

MINUTES
UMATILLA COUNTY BOARD OF COMMISSIONERS
Meeting of August 2, 2023
9:00 a.m., Room 130, Umatilla County Courthouse
Pendleton, Oregon

Commissioners Present: Chair Dan Dorrان, Vice-Chair John Shafer, and Commissioner Timmons
County Counsel Doug Olsen

Guests Present: Kalie Davis, AWS Manager of External Affairs, Tom Fellows, Umatilla County Public Works Director, Jim Littlefield, Umatilla County Undersheriff, Dustin Erickson, Umatilla County Jail Lieutenant, Mary and Klaus Hoehna, Umatilla County Residents, Bob Barton, Charter Review Board Member, Paul Wolverton, Umatilla County Criminal Captain, Kenny Franks, Umatilla County Jail Captain, Jackie Linton, City of Hermiston Council Member, Don Miller, Charter Review Board Member, Ann Jolly, Blue Mountain Alliance Member, Arla Ruthven, Blue Mountain Alliance Member, Megan Davchevski, Umatilla County Planning Manager, Joe Fiumara, Umatilla County Public Health Director, Suni Danforth, Blue Mountain Alliance Member, Krista Kroiss, East Oregonian Reporter

Video link or Calling in: None

CALL TO ORDER: Chair Dorrان called the meeting to order at 9:00 a.m. He reminded all that the meeting is a public forum and there is a call-in option provided. There is time on the agenda to provide input (or for hearings) to provide comment. The meeting is being video and audio recorded and minutes will be taken. Also, meetings are now live-streaming. Comments will become part of the meeting record and ask that they be three minutes or under. If persons wish to speak before the Board, please identify yourself and state where you live in order to be heard on the record – also note if you are speaking on behalf of others.

Pledge of Allegiance was led by Chair Dorrان

Awards/Correspondence/Recognitions. Commissioner Timmons wants to recognize Viki Coria in Environmental Health who received a challenge coin. She has done excellent work and has been an important person in the department, she has made noticeable contributions, she first joined the team during COVID and was doing contact tracing while also doing EH training for the food, pool and lodging program, did a good job with time management, she passed the NEHA exam, great help with conducting well water surveys, she has also been a great help in food plan reviews and they require a lot of in depth knowledge of the food code, congratulate her in passing the exam and obtaining her license, congrats.

Commissioner Shafer gave a little background on where the challenge coin came from.

Commissioner Dorrان shared a statement written by Bob Waldher, Umatilla County Community Development Director, about Megan Davchevski, Umatilla County Planning Manager, for recently becoming a Certified Floodplain Manager for the county. The process to become a CFM involved a rigorous weeklong training and a comprehensive exam. She did this during a busy time for the planning office and appreciate that she will bring another important skill to the team. She was presented with a card from her team and a coin from Commissioner Dorrان.

Minutes – No meeting minutes

Additions to Agenda – None.

Public Comments and Recognition of Visitors –

Ann Jolly - 225 Maple Avenue, Milton Freewater, OR- this week our community lost a great advocate for the preservation of proper land use of the passing of Granella Thompson, her passion was shown when she spoke to you just a few weeks ago, as a member of Blue Mountain Alliance since its inception in 2008. She will be greatly missed, in her memory I ask the county Commissioners to move forward to the Supreme Court on this project

Sunni Danforth - 225 Maple Avenue, Milton Freewater, OR - speak about the Nolan Hills, ask that the Commissioners take this matter to the Supreme Court. This is an ordinance issue, it is not about the project. It is upholding the ordinances that our county has passed. It could be any county--that a state agency has deemed not important to follow. Therefore it is your job to defend the ordinances of the county. You have been hired yes by vote and election to represent the county and to look after many aspects, one of the aspects is land use. Take this to the Supreme Court, fighting for our ordinances and upholding them. If by chance you take this to the Supreme Court and they say they are just going to let EFSC overrule that, you have lost nothing, if you do not go to the Supreme Court that will be the precedent that is set. If the Supreme Court were to let's say the County lost that it would destroy land use in Oregon as we know it because it would be overstepping what the ordinances that the county has done. I believe the Supreme Court will uphold the rights of the county to have ordinances that a state agency an unelected bureaucratic body doesn't have the right to overstep. The heavy lifting has been done by the citizens of Umatilla County in getting this ordinance passed and asked that you fight for this and defend the county at the Supreme Court. Blue Mountain Alliance will be if it goes to the Supreme Court would like to be a friend of the court and we are prepared as private citizens to financially take care of that, huge commitment, the heavy lifting has been done, the final step is it going to stand or is a state agency going to come in to Umatilla County and run amok over us. It will not just affect Umatilla County in the future but will affect all of the counties in the state, statewide issue, you are the spearhead for what it is going to be in the state for any state agency to follow.

