

WASCO COUNTY COURT
REGULAR SESSION
NOVEMBER 3, 2004

PRESENT: Dan Ericksen, County Judge
Scott McKay, County Commissioner
Sherry Holliday, County Commissioner
Kathy McBride, Administrative Assistant

At 9:03 a.m. the meeting was called to order by Judge Ericksen.

Jerry Tanquist, Wasco County Historical Society, informed the Court that the Historical Society sponsored the County's Fair Booth at the Oregon State Fair during the month of September, 2004. They received second place.

The one thing that the Historical Society noticed in preparing for the fair booth was that there is no County brochure that describes the entire County. The Society was able to obtain several brochures from various areas in the County. The Historical Society feels that the County needs to have a brochure that represents the entire County. Mr. Tanquist asked the Court for support in developing such a brochure.

Some discussion occurred. Todd Cornett, Planning & Development Director, informed the Court and Mr. Tanquist that there is scenic area grant funding available for projects such as this.

Mr. Tanquist showed the Court brochures from the Counties of Klickitat, Hood River and Grant, and from South Wasco County. He has spoken to representatives from The Dalles Area Chamber of Commerce and the Discovery Center regarding the need to develop such a brochure.

At 9:15 a.m. Sheriff Rick Eiesland requested that the Court declare as surplus three vehicles from the Wasco County Sheriff's Department; a 1997 Chevrolet Lumina, a 1993 Chevrolet Lumina, and a Ford F350 Pickup.

[[[A copy of the memorandum from Sheriff Rick Eiesland dated November 1, 2004, is hereto attached and made a part of this record.]]]

Some discussion occurred on the Sheriff's request to surplus the three vehicles and the Sheriff's plans to purchase replacement vehicles.

It was noted that Sheriff Eiesland may need to come back to the Court if the Sheriff does not have enough funding to purchase the vehicles under the Vehicle Maintenance Plan.

{{{Commissioner McKay moved to declare the 1997 Chevrolet Lumina, the 1993 Chevrolet Lumina and the Ford F350 Pickup from the Wasco County Sheriff's Department as surplus and that Sheriff Eiesland is authorized to trade these vehicles in when acquiring new vehicles during Fiscal Year 2004-2005. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

At 9:26 a.m. Robb Van Cleave, Employee & Administrative Services Director, noted that Gene Shearer's new vehicle came in. He also noted that the proceeds for the sale of Public Works vehicles should go back to the Public Works Fund instead of the General Fund.

Mr. Van Cleave stated that the County will be declaring as surplus a 1987 3/4 Ton Pickup that Mr. Shearer used which came from the Public Works Department.

Mr. Van Cleave stated that Rocky Webb is no longer doing vehicle auctions.

Dan Boldt, Public Works Director, stated that the State of Oregon sells vehicles for a specified minimum price. If the vehicle does not sale then the vehicle is put up for public sale.

Mr. Van Cleave discussed with the Court the barriers installed at Annex A. These barriers were installed to protect vehicles from going down the bank and hitting Annex A. The barriers need to be painted and set into place. Mr. Van Cleave feels the barriers will look better when all the work is complete. The County needed to consider safety first.

Mr. Van Cleave informed the Court that they have already approved the allocation of \$8,700 for the repair of the Annex A roof. He would request that the Court award to Brown Roofing the Annex A Roof Repair Project for the cost of \$8,700. Mr. Van Cleave noted the reasons why the County did not receive additional quotes from other businesses for this reroofing project.

{{{Commissioner Holliday moved to award the Annex A Roof Repair Project to Brown Roofing for the cost of \$8,700. Commissioner McKay seconded the motion; it was then passed unanimously.}}}

At 9:42 a.m. Todd Cornett, Planning & Development Director, presented to the Court a handout in regards to the passage of Ballot Measure 37.

[[[A copy of Todd Cornett's, Planning & Development Director, Measure 37 handout is hereto attached and made a part of this record.]]]

Mr. Cornett went over his handout at this time.

Discussion occurred on the handout and the effect to Wasco County with the passage of Ballot Measure 37 at yesterday's General Election.

Mr. Cornett stated that the Planning & Development Department's priority is to get the ordinances together as soon as possible. Mr. Cornett may request overtime funding at a later date if he finds that overtime is required in order to compile the changes made over the years to the County's Land Use and Development Ordinance.

A lengthy discussion occurred. It was noted that Measure 37 becomes effective in 30 days.

At 10:44 a.m. Dan Boldt, Public Works Director, discussed with the Court the petition received for vacating a portion of Lawrence Avenue located in Tygh Valley, Oregon. It was noted that the Order directing the Roadmaster to prepare his report on the proposed vacation of a portion of Lawrence Avenue is listed on the November 3, 2004 Consent Calendar.

