



Court Agenda

April 2, 2014

1.0 Appointment Schedule:

- 1.1** 9:00 a.m. Compensation Board – Finalize Compensation Requests
- 1.2** 9:15 a.m. Theresa Olsen – Prevention Coordinator – Quarterly Report
- 1.3** 9:30 a.m. Shawn Payne – Emergency Services Director – Quarterly Report; Ambulance Bylaws - Updates
- 1.4** 10:00 a.m. Joel Madsen, Lisa Drayton, Ruby Mason – Mid-Columbia Housing Authority – Wasco Senior Housing Pre-Application Development Update
- 1.5** 11:00 a.m. Carol Benkosky – BLM District Manager – BLM Updates
- 1.6** 11:30 a.m. Georgia Macnab – Planning Director – Quarterly Report
- 1.7** 1:30 p.m. Patti Fields – Museum Director – Quarterly Report
- 1.8** 2:00 p.m. Biggs Service District Board – ODOT – Potential Development Funding

Additions to Agenda:

2.0 Action Items:

- 2.1 Sherman County Equipment Use Agreement – Tables, Chairs & Trailer
- 2.2 Resolution – Authorizing Grant Application to Oregon Parks & Recreation for Mack's to Mouth Trail Project
- 2.3 Order Directing Sale of Real Property Acquired by Sherman County
- 2.4 Eastern Oregon Healthcare Transformation Project Grant Application
- 2.5 2014 Oregon Welcome Center Brochure Program
- 2.6 Day Wireless Warranty for Digital Switch – Authorize Payment
- 2.7 Amendment of AOC Dues for Veterans Support

3.0 Discussion Items:

- 3.1 Ordinance Re: Medical Marijuana Dispensing Facilities – Public Hearing Scheduled
- 3.2 RV Park Restrooms - Water Pooling Issue
- 3.3 Courthouse Grounds Landscaping Project – Update
- 3.4 ECONorthwest Report Re: Wind Farm Assessment Methodology
- 3.5 Wasco Annex Master Plan – Next Steps
- 3.6 Commissioner Reports

4.0 Consent Agenda:

- 4.1 Minutes of March 19, 2014
- 4.2 Claims – March

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

April 2, 2014 9:00am

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

Additions to Agenda:

- 2.4 Eastern Oregon Healthcare Transformation Project Grant Application
- 2.5 2014 Oregon Welcome Center Brochure Program
- 2.6 Day Wireless Warranty for Digital Switch – Authorize Payment
- 2.7 Amendment of AOC Dues for Veterans Support
- 2.8 2014 Fund Exchange Agreement for Repairs on Lone Rock Road

SUMMARY OF ACTIONS TAKEN:

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the following employee step increases: move Burgett to Step D, DeHaven to Step F, Hall to Step F as Deputy, Hunt to Step F contingent on department budget, Corey to Step F at Classification 0.65 with 1.0 FTE, Davis to Step F, T. Macnab Step E, J. Payne to Step G, Cathy Brown to Step F, Owens to Step F, Wilson to Step F, Cindy Brown to Step G as 4-H Coordinator, Paul to Step D, Byram to Step D, Hall to Step B as Marine Deputy, Cindy Brown to Step E as Extension Sec., Poirier to Step E.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve payment of \$200/month for period September 2013 through June 2014 to Amber DeGrange as compensation for additional Early Learning Hub duties with funds to come from Early Learning Council Service Continuity funds.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to not approve the creation of a new position for a full time Fair Manager.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the updated Sherman County Ambulance Service Bylaws as presented.

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

Motion by Commissioner McCoy, second by Commissioner Smith to appoint Jaclyn McCurdy, Biggs Service District Budget Officer, and Gary Thompson, Mike Smith and Tom McCoy to Budget Committee.

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

Motion by Commissioner McCoy, second by Commissioner Smith, to approve Sherman County Equipment Use Agreement for the use of tables, chairs and trailer as presented.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve a resolution in the matter of authorizing Sherman County to apply for a Local Government Grant from the Oregon Parks and Recreation Department for planning the Mack's to Mouth Trail and authorizing Judge Thompson to sign the application.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve an Order Directing the Sale of Real Property acquired by Sherman County and setting the minimum price at \$25,000.00.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner McCoy, second Commissioner Smith to approve application for Eastern Oregon Healthcare Transformation Project grant and authorizing Judge Thompson to sign.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$200.00 for the 2014 Oregon Welcome Center Brochure Program.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$20,000.00 for Sherman County's share of costs for Day Wireless Warranty of the Digital Switch owned by Frontier Digital Network.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$70.50 as an addendum to 2014 AOC dues in support of providing dedicated staff for work on veterans' issue

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$12,300 for part 1 of the master plan fees for the Wasco Annex property as proposed by DiLoreto Architecture.

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 March 19, 2014, as presented.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the claims for March as presented.

