

9-4-2013

Judge Shaffer opened the regular Gilliam County Court meeting at 10:05 a.m. in the Gilliam County Courthouse Courtroom in Condon, Oregon.

Commissioners Present: Judge Steve Shaffer, Commissioner Dennis Gronquist and Commissioner Michael Weimar. Absent: None.

#### IN THE MATTER OF ROAD DEPARTMENT STAFF REPORT

Roadmaster Dewey Kennedy reported the following:

- Finished rock phase of first Baseline project.
- New shoulders added to Sniption Canyon, Ferry Canyon and Richmond Roads.
- Traveled to Grangeville Idaho twice: One trip inspecting roads which were treated with Mag Chloride and Bentonite. The other trip was to attend the Gravel Roads Training sponsored by the American Salt Institute.

Kennedy added he is incorporating some of Idaho's methods, but will continue using the Earthbind product since it is a less corrosive product than salt. There are several test areas which include: 3.85 miles of Lonerock grade, 1.5 miles of Wolf Hollow. ½ mile of Alville and one mile of Brown Lane which are being evaluated. Earthbind process was explained.

- Attended Oregon Association of County Engineers and Surveyors-OACES Conference where the issue of decreased timber dollars was discussed.
- Widening/drainage improvement on Brown Lane: making the road accessible to two way traffic and eliminating a dangerous intersection at Barker Lane.
- Met with Oregon State Park and BLM Representatives to discuss access to Hay Creek using Gilliam County roads. Noting the road going into Hay Creek is eroding and is very narrow in places. Safety concerns for Devil's Butte and Mikkalo Grade were also discussed.
- Signed agreements with ODOT and BLM for rock productions at Ajax Quarry. We will produce materials for the Court approved trade of ODOT Stacker and for use on Hay Creek, Devil's Butte, Ajax Roads and the west side of Mikkalo grade.
- Removed broken chip seal from Mayville Flat and narrowed the road to 28 feet. Gravel/asphalt was recycled through Crusher and materials will be added to crushed rock. We salvaged 100 cubic yards of rock per mile from the ditches.
- The Rock Picker was used on Pennington Road: Excess gravel on sides and berm (300 cubic yards per mile) were returned back to road surface. Rock Picker will be working on the Upper Rock Creek next.
- Assisting Wasco County surveyors with Baseline project at Crum pit. The equipment operates on satellite, internet and cell service which is not available at Baseline. Centerline stakes are set on first half of project. Will begin moving dirt when fall grading is completed.
- Chip sealed Blalock Canyon, Middle Rock Creek and portion of Barnett road. Roads are swept and fog sealed and we are on Morrow County's schedule to apply stripe. All materials for striping are at the Road Shop.
- Working to secure ODOT I-84 asphalt grindings: ODOT will be paving from Arlington to Tower Road.

- Crusher finished at Anderson II quarry and is now on Greiner Lane at the Dyer Quarry. Road/Paving rock for Mayville area will be produced when Crusher is repaired.
- Grader is prepping bus barn lot for paving project on September 9, 2013.
- City of Condon paving of City streets beginning September 16, 2013.
- Gilliam County Fair Grand Marshals: Attended Fair and communicated with several citizens.

Commissioner Gronquist instructed Kennedy to meet with IBR Maintenance Staff Mike Connell and develop a plan/estimate regarding: exterior concrete pad, concrete cracks inside building, roof/sealer and rocks inside drains.

#### IN THE MATTER OF 2007 DODGE CARAVAN BID OPENING

Judge Shaffer opened the three sealed bids for the Gilliam County 2007 Dodge Caravan:

Vern Lancaster: \$900

Jude Berray: \$888

Bo Jarboe: \$2800

MOTION: Commissioner Gronquist moved to accept the highest bid: Bo Jarboe in the amount of \$2,800 for the 2007 Dodge Caravan.

SECOND: Commissioner Weimar.

Vote: 3-0

Yes: Judge Shaffer, Commissioner Gronquist and Commissioner Weimar

No: None

Abstained: None

Absent: None

Motion Passed.

#### IN THE MATTER OF CONSENT AGENDA

MOTION: Commissioner Gronquist moved to approve the consent agenda which includes the August 21, 2013 regular County Court minutes and August claims pending review.

SECOND: Commissioner Weimar.

Vote: 3-0

Yes: Judge Shaffer, Commissioner Gronquist and Commissioner Weimar

No: None

Abstained: None

Absent: None

Motion Passed.

#### IN THE MATTER OF EORCO MEMBERSHIP DUES

Judge Shaffer attended the Eastern Oregon Regional County Organization-EORCO meeting and reported this new organization deals with rural county issues at a federal level and has representation in Washington D.C. The EORCO has some of the same

members that were a part of the Eastern Oregon Rural Alliance which dealt with rural issues at a State level, which is also something the Association of Oregon Counties offers. EORCO proposed annual dues for Gilliam County is \$2,500.

EORCO discussion included: PILT, Sage grouse, Department of Defense/Windmill, Bombing Range and U.S. Navy approach through Gilliam County.

MOTION: Commissioner Gronquist moved to approve Gilliam County's annual fee in the amount of \$2,500 be paid to the Eastern Oregon Regional County Organization.

SECOND: Commissioner Weimar.

Vote: 3-0  
Yes: Judge Shaffer, Commissioner Gronquist and Commissioner Weimar  
No: None  
Abstained: None  
Absent: None  
Motion Failed.

#### IN THE MATTER OF GILLIAM COUNTY FIRE FUND REQUEST

MOTION: Commissioner Gronquist moved to approve the Gilliam County Fire Services 2013-2014 request for budgeted funds in the amount of \$60,000.

SECOND: Commissioner Weimar.