{{{Commissioner Holliday moved to pull off Item #2 from the November 3, 2004, Consent Calendar, which is the Order in the matter of directing the Roadmaster to prepare his report on the proposed vacation of a portion of Lawrence Avenue located in Wasco County, Oregon. Commissioner McKay seconded the motion; it was then passed unanimously.}}}

{{{Commissioner McKay moved to approve the Order in the matter of directing the Roadmaster to prepare his report on the proposed vacation of a portion of Lawrence Avenue located in Wasco County, Oregon. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

Mr. Boldt stated that he has already prepared his Roadmaster's report on the proposed vacation of a portion of Lawrence Avenue. Mr. Boldt noted that he is recommending the vacation of a portion of Lawrence Avenue.

[[[A copy of the Public Works Director's Report in regards to the proposed vacation of a portion of Lawrence Avenue is hereto attached and made a part of this record.]]]

{{{Commissioner McKay moved to approve the Order in the matter of vacating a portion of Lawrence Avenue located in Wasco County, Oregon. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

At 10:48 a.m. Molly Rogers, Youth Services Director, informed the Court that she was in a meeting on Monday when Sharon Guidera, Executive Director of the Mid-Columbia Center for Living, gave to her the Agreement between Wasco County and the Mid-Columbia Center for Living, which needs Court approval. This Agreement is for the Commission on Children and Families to provide alcohol, tobacco and other prevention services in Wasco County. These services were provided by Marlena Allen who is no longer working for Mid-Columbia Center for Living.

{{{Commissioner McKay moved to approve the Agreement between Wasco County and Mid-Columbia Center for Living; said approval is subject to legal counsel's approval. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

At 10:52 a.m. Glenn Pierce, Supervising Sanitarian, presented to the Court his letter dated October 29, 2004, in regards to the recommendations from the Wasco County Solid Waste Advisory Committee.

[[[A copy of the letter with attachments from Glenn Pierce, Supervising Sanitarian, dated October 29, 2004, is hereto attached and made a part of this record.]]]

Mr. Pierce stated that the Solid Waste Advisory Committee met to consider the proposed rate increase for The Dalles Disposal Service.

Erwin Swetnam, The Dalles Disposal Service District Manager, addressed the rate increase request from The Dalles Disposal, which is proposed to become effective on January 1, 2005. The reason for the rate increase is due to increases in fuel and employee costs.

Some discussion occurred on The Dalles Disposal's recycling program and the recycling rate for Wasco County. The benchmark for the County's recycling rate will increase from 25% to 35% in 2009.

{{{Commissioner McKay moved to approve the proposed rate increase for The Dalles Disposal Service, said rates becoming effective on January 1, 2005. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

At 11:02 a.m. Mr. Pierce went over the recommendation from the Solid Waste Advisory Committee in regards to the proposed rate increase for Mel's Sanitary Service, effective January 1, 2005. The Committee has recommended that the Franchise Agreement be extended from the year 2011 to 2020.

Mel Barlow, Owner and Operator of Mel's Sanitary Service, explained the reasons for his rate request, which is due to the increases in fuel, insurance and employee costs. Mr. Barlow stated that he is in the process of refinancing his recycling center and that is the reason for his Franchise extension request. Mr. Barlow noted that he has two full time drivers, besides himself.

{{{Commissioner Holliday moved to approve the proposed rate increase for Mel's Sanitary Service, said rates becoming effective on January 1, 2005; and that the Collection Franchise with Mel's Sanitary Service be extended from the year 2011 to 2020. Commissioner McKay seconded the motion; it was then passed unanimously.}}}

At 11:06 am. Mr. Pierce presented to the Court a handout on the Tri-County Hazardous Waste Program.

[[[A copy of the Tri-County Hazardous Waste Program handout from Glenn Pierce is hereto attached and made a part of this record.]]]

Robb Van Cleave, Employee & Administrative Services Director, expressed his concern with the County owning the building on property which is a hazardous waste site.

Mr. Pierce noted that their proposed budget does include cost for maintenance of the site.

Mr. Van Cleave suggested that the County's attorney look at any lease agreement that the County would enter into in regards to the location of the Hazardous Waste Collection Facility.

Some discussion occurred in regards to the concerns raised by Mr. Van Cleave.

Mr. Pierce went over with the Court the Tri-County Hazardous Waste Program handout.

Mr. Pierce noted that Kathy Kiwala was hired as the contractor to implement the Tri-County Household Hazardous Plan. Intergovernmental Agreements were entered into between cities and counties located in the three county region.

Mr. Pierce stated that the County has applied for two facility grants; one for The Dalles in the amount of \$65,715 and one in Hood River County in the amount of \$60,450.

