



WASCO COUNTY COURT
REGULAR SESSION
OCTOBER 21, 2009

PRESENT: Dan Ericksen, County Judge
Sherry Holliday, County Commissioner
Bill Lennox, County Commissioner
Kathy McBride, Executive Assistant

At 9:04 a.m. the meeting was called to order by Judge Dan Ericksen.

OPEN TO PUBLIC

Mike Nagle met with the Court regarding the Oregon Trail Rally in Wasco County. A handout was provided to the Court at this time.

Nagle provided the Court with background information on the Oregon Trail Rally. He informed the Court that they are interested in having the event headquartered in Wasco County. They would like to use roads in the surrounding areas. Last year their rally was held in Hood River and Wasco County for the first time. The Oregon Trail Rally was chosen as the rally of the year.

Judge Ericksen stated after last year's rally the County received some complaints; dust being the biggest complaint. He noted that the actual permitting is done through the Public Works Department. Judge Ericksen feels it is a good partnership; however we need to be sure that we protect our local residents.

A lengthy discussion occurred.

Nagle noted that the fall event is coming up this weekend. It goes on three miles on non-residential roads. In Wasco County the race is held on upper Huskey Road.

Commissioner Holliday asked if emergency responders are contacted.

Nagle stated that they provide their own EMTs. Ambulance service is available on call. Their organization contacts all volunteer rescue organizations.

Commissioner Lennox stated that he would look at it from a public safety standpoint.

Nagle stated that they have a safety plan in place. They have been doing these rallies since 1995.

Dan Van Vactor, Badger Improvement District Representative, and Mike Hernandez, Barlow District Ranger, were present in regards to the U.S. Forest Service Off Highway Vehicle Plan.

Van Vactor discussed with the Court the concerns of the Badger Improvement District as to the use of two roads leading to Badger Lake. The District needs to maintain their reservoir to get water down to the Wamic plain. It is a public safety issue with mixing OHV use with licensed vehicle use. They are asking that the Forest Service not allow this mixed use. The Badger Improvement District feels very strongly that the roads not be open to both uses.

Van Vactor has a personal request. He would ask that his and Ed Balsinger's private property are also included in the non-shooting area. He has spoken to Mike Hernandez regarding this issue.

Van Vactor stated if they come in with no logging then the OHV use should also be stopped.

Some discussion occurred.

Van Vactor stated that it would be helpful to the public if the Forest Service drew a boundary around the OHV area to illustrate where they can go. The roads not open to OHV use need to be posted for licensed vehicles only.

Mike Hernandez stated that this has been a long process. What they are doing will limit OHV use on National Forest lands. There are designated routes. This is a major change on how you use your forest.

Hernandez left with the County Court large maps showing each of the alternatives being considered by the Forest Service.

Hernandez stated that the recommendation he makes to his boss is what the Court will support based on your constituents. The comment period ends October 28, 2009. The Forest Service's intent is to make a decision in January or February, 2010.

Commissioner Holliday asked if the County Court could have the comment period extended in order for the Court to come up with their comments.

Hernandez stated that it would be nice to get some initial comments. He would like to sit down with the Court to discuss this matter.

Commissioner Holliday is suggesting that the Court conduct a work session to discuss the alternatives.

Steve Conover, Wasco County Chief Deputy Sheriff, stated that Badger Lake is located in Hood River County. The vast majority of the road is in Hood River County. The Wasco County Sheriff's Office does the vast majority of the enforcement in that area.

Conover stated that the lake is posted and prohibited to trailers. The Forest Service only has one guy to do law enforcement in that area. If they are prohibited how can they enforce the regulation? Conover stated that they already have a regulation that they cannot enforce. If the use is restricted it will be difficult to enforce.

Conover noted that people on OHVs are tearing up the environment at McGubbins Gulch. The Sheriff's Office has had an impact since receiving a State Parks Grant. If we add Rock Creek it would double the expense. State Parks funds are diminishing. They are encouraging all enforcements to reduce their grant application. The Sheriff's Office reduced our last year application by 60%; we will be reducing it again this year.

Further discussion occurred.

Hernandez expressed an interest in being involved in the work session with the County Court.

At 9:54 a.m. the Court recessed.

At 9:59 a.m. the Court reconvened.

April and Rick Bachofner met with the Court in regards to a land use application.

Judge Ericksen stated that the Bachofners are here in regards to replacing a structure which has been previously permitted. The permit fees are quite high. If it was recently permitted and is now being replaced you have a staff report completely done. Judge Ericksen stated that there was some confusion about damage replacement; complete replacement versus damage replacement. Repairs are allowed without a permit. The County could use the original report if

the replacement structure is actually the same and no rules have changed. Judge Ericksen's discussion with Todd Cornett, Wasco County Planning & Development Director, is that the County's fees are designed to replace our costs. Cornett would be willing to make a recommendation to charge actual costs.

Judge Ericksen stated that the actual costs would still involve a site visit and a little bit of verification. There still would be some costs. It would not be an average cost going through the entire review. That would be on a case by case basis. Ordinances could have changed. It is his recommendation not to establish a particular policy.

Rick Bachofner stated that it is only a quarter of a building that was damaged by fire.

Judge Ericksen stated that the repair is allowed without a land use permit. There may be a permit needed through Building Codes.

