

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 28, 2009, at 9:00 a.m. in Room 32 of the Courthouse, Commissioners Kathy George and Mary P. Stern being present and Commissioner Leslie Lewis attending by telephone.

Also present were Laura Tschabold, Administrative Services Director; John M. Gray, Jr., County Counsel; Rick Sanai, Assistant County Counsel; John Krawczyk, Budget Director; and Mike Brandt, Planning Director.

Commissioner George called the meeting to order.

Ms. Stern moved to allow Ms. Lewis to participate in the meeting telephonically. The motion passed, Commissioners Lewis, George, and Stern voting aye.

A. **PUBLIC COMMENT:** This thirty-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. Unless extended or restricted by the Chair or majority of the Board, public comment will be limited to three minutes per person. None offered.

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

Personnel

1. **B. O. 09-37** - Ratify the employment of Judy Holt, McMinnville, as Extra Help in the Jail, part-time on-call, \$20/hour, retroactive to January 9, 2009.

2. **B. O. 09-38** - Approve the change of status of Michael O’Donnell to .25 FTE in HHS Chemical Dependency, retroactive to January 1, 2009.

Contracts/Grants

3. **B. O. 09-39** - Ratify the approval of Amendment #64 to the 2007-09 Financial Assistance Agreement #119951 between Health & Human Services and Oregon Department of Human Services, net reduction of \$4000, retroactive to January 16, 2009.

4. **B. O. 09-40** - Approve Service Element Prior Authorization (SEPA) Approval Unit #307455 for the 2007-09 Financial Assistance Agreement #119951 between Health & Human Services and Oregon Department of Human Services, \$30,134.

Committees

5. **B. O. 09-41** - Establish a Court Facilities Stakeholders Group to provide local input to the legislative committee regarding courthouse needs; appoint the following individuals to the group: Judge John L. Collins and Commissioner Mary P. Stern as co-chairs, Phil McCollister, Alene Jacobs, Paula Lawrence, Brad Berry, Laura Tschabold, John Krawczyk, Tim Loewen, Ron Huber, Brian Dunn, Murray Paolo, and Scott Maytubby.

C. **OLD BUSINESS:** None.

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

1. Discussion of a request from Walt Gowell to reopen the record in Planning Docket S-01-08/V-03-08(KF), applicant Martha Jahnke, as continued to February 4, 2009, at the point of Staff Recommendation. [*Consensus to reopen the record, formal motion to be made on February 4, 2009.*]

Rick Sanai stated that during the second open record period, Mike Robinson had submitted a letter from the county's Public Works Department regarding the northern access to the proposed subdivision and Mr. Gowell has requested the opportunity to rebut that information. He stated that it would be appropriate to allow Mr. Gowell to have a rebuttal period with an additional period for Mr. Robinson to have the last word. He stated that his interest is to avoid any procedural issue that would lead to a LUBA remand.

Ms. Stern stated that she would like to hear from Bill Gille about the northern access, since the original request for public agency reports did not refer to this entrance. Mr. Sanai stated that it would be best for the Board to reopen the record with the standard three one-week comment periods, with the information from Mr. Gille to be submitted during the first period. The Board agreed to reopen the record when the hearing continues on February 4.

2. **B. O. 09-42** - Consideration of authorizing a \$2000 change fund for an ATM at the fairgrounds, subject to the Finance Director's approval after looking into liability issues.

Ms. Lewis stated that the funds in the ATM will be replenished each week as they are used, but the initial amount needs to be authorized by the Board, hopefully in time for a horse show scheduled for the first weekend in February. She said that since the Fair owns the ATM, it will get the entire \$2.95 ATM fee for each transaction. After some discussion about potential liability issues, Ms. Lewis moved approval of item D(2). The motion passed, Commissioners Lewis, George, and Stern voting aye.

3. **B. O. 09-43** - Consideration of directing County Counsel to prepare the necessary legal documents to file a motion to intervene in the Palomar liquid natural gas (LNG) application.

The meeting recessed to executive session at 9:24 a.m. pursuant to ORS 192.660(2)(h) to discuss potential litigation. The meeting reconvened at 9:43 a.m. with no final decisions made.

Ms. Stern moved approval of item D(3). The motion passed, Commissioners Lewis, George, and Stern voting aye.

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 & Families, two full members and one alternate member;
- b. Parks & Recreation Board, two positions;
- c. Special Transportation Advisory Commission, two positions.

2. Northwest Senior & Disability Services has openings for Yamhill County residents on the following regional councils:

- a. Senior Advisory Council, one position;
- b. Disability Services Advisory Council, one position.

For more information, contact Sally Lawson at (503)304-3473 or by e-mail at [Sally.Lawson@state.or.us](mailto:Sally.Lawson@state.or.us).

The meeting adjourned at 9:45 a.m.

Anne Britt  
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

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Chair LESLIE LEWIS

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Commissioner KATHY GEORGE

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Commissioner MARY P. STERN