The Household Hazardous Waste Steering Committee has selected a contractor for the hazardous waste collections. The County is in the process of developing the contract for this contractor. The County needs to go out for proposals to contract out the disposal of the hazardous waste. A subcommittee has been established to work on the actual building design for this project.

At 11:20 a.m. the Court convened into Executive Session as authorized by ORS 192.660(1)(e) and ORS 192.660(1)(h).

At 12:20 p.m. the Court returned to Regular Session from Executive Session.

The Court adjourned for lunch.

The Court reconvened at 1:34 p.m.

Mr. Van Cleave shared with the Court the improvements being done at Annex A and B which are benefiting the Mid-Columbia Center for Living. He also noted that the La Clinica building will be painted in the spring.

At 1:40 p.m. Kathy McBride, Administrative Assistant, informed the Court that Rodger Pearce, Deputy Sheriff, could not be here today to address the Search and Rescue Equipment to be purchased during Fiscal 2004-2005 from Title III Funding.

Mrs. McBride provided to the Court the recommendation from Search and Rescue on the purchase of capital equipment and supplies under Title III Funding. The recommendation is as follows: purchase a 2005 snow mobile from Mt. Hood Polaris for the cost of \$7,049; purchase 2004 snow mobile and trailer from Nixons Marine for the cost of \$9,259; and purchase the rescue sled from Orizon Industries for the cost of \$5,672, which includes freight. That leaves a balance of \$3,520 from the approved allocation of \$25,500. They plan to spend the balance equally outfitting both snow mobiles with equipment such as helmets, suits, gloves, shoes, shovels, snow jack, cables, and headsets. Mrs. McBride told the Court that the Sheriff's Department received eight quotes for the capital equipment.

The Court asked that Karen LeBreton Coats, County Clerk/Budget Director, come in to discuss these Search and Rescue expenditures. Judge Ericksen stated that eligible Search and Rescue expenses are only reimbursable under the Secure Rural Schools and Community Self-Determination Act of 2000, PL 106-393 or better known as the Title III Safety Net Program.

Karen LeBreton Coats came in at 1:50 p.m.

A brief discussion occurred on yesterday's General Election.

A discussion followed on where in the County's Budget these expenditures should be paid from. It was concluded that an Unforeseen Contingency Fund transfer is required since Search and Rescue expenses can only be reimbursed. Funds in the amount of \$25,500.00 should be transfer from the General Fund Unforeseen Contingency Account to newly created accounts in the Administrative/Financial and Law Enforcement Departments. Expenditures will be made from the Administrative/Financial Department for Search and Rescue Capital Equipment costs and from the Law Enforcement Department for Search and Rescue Equipment costs.

{{{Commissioner Holliday moved to approve the transfer of \$25,500.00 from the General Fund Unforeseen Contingency Account to the following newly created accounts in the following General Fund Departments in the following amounts for the purchase of Search and Rescue Equipment during Fiscal Year 2004-2005: \$21,980.00 to the Administrative/Financial Department Account entitled SAR Title III Equipment and \$3,520.00 to the Law Enforcement Department Account entitled SAR Title III Equipment Commissioner McKay seconded the motion; it was then passed unanimously.}}}

{{{Commissioner McKay moved to approve the purchase of the following Search and Rescue equipment from the following businesses in the following amounts during Fiscal Year 2004-2005: 2005 snow mobile from Mt. Hood Polaris for the cost of \$7,049; 2004 snow mobile and trailer from Nixons Marine for the cost of \$9,259; and a rescue sled from Orizon Industries for the cost of \$5,672, which includes freight. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

{{{Commissioner McKay moved to approve the November 3, 2004, Consent Calendar with the exception of Items #1 and #2. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

[[[A copy of the November 3, 2004, Consent Calendar is hereto attached and made a part of this record.]]]

At 2:15 p.m. Rick Eiesland, Sheriff, returned with information on trading in three Sheriff vehicles and purchasing two lease back vehicles from Ray Schultens Motors. The County can acquire two 2004 Ford Taurus' for the cost of \$27,000. One Ford Taurus has 13,000 miles with a 75,000 mile warranty; the second Ford Taurus has 19,000 miles with a three year warranty.

Sheriff Eiesland stated that Ray Schultens Motors will accept the trade-ins for the following amounts: 1993 Chevrolet Lumina for \$700; 1997 Chevrolet Lumina for \$1,200; and the Ford F350 Pickup for \$17,000. The total trade in value is \$18,900, leaving a difference of \$8,100.