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

1.0 APPOINTMENT SCHEDULE

1.1 Compensation Board – Finalize

The Court reviewed the list of recommended step increases.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the following employee step increases: move Burgett to Step D, DeHaven to Step F, Hall to Step F as Deputy, Hunt to Step F contingent on department budget, Corey to Step F at Classification 0.65 with 1.0 FTE, Davis to Step F, T. Macnab Step E, J. Payne to Step G, Cathy Brown to Step F, Owens to Step F, Wilson to Step F, Cindy Brown to Step G as 4-H Coordinator, Paul to Step D, Byram to Step D, Hall to Step B as Marine Deputy, Cindy Brown to Step E as Extension Sec., Poirier to Step E.

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

Motion by Commissioner Smith, second by Commissioner McCoy, to approve payment of \$200/month for period September 2013 through June 2014 to Amber DeGrange as compensation for additional Early Learning Hub duties with funds to come from Early Learning Council Service Continuity funds.

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

Abstain: 0

Motion carried.

Motion by Commissioner Smith, second by Commissioner McCoy, to not approve the creation of a new position for a full time Fair Manager.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Out of Compensation Board

1.2 Theresa Olsen – Prevention Coordinator – Quarterly Report

Theresa reported to the Court that the Sherman County CAC is working on two Eastern Oregon Healthcare Grants and the Community Health Improvement Plan. Paw Pals gave the Sherman Elementary classified staff tokens of appreciation. She attended the Haven Healthy Teen Relationship Summit in The Dalles. Eighty-two students are participating in "The Pack" this year. An average of 28 students are participating in daily intramural activities. The Missoula Children's Theatre returned to Sherman County for its 13th year. Forty-seven kindergarten – 12th grade students took part in this year's production. Planning has begun for the Class of 2014 Drug & Alcohol Free Graduation Party. Theresa participated in an assessment of tri-county area retail stores observing tobacco product sales practices.

1.3 Shawn Payne – Emergency Services Director – Quarterly Report; Ambulance Bylaws – Updates

The Court was given the handout of Shawn's quarterly activity report.

Reviewed the Sherman County Ambulance updated bylaws, which have been approved by the Ambulance Board. Ten changes/additions/deletions were noted. Judge Thompson asked if where patients were transported would be affected by CCO's. Shawn said that the ambulance uses MCMC as its primary receiving facility because it is closest; therefore the ambulance can be back in service faster after a run and EMS personnel is being paid \$12/hour so the runs need to be as timely as possible. She said the ambulance has gone to other hospitals in the past, but rarely, and under unique circumstances.

The Rufus ambulance situation was discussed. Shawn said that a variance is being requested from the Oregon Health Authority to use the ambulance as a quick response unit in the Rufus area. There are several steps to go through to accomplish this, but the process has begun.

Commissioner McCoy asked about inappropriate use of the ambulance in regard to patients whose situations do not require emergency transport. Shawn confirmed that there is a certain amount of abuse of the system. Commissioner McCoy suggested a letter to consumers pointing out the cost of emergency care vs. a visit to a primary care provider. Commissioner Smith added that we could also inform consumers that transportation is available through the County.

The Sherman County Reach & Treat Unit will be housed at the North Sherman fire hall. The Extension Office gave EMS a generator on permanent loan.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the updated Sherman County Ambulance Service Bylaws as presented.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

1.4 Joel Madsen, Lisa Drayton, Ruby Mason – Mid-Columbia Housing Authority – Wasco Senior Housing Pre-Application Development Update

Ruby and Joel asked the Court if, at this point, they move forward with the proposed senior housing project or has the vision changed. Judge Thompson told them that the Court has to make the decision to either put a huge amount of money into the old building or tear it down and start anew. He said that at present it's the Court's wish to put the project on hold. Ruby said that community center involving other services such as library, health care, fitness, meals would be a good candidate for a Community Development Block Grant and Mid Columbia housing could help with getting CDBG funding. Lisa Drayton has provided a market and feasibility studies. This information is still relevant and the findings can be used at a later date. Lisa agreed that it makes sense to take a coordinated approach to the property.

Commissioner Smith said the Court is interested in developing workforce housing on other property owned by the County and asked the group what they would suggest to get started. Ruby said to get a non profit partner; Joel noted the need to keep in mind the cost of managing such properties. Lisa will look at the property in Moro and give the Court her ideas on developing it.

1.5 Carol Benkosky - BLM District Manager – BLM updates

Dan Ridenour, Fire Management Officer and Chip Faver, Resource Manager for Central Oregon Resource Area were with Carol. Chip updated the Court on the John Day Basin Proposed Resource Management Plan. He also talked about the John Day River fee proposal which is being implemented to create revenue to help keep launch sites and river campsites clean. This plan for Service Creek to Tumwater will, hopefully, be put into place next year. Commissioner Smith asked about the problem of river pass hoarding. Chip said that the Common Pool

program will put everyone in the same pool, disallowing hoarding, but until it is launched it will continue to be unlimited passes. Cottonwood Canyon State Park was discussed. The proposed Mack's to the Mouth, Mack's Canyon boat ramp, the Maupin Section Foremen's house, Bravo Bentonite application in the Clarno area, and South Junction were also discussed.

