

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 October 14, 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; John Krawczyk, Director of Administrative Services; Bob de Forest, 131 NW 8<sup>th</sup> Street, McMinnville; and Ross Day, PO Box 230637, Tigard.

Commissioner George called the meeting to order.

A. **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.

Bob de Forest read a statement in support of Ballot Measure 37 (see attachment).

Ross Day stated that since the Board heard statements last week from opponents of Ballot Measure 37, which would restore local control over land use issues, it would be appropriate for the Board to hear the other side today. He addressed the two most typical concerns regarding the measure: cost and legal requirements for local government.

He stated that the figure of \$344 million for implementation costs cited by opponents is false, and that he has tapes from a meeting where Bill Bradbury said they would have to make up a figure for the financial impact statement. He noted that if the estimated compensation costs of \$5.8 billion are accurate, that suggests property owners are losing that much in property value every year. He stated that the measure does not require local government to adopt any new procedures and would not require the mountains of paperwork currently required by Oregon’s land use law, but would just require a letter and following the condemnation process outlined in ORS Chapter 35.

B. **CONSENT AGENDA:** Ms. Stern moved approval of the consent agenda. The motion passed, Commissioners George, Stern, and Lewis voting aye.

Personnel

1. **B. O. 04-723** - Approve the change of status of Jessica Aldridge to temporary on-call status in the Sheriff’s Office, retroactive to September 30, 2004.

2. **B. O. 04-724** - Approve the change of status of Margaret Seits to regular part-time in Chemical Dependency, effective October 25, 2004.

3. **B. O. 04-725** - Approve the change of status of Kyle Kinion and Laurie de Jesus-Victoria to extend temporary full-time status in the Juvenile Department, effective October 14, 2004 until November 24, 2004.
4. **B. O. 04-726** - Authorize the following changes to the HHS Family & Youth Position Management Roster:
  - a. Add a Mental Health Specialist 1 position, 1.0 FTE;
  - b. Reclassify an Office Specialist 2 position to Senior Office Specialist.
5. **B. O. 04-727** - Authorize the addition of a .25 FTE Appraiser 3 position to the Assessor's Position Management Roster to create a fifth full-time Appraiser 3 position.

#### Contracts

6. **B. O. 04-728** - Approve an agreement between Yamhill County and Liberty Northwest for workers' compensation insurance coverage, retroactive to October 1, 2004 until September 30, 2005.
7. **B. O. 04-729** - Approve a purchase and sale agreement between Yamhill County and Robert McNamee for property located at 602 NE Davis Street, McMinnville, \$185,000.
8. **B. O. 04-730** - Approve Amendment #28 to an agreement between Adult Mental Health and Mid-Valley Behavioral Care Network to add funding for a Regional Housing Coordinator, retroactive to October 1, 2004 until June 30, 2005.
9. **B. O. 04-731** - Approve Amendment #30 to the 2003-05 County Financial Assistance Contract #36-001 between HHS and Oregon Department of Human Services to increase funding.
10. **B. O. 04-732** - Approve Amendment #2 to Contract #105804 between Public Health and Oregon Department of Human Services to clarify local health department responsibilities and limitations.

#### Grant

11. **B. O. 04-733** - Approve a resolution authorizing Yamhill County to apply for and accept a Federal Transportation Earmark Section 5309 grant and designating Laura Tschabold as the county's delegated representative.

#### Deferred Compensation Plan

12. **B. O. 04-734** - Approve an amendment to the county's Deferred Compensation Plan for Public Employers to include alternate payees as specified in valid domestic relations orders.

#### Refund

13. **B. O. 04-735** - Authorize a refund of \$600 to Ronald Bjur from the Planning Department.

Committee

14. **B. O. 04-736** - Appoint the following individuals to the member pools for the 2005 Board of Property Tax Appeals for a term ending June 30, 2005:
- a. Paul Simmons to the County Governing Body pool;
  - b. Matt Dunckel and Nancy Carter to the Non-office Holder pool.

Vehicle Replacement Fund

15. **B. O. 04-737** - Authorize the payment of \$12,567 from the Vehicle Replacement Fund to YCINT for the value of a totaled 1997 Ford Expedition.

Road Jurisdiction

16. **B. O. 04-738** - Initiate proceedings to surrender jurisdiction over a portion of Fernwood Road to the City of Newberg.

Resolution

17. **B. O. 04-739** - Approve a resolution in support of Breast Cancer Awareness Week.

C. **OLD BUSINESS:** None.

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

1. **B. O. 04-740** - Consideration of withdrawing Ordinance 745, in support of Planning Docket PAZ-05-03, for the purpose of reconsideration.

Ms. George presented a request from Paul Hribernick, attorney for C.C. Meisel, for the Board to withdraw its decision in order to allow the addition of a map and small changes to the findings language. Rick Sanai explained that if the request is granted, the Board could later determine the extent to which new information could be submitted, and opponents would have an opportunity to submit a response to anything added to the record.

Ms. Lewis moved to withdraw Ordinance 745 for the purpose of reconsideration. The motion passed, Commissioners George, Stern, and Lewis voting aye.

2. **B. O. 04-741** - Consideration of the reappointment of Ivon Miller, Ken Myers, and Curt Walker to the Parkway Committee for four-year terms to expire September 22, 2008.

Ms. George stated that the committee bylaws contain no term limits, and these three members are willing to continue serving. She moved to approve the reappointment of Ivon Miller, Ken Myers, and Curt Walker. The motion passed, Commissioners George, Stern, and Lewis voting aye.

3. Architectural Study - John Krawczyk stated that since the Clerk's Office will soon be moving out of the courthouse, an architectural study by Randy Saunders would be wise to study space needs of the Assessor's Office, Trial Court Services, a fourth courtroom, and the District Attorney's Office and how to best utilize existing space in the building.

Ms. Lewis stated that the courts already have four courtrooms and are not making the most efficient use of the space they have, although she agreed with the need for attorney/client meeting rooms and a jury assembly room. She discussed the possibility of expanding night court and creating a justice court to reduce workload and make better use of the facility. She stated that the scope of the study should be described in a way that does not have a predetermined outcome.

Ms. Stern raised the possibility of eventually moving the commissioners' hearing room and offices to the new planning building on the 7<sup>th</sup> and Galloway Street block. Ms. Lewis stated that she didn't mind moving the hearing room location, but the offices should stay in the courthouse to be more accessible to the public. Mr. Krawczyk stated that Mr. Saunders will be meeting in two weeks with stakeholders of the new building and he recommended that the Board hold a work session with Mr. Saunders afterwards to discuss the scope and costs of the architectural study. He said that in the meantime, he will get ballpark figures of the square footage of the Clerk's, Assessor's, and District Attorney's Offices.

E. **PUBLIC HEARINGS:** None.

F. **ANNOUNCEMENTS:**

1. Two positions are available in the Commission on Children and Families. Contact the Commissioners' Office for applications.
2. Two positions are available on the Parks Board. Contact the Commissioners' Office for applications.
3. Six positions are available on the Food Service Advisory Committee in various categories. Contact the Commissioners' Office for applications.

Adjourn: 10:42 a.m.

Anne Britt  
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

---

Chair KATHY GEORGE

---

Commissioner MARY P. STERN

---

Commissioner LESLIE LEWIS