



WASCO COUNTY COURT
REGULAR SESSION
SEPTEMBER 16, 2009

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

ABSENT: Bill Lennox, County Commissioner

At 9:06 a.m. Judge Ericksen called the Court to order.

OPEN TO PUBLIC

Dennis James met with the Court to request that a portion of the Wasco County Planning & Development Department Land Use Application Fee be waived.

Todd Cornett, Wasco County Planning & Development Director, stated that the fee included a penalty since the dwelling was constructed prior to obtaining land use approval. If he recalls the total fee, including penalty, is \$2,050.

James informed the Court of his prior contact with the Planning & Development Department 10 year ago, in addition to his recent contact. James stated that he has limited funds, does not own a whole lot and drives a 1978 pickup truck. James works on his little farm and for other farmers on their equipment. James noted that he has been self-employed for 15 years. James brought with him his income tax return from last year since he was told that the County Court wanted to see some proof of income.

Some discussion occurred regarding James' fee waiver request, the required application process that he must go through to legalize his dwelling and four accessory buildings, and the cost for the application process.

Commissioner Holliday suggested that since the County hired the Code Compliance Officer that the County will continue to see these types of things. She believes that the fee of \$1,050 is a valid fee, but she is not sure about the doubling of the fee. Commissioner Holliday would suggest that the penalty portion of the fee be waived.

Judge Ericksen stated that he would not look at this as setting a precedent since a fee waiver would be based upon his limited means. The County wants James to move forward in working with the Planning & Development Department to resolve this matter.

James asked if he could arrange a payment plan.

Cornett stated that the Department does not begin the process until the entire fee has been paid.

Judge Ericksen stated that is something that he would like to discuss with staff. We want to correct things and bring them up-to-date. He would entertain having a conversation with staff and the Court to discuss some sort of payment arrangement. Judge Ericksen would like to include Commissioner Lennox in that conversation.

Some discussion occurred.

{{{Commissioner Holliday moved to waive the \$1,050 penalty fee for the Resource Dwelling Land Use Application for Dennis James. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

Cornett stated that when we are in this type of conversation and we have movement with the property owner the Code Compliance Officer will not actively pursue anything. The whole thing is on hold until we get these things figured out.

Judge Ericksen noted that the County will not delay having the discussion on a payment arrangement for James.

OPEN TO DEPARTMENTS

Cornett and Dawn Baird, Wasco County Associate Planner, discussed with the Court an application that was recently submitted for an accessory building. The County determined that the use met the zone; however they discovered that the property was created illegally.

Baird showed the Court maps of the property, which is located on Pleasant Ridge Road, and explained when the property was illegally created. In 1976 the property was sold off by deed in violation of the County's Subdivision Ordinance. In 1978 a minor partition was filed which divided the property into three parcels. The property under discussion

was not a part of the partition. Parcels 1, 2 and 3 were created. They only adjusted Parcels 2 and 3. In 1979 they came back and partitioned again. They partitioned Parcel 2 into two – 20 acre parcels. There is an existing house which was built in the 1920s with some accessory buildings. They are building six chicken houses, which they do not need building permits or land use approval on. If the house burns down the owners would not be allowed to replace the home.

Some discussion occurred.

Cornett stated that we cannot find any land use permits that were issued. Under our parcel determination we had more flexibility, but we abandon that for HB 2723.

Cornett stated that the property has a dwelling that has been utilized as a residential dwelling and agricultural use since the 1970s. It is clear that all property around this parcel has been legitimized. It is unlikely that any other property around it would absorb this. Given the fact that it is an entirely residential property with a farm use on it he does not see it as having any public interest in keeping it as an illegal parcel. If the Court is interested in entertaining an application to legalize the parcel the Department would proceed under the requirements of HB 2723. The applicants would be required to not only file a land use application, but they would be required to hire a surveyor and get a plat.

Further discussion occurred.

*****It was the consensus of the County Court to move forward with finding a way to legalize the parcel owned by James and Shirley Combs since it is in the public's good***.**

Judge Ericksen asked Cornett to comment on the Request for Proposal process for the Wasco County Planning & Development Department Renovation Project.