Dan Ridenour told the court that Mutual Aid Agreements with Wasco, Sherman and Wheeler Counties rural fire agencies are currently being reviewed for renewal. He was asked his thoughts about private landowners going onto BLM land to suppress a fire before BLM could get there. He said that when BLM goes onto Wilderness Study Area (along the John Day River) land to suppress a fire they have to use non motorized, non mechanized means or the "minimum tool" necessary for that situation. Commissioner Smith asked about a situation where a fire is on BLM jurisdiction, moving toward private land. Can that private landowner go onto BLM land and put out the fire? Dan said that under Oregon law private landowners have the right to protect their property.

1.6 Georgia Macnab – Planning Director – Quarterly Report

Georgia reported that the communications system at Cottonwood Canyon State Park is not yet working. State Parks is in violation of their application, permit, Conditional Use Permit and their contract with EMS. She is going down next week and talk with them about it. The issue with the memorial for the Michael Simantel is being resolved.

Concerns at the EFSC meeting about wind turbines from the Brush Canyon project being visible for the National Park in Fossil were brought up, as well as roads and wildlife issues. Other activities were: ONDA meeting with landowners concerning wildlands designation; met with Golden Hills developer, they are trying to sell the project. The road vacation for Jim Stroud was discussed. Jim and Charley Brown need to work out an easement agreement and once it is in place the County will prepare a Quit Claim Deed for the property,

Commissioner Smith asked about dividing 160 acres into 40 acre EFU's. Georgia said that you have to have 80 acres of crop land. You could create two non farm parcels on 160 acres, but no more.

1.7 Patti Fields – Museum Director – Quarterly Report

Patti handed out information showing Museum visitor count for May through December 2013 as well as past years' totals, where the guests were from, how they heard about the Sherman County Museum and some comments from the guest book. Commissioner McCoy pointed out that visitors were half of what they were ten years ago. Patti said that she feels that some of this is due to the fact that only guests who have come in specifically to visit the Museum are asked to sign the guest book, where in the past anyone who entered the lobby was asked to sign. The Museum joined up with Travel Oregon put an ad in Ritz Hospitality and the Jr/Sr High School athletic programs. They joined The

Dalles Chamber of Commerce and became part of The Charmed Trail, which drew in visitors. The Oregon Blue Book has an online museum exhibit which will be in the book as well. The Board of Trustees and Director take professional development field trips every month and are developing some good relationships with other museums.

A breakdown of County funds used for the Museum Operational Expenses was presented. Commissioner Smith asked about future funding since this is the 3rd year of a five year commitment from the County. Patti said that Board of Trustees is focusing on goals and future projects and funding for them.

1.8 Biggs Service District Board – ODOT- Potential Development Funding

Jaclyn McCurdy, Brad DeHart and Gary Farnsworth present.

Meeting as Biggs Service District.

Motion by Commissioner McCoy, second by Commissioner Smith to appoint Jaclyn McCurdy, Biggs Service District Budget Officer, and Gary Thompson, Mike Smith and Tom McCoy to Budget Committee.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

Brad DeHart and Gary Farnsworth presented information regarding a truck parking facility at Biggs Junction. There are funds remaining from the Biggs Interchange Project that was funded through Jobs and Transportation Act in 2009 that they are proposing to apply toward a truck parking facility. Information was given to the Court showing the background, proposal, action plan and preliminary cost target of the project. Gary told the Court that the money left from the Biggs Interchange Project has to, by law, be spent at Biggs Junction. ODOT is interested in this project because it would support the trucking industry, as well as meld into the Biggs Interchange Project by helping traffic move and circulate in and around Biggs Junction. The Office of Innovative Partnerships is very interested in a project like this. Oregon Experience is also interested. Brad said that some level of development is necessary; the scope of that development would impact of the cost of the project. The \$1.8 million that is presented here is based upon an estimate to purchase a piece of property and do some on the ground improvements, project development costs and costs associated with upgrading or getting utilities there.

There are numerous details to be worked out. The acquisition of the property needs to be decided. Are there opportunities for existing business to improve their investment? The water situation in Biggs is a concern.

Brad will present the idea at the LJDACT meeting April 7th.

The well situation in Biggs Junction was discussed. Jaclyn had a map showing the wells in the area. She will send a letter to the well owners in Biggs asking their opinions and suggestions about improvements.

Biggs Service District meeting ended at 3:30 pm.

