



Court Agenda

December 17, 2014

1.0 Appointment Schedule:

- 1.1** 9:00 a.m. Kayla von Borstel – Sherman County Area Watershed Council – Updated Council Bylaws
- 1.2** 9:30 a.m. Rod Asher – Weed District – Seasonal Weed Crew & Future of the Program
- 1.3** 10:00 a.m. Ron McDermid – Justice Court – Stairwell Project Update
- 1.4** 11:00 a.m. Michael Duncan/Georgia Macnab – ODOT/ Planning Director – Intergovernmental Agreement for Transportation System Plan Update
- 1.5** 11:30 a.m. Executive Session In Accordance with ORS 192.660 (2)(b)

Additions to Agenda:

2.0 Action Items:

- 2.1 Budget Transfers
- 2.2 Guaranty Agreement by Sherman County for the Benefit of Mid-Columbia Economic Development District
- 2.3 Resident Incentive Program – Letter of Appeal
- 2.4 Resident Incentive Program – Resident Complaint

3.0 Discussion Items:

- 3.1 Building Codes Report – Wasco Annex
- 3.2 State Fire Marshal Inspection and Compliance Orders – Extension Building
- 3.3 Sherman Wireless Internet Stats
- 3.4 Workforce Housing Construction Loan Program – Policies & Procedures
- 3.5 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of December 3, 2014
- 4.2 Revenue/Expenditure Summary – November
- 4.3 Treasurer’s Report – 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 CIRCUIT COURTROOM

December 17, 2014 9:03 AM

Present: Judge Gary Thompson, Mike Smith, Commissioner, Tom McCoy, Commissioner, Rita Wilson, Deputy Clerk.

Additions to Agenda: Biggs Service District Audit, County Vehicles, Department of Revenue

SUMMARY OF ACTIONS TAKEN:

Motion by McCoy, Second by Commissioner Smith to adopt the Updated Watershed Council Bylaws.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner McCoy, second by Commissioner Smith, to authorize the expenditure of up to \$22,684.80 for a two person seasonal weed crew for the period March through June of 2015 with funding to come from County Weed Control Fund.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion by Commissioner Smith, second by Commissioner McCoy, to approve an additional \$1,000.00 for Daryl Sieker for completion of his portion of the stairway update project not to exceed \$3,000.00.

Vote: 3-0
Yes: Smith, McCoy, Thompson
No: 0
Abstain: 0
Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy to have three additional sets of Courthouse blueprints reproduced and one digitized copy made, not to exceed \$200.00, to be taken from of Courthouse Repair and Improvement funds.

Vote: 3-0
Yes: Smith, McCoy, Thompson
No: 0
Abstain: 0
Motion carried.

Motion by Commissioner McCoy, second by Commissioner Smith, to approve Intergovernmental Agreement No. 30338 between the Oregon Department of Transportation and Sherman County for a comprehensive update to the Sherman County Transportation System Plan.

Vote: 3-0
Yes: Smith, McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize Budget Transfers from County General Fund in the amount of \$64,000.00, from Renewable Resources in the amount of \$20,400.00, from SIP Community Service Fees Fund in the amount of \$1,500,000.00 and from SIP Additional Fees Fund in the amount of \$6,698,259.00 as requested by Sherman County Finance Director.

Vote: 3-0
Yes: Smith, McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner Smith, second by Commissioner McCoy, to approve Guaranty Agreement by Sherman County for the benefit of Mid-Columbia Economic Development District (MCEDD) to guarantee payment of a loan from MCEDD to Sherman County Health District up to \$250,000.00.

Vote: 3-0
Yes: Smith, McCoy, Thompson
No: 0
Abstain: 0

Motion by Commissioner Smith, second by Commissioner McCoy, to deny the resident compensation appeal received from Ben Smith since there is no evidence an application for Resident Incentive Program was ever received.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to accept the Biggs Service District Audit for fiscal Year ending June 30, 2014.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the Minutes of December 3, 2014, Revenue/Expenditure Summary for November and the November Treasurer's Report as presented.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner McCoy, second by Commissioner Smith, to go into Executive Session in Accordance with ORS 192.660 (2) (h) Legal Rights.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

1.0 APPOINTMENT SCHEDULE

1.1 Kayla von Borstel – Sherman County Area Watershed Council – Updated Council Bylaws

Kayla presented the updated Sherman County Area Watershed Council Bylaws. Some of the changes in the document include: holding four business meetings a year (the second Tuesday of March, June, September and December) in addition to the annual meeting with Sherman Soil Water Conservation District; adding an education statement, implementing a conservation awareness program; and reducing the number of Directors.

