

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/informal session on March 15, 2012, at 10:00 a.m. in Room 32 of the Courthouse, Commissioners Leslie Lewis, Kathy George, and Mary P. Stern being present.

Also present were Laura Tschabold, County Administrator; Chuck Vesper, Deputy County Administrator; Christian Boenisch, Deputy County Counsel; Scott Maytubby, Assessor; Mark Soderburg, Code Enforcement Officer; Nicole Montesano, News-Register; Joseph Gall, 1156 SW Westvale St, McMinnville; Denise Bacon, candidate for commissioner; Ronald LaFountain, 18000 Finnigan Hill Rd, Hillsboro; and Richard Baker, 509 E 3rd St, Newberg.

Commissioner Lewis called the meeting to order at 10:00 a.m.

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.

Joseph Gall read a written statement and submitted copies to the Board. He discussed the case he had presented earlier in the week to the Board of Property Tax Appeals (BOPTA) regarding taxation of his mobile home, and said that the BOPTA chair had stated that BOPTA members are ordinary citizens who do not know the law, and the BOPTA members had admitted that they had not consulted with their assigned legal counsel prior to the hearing. He said that taxation of his home is illegal and the commissioners should prosecute the public officers named in a previously-submitted initiative. He requested a timely response due to the statute of limitations with regard to civil claims.

B. **AGENDA:**

Personnel

1. **B. O. 12-131** - Consideration of the change of status of Tracie Utti, Sheriff’s Office, to a split position of Records Clerk, Range 5, Step 3, and Property Evidence Technician, Range 8, Step 1, effective March 24, 2012.

2. **B. O. 12-132** - Consideration of the change of status of Donald Stackpole to Detective in the Sheriff’s Office, Range 13, Step 5, effective March 24, 2012.

Ms. Stern moved approval of items B(1) and B(2). The motion passed, Commissioners Lewis, George, and Stern voting aye.

Contracts/Grants

3. **B. O. 12-133** - Consideration of approval of an agreement between Yamhill County and Cathy Verret, provider, dba HazCom Consulting, for hazardous materials consulting services, \$75/hour, not to exceed \$5000, effective through July 31, 2012.

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

4. **B. O. 12-134** - Consideration of approval of an intergovernmental agreement between Health & Human Services, provider, and Willamette Education Service District for a Mental Health Specialist to serve on the Yamhill County Multi-Disciplinary Threat Assessment Team, \$61/hour, not to exceed \$1800, retroactive to July 1, 2011, through June 30, 2012.

Ms. George moved approval of item B(4). The motion passed, Commissioners Lewis, George, and Stern voting aye.

5. **B. O. 12-135** - Consideration of extending an agreement between the Surveyor's Office and Magness Land Surveying for surveying services in the Amity area, RFP #12, effective through March 31, 2012.

Ms. Lewis moved approval of item B(5). The motion passed, Commissioners Lewis, George, and Stern voting aye.

6. **B. O. 12-136** - Consideration of approval of Intergovernmental Agreement #6383 between Community Corrections, provider, and Oregon Parks & Recreation Department for maintenance and landscaping services, not to exceed \$4998, effective through June 30, 2013.

Ms. Stern moved approval of item B(6). The motion passed, Commissioners Lewis, George, and Stern voting aye.

C. **OLD BUSINESS:** None.

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

1. **B. O. 12-137** - Consideration of approval of a contract employee agreement between Public Works and Jacob Stieg for maintenance and operations services for the Cove Orchard Sewer Service District, \$15/hour, not to exceed 10 hours/week, effective March 15, 2012.

Ms. Lewis moved approval of item D(1). The motion passed, Commissioners Lewis, George, and Stern voting aye.

2. **B. O. 12-138** - Consideration of approval of an intergovernmental agreement between Public Works and the City of Sheridan regarding the county's access to city property for the South

Yamhill River (Bridge Street) Green Bridge project.

Ms. Lewis moved to authorize the chair to sign the agreement, subject to approval by county counsel. The motion passed, Commissioners Lewis, George, and Stern voting aye.

3. **B. O. 12-139** - Consideration of authorizing a notice of intent to award a contract through a permissive cooperative procurement for assessment and taxation software and support services with Manatron, Inc., estimated amount \$715,000.

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

4. **B. O. 12-140** - Consideration of the reappointment of Shannon Carefoot, Cynthia Easterday, and Terri Swendsen to the Commission on Children & Families for two-year terms to expire March 15, 2014.

Ms. George moved approval of item D(4). The motion passed, Commissioners Lewis, George, and Stern voting aye.

5. **B. O. 12-141** - Consideration of the following reappointments to the Yamhill County Building Board of Appeals for three-year terms to expire January 1, 2015:

- a. W.E. Andrist, Steve Dodds, Waldo Farnham, Bill Kizer, and Ray Kulback, regular members;
- b. Tim Ashley, alternate member.

Ms. Stern moved approval of item D(5). The motion passed, Commissioners Lewis, George, and Stern voting aye.

E. **PUBLIC HEARINGS:**

1. **B. O. 12-142** - Consideration of a mass gathering permit application for the 2012 Memorial Weekend Boat Races, applicant Newberg Boat Club/Columbia Outboard Racing Association, and consideration of waiving all but \$250 of the permit application fee.

Ms. Lewis opened the public hearing. Richard Baker stated that the two-day event would again be offered to the public at no charge, and a clean-up event would be held the prior weekend. He said that there are no planned changes to the event compared to past years. Ms. Lewis closed the public hearing.

Ms. George moved approval of item E(1), stating that the Parks Board and staff are very pleased with what the boat club does. The motion passed, Commissioners Lewis, George, and Stern voting aye.

2. **Canceled** - Show cause hearing for a solid waste violation by Galen Litfin, as continued from December 1, 2011.

Mark Soderburg stated that the subject property was recently sold and he believes that the

new owner will clean it up, so a hearing is not necessary.

3. Consideration of Planning Docket PAZ-01-10/WRG-01-10(KF), zone change portion of a request for plan amendment/zone change from EF-80 Exclusive Farm Use to MR-2 Mineral Resource on approximately 224 acres, applicant Baker Rock Resources, as continued from February 16, 2012, at the point of Staff Recommendation. *[Continued to April 19, 2012, at the point of Staff Recommendation.]*

Ms. Stern moved to continue the hearing to April 19, 2012, at the point of Staff Recommendation, explaining that the Court of Appeals has extended, on its own motion, its deadline to make a decision on this matter. The motion passed, Commissioners Lewis, George, and Stern voting aye.

F. ANNOUNCEMENTS:

1. The following positions are open to the public. Contact the Commissioners' Office for applications.
 - a. Forestland Classification Committee, three positions;
 - b. Local Investment Advisory Committee, one position;
 - c. Parks & Recreation Board, two positions;
 - d. Road Improvement Advisory Committee, two positions;
 - e. Special Transportation Advisory Commission (STF), two positions;
 - f. Yamhill County Transit Area (YCTA) Advisory Committee, one position.

The meeting adjourned at 10:31 a.m.

Anne Britt
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair LESLIE LEWIS

Commissioner KATHY GEORGE

Commissioner MARY P. STERN