April Bachofner stated for the record it was not just the fee; it was the time frame.

Judge Ericksen responded by stating that since the staff report is already done the Department should be able to do a quicker review.

Commissioner Holliday asked if it had been more than a quarter of the building would we consider the length of time between when they got the permit. How long would we use the same staff report?

Discussion occurred.

Judge Ericksen stated that the permit is still valid within two years of issuance.

OPEN TO DEPARTMENTS

Teri Thalhofer, North Central Public Health District Director, informed the Court that she had a conference call with the State of Oregon. The H1N1 vaccination is rolling out much slower than expected. The District only received 400 doses for the three counties. The vaccination will be going out to citizens by the end of the week. They are working hard to get the vaccination to the people most at risk.

EXECUTIVE SESSION as authorized by ORS 192.660 (2) (d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations.

{{{Commissioner Lennox moved to go into Executive Session as authorized by ORS 192.660 (2) (d) to conduct deliberations with person designated by the governing body to carry on labor negotiations. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

At 10:47 a.m. the Court returned to Regular Session from Executive Session.

The Court recessed.

The Court reconvened at approximately 10:50 a.m.

CONSIDERATION of ratifying the American Federation of State, County and Municipal Employees (AFSCME) Union #2752 Agreement.

Judge Ericksen stated that the County Court is here to consider ratifying the American Federation of State, County and Municipal Employees (AFSMCE) Union #2752 Agreement. The Agreement calls for no cost of living and fair share. Those are the two most prominent issues to talk about. The Court held an Executive Session with our legal counsel to go over the implications of the Agreement. The Court noted the presence of employees wishing to provide input before the vote, and agreed to receive that input.

Bob Turner, Wasco County Public Works Road Maintenance Supervisor, asked whether the vote today would be giving them the right, or are we going to implement fair share.

Judge Ericksen stated that this does not give non-union members covered under the Agreement the opportunity to vote. This vote was by union dues paying members; everybody will be required to pay union dues. They are negotiating on your rights.

Turner asked when this change would take effect. He has been negotiating for years on fair share. The County Court can only give the right to bargain for fair share.

Turner stated that he will speak only for himself and Ken Alexander in Antelope. We should all have the right to join or not join the union and be notified that we have the right to vote for fair share. They were not notified by the union. They did not pass on information that you needed to be a union member to have the right to vote.

Turner stated that he would ask for the right (for the entire bargaining unit) to vote for fair share; be in the union or not in the union. The choice given to him as a union member was vote yes for fair share or no for strike. It passed by a vote of six to four in favor of fair share. Shortly after he resigned from the union; he did not like the tactics. Turner does not think the County Court should be voting for us to pay union dues. In the past they all got to vote to pay union dues.

Rick Saldivar, Wasco County Public Works Road Specialist, stated that he was one of the ten union members that voted for it. What he understood was a yes vote is for fair share and a no vote was to strike. We will not get a cost of living. None of them knew what fair share was. No one was informed about it. Saldivar stated he only joined the union to have a vote. After the vote he is out of the union. He told them what he was going to do. Saldivar did not agree with what they did and feels everyone should have been informed. Saldivar is here because he does not agree; if he could vote again he would vote it down.

Saldivar stated that it is not right and if there was any way that it could be voted down he would hope that someone would do it. Let them inform the employees what fair share is and then allow a vote.

Wayne Connors, Wasco County Facilities Tech III, stated that he does not know much about the union. He worked at the aluminum plant a few years ago. Connors stated that his problem is it is hard when he is making a little less than before and everything is going up; insurance is going up and the new union dues. Financially it is pretty hard on him. Being a new employee he thought there was the option not to join the union. He wanted to voice his concern about losing that choice. He needs to look at everything very carefully.

Lylas Anderson, Wasco County Accounts Payable Deputy, stated that she is concerned that she is represented by the union and not a union member. She has not received anything that explains what is happening. Anderson does not want to pay dues that she knows nothing about. She did not receive any letters; only received the letter from the Judge. Anderson is like Connors another piece of money coming out that she does not agree with; she feels it is not right.

Keith Cleveland, Wasco County Code Compliance Officer, stated that he does not know the legalities. He heard it is a done deal. It would be nice to stop it and

give people time to consider it. Then if people want it, they want it. Put the brakes on for now.

Jeanette Montour, Wasco County Associate Planner, requested that the Court consider clarifying that it is members only that could vote. That the represented body that is forced to be a part of the union does not actually have a say. It is not like a small change; it is a large sum of money that will affect people in the County. She thinks the notification process was inadequate. It was a procedural error on the part of the union. That needs to be considered. There should be a delay in the decision.

Judge Ericksen had one question for all of the employees in attendance. He asked if any of them had been approached by any member of the Court encouraging them to be here today.

The employees in attendance responded by stating no.

Saldivar stated it is about right and wrong and not about the Court. Everybody should be informed.

Judge Ericksen stated that he appreciates staff coming in and expressing their concerns.

Commissioner Lennox moved that the County Court not ratify the American Federation of State, County and Municipal Employees (AFSMCE) Union #2752 Agreement. Commissioner Holliday seconded the motion.

Discussion occurred.