{{{Commissioner Holliday moved to transfer \$8,000.00 from General Fund Unforeseen Contingency Account to the Administrative/Financial Department Vehicles Account to cover the additional cost of purchasing vehicles for the Wasco County Sheriff's Department during Fiscal Year 2004-2005. Commissioner McKay seconded the motion; it was then passed unanimously.}}}

At 2:20 p.m. Eric Nisley, District Attorney/County Counsel, informed the Court that the effective date for Ballot Measure 37 will be 30 days after the Secretary of State certifies the election, which will either be December 30th or 31st, 2004.

The Court discussed items listed under the November 3, 2004, Discussion List.

[[[A copy of the November 3, 2004, Discussion List is hereto attached and made a part of this record.]]]

Item #3

{{{Commissioner McKay moved to reappoint Dick Merrell to the Wasco County Budget Committee and that the Order in the matter of the reappointment of Dick Merrell to the Wasco County Budget Committee be approved. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

Item #6 – The County Court and staff discussed what minimum prices should be set for the properties being proposed to be sold at public auction. The Court reviewed the handout from staff and then directed the minimum price for each tax lot.

[[[A copy of the handout from Kathy McBride, Administrative Assistant, listing the properties proposed to be sold at public auction and the minimum prices set per tax lot by the County Court is hereto attached and made a part of this record.]]]

The Court discussed the establishment of the date and time for the dedication ceremony for the County's Sesquicentennial Flag and Time Capsule. The date of January 10, 2005 at 1 p.m. was set for the dedication ceremony.

Item #7 – The Court discussed the distribution of the County's Sesquicentennial Flags. The County purchased 12 flags and has sold three flags to date. The Court reviewed the handout which was included in the Court's packet. Judge Ericksen is suggesting that these flags be distributed to the individuals or agencies on the handout. It was noted that Leon Smith has purchased the smaller flag for \$40. Judge Ericksen is recommending that the larger flag be given to Mr. and Mrs. Leon Smith for their participation in the County's Sesquicentennial Commemoration Open House in October, 2004.

[[[A copy of the Wasco County Flag handout is hereto attached and made a part of this record.]]]

*****It was the consensus of the County Court to approve the distribution of the County's Sesquicentennial Flag as follows: #1 Time Capsule; #2 J.J. Despain; #3 Judge Dan Ericksen; #4 Wasco County Courthouse; #5 Fort Dalles Museum; #6 Wasco County Fairgrounds; #7 Wasco County Public Works; #8 Jan Leininger; #9 and #10 John Magill; #11 Leon Smith; and #12 Original Wasco County Courthouse***.**

At 3:04 p.m. Vickie Green discussed with the Court three issues pertaining to the Northern Oregon Corrections Facility. The issues pertained to excessive fines, distribution of medications, and the charging of a lodging fee.

The Court signed:

- Order in the matter of the reappointment of Dick Merrell to the Wasco County Budget Committee.
- Agreement between Wasco County and Mid-Columbia Center for Living.
- Order in the matter of transferring \$25,500.00 from within the Forest Health Program Fund during Fiscal Year 2004-2005.
- Order in the matter of directing the Roadmaster to prepare his report on the proposed vacation of a portion of Lawrence Avenue located in Wasco County, Oregon.

- Portland Metropolitan Area Transportation (PMAT) Co-Operative Intergovernmental Agreement for Equipment and Services between Wasco County Public Works Department and Portland Metropolitan Area Transportation.
- Amendment to Intergovernmental Agreement #105668 between the Oregon Department of Human Services and the Wasco-Sherman Public Health Department.
- Amended Order in the matter of transferring \$1,500.00 from within the 911 Communications Fund during Fiscal Year 2004-2005.
- Oregon Department of Transportation, Public Transit Division, State Grant Agreement No. 21797 between the Oregon Department of Transportation and Wasco County.
- Oregon Department of Transportation, Public Transit Division, State Grant Agreement No. 21798 between the Oregon Department of Transportation and Wasco County.
- Oregon Department of Transportation, Public Transit Division, State Grant Agreement No. 21799 between the Oregon Department of Transportation and Wasco County.
- Oregon Department of Transportation, Public Transit Division, State Grant Agreement No. 21800 between the Oregon Department of Transportation and Wasco County.
- Oregon Department of Transportation, Public Transit Division, State Grant Agreement No. 21802 between the Oregon Department of Transportation and Wasco County.
- Order in the matter of transferring \$115,000.00 from within the Veterans Home Bond Fund during Fiscal Year 2004-2005.
- Order in the matter of the elimination of unnecessary budgeted Veterans Home Bond Fund.
- Order in the matter of vacating a portion of Lawrence Avenue located in Wasco County, Oregon.

The Court adjourned at 3:28 p.m.

Dan Ericksen, County Judge

Scott McKay, County Commissioner

Sherry Holliday, County Commissioner

WASCO COUNTY COURT
REGULAR SESSION
NOVEMBER 3, 2004
PAGE 11