Cornett stated that the County received three submittals which were evaluated based on the criteria. The review committee all picked the same #1 proposal, which was O'Brien. There was the question on what we could fund since there were five options ranging from dropping the ceiling to a total remodel. Tyler Stone, Employee & Administrative Services Director, was confident that the County would receive a \$10,000 grant which would contribute to the cost of the project. The other consideration was if the project is done in phases that would mean that the Department would need to be relocated twice resulting in disruption to the office and to the public. We are looking at a minimum of eight to ten weeks out of the space to complete the project. Cornett stated that they are interested in doing the project in one swoop. There are costs to relocating the office, and increases in costs in doing the work in several phases. It makes more sense to do it all at one time.

Cornett then addressed the reason for the new layout and entrance for the Planning & Development Department. He also noted the concern of Marty Matherly, Wasco County Roadmaster, with the office configuration. Cornett mentioned the other configuration options which were discussed by the review committee.

A lengthy discussion occurred in regards to the configuration concerns of both Cornett and Matherly and the suggestion of a glass enclosure along the side of the building.

Judge Ericksen noted that due to the concerns of Matherly the County Court will not be making an award of the Request for Proposal on the Planning & Development Department Renovation Project at today's meeting. Cornett has been asked by Matherly to do a reconfiguration of his office. The Court will need to meet next week to either award or reject the proposals.

Cornett stated that he does not have time to go through this process now since he is working on the transportation plan. This process will take some time to go through to allow the staff to provide input as well.

At 10:13 a.m. Christa Rude, Commission on Children & Families Administrator, presented a 2009-2011 Funding Proposal from the Wasco County Commission on Children & Families (Attached as Exhibit A).

Rude informed the Court that the Commission approved a recommendation from the Executive Committee to utilize all flexible funding streams to address child abuse during the next biennium. The Commission will utilize these funds through a collaborative planning and funding process instead of going through a Request for Proposal process. This will allow the Commission to maximize the funding to address this issue. She will be having a conversation with Eric Nisley, County Counsel, on what a contract will look like.

Some discussion occurred.

Rude noted that the Commission on Children & Families is under a systems review. The survey is out if the Court would like to provide some input on the Commission.

At 10:26 a.m. the Court recessed.

At 10:33 a.m. the Court reconvened.

PUBLIC HEARING in the matter of the adoption of an Ordinance authorizing an Intergovernmental Agreement creating the North Central Public Health District.

Judge Ericksen called to the Public Hearing to order.

There was one person in attendance.

Kathy McBride, Executive Assistant, informed the Court that the proposed Ordinance has been posted on the County's website and notice of today's hearing has been posted throughout the County. The Intergovernmental Agreement has been reviewed and approved by County Counsels from the Counties of Gilliam, Sherman and Wasco.

Commissioner Holliday stated that the three Counties worked very hard on the proposed Intergovernmental Agreement. Everyone is excited about Gilliam County being included in the new Health District.

Judge Ericksen opened the Public Hearing to anyone wanting to testify either in favor or against the proposed Ordinance and Intergovernmental Agreement.

There was no one wishing to testify so the Public Hearing was closed to testimony at 10:36 a.m.

Judge Ericksen noted that there is a typo on Page 3 of the Ordinance that states the Agreement will become effective on October 1, 2009, instead of October 7, 2009.

{{{Commissioner Holliday moved to adopt the emergency Ordinance #09-009 in the matter of authorizing an Intergovernmental Agreement creating the North Central Public Health District; said Ordinance will become effective immediately. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

{{{Commissioner Holliday moved to adopt the Intergovernmental Agreement by and between the Counties of Wasco, Sherman and Gilliam to implement the North Central Public Health District; said Agreement shall become effective on October 7, 2009. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

The Public Hearing adjourned at 10:42 a.m.

Circuit Court Judge Bernie Smith stopped in and visited with the County Court. They briefly discussed the issue of the County Court considering abolishment of the Position of County Judge and Senate Bill 344 dealing with changing the County Surveyor from elected to appointed.

AWARD of the Request for Proposal for the Wasco County Planning & Development Department Renovation Project.

At 10:50 a.m. Judge Ericksen stated that the review committee met many hours discussing the proposals received for the Planning & Development Department Renovation Project. The Department has been requested to reexamine the layout of the Planning & Development Department to allow a central entrance for accessing the departments located within the Public Works Building.