Commissioner Lennox stated that his first evaluation on the way it was presented and the outreach given was not appropriate with the non-bargaining members. The other issue is that the County is in an economic difficult time and we are asking our employees to make some sacrifices which they do not have a choice on. That is why he is not in support of the Agreement.

Commissioner Holliday feels the same as Commissioner Lennox. She feels the right to vote is a right. The non-union members have not been provided with that right. Legal Counsel was pretty positive on who could vote and when. It sounds strange.

Turner asked another question. Fair share is to be voted for the entire body?

Judge Ericksen responded by stating that it is not what the Agreement called for.

Turner would ask that the County go back to the table. He is not soliciting to do away with fair share. He is asking that the employees have the right to vote on fair share.

Judge Ericksen stated that he was a part of the bargaining unit. They agreed reluctantly to recommend ratification subject to good communications. In their minds that did not happen. We were not happy with the communications but we did have a tentative agreement. Judge Ericksen stated he will be voting for ratification of the agreement. He will be voting against the motion not to ratify.

The vote was called for. The motion passed by a vote of two to one. Commissioner Holliday and Commissioner Lennox voted yes, while Judge Ericksen voted no.}}}

Judge Ericksen stated that the County will ask the Union to come back to the negotiation table and will provide the feedback that the Court received here today. We do not want to negatively impact our employees.

APPROVAL to submit Grant Application for Special Transportation Operating Funds, and Jobs and Transportation Act Grant Funding as requested by Dan Schwanz, Mid-Columbia Council of Governments/ LINK.

Dan Schwanz, Mid-Columbia Council of Governments/LINK, informed the Court that there is a new grant program under the Special Transportation Program. The program is primarily funded by the increase in vehicle registration funding. The funding is specifically for operational costs. It is not a significant amount of money; \$66,000 for the two year biennium. The funding will be used to fund a part time driver. A match is not required under this grant program.

Schwanz stated that the Jobs and Transportation Act Grant is more complicated. These are federal highway funding that has been transitioned into the Transit Division. The grant program requires a 10.27% match. They will be replacing two of their 2005 vehicles. The vehicles will be ordered early enough in order to have them delivered prior to the end of the biennium. A minivan will also be replaced, as well as upgrading their phone system, furniture and copier replacement, and some maintenance items.

Schwanz noted that the Wasco County Elderly & Handicapped Special Transportation Funds Advisory Committee has met regarding the two grant proposals and they are recommending their approval by the County Court.

{{{Commissioner Holliday moved to approve the grant applications for Special Transportation Operation Program Funding and Jobs and Transportation Act Transit Program Funding. Commissioner Lennox seconded the motion; it was then passed unanimously.}}}

Schwanz noted that they are hoping to see their four new American Recovery and Reinvestment Act Buses very soon. In Hood River there is a big construction project going on right now. The Wamic Senior Bus is attempting to become a 501 (3) (c) organization. If they do not become a non-profit organization they will still stay under the LINK umbrella.

ADOPTION of Wasco County "Zero Tolerance" Drug Free Workplace Policy.

At 11:25 a.m. Judge Ericksen announced that the Court will not be considering the adoption of the Zero Tolerance Drug Free Workplace Policy since receiving an email from the Wasco County Law Enforcement Association and Wasco County Federation of Parole and Probation Officers Union Counsel. The Unions feel it should be a negotiable item under the Union Contracts.

Celeste Morgan, Employee & Administrative Services Administrative Assistant, presented to the Court the procedural flow chart for the Zero Tolerance Drug Free Workplace Policy, (Attached as Exhibit A).

Some discussion occurred regarding the flow charts. Judge Ericksen suggested amending the last page of the flow chart.

CONSIDERATION of items listed on the Discussion List of October 21, 2009, (Attached as Exhibit B).

Item #5 - The Court sampled cornbread and Morgan Honey which the County is proposing to offer at the Association of Oregon Counties Product Tasting Event at the Marriott in November.

The Court agreed to offer Morgan Honey and cornbread at the AOC Product Tasting Event in November, along with Cherries.

Items #9 - Morgan went over the request by the North Central Public Health District in regards to the replacement of the County's Public Health Officer, (Attached as Exhibit C).

{{{Commissioner Holliday moved to refill the Public Health Officer Position. Commissioner Lennox seconded the motion; it was then passed unanimously.}}}

Item #12 – Judge Ericksen informed the Commissioners that it is Tyler Stone's recommendation that the Court hold off on filling the Secretary I Position in the Office of the County Court. He recommends that a work session be held to discuss the reorganization of the Administrative Offices of the County.

*****It was the consensus of the County Court to withdraw the hiring of the Secretary I Position for the Office of the County Court due to the potential reorganization of the administrative offices in Wasco County***.**

The Court recessed at 12:00 p.m.

The Court reconvened at 1:33 p.m.

CONSIDERATION of adopting Order #09-172 in the matter of Abolishing the Office of County Judge and transferring power to Board of County Commissioners.

Judge Ericksen noted that the County Court has discussed the matter of abolishing the Office of County Judge and transferring power to a Board of County Commissioners at two different meetings. At the end of the last session it was the consensus of the Court to have staff draw up an Order for the Court's consideration today. The effective date would be the first Monday in January, which is January 4, 2010.