Motion by McCoy, Second by Commissioner Smith to adopt the Updated Watershed Council Bylaws.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

1.2 Rod Asher – Weed District – Seasonal Weed Crew & Future of the Program

Rod gave handouts of the 2014 Seasonal Weed Crew hours break-down and the proposal for a two-person weed crew. His request is for \$22,684.80, the majority of which will be recovered through revenue from payments from private customers. Commissioner Smith asked about health insurance coverage and if the County is required to offer it to seasonal employees. Rod said he realizes health insurance would add substantially to the cost and he would have to adjust his rate to private customers to compensate for that increase. He has been approached by the City of Moro about the possibility of sharing an employee. This is an individual who held a temporary weed position this summer and has been hired by the City of Moro to work for them on a temporary (up to 600 hours per year) basis. Rod said this would be beneficial to him as it takes quite a bit of time to train new hires.

The Court told Rod that it appears this program is working well and want to see it continued.

Motion by Commissioner McCoy, second by Commissioner Smith, to authorize the expenditure of up to \$22,684.80 for a two person seasonal weed crew for the period March through June of 2015 with funding to come from County Weed Control Fund.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

1.3 Ron McDermid – Justice Court – Stairwell Project Update

The Court reviewed drawings of the stairwell update project, which consists of raising the railings on the second floor landing and down the stairs. Commissioner Smith requested that the dowels in the drawing be square rather than round as pictured. The Project Manual prepared by Darryl Sieker was reviewed and discussed. Ron said the determination has been made not to put the offer for bids in a publication because they are seeking applicants with a specific area of expertise. He and his crew and Darryl already have a list of six to ten entities that they will contact about submitting a quote. Commissioner Smith said that he is not comfortable not advertising the job and doing so would not preclude Ron and his crew from contacting people they think are qualified. Requests for bids will be advertised in the Times Journal. Bids are due by 2:00 pm Tuesday, January 13, and Ron will present the quotes at the January 21st County Court meeting. An additional \$1,000.00 was requested to enable Daryl to complete his portion of the upgrade project. Darryl Sieker provided a set of courthouse

blueprints and Ron requested that the Court approve having three additional sets printed as well as having one set digitized.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve an additional \$1,000.00 for Daryl Sieker for completion of the stairway update project not to exceed \$3,000.00.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy to have three additional sets of Courthouse blueprints reproduced and one digitized copy made, not to exceed \$200.00, to be taken from Courthouse Repair and Improvement funds.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

1.4 Michael Duncan/Georgia Macnab-ODOT/Planning Director – Intergovernmental Agreement for Transportation System Plan Update

Georgia introduced ODOT Project Manager Michael Duncan, from Bend. Updates are done about every fifteen years. The State's share of the project is \$99,980.00 and the county's cost in-kind contribution is \$11,443.00. Michael and Georgia will be developing a roster of people who are interested in attending the project advisory committee meetings.

Motion by Commissioner McCoy, second by Commissioner Smith, to approve Intergovernmental Agreement No. 30338 between the Oregon Department of Transportation and Sherman County for a comprehensive update to the Sherman County Transportation System Plan.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Judge Thompson said that there is going to be a bill introduced in the Legislature naming Sherman County as one of eight Oregon counties that can opt out of Long Range Land Use Planning because of declining population over the past 20 years. There will be much more discussion on this subject.

1.5 Executive Session in Accordance with ORRS 192.660 (2)(h) Legal Rights.

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

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

2.0 ACTION ITEMS

Budget Transfers

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize Budget Transfers from County General Fund in the amount of \$64,000.00, from Renewable Resources in the amount of \$20,400.00, from SIP Community Service Fees Fund in the amount of \$1,500,000.00 and from SIP Additional Fees Fund in the amount of \$6,698,259.00 as requested by Sherman County Finance Director.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

2.2 Guaranty Agreement by Sherman County for the Benefit of Mid-Columbia Economic Development District

Motion by Commissioner Smith, second by Commissioner McCoy, to approve Guaranty Agreement by Sherman County for the benefit of Mid-Columbia Economic Development District (MCEDD) to guarantee payment of a loan from MCEDD to Sherman County Health District up to \$250,000.00.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

2.3 Resident Incentive Program – Letter of Appeal

Motion by Commissioner Smith, second by Commissioner McCoy, to deny the resident compensation appeal received from Ben Smith since there is no evidence an application for Resident Incentive Program was ever received.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

2.4 Resident Incentive Program – Resident Complaint

The Court will ask County Legal Counsel for input concerning the eligibility of the complainant because of their unusual living situation.