2.0 ACTION ITEMS

2.1 Sherman County Equipment Use Agreement – Tables, Chairs & Trailer

Melva will check on insurance issues regarding loaning out County property.

Motion by Commissioner McCoy, second by Commissioner Smith, to approve Sherman County Equipment Use Agreement for the use of tables, chairs and trailer as presented.

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

2.2 Resolution – Authorizing Grant Application to Oregon Parks & Recreation for Mack's to Mouth Trail Project.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve a resolution in the matter of authorizing Sherman County to apply for a Local Government Grant from the Oregon Parks and Recreation Department for planning the Mack's to Mouth Trail and authorizing Judge Thompson to sign the application.

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

2.3 Order Directing Sale of Real Property Acquired by Sherman County

Will give Roger a key and have him show the property to interested parties.

Motion by Commissioner Smith, second by Commissioner McCoy, to approve an Order Directing the Sale of Real Property acquired by Sherman County and setting the minimum price at \$25,000.00.

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

Abstain: 0

Motion Carried.

2.4 Eastern Oregon Healthcare Transformation Project Grant Application

Motion by Commissioner McCoy, second Commissioner Smith to approve application for Eastern Oregon Healthcare Transformation Project grant and authorizing Judge Thompson to sign.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion Carried.

2.5 2014 Oregon Welcome Center Brochure Program

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$200.00 for the 2014 Oregon Welcome Center Brochure Program.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion Carried.

2.6 Day Wireless Warranty for Digital Switch – Authorize Payment

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$20,000.00 for Sherman County's share of costs for Day Wireless Warranty of the Digital Switch owned by Frontier Digital Network.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion Carried.

2.7 Amendment of AOC Dues for Veterans Support

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$70.50 as an addendum to 2014 AOC dues in support of providing dedicated staff for work on veterans' issue

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion Carried.

3.0 DISCUSSION ITEMS

3.1 Ordinance Re: Medical Marijuana Dispensing Facilities – Public Hearing Scheduled

Ordinance was prepared by County Counsel. Notices have been published. Public hearing scheduled for April 16, 2014 at 1:00 pm.

3.2 RV Park Restrooms – Water Pooling Issue

Melva will contact Ken DeGrange to see if he has a solution to this ongoing problem and ask him to submit a proposal.

3.3 Courthouse Grounds Landscaping Project - Update

FLI will be here next week to begin landscaping.

3.4 ECONorthwest Report Re: Wind Farm Assessment Methodology

The Court felt the report was very well prepared. Commissioner McCoy asked if the other Commissioners had any objections of him sending a copy of this report to Don Coats. They did not.

3.5 Wasco Annex Master Plan – Next Steps

The Court recommended funding part 1 of the proposal.

Motion by Commissioner Smith, second by Commissioner McCoy, to authorize the expenditure of \$12,300 for part 1 of the master plan fees for the Wasco Annex property as proposed by DiLoreto Architecture.

Vote: 3-0

Yes: Smith, McCoy, Thompson

No: 0

Abstain: 0

Motion carried.

3.6 Commissioner Reports

Smith – Very busy; Two to three new jobs listed on MCCOG website for transportation dispatching.

McCoy – Talked with Jim Weed concerning NORCOR budget. Sherman County will have a 15% increase again while the other counties are going down by reducing their usage. He is willing to take on the system because it is giving all the wrong incentives to law enforcement. He would like to wait until the bond is up next year, which would be a good time work on this. He and Judge Thompson met with South Sherman Fire District about their wanting \$500,000.00 for three consecutive years for a new fire hall.

Thompson – Attended a meeting in California and learned how to sell renewable energy: Community Choice Aggregation. They don't sell to big companies but to Community Choice. They sell 50% renewable and 50% mixed energy, which goes through public utility lines to community choice. Middle Fork Irrigation District out of Hood River and One Energy out of Klickitat County are two entities that are presently selling to them.

3.7 Transportation & Insurance Issue

Commissioner Smith reported that the Sherman Public/School Library got funds for child safety seats for use when transporting children. At this time Community Transit drivers are not allowed to put the children in their seats. Someone other than a driver would have to do this. There is training available, but that doesn't seem to be the main problem. It is reported to be an issue with the County's insurance. It was the consensus to work with insurance and Community Transit to be able to provide the service of transporting children.

4.0 CONSENT AGENDA

4.1 Minutes March 19, 2014

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the Minutes of March 19, 2014, as presented.

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

4.2 Claims - March

Motion by Commissioner Smith, second by Commissioner McCoy, to approve the claims for March as presented.

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
4:10 pm.

ATTEST: Rita Wilson
Rita Wilson, Deputy Clerk

Gary Thompson
Gary Thompson, Sherman County Judge

Tom McCoy
Tom McCoy, Sherman County Commissioner

Mike Smith
Mike Smith, Sherman County Commissioner