENTATION & DISCUSSION

Nancy Simpson gave a presentation explaining the Coordinated Care Organization, and what Oregon's plans and goals are. She emphasized the importance of increased communication and coordination between CCOs. Forming a community advisory council was discussed. Commissioner Smith indicated that Sherman County has already begun this process and he will contact Nancy with the names of the council members. Also in attendance for this discussion/presentation was Tom McCoy, Dr. Judy Richardson, Rodney McDowell, Kevin Campbell, Susan Montgomery and Grant Simpson.

2.0 ACTION ITEMS

2.1 RAYMOND PHOTOMURAL PROPOSAL

The Court reviewed proposed arrangements for the Raymond photos. It was the **consensus of the court to hang 12 of the photos as recommended and place the 13th in another area of the Courthouse.** Judge Thompson told the Court that the brass cover from original boiler is in the basement and would like to see it displayed somewhere too; perhaps with the 13th photo. When the Granittos come to hang the photo Melva will ask them for suggestions about displaying the boiler cover.

Motion by Commissioner Smith, second by Commissioner Burnet, to authorize the expenditure of up to \$500 as proposed by Happy Hen Exhibit Services to install Raymond Photomurals in the Courthouse. Vote: unanimous.

2.2 LETTER OF ENGAGEMENT – LEGAL SERVICES

Motion by Commissioner Burnet, second by Commissioner Smith, to approve a Letter of Engagement with Schwabe, Williamson & Wyatt for legal services and authorizing County Counsel Will Carey to sign. Vote: unanimous.

2.3 CAMPAIGN DONATION REQUEST – TIM JOSI – NACO 2ND VICE PRESIDENT

Motion by Commissioner Smith, second by Commissioner Burnet, to authorize the expenditure of \$1,000.00 in support of the campaign of Tim Josi for NACO 2nd Vice President with funding to come from Education and Affiliation. Vote: unanimous.

2.4 COMMUNITY LOAN AGREEMENT

The Court reviewed the latest version of the agreement. Melva pointed out minor changes in #1 and #6. A letter from Finance Director Debbie Hayden indicating some concerns with numbers 3, 5, 6 and 7 of the agreement was included with the Commissioners' packets. The Commission felt that most of her concerns would come to pass once the program begins. Commissioner Burnet, however, did agree with Debbie on item #3 that a proper appraisal by an outside entity is needed. Melva will look into securing an independent appraiser.

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a Community Development Loan Agreement between Sherman County and Sherman Development League pending final approval of County Counsel and authorizing Judge Thompson to sign. Vote: unanimous.

2.5 BUDGET TRANSFERS & PAYMENT AUTHORIZATION

Motion by Commissioner Smith, second by Judge Thompson, to approve budget transfers and payment authorizations for a total of \$1,500,000.00 from SIP Community Service Fees and for a total of \$6,092,255.00 from SIP Additional Fees Fund. Vote: unanimous.

2.6 WASCO ANNEX – ENENERGY TRUST APPLICATION

Motion by Commissioner Smith, second by Judge Thompson, to approve an Energy Trust Application for a proposed Lighting Retrofit at the Wasco Annex for a total project cost of \$17,530 with an Energy Trust incentive of \$7,244 and authorizing Judge Thompson to sign additional documents for the project as needed. Vote: unanimous.

2.7 MULTIMODAL TRANSPORTATION PROGRAM PROJECT APPLICATION

Motion by Commissioner Smith, second by Commissioner Burnet, to approve a Multimodal Transportation Program Project Application to fund proposed High School Loop Road project and authorizing Judge Thompson to sign. Vote: unanimous.

2.8 LETTER OF SUPPORT – BIGGS INTERCHANGE AREA MANAGEMENT PLAN WAIVER

Motion by Commissioner Burnet, second by Commissioner Smith, to approve a letter of support for the Biggs Junction Interchange Project and for a waiver to perform a full Interchange Area Management Plan and authorizing Judge Thompson to sign. Vote: unanimous.

2.9 NORTHWEST CONTROL COMPANY – ESTIMATE –WASCO ANNEX

Motion by Commissioner Smith, second by Commissioner Burnet to authorize the expenditure of up to \$1,200.00 for repairs on the furnace controller at the Wasco Annex. Vote: unanimous.

3.0 DISCUSSION ITEMS

3.1 LETTER OF CONCERN RE: COMMUNITY DEVELOPMENT LOAN AGREEMENT

Reviewed letter. Will secure an independent appraiser. See 2.4.

3.2 COMMISSIONER REPORTS

Smith – NCPHD still working on separation process. Had a radio interview with Roger Nichols.

Thompson – Going through the chairs of AOC.

Burnet – Not sure that the new employee with the Area Agency on Aging was aware of the investigation by the state. AAA will remain with MCCOG, with some changes. Things are looking better.

4.0 CONSENT AGENDA

4.1 MINUTES OF NOVEMBER 21, 2012

Motion by Commissioner Burnet, second by Commissioner Smith, to approve the minutes of November 21, 2012, as presented. Vote: unanimous.

4.2 CLAIMS - NOVEMBER

Motion by Commissioner Burnet, second by Commissioner Smith, to approve the claims for November 2012. Vote: unanimous.

Adjourned at 12:45 pm.

THERE BEING NO FURTHER MATTERS AT ISSUE, COURT WAS ADJOURNED.

ATTEST:

Rita Wilson
DEPUTY CLERK

Harry R. Jones
COUNTY JUDGE

St. George
COUNTY COMMISSIONER

St. George
COUNTY COMMISSIONER