

12.5.18

Judge Shaffer called the regular Gilliam County Court meeting to order at 10:00 a.m. at the Gilliam County Courthouse in Condon, Oregon. Present were Judge Steve Shaffer, Commissioner Michael Weimar, Commissioner Leslie Wetherell, Court Administrator Sandy McKay, Recorder Mary Dyer, and County Legal Counsel Ruben Cleaveland.

IN THE MATTER OF PUBLIC COMMENT

There were no public comments.

IN THE MATTER OF CHANGES TO THE AGENDA

Judge Shaffer noted the following changes to the agenda:

- A 10:45 a.m. appointment with Motor Pool Coordinator/Safety Officer Teri Carnine has been canceled due to illness. Carnine will present a semi-annual report at a later date.
- New information regarding the concrete batch plant will be discussed.

IN THE MATTER OF NATIONAL HAZARD MITIGATION PROGRAM

The Court briefly discussed Resolution No. 2018-19 regarding the National Hazard Mitigation Program. Commissioner Weimar commented that it's important to have an updated plan in order to fulfill certain funding requirements.

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve Resolution No. 2018-19 adopting updates to the Gilliam County Multi-Jurisdictional Natural Hazards Mitigation Plan. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF COMMUNITY COUNSELING SOLUTIONS

CCS Executive Director Kimberly Lindsay presented a semi-annual report, which included the results of surveys presented to clients receiving services in participating counties. Responses for Gilliam County were largely positive. Lindsay also reported that former Wheeler County Sheriff Chris Humphreys has been hired as Law Enforcement Liaison and will begin work Jan. 1.

Lindsay presented a Zero Suicide program, noting that Oregon exceeds the national average. Implementation of the program is expected to take two years.

Lindsay also discussed the roll out of CCO 2.0, which is the process of Counties selecting CCO organizations in the coming contract renewal cycle.

Commissioner Weimar thanked Lindsay, while commenting on the complexity of the County's various health programs.

IN THE MATTER OF WASTE MANAGEMENT QUARTERLY REPORT

Alan Anderson, Waste Management Senior District Manager and Leah Shannon, Environmental Protection Manager presented a report for the fourth quarter as of date of 2018 and year to date, which included the following:

- CRL volumes for the fourth quarter -- 268,621 tons, up 7.3 percent vs. the fourth quarter of 2017.
- CRL volumes for the year to date -- 2,133,453 tons, down 7.9 percent vs. 2017.
- CRL host fees paid to Gilliam County for the fourth quarter -- \$386,843.
- CRL host fees paid to Gilliam County for the year to date -- \$3,397,698.
- CWM volumes for the fourth quarter -- 6,788 tons, down 53 percent vs. the fourth quarter 2017.
- CWM volumes for the year to date -- 73,335 tons, down 14.1 percent vs. 2017.
- CWM host fees paid to Gilliam County for the fourth quarter -- \$8,010
- CWM host fees paid to Gilliam County for the fourth quarter -- \$86,535.
- Portland Metro has approved a new 10-year contract with CRL. Anderson thanked the Court and the community, noting that a thank you reception is scheduled in January.
- CRL and CWM continue seeking employees.
- A cell construction project at CWM is complete and has been approved by ODEQ.
- A cell construction and rail siding project at CRL is complete and has been approved by ODEQ and Watco.
- Lower tonnage at CRL is primarily due to soil projects. Anderson noted that tonnage fluctuates from year to year.

Commissioner Wetherell asked Anderson for an update regarding a situation with Arlington Clinic. Anderson responded that because litigation may be involved, he is unable to comment in detail. However, he said the company is looking at ways to re-engage with the clinic.

Commissioner Weimar expressed concern over a recent ad in the paper indicating attempts to organize labor at CRL. Anderson said he is aware of the ad but has no other information.

IN THE MATTER OF PORT OF ARLINGTON REQUEST

MOTION by Commissioner Weimar, second by Commissioner Wetherell, to release budgeted funds to Port of Arlington in the amount of \$7,181.50 for an irrigation feasibility study. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF REQUEST FOR RIGHT OF WAY

MOTION by Commissioner Weimar, second by Commissioner Wetherell, to approve an Application for Activities in Gilliam County Rights of Way submitted by Columbia Basin Electric Cooperative, Inc. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF COURT STENOGRAPHER CONTRACT

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to accept Court Stenographer Mary Dyer’s request to withdraw her notice of end of contract. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF PLANNING DIRECTOR QUARTERLY REPORT

Planning Director Michelle Colby presented a quarterly report, which included land use activity for 2018, as well as other projects, regional issues, and Oregon Energy Facility Siting (EFSC) project updates.

