

**Morrow County Board of Commissioners Meeting Minutes**  
**June 2, 2021**  
**Bartholomew Building Upper Conference Room**  
**Heppner, Oregon**

**Present In-Person**

Chair Don Russell, Commissioner Jim Doherty, Commissioner Melissa Lindsay, Darrell J. Green, Roberta Lutcher, Tamra Mabbott, Justin Nelson, Melissa Ross

**Present Via Zoom**

Staff: Stephanie Case, SaBrina Bailey Cave, Mike Gorman, Eric Imes, Crystal Jaeger, Matt Kenny, Sandi Pointer, Matt Scrivner, Linda Skendzel, Heidi Turrell; Non-Staff: Sheryll Bates, Debbie Pedro, Karen Pettigrew, David Sykes

**Call to Order, Pledge of Allegiance & Roll Call:** 9:00 a.m.

**City & Citizen Comments:**

Joe McElligott

Jim Kirkpatrick

Mr. Kirkpatrick said he and Mr. McElligott needed a cattle guard moved on the 21 Road near the OHV Park, but Public Works can't do so until after the paving season in the fall. In the interim, they were requesting a 30' temporary fence in the County right-of-way (ROW). He explained they already installed the fence but the neighbor removed it.

Mr. McElligott said Public Works Director Matt Scrivner and Commissioner Doherty looked at the area last week and it was suggested they ask the Board for a permit to build a temporary fence in the County ROW. He said he wanted confirmation of a permit to put a temporary fence in the ROW and wanted to know what the back-up plan would be if the neighbor removed the fence again and who would support keeping the fence there.

During the discussion, County Counsel Justin Nelson asked if there had been any communication to the neighboring landowner prior to Mr. Kirkpatrick and Mr. McElligott installing the fence. After hearing there hadn't been, he said that should be the first step and, in the meantime, he would review the easements there.

Commissioner Lindsay expressed some concerns about the County permitting a fence in the ROW and the future consequences of doing so. She stressed the need to go through the appropriate notification process to landowners when fencing off their property. In addition, she asked Mr. Nelson to verify if the installation of a fence in the County's ROW was the proper use of a ROW.

As the discussion concluded, Chair Russell summarized by saying the Board was giving the Public Works Director permission to consider issuing the permit today and if he does so, he has the support of the Commissioners with communication to the landowner that it's a temporary fence until the cattle guard can be relocated to a more suitable position.

**Open Agenda**

Administrator Darrell Green said he just received an amendment to the contract between the County and the State that passes funds to Community Counseling Solutions. The State changed

to a “DocuSign” process and listed the Administrator as the signer. He asked the Board if they approved of the change and if the amendment could be added to the agenda since he would be away from the office for a week. It was agreed to add it as the last Business Item and in the future to list amendments in the Consent Calendar as a way to keep the Board informed.

### **Consent Calendar**

*Commissioner Doherty moved to approve the following items in the Consent Calendar:*

1. *Accounts Payable and Payroll Payables*
2. *Minutes: April 28<sup>th</sup>*
3. *Revised Purchase of Supplies Contracts with Granite Construction and American Rock for Hot Mix Asphalt; and authorize the Public Works Director to sign on behalf of the County*
4. *Amendment to the Contract with Community Counseling Solution, Inc. for Community Developmental Disabilities Services; extending the contract 90 days from June 30, 2021*

*Commissioner Lindsay seconded. Unanimous approval.*

### **Legislative Updates**

Planning Director Tamra Mabbott said House Bill 2520 was on its way to being approved. She said it directs the Department of Land Conservation and Development to promulgate Administrative Rules to allow a county to justify an exception to Land Use Planning Goals for siting a renewable energy project on farmland. She said it gives counties the first position, rather than another agency.

### **Business Items**

Second Reading & Adoption: Ordinance No. ORD-2021-4 – Code Enforcement Update  
Stephanie Case, Planner II

Ms. Case provided the Second Reading by title: “An Ordinance Adopting an Update to the Morrow County Code Enforcement Ordinance, Adding Compliance with Zoning and Subdivision Ordinances and Addressing Vehicle Nuisance Storage. This Action Repeals and Replaces Ordinance ORD-2019-4.”

