

BOARD ORDERS AND MINUTES
IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON
FOR THE COUNTY OF YAMHILL
SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY (“the Board”) sat for the transaction of county business in formal session on September 30, 2004 at 10:00 a.m. in Room 32 of the Courthouse, Commissioners Kathy George, Mary P. Stern, and Leslie Lewis being present.

Also present were John Gray, Jr., County Counsel; Rick Sanai, Assistant County Counsel; Julia Staigers, Administrative Services Manager; Mike Brandt, Planning Director; Kellye Fetters, Sheriff’s Office Manager; Ron Huber, Lieutenant; Paul May, Lieutenant; Chris Schlegel, Administrative Sergeant; Jack Crabtree, Sheriff; Ken Summers, Lieutenant; Dave Lawson, Assessor; State Representative Donna Nelson, 2150 St. Andrews, McMinnville; David Bates, News-Register; Tim Hart, McMinnville; and Robert Anderson, 309 Church Avenue, Amity.

Commissioner George called the meeting to order at 10:06 a.m. John Gray recommended moving the Public Comment period to the end of the meeting in order to avoid any influence on the Board’s decisions today, since the time is past for public comment regarding the bypass. He also recommended that the Board recess to an executive session in Room 108 immediately following the announcements to discuss labor negotiations.

SPECIAL RECOGNITION: Presentation by Sheriff Crabtree to Tim Hart for risking his life to free an accident victim from a burning vehicle on September 9, 2004.

A. **CONSENT AGENDA:** Ms. Stern moved approval of the consent agenda, with a change on item #4 to December 31, 2004. The motion passed, Commissioners George, Stern, and Lewis voting aye.

Personnel

1. **B. O. 04-690** - Approve the employment of Tammy Story, Lafayette, as Accounting Clerk 2 in Administrative Services, regular part-time, Range 10, Step 1, \$1464/month, retroactive to September 25, 2004.
2. **B. O. 04-691** - Approve the employment of Michelle Fisher, McMinnville, as Office Specialist 2 in Telecom, temporary part-time, Range 7, Step 2, \$10.12/hour, effective October 12, 2004 until February 2005.
3. **B. O. 04-692** - Approve the change of status of Russell Meade to Correction Officer in the Jail, Range 12, Step 1, effective September 30, 2004.
4. **B. O. 04-693** - Approve the change of status of Rebecca Heuser to extend temporary part-time employment in Chemical Dependency, effective October 1, 2004 until December 31, 2004.
5. **B. O. 04-694** - Approve the change of status of Sarah Grabner to extend temporary part-time employment in the District Attorney’s Office, retroactive to September 24, 2004 until October 1, 2004.
6. **B. O. 04-695** - Approve the change of status of Lisa Hanes, Senior Accounting Clerk in the Juvenile Department, to add ten hours/week in Adult Mental Health, retroactive to September 27, 2004.

7. **B. O. 04-696** - Approve a change of the Road and Fleet Division to the 5-day, 8-hour shift schedule, effective October 25, 2004.

Contracts

8. **B. O. 04-697** - Approve Amendment #28 to the 2003-05 County Financial Assistance Contract #36-001 between HHS and Oregon Department of Human Services.

9. **B. O. 04-698** - Approve a contract between Public Works and OBEC Engineering for design engineering and construction inspection services on Lambert Slough Bridge, not to exceed \$6000.

Bids

10. **B. O. 04-699** - Accept the low bid of Grand Openings, Inc. for supply of doors and windows to the Moore Building, \$43,215.

Vehicle Replacements

11. **B. O. 04-700** - Authorize the purchase of four 2005 Ford Crown Victorias for the Sheriff's Office from Chuck Colvin Ford, total cost \$81,664, and designate vehicles P-211, P-188, P-202, P-185, and P-207 as surplus county property to be sold on e-Bay to the highest bidders.

Refund

12. **B. O. 04-701** - Authorize the refund of \$750 to Sean Dickey from the Planning Department.

Committees

13. **B. O. 04-702** - Appoint Laura Lopez to the Commission on Children and Families for a four-year term to expire November 1, 2008.

14. **B. O. 04-703** - Appoint Ida Jean Kinman to the Special Transportation Advisory Committee for a three-year term to expire December 31, 2008.

Plan

15. **B. O. 04-704** - Adopt the Yamhill County Emergency Operations Plan.

Legal Expenses

16. **B. O. 04-705** - Authorize the payment of \$21,470.35 to Marc Blackman for legal expenses relating to the representation of Carroll Tichenor.