2.5 Biggs Service District Audit for fiscal year ending June 2014.

Meeting as Biggs Service District Board of Directors.

The Biggs Service District audit document was reviewed.

Motion by Commissioner Smith, second by Commissioner McCoy, to accept the Biggs Service District Audit for fiscal Year ending June 30, 2014.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Out of Biggs Service District session.

3.0 DISCUSSION ITEMS

3.1 Building Codes Report – Wasco Annex

After reviewing the informal follow-up report prepared by Mark Van Voast, from Mid Columbia Building Codes Services, the Court decided to address some of the issues detailed in the report.

3.2 State Fire Marshal Inspection and Compliance Orders – Extension Building

The Court viewed the Inspection and Compliance Orders from the State Fire Marshal stating the doors from the large meeting room must swing in the direction of egress. The Court will contact DiLoreto Architects to get their opinion on the reported code violation. If they agree there is an infraction ask if they would take responsibility for the oversight and compensate for the cost of reinstalling the doors according to code.

3.3 Sherman Wireless Internet Stats

Reviewed latest statistics. Debbie Hayden has asked RTG for a more detailed accounting of their payment to the County. To date she has not heard from them. Commissioner Smith said he will talk to Jeff Kaser about the discontinuing rental bill for the Grass Valley tower site. They are still working on getting the equipment off the Moro elevator.

3.4 Workforce Housing Construction Loan Program - Policies & Procedures

Tabled for a later date.

3.5 Commissioner Reports

McCoy – Attended Senior Advisory Council meeting, Columbia Gorge CCO meeting in Hood River, Eastern Oregon CCO CAC meeting in Condon, SWCD annual meeting and Columbia Gorge Community College Welding Lab dedication. NORCOR meeting tomorrow.

Smith – There is an article in the December NACO News mentioning Sherman County's internet. The problem with the internet at the RV Park has been taken care of; it is an unlimited, wide-open connection and he will work directly with Jennifer to make sure she understands how it works. He and Tom have a meeting with the City of Wasco January 20 to discuss the Wasco Annex. GOHBI is going to pay the rental fee for Roger Whitley's Hot Yoga classes. Mark Corey will recommend the class for some of his Medicare patients so there is no fee to them. Talked to Cody Olsen about renting a room at the Wasco Annex for his insurance business. Commissioner McCoy feels that the Wasco City Council needs to be asked their feelings about taking a business out of the downtown area before any arrangements are made with Cody. Had quarterly MCEDD full board meeting; still looking at having Gilliam and Wheeler Counties come onto that board. Center for Living just took over the Windermere building on 3rd street so now they can separate adult and juvenile mental health facilities. MCCOG meeting yesterday and Public Health is presenting to the Wasco County Commission today the value of public health.

Thompson – Went to Frontier Digital and Frontier Telnet meeting and discussed how they are going to handle the money coming from the state. It will be put on the "backside" of the loan from Pinnacle, thus reducing the term of the loan. Attended the dedication of the Welding Lab at Columbia Gorge Community College. HUB development is moving forward. Regional Solutions meeting Friday at the Burnet building.

3.6 County Vehicles

Commissioner Smith said that we have had a long standing request from Frontier Regional Emergency Dispatch that if we were to ever surplus a vehicle they would like to know. He noted that the Dodge Stratus is 11 years old and believes it is time to start looking for replacement. Judge Thompson said that there is money in the County Vehicle fund for a new vehicle. They will explore options and get some bids.

3.7 Department of Revenue

The Department of Revenue revalued the property of PATU Windfarm and Sherman County now owes PATU in excess of \$80,000.00.

4.0 CONSENT AGENDA

4.1 Minutes December 3, 2014

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the Minutes of December 3, 2014, Revenue/Expenditure Summary for November and the November Treasurer's Report as presented.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

4.2 Revenue/Expenditure Summary – November

4.3 Treasurer's Report – November

Motion by Commissioner McCoy, second by Commissioner Smith, to go into Executive Session in Accordance with ORS 192.660 (2) (h) Legal Rights.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

5.0 FUTURE AGENDA ITEMS:

THERE BEING NO FURTHER MATTERS AT ISSUE, COURT WAS ADJOURNED AT 1:40 pm.

Gary Thompson, Sherman County Judge

ATTEST: Rita Wilson
Rita Wilson, Deputy Clerk

Mike Smith, Sherman County Commissioner

Tom McCoy, Sherman County Commissioner