Colby noted that a Model Code Update will begin in January, and is expected to be a lengthy process. She also told the Court that Phase 2 of the Montague Wind Project is currently going through the state permitting process.

Judge Shaffer asked Colby about the situation with the Building Codes Division. Colby said Wasco County was prepared to turn the project over to the State until the State revealed plans to move the office to Pendleton. Wasco County is now considering a potential contract with The Dalles and wants to know what the small counties want to do.

IN THE MATTER OF APPROVAL OF SALE OF PROPERTY

Reuben Cleaveland told the Court that buyer Eilene Flory will sign a contract that addresses stipulations regarding clean-up and restoration of the property.

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve a Certificate of Sale for property at 221 Potter Street in Condon to Eilene Flory, in the amount of \$10,000, as revised. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF ARLINGTON SCHOOLS REQUEST

MOTION by Commissioner Weimar, second by Commissioner Wetherell, to approve a request for disbursement of budgeted funds in the amount of \$450,000 to Arlington Public Schools from the SIP discretionary line item. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF TRANSPORTATION DIRECTOR SEMI-ANNUAL REPORT

Transportation Director Marla Davies and Assistant Sabrina Wagenaar provided a semi-annual report, including current problems with a 2018 handicapped-accessible Dodge

Grand Caravan. She reported that the Department purchased two 2018 Toyota Siennas using other revenue streams due to restrictions imposed by the Federal Transportation Administration.

Davies' report also included staff attendance at trainings and conferences and details regarding the Statewide Transportation Improvement Fund (STIF) application process. The Court approved by consensus Davies' request that intern Natalie Campbell be allowed to work over winter break because she was unable to use her wage allocation this summer due to a previous commitment.

IN THE MATTER OF HIGHLY RURAL TRANSPORTATION GRANT

MOTION by Commissioner Weimar, second by Commissioner Wetherell, to approve a grant agreement between State of Oregon Department of Veterans' Affairs and Gilliam County in the amount of \$45,000 to provide a Highly Rural Transportation Grant for transportation of veterans for fiscal year 2019. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

Judge Shaffer complimented Davies for her hard work and her many accomplishments.

IN THE MATTER OF APPROVAL OF LEASE

Reuben Cleaveland noted that the updated contract for lease of property at Shutler Station Industrial Park, initially for a period of one year, has been shortened to six months, as Omega Morgan thinks the project will be completed by that time. After six months, the contract allows for a tiered lease process depending on how much property is used. He also noted that the start date has been changed from Dec. 1, 2018, to Jan. 1, 2019.

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve a Lease of Real Property and a Track Usage and Storage Agreement between Gilliam County and Omega Morgan as delivered. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF SHUTLER STATION WATER PURCHASE AGREEMENT

The Court discussed a water purchase agreement submitted by Keven Haguewood of Ione. Haguewood has indicated he has access to a primary water source at Plateau Farms, but water at Shutler Station will serve as a backup source. Commissioner Wetherell asked how much water Haguewood anticipates he will use if a backup is necessary. Judge Shaffer said up to 75,000 gal/day, but said that Haguewood thinks his current source of water will be sufficient. Commissioner Weimar asked about capacity and advised that even though the agreement is just a backup, there must be enough water for existing users first. Judge Shaffer pointed out that the Agreement specifies the amount purchased is based on well output and the County doesn't guarantee that the well can produce a specific quantity.

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve a Water Purchase Agreement between Gilliam County and Keven Haguwood as written. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF ECONOMIC DEVELOPMENT PROJECT PROPOSAL

Leah Shannon of Arlington presented an Economic Development Project Proposal on behalf of herself and her husband, Pat Shannon. The proposal involves turning the vacated Village Inn Restaurant and Bar into a restaurant and lounge for travelers and residents. Shannon outlined the benefits of the project, noting their intention to use local contractors and builders. The restaurant is expected to employ around 15 people. Shannon said she isn't asking for anything at this point, but requested that the Court consider the proposal. Commissioner Wetherell asked if there would be any changes to the footprint of the building, and Shannon indicated there would not. No decisions were made.

