

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 January 27, 2005 at 10:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis and Kathy George being present and Commissioner Mary P. Stern being excused for a death in the family.

Also present were John M. Gray, Jr., County Counsel; John Krawczyk, Director of Administrative Services; Russ Heath, Public Works Shop Supervisor; and Dyke Mace, Solid Waste and Environmental Health Supervisor

Commissioner Lewis 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. None offered.

B. **CONSENT AGENDA:**

Minutes

1. Consideration of approval of the following minutes:
 - a. **B. O. 05-43** - Formal session October 21, 2004;
 - b. **B. O. 05-44** - Informal session October 19, 2004;
 - c. **B. O. 05-45** - Informal session October 26, 2004.

Ms. George moved approval of the three sets of minutes. The motion passed, Commissioners Lewis and George voting aye.

Personnel

2. **B. O. 05-46** - Consideration of ratification of the emergency employment of Lois Charlotte Nation, Woodburn, as Registered Nurse II in Public Health, temporary part-time, \$23/hour, retroactive to January 24, 2005 until June 30, 2005.

Ms. George moved to ratify the emergency employment of Lois Charlotte Nation. The motion passed, Commissioners Lewis and George voting aye.

Contracts

3. **B. O. 05-47** - Consideration of approval of an agreement between Public Works and EnviRoad LLC for Earthbind stabilization work on Worden Hill Road, \$33,258, effective January 27, 2005 until June 30, 2005.

Ms. Lewis moved approval of the agreement. The motion passed, Commissioners Lewis and George voting aye.

4. **B. O. 05-48** - Consideration of approval of an amendment to an agreement between the Commission on Children and Families and Head Start of Yamhill County to increase the allocation for a Child Care Collaboration project by \$10,000 for the remainder of the fiscal year, effective January 27, 2005.

Ms. George moved approval of the amendment. The motion passed, Commissioners Lewis and George voting aye.

5. **B. O. 05-49** - Consideration of approval of an agreement between HHS and Newberg/Dundee Oregon Together for Community Prevention Coalition funds, \$8000, effective January 27, 2005 until September 30, 2005.

Ms. George moved approval of the agreement. The motion passed, Commissioners Lewis and George voting aye.

6. **B. O. 05-50** - Consideration of a request from Solid Waste to purchase a 1998 Freightliner FL80 from Brattain International Trucks of Portland for household hazardous waste pick up, \$24,500.

Russ Heath explained that the truck would be used as part of a joint venture with Marion, Polk, and Yamhill Counties to hold several household hazardous waste pick up events each year throughout the tri-county area. He stated that working together with the other counties would be cost-effective and Yamhill County would have full use of the vehicle except for during the events. He stated that he would need to install a van body and rail lift on the truck for an additional \$18,000, and a trailer would cost less than \$10,000.

Ms. George moved approval of the request. The motion passed, Commissioners Lewis and George voting aye.

Employment Claim

7. **Tabled** - Consideration of documentation for professional services relating to an employment claim against David Lawson.

John Gray explained that according to a Board Order approved in 2000, the request needs to be considered by a review committee consisting of County Counsel, the District Attorney, and a third member selected by the previous two. He added that a denial by the review committee could be appealed to the Board.

Chehalem Valley Strategic Plan

8. Consideration of "Beyond the Vision", the Chehalem Valley Strategic Plan. *[No action taken.]*

John Krawczyk stated that he had received an inquiry from the Steering Committee about

whether or not the Board plans to adopt the Chehalem Valley Strategic Plan. Ms. Lewis stated that she has mixed emotions about adopting the plan, so the next step would be to set up a presentation from the Steering Committee. She said that sharing personnel and equipment is a worthwhile plan, but unless a strong effort is made to follow through on the plans, each jurisdiction will tend to go their own way, even if the plan is adopted by the Board. Ms. George agreed, stating that too much time and grant money is spent on planning with no resulting action, and she doesn't agree with some portions of the plan. Ms. Lewis also pointed out a major error in the brochure that should have been fixed.

Mr. Krawczyk stated that the plan would be more effective if it focused on developing communications structures rather than identifying projects, some of which are already obsolete. He suggested that an effective structure would be to have top elected officials and department heads from different jurisdictions get together for lunch several times a year. The Board agreed with the idea.

Ms. Lewis tabled the item and stated that a work session will be scheduled to hear a presentation on the plan.

C. OLD BUSINESS:

1. Consideration of adoption of findings in support of the legalization of portions of Willamina Creek Road, as tentatively approved January 6, 2005 and continued from January 20, 2005. *[Continued to February 3, 2005.]*

Mr. Gray stated that he is still waiting for the surveys to be filed by OBEC Consulting. Ms. Lewis moved that items #1 and #2 be continued to February 3, 2005 at 10:00 a.m. The motion passed, Commissioners Lewis and George voting aye.

2. Consideration of adoption of findings in support of the legalization of portions of Baker Creek Road and Hill Road, as tentatively approved January 6, 2005 and continued from January 20, 2005. *[Continued to February 3, 2005.]*

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

1. **B. O. 05-51** - Consideration of approval of a road construction agreement between the Planning Department and Guss Lehmann, effective January 27, 2005.

Ms. George moved approval of the agreement. The motion passed, Commissioners Lewis and George voting aye.

2. **B. O. 05-52** - Consideration of a modification of agreement between Yamhill County and Ball Janik, LLP for consulting services in connection with the Newberg/Dundee Bypass, not to exceed \$87,973 for fiscal year June 30, 2004 through July 1, 2005.

Ms. Lewis moved approval of the agreement modification. The motion passed, Commissioners Lewis and George voting aye. Ms. Lewis explained the billing process and stated that Ball Janik has never yet spent all of the money pledged for any year.

3. Discussion of Measure 37 recording fees. *[No action taken.]*

Mr. Gray stated that the cost to record Measure 37 claims in the deed and mortgage records will be substantial, ranging between \$75 and \$100 per claim. He said that unless the Clerk would be willing to waive the recording fees, the county will need to figure out how to come up with the money. He stated that although the application fee can only be increased once a year, Planning could probably collect a deposit with future applications to cover recording fees. He said he would talk to Jan Coleman and then the Board could discuss the matter at next Tuesday's informal session.

E. **PUBLIC HEARINGS:** None.

F. **ANNOUNCEMENTS:**

1. The following positions are open to the public. Contact the Commissioners' Office for applications.

- a. Commission on Children and Families, three positions;
- b. Parks Board, two positions;
- c. Food Service Advisory Committee, six positions in various categories;
- d. Special Transportation Commission, two positions;
- d. Dog Control Advisory Committee, one position (candidates must be directly connected with dogs).

Adjourn: 10:58 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair MARY P. STERN

Commissioner LESLIE LEWIS

Commissioner KATHY GEORGE