Business Items

1. **Charter Review Committee Report** - Presented by Don Miller, Klaus Hoehna, Mark Gomolski, Tom Spoo, Bob Barton. The Board appointed members to a Charter Review Committee in January, 2023, and requested the committee complete a review of the Umatilla County Charter. The goal was to have a report in six months. The Committee has completed its review as required by the Charter. There were two items for recommendations; firstly, Sheriff age requirement that any candidate for the office of Sheriff shall present to the county elections officer a written certification from the Oregon Board of Public Safety Standards and Training showing that the candidate meets the qualifications of a citizen of the United States and is at least 25 years old. Secondly, residency requirement consideration of a person being a resident of Umatilla County to hold the position of county Sheriff. Mr. Miller thanked the members of the committee for what they had done and the hard work, the Commissioners for allowing them to go through that and especially thank County Counsel.

Commissioner Dorran wanted to thank all of them. The charter review is the most critical aspect of making Umatilla County work Taking the charter review and every four year reviews serious is incumbent for all of the Commissioners to make sure they do that even if there is a long laundry

list of items to address or a short list or if it just contemplating and nothing coming from that, can't thank the Charter Review Committee enough. Commissioner Dorran presented the present members a challenge coin.

Commissioner Timmons shared that she didn't realize how important the charter was until she ran for office and people really do look what is in our county charter, appreciate their time and effort, thank you for volunteering to do this.

Commissioner Shafer wanted to echo what his colleagues said and thanking them for their time and service, it is not an easy task, not sure how many review committees missed that piece about the Sheriff residency requirement so that was a good catch, thanks you for everything that you guys do.

Don Miller shared that in closing these two recommendations we would ask the Commissioners to move forward with those as possible changes as approved by the county.

Comm Dorran read the instructions on next steps which is that the Board will have 60 days to consider the recommendations, and may place all, part, or none of the Committee's recommendations on the ballot.

Commissioner Shafer moved to accept report of the Charter Review Committee and move both recommendations to the ballot. Seconded by Commissioner Timmons. Carried, 3-0.

2. AWS Update - Presented by Kalie Davis, AWS Lead External Affairs. She wanted to come and share about projects that were recently completed. One is a docuseries that was kicked off May 31st. The goal of the project was to highlight the collaboration with small business and education across Eastern Oregon. One presented today was the collaborative partnership with BMCC. Back in 2001 when we started building in this community really wanted to make sure there was an opportunity for local eastern Oregon residents to get training in order to be able to work for the data centers in the area. A video was presented about the AWS and BMCC Collaboration. Presented was also a powerpoint about the stories of economic mobility in Eastern Oregon.

Commissioner Timmons shared they have all been invited to speak at different time at these AWS events and what impressed her the most is that you had such a wide variety of people, all ages, different backgrounds, every single person that shook her hand was smiling and there was people waiting to give them jobs, blending with BMCC is just wonderful for our region, just a win win for everyone.

Commissioner Shafer shared that he appreciates the partnership with BMCC, it doesn't matter what industry you are talking about because workforce shortages are huge, kudos to you and BMCC for thinking outside of the box and Pete Hernberg, he did a wonderful job, fortunate to know him.

Commissioner Dorran shared that everything that you showed today doesn't even scratch the surface of the partnership of Umatilla County and AWS has and enjoys. Everything from being responsive to calls, not just you but Dave on the operations side. If I get a complaint about dust and I make a call and it actually gets addressed when I call. In 2001 when you started there was a mystery around data to the public and no one had any idea about it, fast forward 12 years and you are in the community and now you are a part of the community every day. AWS being present or its employees. AWS recognizes that we are a county and have taken advantage of supporting other

communities Thank you for the presentation and the partnership and your ability to interact with the communities throughout Umatilla and Morrow County

3. Water Tank System Purchase - Presented by Tom Fellows, Umatilla County Public Works Director. Approval is sought for the purchase of water tank systems and installation from Smith Equipment and Welding in the amount of \$80,236. The County issued a request for proposals for the purchase of two new water tank systems installed on county trucks. Three proposals were received in response: Klein Products \$123,254.08, Randco Tanks \$84,722.59, Smith Equipment & Welding \$80,236.00 The department is recommending the equipment be purchased from the lowest vendor. Tom shared that what they had been using has been gravity water flow systems out of a splash pan and is a very inefficient use of water.

