

7-16-2014

Judge Shaffer called the regular Gilliam County Court meeting to order at 10:02 am. The meeting was held at the Gilliam County Courthouse, Courtroom located at 221 S. Oregon St. Condon, OR.

Court members present were: Judge Steve Shaffer and Commissioner Michael Weimar. Absent: Commissioner Dennis Gronquist.

IN THE MATTER OF ADDITIONS TO AGENDA

- Contract with Community Counseling Solutions RE: Arlington & Condon school-based counselor position
- Radar Holding LLC request for assistance to improve roads at the air base
- South Gilliam Health Center request for excavation work

IN THE MATTER OF ROADMASTER DEWEY KENNEDY: STAFF REPORT

Roadmaster Dewey Kennedy distributed copies of photos of recent road department projects. Kennedy provided an update on the following: Baseline Road ready for asphalt, Crum Pit work, safety berm project at the intersection of Baseline and Hwy 19, Barnett Road widening and slope projects, this fall will do seeding with range drill, ground preparation work for concrete pad next to the IBR building, drainage project next to IBR building, widening of lower section of Lonerock Road, widening of Welborn's corner, finished paving project with City of Condon, did some patching work at Mikkalo, and the fish window opened yesterday so work can now begin on Brown Creek and Buckhorn Creek culverts. Oregon Department of Transportation is coordinating Oregon's statewide review of the 2010 Federal Aid Urban Boundaries and the federal Functional classification of public roads and Kennedy is reviewing road classifications for Gilliam County. Tested a hand chip sealer machine, the ease of the machine was nice.

Kennedy attended the Oregon Association of County Engineers and Surveyors spring conference, the biggest topic of discussion was the road funding formula in the state of Oregon. Those in attendance proposed a redistribution of the current state road funding formula which would include a base funding amount for all in the formula and then applying the formula jurisdictions would get additional funds. The proposed change would distribute funds off the top then apply the formula. Any formula redistribution will need to get Association of Oregon Counties (AOC) approval and then ultimately the State legislature will need to approve any changes. Emily Ackland AOC's County Road Program Manager will be meeting with Roadmaster Kennedy to discuss county needs and to tour some of the county road system later today.

Equipment purchase request. Kennedy commented the road department has been renting a used excavator since last fall in which it has been used almost daily. Kennedy would like to proceed with purchasing the equipment. The company will apply a portion of the payments towards the purchase price with the excavator purchase price at \$109,400. Kennedy stated he would also like to purchase a slope packer attachment at a cost of \$18,160 (noting it is specific to this model and type of excavator). A new excavator would cost around \$400,000. The purchase price for the excavator and slope packer attachment would be a total of \$127,560. It was noted three comparable quotes need to be obtained in which Kennedy responded he has documentation. It was agreed the auditors will be consulted on the lease/option to buy process along with documentation requirements prior to any purchase being made.

Judge Shaffer reported being approached by the South Gilliam County Health Center about excavation needs as the Health Center has been awarded a grant to build on an 18,000 sq. ft. addition to the clinic at Condon. Process was discussed. Kennedy commented if the Road Department performs the excavation work the project will be tracked and assigned its own project number therefore time, labor, equipment usage will be tracked for in-kind contribution. Kennedy commented if the road department is to perform the work the 'project' will be plugged into the road department schedule where feasible.

Motion by Judge Shaffer, seconded by Commissioner Weimar, authorizing the Road Department to provide in-kind excavation work necessary for the 18,000 sq. ft. addition to the South Gilliam Health Center. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

Judge Shaffer reported being approached by Kevin Gramson with Radar Holding LLC requesting assistance with road repairs. Kennedy commented the County has been asked for assistance in the past and has provided minimal crack seal repairs and if time and conditions allow has plowed the streets of the housing development. Kennedy stated the road in question is not a County road. Kennedy commented Gramson also contacted him about the repairs needed. Kennedy is familiar with the work to be done including improving the main entrance which use to have a cattle guard, patch where trenching was done and the asphalt has dried out over the years creating numerous cracks. Judge Shaffer commented he has concerns with the request as it is private property. Kennedy informed the Court that the Road Department patched what they could at the main entrance with the remaining paving materials that were left at the conclusion of the City project yesterday, adding it was a time sensitive matter for the material to be used. Consensus for Kennedy to bill Radar Holding LLC for work performed.