Some discussion occurred.

Judge Ericksen suggested that Fred Davis, Wasco County Facilities Manager, talk with Cornett regarding a conceptual drawing of a new layout. No action will be taken today.

CONSIDERATION AND APPROVAL of the Regular Session Consent Calendar of September 16, 2009, (Attached as Exhibit B).

{{{Commissioner Holliday moved to approve the Regular Session Consent Calendar of September 16, 2009, as presented. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

CONSIDERATION of items listed on the Discussion List of September 16, 2009, (Attached as Exhibit C).

At 11:02 a.m. items listed on the Discussion List of September 16, 2009, were discussed.

Item #2 – The Court had no suggestion of a realtor who could be appointed to the Board of Property Tax Appeals.

Item #1 – This item has been scheduled for further discussion on October 7, 2009.

Item #3 – The Court briefly discussed the request from the Mid-Columbia Senior Center for the County to commit to renting space at the Mid-Columbia Senior Center. The Court would like to have Scott McKay, Mid-Columbia Senior Center Director, make another presentation on this matter.

Item #4 – Judge Ericksen and Commissioner Holliday are not inclined to have the Court adopt an Ordinance requiring that the County Surveyor be elected instead of appointed. The State of Oregon passed SB 344 which makes the County Surveyor an appointed position instead of elected.

*****It was the consensus of the County Court not to pursue the adoption of an Ordinance requiring the Surveyor to be elected versus appointed***.**

Item #5 – The Court briefly discussed the letter from Donald Arbon, Mid-Columbia Medical Center, dated September 4, 2009.

{{{Commissioner Holliday moved to approve the Orders of appointments and reappointment of the following individuals to the Wasco County Hospital Facility Authority Board of Directors: John Mabrey, Mel Omeg, Dennis Haener, Luis Gamez, Bradley Timmons, Laura Comini, David Griffith, and Sidney Rowe. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

{{{Commissioner Holliday moved to approve Ordinance #09-010 in the matter of the City of Mosier's request for a Post Acknowledgement Plan Amendment for Legislative Amendments to make general updates to the City's Land Use and Development Ordinance as it applies to the Urban Growth Area. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

Item #6 – The Court considered the fee waiver request from Eric Gosson, Mill Creek Development Club.

{{{Commissioner Holliday moved to approve waiving the Planning & Development Department's Land Use Application Fee in the amount of \$90 for the Mill Creek Development Club. Judge Ericksen seconded the motion; it was then passed unanimously.}}}

Other Business:

McBride informed the Court of the request from the North Central Public Health District in regards to requesting donations from staff to rent the Civic Auditorium for the County's Holiday Potluck.

Some discussion occurred.

Members of the County Court and County Court Staff will donate funding to meet the rental cost instead of sending out a memorandum to other County Departments. It was suggested that an email be sent out to staff to find out if they prefer having the potluck at the Courthouse or at the Civic Auditorium.

Some brief discussion occurred regarding the applications received for the County Court Secretary I Position. The Court would prefer to review the submitted applications prior to scheduling interviews to determine that the applicants have met the minimum requirements.

At 11:41 a.m. Monica Morris, Staff Accountant/Budget Officer, informed the Court that the County made our Beginning Fund Balance for the new fiscal year. There is still work to be done on the fiscal year that just ended, but Morris does not feel there will be any substantial change to our Beginning Fund Balance. Our revenue came in higher than budgeted due to the Departments not spending everything that was appropriated. Some brief discussion occurred.

Tim Lynn, Wasco County Assessor/Tax Collector, will be asked to make a presentation to the County Court on where he is at on the Assessment/ Taxation Software Project.

The Court signed:

- Agreement between Becca Sanders, Ph.D., and Wasco County/YouthThink.
- Order #09-155 in the matter of canceling delinquent Real Property Taxes.
- Memorandum of Understanding between Wasco County, Oregon, and the Wasco County Fair Board.
- Regular Session Minutes of November 5, 2008.
- Regular Session Minutes of September 9, 2009.
- Amendment to Agreement between Linda Griswold and Wasco County, Oregon.
- Executive Session Minutes of March 18, 2009.
- Executive Session Minutes of April 1, 2009.
- Executive Session Minutes of April 8, 2009.
- Executive Session Minutes of June 17, 2009.