Commissioner Timmons asked why there is a \$40,000 difference? Does the lower one have everything that you need? Tom shared that yes and they verified that via email. Not sure why oen proposal was so much more.

Commissioner Shafer moved to authorize the purchase as outlined. Seconded by Commissioner Timmons. Carried, 3-0.

4. Public Health Contract - Presented by Joseph Fiumara, Umatilla County Public Health Director. Approval is sought for the contract and payment of \$90,000 to Alcon Media LLC. Eagle Media, who the county is currently contracted through for advertising. This contract allows for us to run 98, 30 sec health based ads across 2 Spanish speaking radio stations 99.5 and 104.9. We also conduct 1 hour interviews every month on both stations. This comes with full translation and interpretation for our ads and the interviews. All funds used for this come from OHA Program Element grant funding, with most of it being the Public Health Modernization funding. **Commissioner Timmons moved to authorize the contract and payment of \$90,000 to Alcon Media LLC. Seconded by Commissioner Shafer. Carried, 3-0.**

5. Public Health Purchase - Presented by Joseph Fiumara, Umatilla County Public Health Director . Approval is sought for the following payments: Med Bag - \$6,222.00 for 300 lockable opioid medication bags. Emergent - \$23,370.00 for 41 cases of NARCAN (Naloxone HCl) Nasal Spray Rescue Shot Case - \$6,646.50 for 350 Overdose kit cases and accessories. Umatilla County has partnered with Union County and receives funding to engage in public health prevention aimed at reducing prescription overdoses. We are looking to restock some supplies that we provide to the communities. All funds for these expenses come from the OHA program element funding provides for this purpose. These purchases have also been approved by OHA, as required.

When question on the accessibility to NARCAN, Mr. Fiumara shared the biggest barrier getting it to everyone is the cost, two sets of doses that it comes with it comes out to about \$100 a dose. There has been some changes both federally and state level to make it easier for folks to acquire but there are still cost with acquisition and our restrictions tends to come from where our funding comes from. They try to focus on organization to give the NARCAN to and do that specifically, offer training for administration, where the organization decides to distribute that is up to them

Commissioner Timmons moved to approve Med Bag - \$6,222.00 for 300 lockable opioid medication bags. Seconded by Commissioner Shafer. Carried, 3-0.

Commissioner Timmons moved to approve Emergent - \$23,370.00 for 41 cases of NARCAN (Naloxone HCl) Nasal Spray. Seconded by Commissioner Shafer. Carried, 3-0.

Commissioner Shafer moved to approve Rescue Shot Case - \$6,646.50 for 350 Overdose kit cases and accessories. Seconded by Commissioner Timmons. Carried, 3-0.

6. Sheriff's Office Purchase - Presented by Paul Wolverton, Umatilla County Patrol Captain. Approval is sought for the purchase of new and also replacement body armor, carriers and associated gear in the amount of \$11,142.00 from Curtis Blue Line. The Sheriff's Offices needs new and replacement body armor for several deputies, due to new hires and expiration/wear and tear issues of current Deputies' equipment. Unfortunately, all body armor has an expiration date per manufacturers, so this is a recurring need. The body armor listed is consistent with our current uniform standard issue. They are also looking into a body armor reimbursement program through the federal government as an option down the road. This is coming out of the criminal division budget. **Commissioner Shafer moved to approve the purchase of new and also replacement body armor, carriers and associated gear in the amount of \$11,142.00 from Curtis Blue Line. Seconded by Commissioner Timmons. Carried, 3-0.**
7. Jail Purchase - Presented by Dustin Erickson, Umatilla County Corrections Lieutenant. Approval is sought for the purchase of six bullet proof vest. They need to replace and issue six of our staff with new vests, they typically expire after five years. The purchase includes six complete systems consisting of outer carrier, panels, and inner concealable carrier. The total cost for six vest is \$7,722.00. This will be charges to program/line item 1540-59105.

Chair Dorran asked if they had a spreadsheet and the vest serialized? Or do you just look at the start of the year and see which ones are going to expire? Mr. Erickson responded that the vests do have a date of issue and then you just go five years from there, we do have an equipment list of everything that is signed out and when if it needs to be replaced.

Commissioner Timmons asked what makes them expire? Mr. Erickson said that there are a lot of different scenarios which causes the Kevlar and the make up of the material that makes it bulletproof breakdown over time.