*Commissioner Doherty moved to adopt Ordinance No. ORD-2021-4: An Ordinance Adopting an Update to the Morrow County Code Enforcement Ordinance, Adding Compliance with Zoning and Subdivision Ordinances and Addressing Vehicle Nuisance Storage. This Action Repeals and Replaces Ordinance ORD-2019-4, with the emergency clause to make it effective July 5, 2021. Commissioner Lindsay seconded. Unanimous approval.*

Contract with Community Counseling Solutions, Inc. to Provide Community Mental Health, Alcohol, Drug Abuse and Gambling Services

Darrell Green, Administrator

Mr. Green said the contract with CCS reflects the language and terms in the intergovernmental agreement between the County and Oregon Health Authority (#166052).

*Commissioner Doherty moved to approve the contract between Morrow County and Community Counseling Solutions, Inc. for Mental Health and Addiction Services; effective July 1, 2021 to December 31, 2021. Commissioner Lindsay seconded. Unanimous approval.*

Memorandum of Understanding (MOU) between the Boardman Senior Center and The Loop  
Darrell Green, Administrator

Mr. Green said the MOU clarifies how the Boardman bus barn facility can be used. Brief discussion.

*Commissioner Doherty moved to approve the Memorandum of Understanding, Boardman Bus Barn, between the Boardman Senior Center and Morrow County/The Loop. Commissioner Lindsay seconded. Discussion: Commissioner Doherty asked what was being done to “get our arms around” the County’s numerous contracts, agreements, MOUs, etc. Mr. Green said meetings with staff are continuing on the process for the 400+ contracts to ensure they’re reviewed and come through the County. Unanimous approval.*

Order No. OR-2021-10: Extending Order Declaring a Local State of Emergency – COVID-19  
Justin Nelson, County Counsel

Mr. Nelson asked the Commissioners what end date they preferred.

Commissioner Lindsay said from last week’s meeting with the Governor’s Office, she learned Gov. Brown was leaning toward removing the Executive Orders at the end of June but continuing the Emergency Order for another 60 days. Commissioner Lindsay suggested the County extend until July 9<sup>th</sup> to allow time to know what the Governor’s Office will do. She added there was concern that July 4<sup>th</sup> celebrations might become super-spreader events that could potentially impact schools.

*Commissioner Lindsay moved to approve Order No. OR-2021-10: An Order Declaring a Local State of Emergency, Extending Order No. OR-2020-6; and extend the Order to July 9, 2021. Commissioner Doherty seconded. Discussion: Commissioner Doherty said he would be a “no” vote and wanted the Order to expire. Commissioner Lindsay said she was concerned about the dollars. The County learned that by not declaring a disaster following the Boardman wind event, that it impacted the ability to receive disaster funding, she stated. Vote: Aye: Chair Russell and Commissioner Lindsay. Nay: Commissioner Doherty. Motion carried.*

Emergency Operations Center Update

- Some COVID funds have to be expended by June 30<sup>th</sup> so the members of the EOC Team have been looking into options but purchases have to be related to contact tracing.

Building Project Updates

- Sheriff Station 2 – Roof is going on, inside walls are being built. Scheduled to be completed in six weeks.
- Morrow County Government Center – Things are going according to schedule and there aren’t any concerns about major delays. A lot of the interior work is being done, including plumbing and electrical work. Project remains on time and on budget.

**Break:** 10:05-10:22 a.m.

**Business Items, continued**

Second Amendment to OHA 2021 IGA #166052 for the Financing of Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling Services

*Commissioner Lindsay moved to approve the Second Amendment to OHA IGA #166052 and authorize the Administrator to DocuSign the agreement. Commissioner Doherty seconded. Unanimous approval.*

**Department Reports**

- The Administrator's Monthly Report was reviewed by Mr. Green
- The Sheriff's Office Monthly Report was reviewed by Administrative Lieutenant Melissa Ross

**Correspondence**

- Information from Mr. Nelson regarding face coverings in Circuit Court facilities

**Commissioner Reports**

Brief comments were made by the Commissioners.

**10:39 a.m. Executive Session:** Pursuant to ORS 192.660(2)(e) – To conduct deliberations with persons designated by the governing body to negotiate real property transactions

**11:16 a.m. Closed Executive Session**

**Signing of documents**

**Adjourned:** 11:25 a.m.