

**Morrow County Court
October 28, 2015
Heppner, Oregon
Heppner City Hall Conference Room**

Present

Judge Terry Tallman
Commissioner Leann Rea
Karen Wolff, Personnel Director
Justin Nelson, County Counsel/District Attorney
Rick Worden, Finance Department Director

Excused

Commissioner Don Russell
Roberta Lutchter, Court Executive Assistant

Audience

Greg Sweek, Heppner

Judge Tallman called the meeting to order at 9:00 a.m. and the pledge of allegiance was recited.

City and Citizen Comments – Ione/Lexington

No comments

Open Agenda

Ms. Wolff said there are several additions under New Business.

New Business

Special Transportation Fund (STF) Advisory Committee Appointments

Anita Pranger, STF Coordinator

Ms. Pranger said Citlali Pacheco asked to be removed from the committee, and Karen Pettigrew, Boardman, would like to serve the remainder of that term.

Commissioner Rea moved to appoint Karen Pettigrew to the STF Advisory Committee, who will complete the existing term of Citlali Pacheco, which expires December 31, 2015. Judge Tallman seconded. Unanimous approval.

STF Vehicle Purchasing Pre-Authorization Requests

Ms. Pranger explained funding for the proposed vehicles will come from the Special Transportation Vehicle Replacement Fund, which has \$150,000 available.

Commissioner Rea moved to approve the Purchasing Pre-Authorization Request from Special Transportation for a 2016 Grand Caravan (\$26,500), to be used for general transportation needs primarily in the south end of the County; and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Commissioner Rea moved to approve the Purchasing Pre-Authorization Request from Special Transportation for a 2016 Grand Caravan (\$22,500), to replace a vehicle currently used in the north end of the County; and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Public Transit Division Agreement No. 30794

Ms. Pranger reviewed the history of the funds associated with this contract, which had been withheld pending completion of the audit's seven Critical Findings. All of the Critical Findings have been satisfied and this agreement with Oregon Department of Transportation (ODOT) is ready to be signed, she added.

Commissioner Rea moved to approve the 2015-2017 Public Transit Division, ODOT, Agreement No. 30794, total biennial amount: \$221,332; and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Public Transit Division Agreement No. 30785

According to Ms. Pranger, this agreement relates to Federal 5310 Grant funds for contracted services, mobility management, maintenance, etc. She said she plans to acquire a 14 passenger bus with these funds, replacing a 26 passenger bus. The group discussed disbursement options for the 26 passenger bus, which included selling it to other in-county agencies or perhaps, agencies in neighboring counties.

Commissioner Rea moved to approve 2015-2017 Public Transit Division, ODOT, Agreement No. 30785, total biennial amount: \$137,753 (grant amount - \$123,606, local match - \$14,147); and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Ms. Pranger said she would like to surplus the 20 passenger bus stationed in Heppner. She said the trend is to use smaller passenger vans, so the bus has not seen much use. In addition, it is difficult to find volunteer drivers of the bus since they are required to have a CDL (commercial driver's license) with a passenger endorsement.

Commissioner Rea moved to approve the surplus of the 20 passenger bus currently located in Heppner, 2005 Ford E450 Champion Challenger, Vehicle Identification Number 1FDXE45S65HA40167, mileage: 117,315. Judge Tallman seconded. Unanimous approval.

District Attorney Office – Replacement Copier

Justin Nelson, District Attorney/County Counsel

Mr. Nelson said the lease is up on the current copier and then reviewed various options for the Commissioners.

Commissioner Rea moved to approve the District Attorney's Office replacing the copier currently in use. Judge Tallman seconded. Unanimous approval.

District Attorney's Office Purchasing Pre-Authorization Request

Mr. Nelson said file cabinets and shelving are needed in the area of the Courthouse which now houses the Child Support Enforcement Office.