Vote: 3-0  
Yes: Judge Shaffer, Commissioner Gronquist and Commissioner Weimar  
No: None  
Abstained: None  
Absent: None  
Motion Passed.

#### IN THE MATTER OF 110 NORTH LINCOLN PROPERTY UPDATE

Judge Shaffer reported Pillar Consultant Jeff Schott is having the siding on the property assessed for asbestos. The assessment cost estimated at \$1,000-\$1,500 will determine if the siding is friable/non-friable asbestos which will determine how it will be disposed of.

Commissioner Gronquist inquired if Legal Counsel Will Carey has been notified and feels the Court has done everything correctly with regards to property.

#### IN THE MATTER OF TREASURER'S REPORT

Treasurer Danelle Wetherell reported the following:

Industrial Park Revenue Summary:

- WATCO has not paid: sending invoices monthly. Commissioner Gronquist instructed Wetherell to discontinue the monthly invoicing to Watco noting they are no longer using the rail spur.
- Lease Agreements: two lessees are behind one month on lease payments.

- WI water meter reads below monthly minimum. Discussion on other onsite water meter being unavailable for Maintenance Staff Darryl Houghtelling to read.

Revolving Loan Fund:

- All loans are current
- Small Business Development Loan needs a policy and procedure developed. Wetherell has had two inquiries for Business Loans and told potential borrowers funds are building and applications are not being accepted at this time.
- Getting ready for Auditors who will be here on September 30, 2013.

IN THE MATTER OF JUSTICE REINVESTMENT GRANT 2013-15 AGREEMENT  
 Judge Shaffer acknowledges a letter of recommendation from Tri-County Probation Officer John Folliard. Gilliam County's initial funding award is \$50,000 for the 2013-2015 biennium which will be spent on community-based sanctions, services and programs.

MOTION: Commissioner Weimar moved to approve the Justice Reinvestment Grant Program 2013-2015 Participation Agreement between Gilliam County and Oregon Criminal Justice Commission.

SECOND: Commissioner Gronquist.

Vote: 3-0

Yes: Judge Shaffer, Commissioner Gronquist and Commissioner Weimar

No: None

Abstained: None

Absent: None

Motion Passed.

IN THE MATTER OF SECOND AMENDMENT TO CARGILL LEASE

The Court reviewed a second amendment dated September 4, 2013 to the Lease of Equipment and Personal Property between Gilliam County, Oregon and Cargill. Legal Counsel Will Carey has reviewed the document and is comfortable with amendment.

Section 1. Amendment: The requirement of a letter of credit or parent company guarantee shall be waived as long as Cargill, Incorporated is the Lessee. If the Lessee is a subsidiary or affiliate of Cargill, Incorporated, a parent company guarantee may be issued in lieu of a Letter of Credit.

Commissioner Gronquist added he is not comfortable with the last sentence of the amendment, and would like "may" removed and replaced with "will". Court Administrator Leanne Durfey will email language change request to legal counsel and Cargill.

The amendment was tabled.

IN THE MATTER OF EXECUTIVE SESSION 192.660 (2) (e,g)

Judge Shaffer declared the meeting to be in Executive Session pursuant to ORS 192.660 2(e)(g) to conduct deliberations with persons designated by the governing body to negotiate real property transactions & preliminary negotiations involving matters of trade or commerce in which the governing body is competing with governing bodies in other states or nations. No decisions were made. Separate minutes were taken and will be filed in the office of the County Clerk.

#### IN THE MATTER OF COUNTY COURT MEMBER REPORTS

Judge Shaffer participated in Oregon Regional Solutions meeting of the Eastern Oregon geographical region which includes Baker, Gilliam, Grant, Harney, Malheur, Morrow, Umatilla, Union, Wallowa and Wheeler Counties. GEODC-Greater Eastern Oregon Development Corporation is the economic development service provider for this region. Transportation and affordable workforce housing were some issues the region shares. Judge Shaffer added many of the same issues are applicable in the Columbia Gorge area and are being discussed through MCCED- Mid-Columbia Economic Development District. Judge Shaffer has concerns with our location and feels we may better served through MCCED.

Judge Shaffer and Commissioner Weimar will be traveling to Salem for AOC: Transportation, Economic Development and Water Policy programs were points of interest.

Judge Shaffer attended a NORCOR meeting where the funding base was discussed. At this time all counties are charged their share based on a bed use formula. Wasco County has been over their bed limit on several occasions, and the overages have been documented and will be used for the next budget funding formula. This will most likely raise Wasco's annual portion: Wasco is proposing a remedy which requires NORCOR to release a Wasco inmate if the bed use goes over their allotment.

Commissioner Gronquist added if NORCOR releases a Wasco County inmate and that inmate commits murder, NORCOR would be liable.

Judge Shaffer reported the Early Learning Council Hub applications for our area have not been submitted. NCESD has partnered with Wasco ESD and Columbia Gorge Community College and now Sherman County has decided to meet with all entities and melt together to better serve our area. The partnership will include: Hood River, Wasco, Sherman, Gilliam and Wheeler counties. The original Hub application due date of October 1, 2013 will not occur with this new effort.

IBR flour bins will be declared surplus equipment and will be added to next County Court agenda.

IN THE MATTER OF NEXT COURT MEETING

The next Gilliam County Court meeting will be Wednesday, September 18, 2013 beginning at 10:00 a.m. and will be held at Arlington City Hall-Arlington, Oregon.

It appearing to the Court there was no further business to be conducted at this time and no additional matters to be considered Judge Shaffer adjourned the meeting at 11:55 a.m.

GILLIAM COUNTY COURT

By \_\_\_\_\_

Steve Shaffer, Judge

By \_\_\_\_\_

Dennis Gronquist, Commissioner

By \_\_\_\_\_

Michael Weimar, Commissioner

*Marla Davies-Recorder*