Judge Ericksen noted the changes made to the proposed Order by the County Court at their Regular Session Meeting of October 7, 2009.

Judge Ericksen asked if County Counsel Eric Nisley had any comments.

Eric Nisley, Wasco County District Attorney/County Counsel, stated that the action by the County Court does not expand the powers of the governing body it only distributes the power to all three County Commissioners. It left open how the Court will distribute the powers. Nisley feels the Court has made really good

choices and have considered the input from the community. This action will take off a lot of pressure on the one position.

Judge Ericksen noted the comment he made on Monday to Al Wynn, KODL Radio, in regards to the timing and dissolution of the County Judge's Position. Judge Ericksen's comment struck a note when he explained that it would facilitate the vote on the Home Rule Charter since the position of County Judge would no longer be in existence. He stated that this should not be viewed that it is competing or challenging the Home Rule Charter Committee's proposed Charter.

Some discussion occurred.

{{{Commissioner Lennox moved to approve Order #09-172 in the matter of Abolishing the Office of County Judge and transferring power to Board of County Commissioners. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

Karen LeBreton Coats, Wasco County Clerk, stated that she appreciates the Court's action since the Clerk's Office is accepting filings for the County Judge's Position. She feels it is a good idea for Wasco County.

EXECUTIVE SESSION as authorized by ORS 192.660 (2) (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.

{{{Commissioner Holliday moved that the County Court go into Executive Session as authorized by ORS 192.660 (2) (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions. Commissioner Lennox seconded the motion; it was then passed unanimously.}}}

At 3:01 p.m. the Court returned to Regular Session from Executive Session.

APPROVAL of an Enforcement Action by the Wasco County Hearing Officers.

Judge Ericksen noted that this matter has been removed from today's Agenda due to the recommendation from County Counsel that the property owner be

notified of the consideration by the Hearings Officers of the alleged land use violation.

CONTINUATION OF THE CONSIDERATION of items listed on the Discussion List of October 21, 2009.

Item #1 – Judge Ericksen noted that he visited with Scott McKay, Mid Columbia Senior Center Director, regarding the request from the Senior Center for the County to commit to renting space at the Center for the Veterans' Service Office. He told McKay that the County may not have a problem with approving a letter of intent in support of their request.

Item #4 – Commissioner Lennox noted that the issue of continuity of operations planning policy was discussed at the last Staff Meeting. The Court will need to develop a plan for the Office of the County Court.

Item #6 – Judge Ericksen noted that he spoke to Dr. Groves regarding the County's residential burn ban. Dr. Groves understands the reason why the County cannot declare a ban on smoking and the use of charcoal barbeques in the unprotected areas in the County.

Item #7 – The Court discussed the request from staff to amend the Court's motion in the award of the Planning & Development Department Remodeling Project to Mike O'Brien Construction. The Court wants to review the bid received from Mike O'Brien Construction before amending the Court's motion of September 23, 2009.

Item #8 – The Court discussed the proposed increase in dues for the Mid-Columbia Economic Development District, (Attached as Exhibit D).

*****It was the consensus of the County Court to support Options A or C***.**

Item #10 – The Court briefly discussed the proposed dates for the Wasco County Budget Session for Fiscal Year 2010-2011. The Budget Session will be held the last week in April, 2010.

The Court supports the proposed County Court Calendar for 2010.

Item #13 – Commissioner Holliday will draft a letter to the Forest Service in regards to the Off Highway Vehicle proposal for the County Court's consideration.

The Court considered the request from Todd Cornett, Wasco County Planning & Development Department, to waive the land use application fee for the Oregon Department of Transportation for their amended application.

{{{Commissioner Lennox moved to waive the land use application fee for the Oregon Department of Transportation's Amended Land Use Application. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}

Commissioner Lennox expressed his feelings that the County needs to address the painting of the County owned home and sheds at our Tenth Street Property site.

CONSIDERATION AND APPROVAL of the Regular Session Consent Calendar of October 21, 2009, (Attached as Exhibit E).

{{{Commissioner Holliday moved to approve the Regular Session Consent Calendar #1 of October 21, 2009 as presented. Commissioner Lennox seconded the motion; it was then passed unanimously.}}}

{{{Commissioner Holliday moved to approve the Regular Session Consent Calendar #2 of October 21, 2009 as presented. Commissioner Lennox seconded the motion; it was then passed by a vote of two to zero. Commissioner Holliday and Commissioner Lennox voted yes, while Judge Ericksen abstained from voting.}}}

{{{Commissioner Holliday moved to approve Resolution #09-040 in the matter of the inspection of the Northern Oregon Regional Correctional Facilities. Commissioner Lennox seconded the motion; it was then passed unanimously.}}}

{{{Commissioner Lennox moved to approve the Amended Special Session Minutes of August 26, 2009. Commissioner Holliday seconded the motion; it was then passed unanimously.}}}


The Court signed:

- Agreement between The Dalles Wahtonka High School Athletic Department and Wasco County/YouthThink.
- Twelfth Amendment to Department of Human Services 2008-2009 Intergovernmental Agreement for Financing of Public Health Services between the Oregon Department of Human Services and Wasco Sherman Counties.