IN THE MATTER OF WASTE MANAGEMENT: QUARTERLY REPORT

Gary Fisher and Alan Anderson with Chemical Waste Management (WM) Arlington facility distributed quarterly report for second quarter 2014. Columbia Ridge is up compared to 2013 and Chemical Waste Management volume is down for the same period. WM anticipates volumes increasing in the second half of the year. WM kicked off their annual 100 Days of Summer Safety event. Reported Seattle Tunnel Partners has resumed work on the repair of the boring machine, which requires them to excavate some large shafts; this soil is coming to Columbia Ridge. There are a number of large projects in Alaska and anticipate those volumes late 2014. Material from Alaska is received via barge to Seattle then rail from Seattle to Arlington. WM is making an investment into river access in the Seattle area and anticipate it being operational late 2014. Employment at Columbia Ridge is steady, looking to replace individuals on the Chemical side that have left. Judge Shaffer commented the County has a homestead rebate program available to homeowners that may encourage homeownership of new employees. Judge Shaffer encouraged WM representatives to contact Holly Frances at Mid-Columbia Council of Government about the work force training program/recruitment. It was suggested WM consider advertising job openings in the local paper, The Times-Journal. WM was thanked for their report.

IN THE MATTER OF APPOINTMENT TO GILLIAM COUNTY CULTURAL COALITION BOARD

Motion by Commissioner Weimar, seconded by Judge Shaffer, to appoint Kari Keown to the Gilliam County Cultural Coalition Board filling a term to expire December 31, 2014. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF COUNTY SPECIAL TRANSPORTATION GRIEVANCE PROCEDURE

Judge Shaffer and Commissioner Weimar concurred there is concern with lack of flexibility on timeframe however the Gilliam County Special Transportation Advisory Board has approved the grievance procedure and bottom line if grievance can't be settled the County Court is to address the matter.

Motion by Commissioner Weimar, seconded by Judge Shaffer to adopt the Gilliam County Special Transportation Grievance Procedure as presented. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF REQUEST TO APPLY FOR OEM STATE HOMELAND SECURITY GRANT

Gilliam County Emergency Management Coordinator Chris Fitzsimmons explained there is an opportunity to apply for a grant to Oregon Emergency Management – State Homeland Security Grant Program. The grant is due August 1, 2014, no cash match, total grant request \$102,616, grant will be used to purchase 700 band portable radios and mobiles for North and South Gilliam County Fire Departments and 700 band portable radios for Gilliam County Road Department with programming and installation. The 700 band portable radios have been tested in the County by the road department. Fitzsimmons explained with the implementation of narrow band it has created issues for the road department's current communications system. Fitzsimmons commented public works/road department is eligible to receive grant funds.

Motion by Commissioner Weimar, seconded by Judge Shaffer to approve grant request to Oregon Emergency Management – State Homeland Security Grant in the amount of \$102,616. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF COURT ORDER DIRECTING THE SHERIFF TO CONDUCT THE SALE OF COUNTY PROPERTIES

Gilliam County Sheriff Office Chris Fitzsimmons informed the court that August 21, 2014 has been set as the sale date for the Sheriff sale of County Property.

Judge Shaffer prefaced by stating the County and City of Condon recently participated in a land exchange. The Bargain and Sale Deed from Gilliam County to the City of Condon for the land exchange is to be executed today and then filed in the Clerk's Office. Subsequently the County now wishes to sale the property recently acquired. In addition to the sale of property acquired (North side of Cottonwood, West of Hwy 19 Condon, OR) in transaction with City of Condon the County will be putting up for sale the property at 110 n. Lincoln St. Condon, OR (aka Hawk), as the house has been removed and lot cleaned.

The Court reviewed assessed values for both properties. Judge Shaffer suggested a minimum bid of \$7,100 for property at 110 n. Lincoln St. Condon, OR (aka Hawk) and a minimum bid of \$9,500 for property at North side of Cottonwood, West of Hwy 19 Condon, OR.