The Court adjourned at 11:50 a.m.

WASCO COUNTY COURT



Dan Ericksen, County Judge



Sherry Holliday, County Commissioner

Approved by WCCCF: 2009-2011 Funding Proposal

The Executive Committee, by consensus, proposes a recommendation to the full Commission to focus this biennium's collaborative funding on the outcome of reducing child abuse and neglect within the broader improving wellness and reducing poverty in our community. Furthermore, they recommend that the funds be allocated by utilizing a collaborative funding process with specific attention to the Consortium Model (as defined by OCCF).

Consortium Model - Multiple agencies come together to respond to the collaborative request for proposal. The Consortium members will predetermine the funding amount required to fulfill their role in providing services in the request for proposals. The Consortium is required to establish an ongoing system for accountability, collaboration, and to address service delivery issues in a timely manner.

Example: Three agencies joined together to create a new program for teen parents, including mothers and fathers, which provides education, family support, and job skills training in one location.

This proposal refers specifically to the following funding streams*:

- Youth Investment
- Great Start
- Family Preservation
- Children Youth and Families

* See attached description with funding amounts

Proposed next steps and timeline:

- Upon WCCCF approval, request approval for collaborative funding process in consultation with county legal counsel.(September)
- Invite Participants/Give Public Notice of meetings (October)
- Convene/Facilitate Meetings with support from state staff (October) (November)
 - Meeting Minutes Recorded
- Funding Recommendation to Exec Committee (November)
- Recommendation to Full Commission (December)
- Contracting/MOU's in place (January)

FUNDING GUIDELINES CHARTED 092508

| Grant Stream | Allowable uses | Appropriate age/ target population | Recommended outcomes | | | Regulations | | | |
|--|--|--|--------------------------------------|-----------------------------------|--|----------------------------------|-----|---------------------|----------|
| | | | HTC Healthy Timing Children | HTY Healthy Timing Youth | SME Strong Measures Evident | CC Caring Commu- nities | ORS | OAR | OC CF |
| <p>Family Preservation and Support & Family Preservation Services (FPS) \$11,499</p> | <p>Services for children and families designed to protect children from harm and help families at risk or in crisis and/or community-based services to promote the well-being of children and families designed to increase the strength and stability of families (including adoptive, foster, and extended families), to increase parents' confidence and competence in their parenting abilities, to afford children a stable and supportive family environment, and otherwise to enhance child development <u>Exclusions:</u> CASA and child-only programs that lack a parent-child component.</p> | <p>All children and their families</p> | | | <p>1.03.02 1.04.02 1.04.07</p> | | | <p>426-010-0024</p> | |
| | <p>FPS refers to services for children and families designed to protect children from harm and help families at risk or in crisis, including pre-placement preventive services programs, such as intensive family preservation programs, designed to help children at risk of foster care placement remain with their families, where possible. Examples of programs may include programs like Intensive Family Treatment, Domestic Violence Prevention Programs, or other pre-placement preventative programs for families at risk of foster placement.</p> <p>Service programs designed to help children, where appropriate, return to families from which they have been removed; or be placed for adoption, with a legal guardian, or if adoption or legal guardianship is determined not to be appropriate for a child, in some other planned, permanent living arrangement. Examples: family preservation services to assist in re-unification of families.</p> <p>Service programs designed to provide follow-up care to families to whom a child has been returned after a foster care placement. Examples: family-centered service programs that provide follow up care to families re-united with their child. Example: Family Respite Care</p> <p>Services designed to improve parenting skills with respect to matters such as child development, family budgeting, coping with stress, health and nutrition. Examples: Parenting Skill Building</p> <p>Case management services designed to stabilize families in crisis such as transportation, assistance with housing and utility payments, and access to adequate health care. Examples: Family Support and Connections</p> <p>Family Support Services means community-based services to promote the well-being of children and families designed to increase the strength and stability of families (including adoptive, foster, and extended families), to increase parents' confidence and competence in their parenting abilities, to afford children a stable and supportive family environment, and otherwise to enhance child development. Examples: Parenting Classes, Parent-to-Parent Support, and In-Home Visitation Classes, Family Respite Care, programs that strengthen the parent-child relationship like Healthy Start, Family Resource Centers.</p> <p>Transportation, information and referral services to afford families access to other community services, including child care, health care, nutrition programs, adult education literacy programs, legal services, and counseling and mentoring services. Examples: Dial-a-ride, Child Care Referral, Outreach Centers. Early development screening of children to assess the needs of such children and assistance to families in securing specific services to meet these needs.</p> | | | | | | | | |