Commissioner Rea moved to approve the Purchasing Pre-Authorization Request from the District Attorney's Office for file cabinets and shelving, in the amount of \$1,861.90; and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Miscellaneous

- Mr. Nelson asked if any of his offices (District Attorney Office, Child Support Enforcement, or Victim/Witness Assistance) were due for replacement flooring, according to the priority list. After discussion, Mr. Nelson was asked to contact Public Works since they compiled a priority list of projects for the Courthouse.
- Mr. Nelson said personnel with the State of Oregon who deal with grant funding for Victim/Witness Assistance indicated Morrow County should consider hiring a part time person in that office. Mr. Nelson said grant funds are available and he then listed some of his concerns. The conversation turned to the idea of contracting someone to help with grant reporting and statistics. Mr. Nelson said he would inform the Court of any new developments.

Amendment #1 to Oregon Health Authority (OHA) Agreement #148023 – Public Health Emergency Preparedness Program (PHEP), Ebola Supplement 2

Commissioner Rea moved to approve Amendment #1 to OHA 2015-2017 Intergovernmental Agreement (IGA) for the Financing of Public Health Services, Agreement #148023, which includes an additional \$7,094 for Ebola Supplement 2, and \$66,352 for PHEP Fiscal Year July 1, 2015 – June 30, 2016; and authorize Judge Tallman to sign on behalf of the County. Judge Tallman seconded. Unanimous approval.

Court Calendar/Miscellaneous

- The meeting on November 4th will be held in Boardman, not Heppner as per the usual rotation.
- The meeting the week of November 9th will take place on Thursday instead of Wednesday, due to the Veteran's Day holiday.
- An invoice in the amount of \$7,058.60 was received from Columbia Development Authority and will be processed through next week's Accounts Payable, unless there are any objections, stated Ms. Wolff. The Commissioners had no objections.

Morrow County Wolf Depredation Advisory Committee Appointments

Judge Tallman moved to approve the following appointments to the Morrow County Wolf Depredation Advisory Committee:

1. *Cam Sweeney, representing Business Interests*
2. *Dean Robinson, representing Wolf Conservation*

With both terms to be January 1, 2016 – December 31, 2019. Commissioner Rea seconded. Unanimous approval.

Letter from AFSCME Local 2479 Requesting Labor Management Meeting

Ms. Wolff said the letter offered three possible dates for a meeting with the Court to discuss items such as new employee positions, notifications and communications. She said the County's labor counsel should attend the meeting, and she will continue to coordinate a date that will work for everyone.

Old Business

Bartholomew Building Move-In Update

- Ms. Wolff reported Lancaster Logistics has been doing a great job with the systems furniture for the building. They have retrieved the necessary pieces from storage and assembled the furnishings in the appropriate offices.
- Public Health Department will be the first department moved to the building on Monday, November 2nd.
- The moving company representatives told Ms. Wolff they were pleased the packing was done in advance by County employees. They relayed this is not always the case with moves.
- Ms. Wolff asked for policy direction concerning a request from the Public Health Department to use one of the downstairs shared storage rooms. After discussion, the Commissioners approved using the room to store a wheeled file cabinet and car seats that Public Health distributes. However, there was discussion about the Public Health Department's own storage room having been made multi-functional by adding a desk and data drops, at an additional cost of \$3,000 to the County. The Commissioners decided clarification was needed about the amount of storage Public Health needs and Judge Tallman said he would make the inquiry.

Community Counseling Solutions and Possible Interest in the Gilliam-Bisbee Building

The Commissioners reviewed a memo from Scott Rogers, Project Manager, Wenaha Group, about his meeting with Kimberly Lindsay, Executive Director of CCS. Mr. Rogers' memo stated Ms. Lindsay had several concerns about the structure, and she requested several modifications to the building. Mr. Rogers noted the building would first need to be de-listed from the National Historic Register. The Commissioners decided to take no action at the present time.

Claims

Commissioner Rea moved to approve the Accounts Payable in the amount of \$311,902.61, dated October 29th. Judge Tallman seconded. Unanimous approval.