B. OLD BUSINESS:

1. **B. O. 04-706** - Consideration of adoption of Ordinance 747 in support of Planning Docket G-02-04, amending the Yamhill County Comprehensive Plan, the Yamhill County Zoning Ordinance and the Official Zoning Map to adopt new Plan policies for the Newberg-Dundee Bypass and adopt and apply a new Interchange Overlay District, as tentatively approved September 23, 2004.

Ms. George opened the public hearing at the point of deliberation. Rick Sanai provided the first and second readings of Ordinance 747 by title only, declaring an emergency. Ms. Lewis moved approval of Ordinance 747. The motion carried, Commissioners George, Stern, and Lewis voting aye.

2. **B. O. 04-707** - Consideration of adoption of Ordinance 748 in support of Planning Docket G-02-04, amending the Yamhill County Comprehensive Plan and the Yamhill County Transportation Plan to include

exceptions to Statewide Planning Goals 3, 11, and 14, authorizing the Newberg-Dundee Bypass Corridor, as tentatively approved September 23, 2004.

Mr. Sanai provided the first and second readings of Ordinance 748 by title only, declaring an emergency. Ms. Lewis moved approval of Ordinance 748. The motion carried, Commissioners George, Stern, and Lewis voting aye.

3. **B. O. 04-708** - Consideration of adoption of Ordinance 750 in support of Planning Docket G-02-04, amending the Yamhill County Comprehensive Plan and the Yamhill County Transportation System Plan to include exceptions to Statewide Planning Goals 3, 11, and 14, authorizing the East Dundee Interchange for the Newberg-Dundee Bypass Project, as tentatively approved September 23, 2004.

Mr. Sanai provided the first and second readings of Ordinance 750 by title only, declaring an emergency. Ms. Lewis moved approval of Ordinance 750. The motion carried, Commissioners George, Stern, and Lewis voting aye.

Ms. Lewis thanked Ms. Stern for her work in cleaning up typos and correcting companies' names in the findings. She noted that the bypass project has been going on for three years and ten months so far.

C. **OTHER BUSINESS** (Add-ons and non-consent items):

4. **B. O. 04-709** - Consideration of approval of having a survey developed by the Road Improvement Advisory Committee (RIAC) included with property tax statements, with printing to be done by Oregon Department of Administrative Services and paid for by Public Works.

Following the executive session, Ms. Lewis moved approval of the RIAC survey. The motion passed, Commissioners George, Stern, and Lewis voting aye. After further discussion, the Board agreed to allow Ms. Lewis to make minor edits to the survey before printing.

D. **PUBLIC HEARINGS:** None.

E. **PUBLIC COMMENT:** This fifteen-minute time period is reserved for public comment on any topic other than a quasi-judicial land use matter or other topic scheduled for public hearing.

State Representative Donna Nelson expressed her appreciation on the behalf of her constituents for the diligent work of all those involved in moving forward on the Newberg-Dundee Bypass. She discussed three issues which she stated are pertinent to the future of Yamhill County. First, she requested the Board to consider petitioning the Oregon Transportation Commission to reconsider the restriction of any commercial businesses adjacent to the bypass, because the county is desperate for new industry and employment. Second, she discussed her support of Ballot Measure #37, which would require government to provide just compensation for taking property, and asked for clarification of whether or not federal law would trump this statute. Finally, she requested the Board's consideration of connecting Abbey Road with Highway 240 as an interim solution while work continues on the bypass project.

F. **ANNOUNCEMENTS:**

1. A position is available on the Yamhill County Budget Committee. Contact the Commissioners' Office for applications. The application period will close today.

2. Two positions are available in the Commission on Children and Families. Contact the Commissioners' Office for applications.

3. Two positions are available on the Parks Board. Contact the Commissioners' Office for applications.
4. Six positions are available on the Food Service Advisory Committee in various categories. Contact the Commissioners' Office for applications.

The meeting recessed at 10:27 a.m. and reconvened in Room 108 at 10:39 a.m. The meeting recessed to executive session at 10:40 a.m. pursuant to ORS 192.660(2)(d) for the purpose of discussing labor negotiations.

The meeting reconvened at 11:03 a.m. with no decisions made and the sense of the Board conveyed to Mr. Gray regarding a contract with the Teamsters Union.

The meeting recessed at 11:04 a.m. and reconvened at 11:07 a.m. (see Other Business above).

Adjourn: 11:16 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair	KATHY GEORGE
Commissioner	MARY P. STERN
Commissioner	LESLIE LEWIS