- Resolution in the matter of accepting and appropriating unanticipated State Parks and Recreation Grant Funds during Fiscal Year 2009-2010.
- Regular Session Minutes of December 3, 2008.
- Regular Session Minutes of December 17, 2008.
- Regular Session Minutes of March 18, 2009.
- Special Session Minutes of March 25, 2009.
- Regular Session Minutes of April 8, 2009.
- Special Session Minutes of April 9, 2009.
- Regular Session Minutes of April 15, 2009.
- Special Session Minutes of April 30, 2009.
- Regular Session Minutes of May 6, 2009.
- Regular Session Minutes of 13, 2009.
- Special Session Minutes of June 15, 2009.
- Amendment #1 to Prevention Agreement between Mid-Columbia Center for Living and Wasco County.
- Resolution #09-040 in the matter of the inspection of the Northern Oregon Regional Correctional Facilities.
- Amended Special Session Minutes of August 26, 2009.
- Order #09-172 in the matter of Abolishing the Office of County Judge and transferring power to Board of County Commissioners.

At 4:05 p.m. the Court adjourned.

WASCO COUNTY COURT



Dan Ericksen, County Judge



Sherry Holliday, County Commissioner



Bill Lennox, County Commissioner

Procedure for Post Accident & Probable Drug Testing (CDL & Non-CDL)

In accordance with the Wasco County Drug Free Workplace Policy

After Incident Occurs

- **Employee** notifies their supervisor of incident/accident immediately.
- **Supervisor** Refer to "Post Accident Testing" in the Drug Free Workplace Policy to determine when testing is needed. In general, testing is needed when an employee causes an accident that injures themselves or another; substantial damage is caused to property that is expected to exceed \$1,000; or after "near miss" accidents.
- The **employee** shall not use Alcohol for 8 hours following the accident, or until post-accident drug testing occurs (which ever happens first).

Arranging for a Drug & Alcohol Test

- **Supervisor** contacts Bio-Med at (503) 585-6654 to schedule an alcohol and/or drug test. The Bio-Med staff will help determine which Bio-Med Form to complete: DOT or Non-DOT (if medical attention is needed, the test will be conducted at the treatment facility).
- **Supervisor** sends the employee for testing immediately following the incident/accident (or at the time of initial medical treatment). If hospitalized, **Supervisor** requests testing as soon as possible.

If NO Medical Attention is Required -->

- If no medical attention is needed, **Supervisor and Employee** complete the Wasco County Employee Injury/Incident *No Medical Attention Required* Packet containing:
 - Incident Report
 - Authorization to Obtain Medical Information
 - General Safety Policy-Have the employee sign the Employee Acknowledgment Form

If Medical Attention is Required -->

- If emergency seek medical attention immediately.
- If medical treatment is needed, within 12 hours (or when medically able) **Supervisor and Employee** complete the Wasco County Employee Injury/Incident *Medical Attention Required* Packet containing:
 - Incident Report
 - Accident Report Form (801)-form can also be found at: http://www.saif.com/_files/Forms/801ffpck.pdf
 - Authorization to Obtain Medical Information & Notice to Doctor/Return to Work
 - General Safety Policy & On-the-Job Injury/Illness Policy- Have the employee sign the Employee Acknowledgment Form