Motion by Commissioner Weimar, seconded by Judge Shaffer to adopt Court Order No. 2014-02 Directing the Gilliam County Sheriff to conduct sale of County properties at 110 n. Lincoln St. Condon, OR with minimum bid of \$7,100 and North side of Cottonwood, West of Hwy 19 Condon, OR with minimum bid of \$9,500. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF DANIELLE WETHERELL: TREASURER'S REPORT

Gilliam County Treasurer Danelle Wetherell distributed copies of business revolving loan fund summary, industrial park revenue summary and WI Construction Inc. property lease agreement. Wetherell reported Liberty Theatre has only made one payment thus far in 2014, Nana's Kitchen has missed one payment in 2014 with all other loans current for payments received in 2014.

Industrial Park Revenue Summary indicates all accounts; property, rail use, water and sewer are current except WI construction is behind one month on water and several months delinquent on property lease for 2014. WI Construction property lease agreement, amendment to agreement and correspondence from the Court to WI was reviewed. Wetherell stated she has received correspondence from Jack Ingram (WI owner) referring to conversation with Judge Shaffer about the property lease and that WI owes nothing. Judge Shaffer commented apparently there is a misunderstanding between Ingram and himself with respect to the conversation the two had regarding additional property lease payments. Discussion took place. After further review of the property lease, amendment and map outlining lease area; there is some confusion on how much land is considered the 'core area' and what is considered additional land. Commissioner Weimar commented the core area should be the first acre and anything beyond that is considered additional. It was agreed WI is to be paying \$750 for the core area and \$400 per additional acre. Wetherell asked for direction. Judge Shaffer will consult the Assessor's Office on the amount of land area for core area and any additional land area being used by WI. It was noted the original property lease agreement has a ten year renewal clause that may be executed August 2015 based on certain conditions being met. Judge Shaffer will follow up with Assessor and then contact Mr. Ingram on the property area being leased and at what rate.

Judge Shaffer provided an update to Wetherell on the status of the most recent business development loan provided to Pat and Leah Shannon in the amount of \$60,500 to assist with the purchase of the Pheasant Grill at Arlington, adding this is a great economic opportunity for the area.

Wetherell informed the Court the auditors are scheduled to conduct annual audit review the week of October 6, 2014.

IN THE MATTER OF WEED CONTROL OFFICER DON FARRAR: STAFF REPORT

Weed Control Officer Don Farrar distributed copies of report. Summary of the report included Thirty Mile and Ferry Canyon grant funded weed spraying projects are complete with reporting due October 2014; Lower John Day River basin Skeleton weed grant is 30% complete; County roads have all been treated once for summer annuals with spot treatment on-going; Bureau of Land Management (BLM) noxious weeds contract is 30% complete; BLM Salt Cedar contract is in its final year and will be completed this summer; the GPS (Juno) system provided by BLM has had several issues and BLM is working on resolving the matter as BLM prefers the County to use the Juno system; Bonneville Power Administration (BPA) weeds spraying contract is 20% complete for the year; United Pacific Railroad is current for work performed (paying three years outstanding bill); reseeding on several roads has been done; Oregon Parks weed control is 90% complete; courthouse and park lawns have been sprayed and fertilized with one more treatment needed; industrial park has been treated for summer annuals except for the Morgan Property which is fenced (Farrar needs the access code to the gate from Commissioner Gronquist again) and spot treatment is on-going; North Star equipment was down three weeks in May the equipment was still under warranty; in a cooperative effort BLM contracted with Grant, Jefferson and Gilliam County to treat Leafy Spurge on the John Day River; a bio collection was conducted utilizing Condon high school students (35 releases for Toadflax and 6 releases for Knapweed

were collected); attend regular meetings of Oregon Invasive Species Council and Oregon County Weed Association.

IN THE MATTER OF AMENDMENT #A3 TO CONTRACT WITH STATE OF OREGON FOR PROFESSIONAL SERVICES - HEALTHY START

Motion by Commissioner Weimar, seconded by Judge Shaffer to approve Amendment #A3 to contract with State of Oregon for Professional Services – Healthy Start in the amount of \$67,776. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF CONTRACT WITH CCS FOR SCHOOL BASED COUNSELOR POSITION FOR GILLIAM COUNTY

The Court reviewed contract agreement between Gilliam County and Community Counseling Solutions (CCS) No. JUV #3-2014 for funds (\$27,821.93) to be applied to the school based counselor position for Gilliam County in the fiscal year 2014-15. Judge Shaffer commented the Gilliam County Coordinate Care Organization just received notification of being awarded a grant to help sustain the school based counselor position.

