

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 6, 2016, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Stan Primozych and Allen Springer present; Commissioner Mary Starrett excused.

Also present were Laura Tschabold, County Administrator; Christian Boenisch, County Counsel; Todd Sadlo, Senior Assistant County Counsel; Mikalie Frei, County Counsel staff; Ken Friday, Planning Director; Stephanie Armstrong, Planning staff; Nicole Montesano, News-Register; Barry Lilly, 629 NW Jason Ct., McMinnville; and Jared Miller, 947 Ford Street, McMinnville.

Commissioner Primozych called the meeting to order at 10:00 a.m. The invocation was offered by Bill Walton.

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.

Jared Miller noted that he is running for city mayor and provided a brief background of himself.

B. **CONSENT AGENDA:** Commissioner Springer moved approval of the consent agenda. The motion passed, Commissioner Primozych and Springer voting aye.

Personnel

1. **B.O. 16-401** - Authorize Public Works to extend the employment of five temporary/seasonal, non-benefitted workers through October 23, 2016.

Contracts

2. **B.O. 16-402** - Approve a change order to the contract between Yamhill County Public Works Department and Hicks Striping and Curbing, Inc., previously approved by B.O. 16-197, not-to-exceed amount of \$40,000.
3. **B.O. 16-403** - Approve a modification to the agreement between Yamhill County and Summit Strategies Government Affairs, LLC for consulting services for the Newberg Dundee Bypass project, not-to-exceed amount of \$142,900, retroactive to July 1, 2016 through June 30, 2017.

4. **B.O. 16-404** - Approve a change order to the contract between Yamhill County and Brockamp & Jaeger for the Yamhill County Elevators Rehabilitation Project, dated September 15, 2015 (B.O. 15-415) to add the Moore Building Elevator project in the amount of \$207,711.
 5. **B.O. 16-405** - Approve a change order to the contract between Yamhill County and RSS Architecture for the Yamhill County Elevators Rehabilitation Project - Architects Project No. 1504, dated January 7, 2015 (B.O. 15-32) to add additional construction administration services related to the Moore Building Elevator project in the amount of \$720.
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C. **OLD BUSINESS:** None.

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

1. **B.O. 16-406** - Consideration of approval of the 2016 Fund Exchange Agreement #31697 between Public Works and ODOT to exchange \$539,770 in federal funds for \$507,383.80 in state funds for various county road overlay projects, effective upon execution for two calendar years.

Commissioner Primozych moved approval of item D(1). The motion passed, Commissioners Primozych and Springer voting aye.

E. **PUBLIC HEARINGS:**

1. Docket SU-02-16 (KF): An appeal of the Planning Commission's approval of a similar use request to add recreational marijuana dispensary as a conditional use in the Highway Commercial zone; applicant Larry Brock; continued from September 8, 2016 at the point of staff recommendation. *[Application for similar use denied; final written decision and findings to be adopted on October 27, 2016.]*

Commissioner Primozych opened the public hearing at 10:13 a.m.

Mr. Friday provided a brief staff report adding that staff recommends denial of the similar use application but that if the Board felt that the similar use is justified, he would then recommend it be added as a conditional use in the zone to further look at compatibility and traffic issues. The public hearing closed at 10:16 a.m.

Commissioner Springer moved to deny item E(1) based on the staff report given by the Planning Department. The motion passed, Commissioners Primozych and Springer voting aye. Mr. Sadlo added that the final written decision and findings are to be adopted on October 27, 2016.

F. **EXECUTIVE SESSION pursuant to ORS 192.660(2)(e) to discuss real property transactions. [Cancelled]**

G. **ANNOUNCEMENTS:**

1. For information on county advisory committee vacancies, please refer to our website, www.co.yamhill.or.us/content/volunteer-opportunities, or call the Board of Commissioners' office at 503-434-7501 or 503-554-7801 (toll-free from Newberg).

For questions regarding accessibility or to request an accommodation please contact the Board of Commissioners' office 48 hours in advance of the meeting at (503)-434-7501 or (503)-554-7801 (toll-free from Newberg) or email at mendezl@co.yamhill.or.us.

The meeting adjourned at 10:20 a.m.

Lucy Flores Mendez
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair MARY STARRETT

Commissioner STAN PRIMOZICH

Commissioner ALLEN SPRINGER