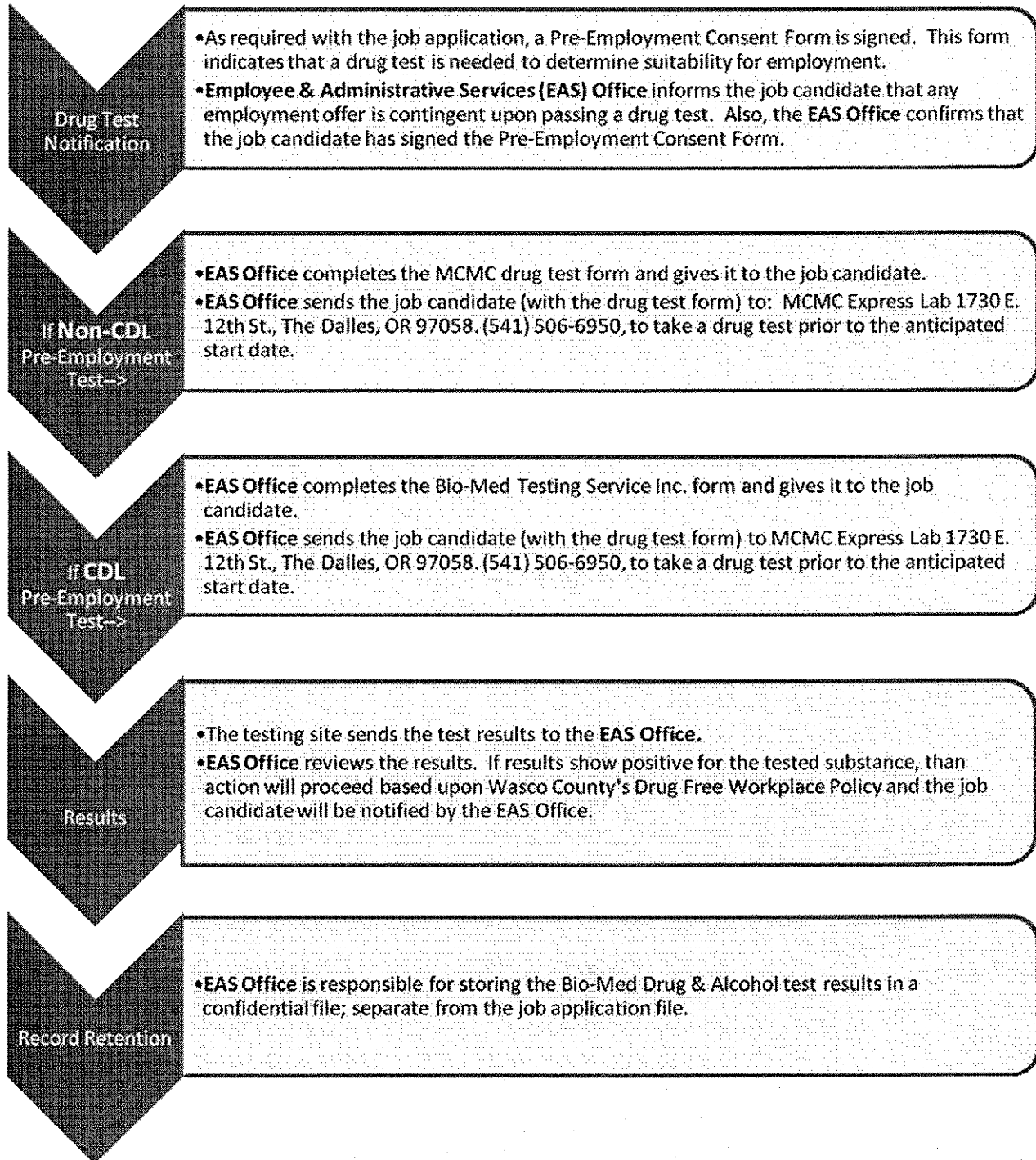
Results & Records Retention

- **Supervisor** returns completed Injury/Incident packets to the Employee & Administrative Services (EAS) Office.
- Bio-Med will send the test results to the **EAS Office**.
- Upon receiving the test results, the **EAS Office** will contact the employee if the test shows positive for drug and/or alcohol.
- The **EAS Office** retains the records in a confidential file; separate from the employee's personnel file.

Procedure for Pre-Employment Drug Testing (CDL & Non-CDL)

In accordance with the Wasco County Drug Free Workplace Policy

*Only safety sensitive positions require testing for controlled substances



Procedure for Random Drug Testing (CDL Drivers only)

In accordance with the Wasco County Drug Free Workplace Policy

Random Drug Test Notification (EAS & Supervisor)

- **Employee & Administrative Services (EAS) Office** is notified by Bio-Med of individuals who are selected (at random) for drug test.
- **EAS Office** notifies the employee's supervisor.
- **Supervisor** notifies employee to take a drug and/or alcohol test.

Form Completion (Supervisor)

- **Supervisor** completes the Bio-Med Testing Service Inc. DOT test form.
- **Supervisor** indicates the appropriate drug and alcohol test(s) to be taken. Note the time and date that the employee had received the letter.

Determine The Collection Site (Supervisor)

- **Supervisor** determines the collection site:
- If the test is for Drug only, send to MCMC Express Lab 1730 E. 12th St., The Dalles, OR 97058. (541) 506-6950.
- If a Drug & Alcohol test is needed, send to MCMC lab located at 1700 E. 19th St. The Dalles, OR 97058. (541) 296-7225.

Employee Notification (Supervisor)

- When it is time to test: **Supervisor** gives the employee the completed Bio-Med Form and informs the employee of the collection site.
- **Supervisor** informs the employee that they are to report within 12 hours to the collection site to avoid being deemed "refused to test."
- Employee is allowed to return-to-work while awaiting the test results.

Results (EAS)

- Bio-Med sends the test results to the **EAS Office**.
- **EAS Office** reviews the results. If results show positive for the tested substance, than action will proceed based upon Wasco County's Drug Free Workplace Policy.

Record Retention (EAS)

- **EAS Office** is responsible for storing the Bio-Med Drug & Alcohol test results in a confidential medical file; separate from the employee's personnel file.

**WASCO COUNTY COURT
REGULAR SESSION
October 21, 2009**

DISCUSSION LIST

ACTION AND DISCUSSION ITEMS:

1. Discussion on the request from the Mid-Columbia Senior Center for the County to commit to renting space at the Senior Center for the Veterans' Service Office (between \$400 to \$500 per month, currently paying \$183.33 per month or \$2,200 per year).
2. Discussion on selecting a County Project to be included on the Community Outreach Team's Project Listing.
3. Discussion on Model Executive Session News Media Attendance Policy.
4. Discussion on Draft Continuity of Operations Planning Policy.
5. Discussion on the email received from Heidi Ochsner, Hood River County, regarding the AOC Product Tasting Event.
6. Discussion on the County Court Order #09-125 in the matter of Declaring a Ban on Residential Burning in Wasco County, Oregon.
7. Amend Court's Motion of September 23, 2009, in the award of the Planning & Development Department Remodel.
8. Discussion on Annual Dues from Mid-Columbia Economic Development District.
9. Consideration of the request from Public Health to fill the Public Health Officer Position.
10. Discussion on the 2010 County Court Schedule.
11. Discussion on the Planning Application Issue.
12. Discussion on the Secretary I Position in the Office of the Wasco County Court.
13. Discussion on the letter received from the Badger Improvement District, Inc. dated October 9, 2009, in regards to Off Highway Vehicles.