IN THE MATTER OF FIRE SERVICES SEMI-ANNUAL REPORT

Gilliam County Fire Services Coordinator Shannon Coppock presented a semi-annual report, which included the following:

Emergency Responses:

- Emergency responses have been high across the county, in addition to several requests for mutual aid outside the county. North Gilliam County had three fires between 2,000 and 3,000 acres each. South Gilliam County had multiple large fires.

New Equipment:

- North Gilliam County RFPD has submitted a request for bids on a new wildland/urban interface truck, to be used for both structure fires and wildland fires. The truck is expected in early spring.

Burn Ban Clarification:

- Coppock clarified the burn ban, noting that the ban, when in place, prohibits burning barrels and outdoor fires of debris but doesn't affect agricultural burns.

Coppock also provided information on ongoing training, public education and public relation school programs, the Region 9 Fire Defense Board, and the Critical Incident Stress Management Team, as well as possible legislative solutions to address the lack of resources facing Gilliam County.

Coppock told the Court that she is retiring in June 2019. The position will be advertised beginning in January with an intent of hiring in early May.

IN THE MATTER OF SHUTLER STATION BATCH PLANT SUBLEASE

The Court discussed a Consent to Sublease the concrete batch plant. The sublease was approved for 30 days at the Nov. 7 meeting with final approval pending receipt of a

signed copy of the sublease between Thompson Bros. and Hood River Sand and Gravel.

Reuben Cleaveland, who represented the County in this transaction, noted that he requested certain language in the Consent document. He also stated that the County is not a party to the sublease, but only provides approval; Thompson Bros. is still responsible for all obligations under the Lease.

MOTION by Commissioner Weimar, second by Commissioner Wetherell to approve a Consent to Sublease the Concrete Batch Plant between Thompson Bros. Excavating, Inc. and Hood River Sand and Gravel.

The Court also discussed replacement of the failing batch plant computer system, which is expected to cost between \$30,000 and \$35,000; and replacement of the boiler, currently not operational, expected to cost between \$15,000 and \$18,000. The two projects are separate. The Court directed Cleaveland to proceed with a RFQ for the Control System Upgrade.

IN THE MATTER OF NOVEMBER CLAIMS

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve November claims pending review. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF NOVEMBER 7 REGULAR MEETING MINUTES

MOTION by Commissioner Wetherell, second by Commissioner Weimar, to approve Nov. 7 regular meeting minutes as corrected. Shaffer – Yes; Weimar – Yes; Wetherell – Yes; **Motion Carried.**

IN THE MATTER OF CORRESPONDENCE

The Court acknowledged receipt of Appointment of Keeper of Local Correctional Facility provided by Sheriff Gary Bettencourt. The notice informed the Court that Sheriff Bettencourt has appointed Dan Lindhorst to be jailer for NORCOR.

IN THE MATTER OF COURT MEMBER REPORTS

Judge Shaffer:

- noted that the current director of Summit Springs Village has been asked to take early retirement and an interim director is currently on the job. The goal is to clean up a number of issues, and DHS is assisting in the process.

- Frontier Telenet is facing financial difficulties and is expected to provide a report at the next meeting.

Commissioner Wetherell:

Plans to attend a meeting of the Columbia Ridge Landfill Citizens Advisory Committee tonight.

- attended a kickoff meeting for construction of the Montague Wind Project .
- attended the recent AOC Conference with several helpful sessions, including a session on wildfires.
- noted that Gilliam County received a Gold Safety Award, one of only three in the state and the only small county to receive the award.

Commissioner Weimar:

- Attended a CAPECO meeting, noting that the Board has requested that he continue in his position as board member. He explained that his position represents Gilliam and Wheeler Counties, and that there is no requirement that the Board member must be a member of County Government. The CAPECO Board makes the appointment based on recommendation by the Court. Commissioner Weimar will provide bylaws to the new court.
- Attended a Wildland Fire meeting held at the Fairgrounds. The meeting was well-attended.

IN THE MATTER OF THE NEXT COURT MEETING

The next regular Gilliam County Court meeting will be held Wednesday, Dec. 19, 2018, beginning at 10:00 a.m. at the North Gilliam County RFPD building, 1500 Railroad Ave., in Arlington, Oregon.

It appearing to the Court that there was no further business to be conducted at this time and no additional matters to be considered, Judge Shaffer adjourned the meeting at 1:15 p.m.

GILLIAM COUNTY COURT

By _____

Steve Shaffer, Judge

By _____

Michael Weimar, Commissioner

By _____

Leslie Wetherell, Commissioner

Mary H. Dyer/Recorder _____