Correspondence Reviewed:

- Forest Service News Release listing public meetings to discuss the Blue Mountains Forest Revision.
- Letter from Gary Kopperud, Master Clockmaker, explaining his plan to sync all three clock faces in the Courthouse clock over the next few weeks.
- Press release from Naval Air Station Whidbey Island announcing explosive demolition operations at the Boardman Range from November 3rd-5th.
- Real Property Tax Statement for the Gilliam-Bisbee Building.

- Fall 2015 edition of *Oregon Roads Newsletter* which listed winners of the Skills Competition. Morrow County Road Department Senior Maintenance Specialist, Craig Gutierrez, placed second in the Loader Competition.

County Counsel Report

Mr. Nelson discussed the following:

- Court of Appeals - Love's Travel Stops/Devin Oil appeals – arguments went well and a ruling is anticipated by the end of the year. There was some indication from the Devin Oil attorneys that they won't file further appeals.
- Meetings and research continue with Ann Jones, Fair Secretary, on placing limitations on sexual offenders during Fair. Mr. Nelson said he is only comfortable doing this if a person has been convicted of a sex crime and is currently on probation. If a person is already off probation and required to register as a sex offender, there aren't prohibitions tied to that person. He stated there is a big difference between what people think registering as a sex offender means and what it actually means.
- A new correspondence from the Elections Division indicates they now agree with Morrow County Counsel's interpretation of the Judge position change that will take place in 2017 (Judge position will become a Commissioner position when the juvenile function is removed. In addition, it will remain a six year term.)
- Sale of Pioneer Annex Building to Morrow County Health District (MCHD) – Mr. Nelson said the Court agreed to the sale price of \$80,000 and he produced a sales agreement for their loan from the Equity Fund, administered through GEODC (Greater Eastern Oregon Development Corporation). A motion is needed to sign-off on the agreement but he said it can wait until next week. Commissioner Rea asked for research on past minutes that would indicate a cap in the number of loans, or total amount that can be loaned to MCHD from the Equity Fund.

Commissioner Reports

- Commissioner Rea said she attended a Military Airspace Advisory Committee meeting where she met the Navy's new representative on the committee, Kevin Meenaghan. She said she expects a positive working relationship with him. The meeting of the Governor's Advisory Committee on Energy and Agriculture went well, she said, but the idea of having recommendations ready by the end of this year may be unrealistic. She said one interesting item she learned is that it takes about six acres of solar energy to generate the production of one megawatt.
- Judge Tallman said he attended an event at the SAGE Center sponsored by Senator Bill Hansell. He described it as a relationship building effort that brought senators and representatives from the west side of the state to the east side. He said it was a productive time.

Comments Prior to Executive Session

Ms. Wolff stated there will likely be a decision outside of Executive Session.

Executive Session #1: 12:01 p.m.

ORS 192.660(2)(a) To consider the employment of a public officer, employee, staff member or individual agent.

Closed Executive Session: 12:09 p.m.

Commissioner Rea moved to offer Gerald Sorte the position of Morrow County Administrative Officer at Step A of Pay Range 27 with a start date no later than December 7, 2015. If Mr. Sorte is able to attend the Association of Oregon Counties' Annual Conference in Eugene November 16-20, 2015, Morrow County will pay for meals, lodging and registration and Mr. Sorte will be on a paid status. Mr. Sorte will be permitted to be out of the office December 21-25, 2015 for the purpose of moving and will be expected to attend to emails and take phone calls as needed. Morrow County will pay 50% of documented moving expenses, not to exceed \$4,000. Judge Tallman seconded. Unanimous approval

Comments Prior to Executive Session

Ms. Wolff said a decision outside Executive Session is not anticipated.

Executive Session #2: 12:14 p.m.

ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Closed Executive Session #2: 12:23 p.m. – No decision

Adjourned: 12:25