ON HOLD:

1. Discussion on Amending Document Approval Policy.
2. Discussion on filling the Position of Wasco County Finance Director.
3. Discussion on the establishment of an Ordinance that would allow the enforcement of the burn ban.
4. Motion to rescind the Agreement between Wasco County, Oregon, and the North Wasco County School District #21, approved on March 4, 2009.
5. Change to Fire Protection Funding enacted by the Oregon State Legislature.
6. Consideration of the request from Dan Hendrix, Shaniko Volunteer Fire Chief, regarding donation of surplus vehicle.

10/20/2009 8:11 AM

Wasco County

Date: October 15, 2009
To: County Court
From: Celeste Morgan, Secretary for the Wage & Classification Committee &
Civil Service Committee
Subject: Public Health – Health Officer

On behalf of the Public Health Department, I am requesting to fill the Health Officer position. This position will be vacated on November 1, 2009. This is a part-time, hourly position.

The wage is as follows:

\$62.50/hr.+ \$15.00 per day for on-call work

CC: Teri Thalhofer, PH Director

Memorandum

Date: October 1, 2009
To: MCEDD Executive Committee
From: Amanda Remington, Executive Director
Re: Assessment of Dues

Overview

Annually the Board must vote on assessment of dues for the next fiscal year. The Executive Committee is requested to make a recommendation to the Board for these assessments. Despite increases in costs and programs offered to the region, these have not increased since 1999. These dues are used as part of the match for our Economic Development Administration Planning grant and are essential to operation of the organization. Over the past few years we have received a planning grant of \$57,000, but in the 2009-2010 fiscal year we received \$67,189 in federal dollars through the EDA planning grant. We are required to match all planning funds 1:1 with nonfederal funds. Local dues only equated to 40% of necessary match in the 2009-2010 fiscal year.

Current Dues

MID-COLUMBIA ECONOMIC DEVELOPMENT DISTRICT LOCAL DUES 7/1/09- 6/30/10

	2000 Census	
	Population	Assessed
COUNTIES \$.2825 per capita		
Hood River (Unincorporated)	13,465	\$ 3,803.86
Sherman	1,934	\$ 546.00
Wasco (Unincorporated)	10,141	\$ 2,865.00
Klickitat	19,161	\$ 5,413.00
Skamania (Unincorporated)	8,205	\$ 2,318.00
TOTAL COUNTIES		\$ 14,945.86
CITIES \$.2825 per capita		
Dufur	588	\$ 166.00
Maupin	411	\$ 116.00
Mosier	410	\$ 116.00
Shaniko	26	\$ 7.00

The Dalles	12,156	\$ 3,434.00
Stevenson	1,210	\$ 342.00
Hood River	5,831	\$ 1,647.26
Cascade Locks	1,115	\$ 314.99
North Bonneville	685	\$ 194.00
TOTAL CITIES		\$ 6,337.25
PORTS \$1,100 per port		
Hood River		\$ 1,100.00
The Dalles		\$ 1,100.00
Klickitat		\$ 1,100.00
Skamania		\$ 1,100.00
Cascade Locks		\$ 1,100.00
TOTAL PORTS		\$ 5,500.00
TOTAL		\$ 26,783.11

FY 2011 Dues

See attached options for discussion

Request

I am requesting that the Executive Committee review the options for the dues structure and recommend to the full MCEDD Board a level for FY 2011 dues, in addition to establishing a strategy for future fiscal year assessments for dues. In times of fiscal hardship, it is difficult to look at increases in dues, but investment in economic development at a regional level and fully leveraging federal funds is an essential step forward.

Option A: Moderate Increase

This option identifies a five year strategy of small increases of 10% annually per entity. It is designed to reduce the impact of large increases to any one entity in a single time period.

Dues

Counties and Cities: Increase dues at a rate of 10% annually (rounded to the nearest 4 decimals)

Ports: Increase dues at a rate of 10% annually (rounded to the nearest \$10)

Fiscal Year	County Rate	City Rate	Port Rate
2011	.3108	.3108	1,210
2012	.3419	.3419	\$1,330
2013	.3761	.3761	\$1,460
2014	.4137	.4137	\$1,600
2015	.4551	.4551	\$1,760

Estimated Impact

The total figures are calculated using 2000 Census population figures of 75,338 individuals.

These figures are likely to increase when the 2010 Census population figures are released.

Year	Total Amount
2011	\$29,465
2012	\$32,408
2013	\$35,635
2014	\$39,167
2015	\$43,086

Benefits

- Increases are made on a small level over a long period of time.
- Frees resources for federal match; leverages local funds.
- Likely maintains level of service with allowance for inflation and increases in costs for service delivery.
- Likely to retain dues-paying members.

Drawbacks

- Does not equate to full match.
- Leaves little allowance to increase regional service delivery.

Option B: Population Change

This option explores a short term change to the manner in which per capita dues are assessed.