Motion by Commissioner Weimar, seconded by Judge Shaffer to approved contract agreement between Gilliam County and Community Counseling Solutions No. JUV #3 – 2014 in the amount of \$27,821.93. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

IN THE MATTER OF CORRESPONDENCE

Court acknowledged receipt of

- Thank you for support of the 2014 Drug and Alcohol Free Graduation Party.
- Letter encouraging the County to continue to supplement the early college program through Columbia Gorge Community College from former College Program Coordinator at Arlington High School, Beth Burton.
- Tri-County Veterans Service Officer fourth quarter report for fiscal year 2014; including individual county activity report, composite activity report, expansion and enhancement activities, quarterly financial report.

IN THE MATTER OF WI CONSTRUCTION CONCRETE CREDIT AND NEED AT IBR FACILITY

Judge Shaffer reported having a conversation with Jack Ingram of WI in which Ingram is asking the County for a 25/75 split on the concrete to be poured next to the IBR facility. Ingram is asking the County to pay for 25% of the concrete and apply 75% to the County's credit. Discussion took place. It was noted the concrete agreement states the County will pay for transportation cost. The court has at times negotiated the credit/cash for concrete. It was **Consensus** with the close proximity of the project that all the concrete needs to be applied to the County's credit. Commissioner Weimar suggested the concrete agreement may need to be revisited and the credit converted to cash equivalent to simplify matters.

IN THE MATTER OF CONDOLENCES

Judge Shaffer on behalf of himself and the Court expressed deepest condolences to Court Administrator Leanne Durfey and Justice of the Peace Cris Patnode whom recently loss their mother, Jeanie Shannon.

IN THE MATTER OF COURT MEMBER REPORTS

Commissioner Weimar stated he has attended several meetings including Mid-Columbia Council of Governments (MCCOG) and Community Action Program of East Central Oregon (CAPECO) and attended the Tri-County Court meeting and business was as usual nothing to report at this time.

Judge Shaffer attended the Oregon Solutions gathering at Cottonwood Canyon State Park to discuss next steps of development including interpretive center and fund raising efforts.

Judge Shaffer attended City of Condon meeting and discussed move from GEODC to MCEDD.

It was noted Commissioner Gronquist attended a Metro council work session on long term waste planning.

Judge Shaffer attended Chamber of Condon's brewery event, there was Scottish and Irish beer brewed with Condon water by Eli LaRue.

Judge Shaffer spoke at the opening ceremonies at Condon's Fabulous 4th

It was noted the Port of Arlington has two vacancies, (east/Condon representative) and (Arlington representative).

Commissioner Weimar commented the Eastern Oregonian reports the Port of Morrow is experiencing similar issues with the jurisdiction of the Columbia River as Gilliam County dealt with on its dock project. This is going to continue to be a federal matter. Discussed subscribing to the Eastern Oregonian on line.

IN THE MATTER OF CONSENT AGENDA

June 18th County Court meeting minutes - approve
June 18th Executive Session minutes - table
June 24th Executive Session minutes - table
July 10th Executive Session minutes - table
July 10th Special Session minutes - approve
June Claims pending review - approve

MOTION: Moved by Commissioner Weimar, seconded by Judge Shaffer to approve June 18, 2014 County Court meeting minutes, July 10, 2014 Special Session minutes and approve June 2014 Claims pending review. Shaffer – Yes; Weimar – Yes; Gronquist – Absent; **Motion carried.**

The following executive session minutes were tabled June 18, 2014, June 24, 2014 and July 10, 2014.

IN THE MATTER OF NEXT MEETING

The next Gilliam County Court meeting will be held on August 6, 2014 beginning at 10:00 am. and will be held in the Gilliam County Courthouse, 221 S. Oregon St. Condon, OR.

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 12:15 p.m.

GILLIAM COUNTY COURT

By _____
Steve Shaffer, Judge

By Absent
Dennis Gronquist, Commissioner

By _____
Michael Weimar, Commissioner

Recorder, M.Colby