FUNDING GUIDELINES CHARTED 092508

All grants administered to local Commissions need to fund services, programs or initiatives that follow **best practices**; are **based in research** that have proven to be successful; consider the **gender and culture** of those being served, and address **issues identified in the local, community, comprehensive plan**.

| Grant Stream \$: 09-11 | Allowable uses | Appropriate age/ target population | Recommended outcomes | | | | Regulations | | |
|---|--|---|--|-------------------------------|---------------------------------------|-----------------------------|-------------------------------|--------------|----------|
| | | | HTC Healthy Initiating Children | HTY Healthy Youth | SNE Strong Engaging Families | CC Caring Communities | ORS | OAR | OC CF |
| Great Start (GS) \$22,175 | Funds community based, early childhood programs in community settings, proven to be successful and that meet the needs of the community as described in the county's local coordinated comprehensive plan, not recommended for short term events, services, supports. | Children, newborn through age 8 and their families; prenatal services to expectant mothers | X | | X | | 417.790 | 423-010-0024 | |
| Children, Youth and Families (CYF) \$22,175 | Funds priorities identified in the local plans and directed toward systems, programs or initiatives based on best practices, not recommended for short term events, services, supports. | Prenatal through 18 years of age and their families | X | X | X | | 417.7904 17.71541 7.720 | 426-010-0024 | |
| Youth Investment (YI) \$34,971 | Funds focus on programs and services that serve chronically acting out or neglected, but non-delinquent 13 to 18 year old youth; non-stigmatizing programs and services to promote outcomes identified in the local plan including positive self-concept, family support services, family/crisis intervention, shelter care and community centers for care and treatment of youth. | Youth ages 13 through 18 years of age, unless special circumstances suggest services need to be provided to youth ages 11 and 12. | | 3,02.00 3,03.00 3,06.00 | X | X | 417.7904 17.71541 7.720 | 423-010-0024 | |

Chronically Acting Out Youth: Youth are considered acting out when they are exhibiting school behavior problems, are out of parental control, are runaway and homeless, or are exhibiting either one or two other risk factors such as poor attitude toward school, substance use, history of family violence, living in poverty, teenage mother, separation from parents, peer rejection, anti-social or delinquent peers, grade retention, or residential instability.

Non-Delinquent: Youth may be considered non-delinquent if they are not formally in the juvenile justice system, or have been diverted from the juvenile justice system. Those youth placed by the juvenile dept. on an informal accountability agreement can be served. Youth referred to the juvenile dept. who have not been criminally charged are also eligible.

**WASCO COUNTY COURT
REGULAR SESSION
SEPTEMBER 16, 2009**

CONSENT CALENDAR

1. Agreement between Becca Sanders, Ph.D., and Wasco County/YouthThink.
2. Order #09-155 in the matter of canceling delinquent Real Property Taxes.
3. Memorandum of Understanding between Wasco County, Oregon, and the Wasco County Fair Board.
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10. Executive Session Minutes of June 17, 2009.

**WASCO COUNTY COURT
REGULAR SESSION
September 16, 2009**

DISCUSSION LIST

ACTION AND DISCUSSION ITEMS:

1. Discussion on the structure of the County Court.
2. Discussion on member to serve on the Wasco County Board of Property Tax and Appeals.
3. 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).
4. Discussion on the passage of SB 344, which makes the County Surveyor appointed unless the County enacts an Ordinance requiring the Surveyor to be elected.
5. Discussion on the letter received from Donald Arbon, Mid-Columbia Medical Center, dated September 4, 2009, regarding Board Members for the Wasco County Hospital Facility Authority Board.
6. Consideration of the request from Eric Gosson, Mill Creek Development Club, requesting a fee waiver for the installation of a new drain field for their septic system.

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.

9/14/2009 12:57 PM