Dues

Our current population figures are based on official 2000 census data with a total population for the region of 75,338. Population figures for each municipality will modify when the 2010 census is complete. We can choose to use another measure for determining population until the Census is concluded:

1. US Census American Community Survey 2005-2007. This data is not available for Sherman and Skamania counties, so those would still be calculated at 2000 population levels. The total population using this measurement is 76,356 individuals, representing a change of 1,018 individuals. This equates to a total of \$287.59 in increased local dues.

County	Population Estimate (2008)
Sherman	1,934
Wasco	23,593
Hood River	21,177
Klickitat	19,780
Skamania	9,872

Population projections provided by US Census 2000 and American Community Survey 2005-2007

2. Portland State Population and State of Washington Office of Financial Management. The Washington figures are used in calculating State allocations. The PSU figures are the nearest certified estimates available. Given the differences in use and measurement, one state's data is 2009 and the other is 2008. Using this measurement, the total population would be 78,640 individuals, representing a change of 3,302 individuals. This equates to a total of \$932.81 in increased local dues.

County	Population Estimate (2008)
Sherman	1,845
Wasco	24,170
Hood River	21,625
Klickitat	20,200
Skamania	10,800

Population projections provided by State of Washington Office of Financial Management and Portland State University

Benefits

- Minor short term change in population figures theoretically more closely matches reality.

Drawbacks

- Very small increase in dues that is partially offset by the staff time required to develop new calculations and procedures
- Each proposed population measure has issues and complications as all are not measured in the same manner
- One year, short term change which does not set a strategy for organizational viability

Option C: Approaching Full Leverage

This as a five year strategy to reduce the impact of large increases to any entity while allowing MCEDD to begin to fully meet the match requirement for our planning grant.

Dues

Counties and Cities: Increase rate 15% annually (rounded to four decimal positions)

Ports: increase 15% annually (rounded to the nearest \$10)

Fiscal Year	County Rate	City Rate	Port Rate
2011	.3249	.3249	1,270
2012	.3736	.3736	\$1,460
2013	.4296	.4296	\$1,680
2014	.4940	.4940	\$1,930
2015	.5681	.5681	\$2,220

Estimated Impact

The total figures are calculated using 2000 Census population figures of 75,338 individuals. These figures are likely to increase when the 2010 Census population figures are released.

Year	Total Amount
2011	\$30,827
2012	\$35,446
2013	\$40,765
2014	\$46,867
2015	\$53,900

Benefits:

- Increases on a small level over a long period of time.
- Approaching full match for current level of federal planning dollars, assuming no changes to the level of funding or match requirement.
- Allows for increased level of service delivery regionally.
- Allows other project revenue to be freed for matching funding in additional applications.

Drawbacks:

- Will all dues-paying members retain current status with MCEDD if this level of increase is instituted?
- May strain already economically suffering entities.

Option D: No Increase

Remain with current structure and make no changes to rates for FY 2010-2011.

Benefits

- Economically challenged entities see no increase in dues

Drawbacks

- Undermines operations of MCEDD, particularly when taking into account inflation. Ultimately equates to a reduction in services available to the region.
- Sets communities up for future large increases in dues instead of small step increases.
- Does not fully leverage local assets with federal funds.

Option E: One Fell Swoop

Increase dues significantly in the next fiscal year with zero or minor increases over the course of the next five years.

Dues

Counties and Cities: Increase rate 50% (rounded to nearest four decimal places)

Ports: Increase 50% (rounded to nearest \$10)

Fiscal Year	County Rate	City Rate	Port Rate
2011	.4238	.4238	1,650

Estimated Impact

The total figures are calculated using 2000 Census population figures of 75,338 individuals. These figures are likely to increase when the 2010 Census population figures are released.

Year	Total Amount
2011	\$40,199

Benefits:

- Allows for increased level of service delivery regionally.
- Addresses immediate need to match federal funds.
- Allows other project revenue to be freed for matching funding in additional applications.

Drawbacks:

- Will all dues-paying members retain current status with MCEDD if this level of increase is instituted?
- Strains already economically suffering entities.

**WASCO COUNTY COURT
REGULAR SESSION
OCTOBER 21, 2009**

CONSENT CALENDAR #1

1. Agreement between The Dalles Wahtonka High School Athletic Department and Wasco County/YouthThink.
2. Twelfth Amendment to Department of Human Services 2008-2009 Intergovernmental Agreement for Financing of Public Health Services between the Oregon Department of Human Services and Wasco Sherman Counties.
3. Resolution in the matter of accepting and appropriating unanticipated State Parks and Recreation Grant Funds during Fiscal Year 2009-2010.
3. Regular Session Minutes of December 3, 2008.
4. Regular Session Minutes of December 17, 2008.
5. Regular Session Minutes of March 18, 2009.
6. Special Session Minutes of March 25, 2009.
7. Regular Session Minutes of April 8, 2009.
8. Special Session Minutes of April 9, 2009.
9. Regular Session Minutes of April 15, 2009.
10. Special Session Minutes of April 30, 2009.
11. Regular Session Minutes of May 6, 2009.
12. Regular Session Minutes of 13, 2009.
13. Amendment #1 to Prevention Agreement between Mid-Columbia Center for Living and Wasco County.

**WASCO COUNTY COURT
REGULAR SESSION
OCTOBER 21, 2009**

CONSENT CALENDAR #2

1. Special Session Minutes of June 15, 2009.