Commissioner Timmons asked if a lot of times if you have to replace the vest before the five years? Captain Wolverton shared it depends if it is exposed to something that could breakdown the material before then, sometimes we try to utilize the Kevlar panels that expired for other things such as tactical entries if we break glass we lay the panels over that, or we use them in vehicles for extra protection.

Commissioner Shafer moved to approve the purchase as outlined. Seconded by Commissioner Timmons. Carried, 3-0.

8. Planning Commission Appointment - Presented by Megan Davchevski, Umatilla County Planning Manager. Approval is sought to fill a vacancy on the Planning Commission. Upon review of an application and an interview, the Planning Division recommends Ann Minton of the Hermiston area to serve on the Planning Commission. **Commissioner Dorran moved to adopt Order No. BCC2023-033. Seconded by Commissioner Shafer. Carried, 3-0.**

9. Community Corrections Vehicle - Presented by Doug Olsen, County Counsel. Approval is sought to purchase necessary vehicle parts and labor for vehicle repair. Beginning in March Community Corrections has had a Jeep Cherokee in for repairs on an electrical draw issue. Legacy Dodge/Jeep has diagnosed the issue back to electrical issues within the steering system, with estimate repair cost of \$7,000. **Commissioner Shafer moved to approve the purchase of necessary vehicle parts and labor for \$7,000 from Legacy Dodge/Jeep for Umatilla County Community Corrections. Seconded by Commissioner Timmons. Carried, 3-0.**

10. CDDP Payable - Presented by Kim Beck, Umatilla County Developmental Disabilities Director. Approval is sought for the payable to Therap for the amount of \$16,438.95. This is the annual fee for the software program used for case management and provider review and oversight. **Commissioner Timmons moved to approve the payable to Therap for \$16,438.95. Seconded by Commissioner Shafer. Carried, 3-0.**

11. IT Purchase - Presented by Riley Wortman, Umatilla County IT Manager. Approval is sought to purchase of MFA capability for all employees for \$31,545.50. The amount is over the \$20,000 originally planned due to changes in CJIS requirements. **Commissioner Timmons moved to approve the purchase of MFA capability for all employees for \$31,454.50. Seconded by Commissioner Shafer. Carried, 3-0.**

12. Tax Foreclosure - Presented by Doug Olsen, County Counsel. The annual foreclosure case for delinquent property taxes will begin in the near future. One of the statutory requirements is to publish a notice in the local newspaper. The order designating the East Oregonian newspaper is before the Board for consideration. Only one issue is required and the statute requires publication in newspaper of general circulation. **Commissioner Shafer moved to adopt Order No. TX2023-03. Seconded by Commissioner Timmons. Carried, 3-0.**

13. Post Retirement Employment - Presented by Doug Olsen. Approval is sought for the post-retirement employment in a current position with salary and benefits consistent with the current position through 2024. Under the County policy for the employment of post-retirement PERS individuals, the approval of the Board is required on an annual basis. This request is for an individual to work back post-PERS effective October 1, 2023 through December 31, 2024. The individual will continue to be employed in their current position as an at-will employee. Written request to continue employment has been received from the employee and recommended by the Director. **Commissioner Shafer moved to approve the post-retirement employment in a current position with salary and benefits consistent with the current position through 2024. Seconded by Commissioner Timmons. Carried, 3-0.**

14. Fair Youth Livestock Auction - Presented by Chair Dorrان. This discussion is to decide the level of support for the 2023 Youth Livestock Auction. The annual Youth Livestock Auction for the fair will be August 12, 2023. The County has recently contributed funds toward the bump program. The matter is before the Board for what contribution, if any, for the 2023 auction. **Commissioner Timmons moved to approve \$25,000 level of support for the 2023 Youth Livestock Auction. Seconded by Commissioner Shafer. Carried, 3-0.**

15. Finance Accounts - Presented by Robert Pahl, Umatilla County CFO. Adoption is sought for Order No. BCC2023-034. With the new financial software for the county, it is necessary to number, to rename and adjust the existing fund accounts for the County to work in the new system. A list of the new funds is before the Board for review and approval. Commissioner Dorran thanked Robert and his whole staff for all of their work on this project. **Commissioner Shafer moved to adopt Order No. BCC2023-034. Seconded by Commissioner Timmons. Carried, 3-0.**

Commissioner Reports:

Commissioner Shafer: None

Commissioner Dorran: None

Commissioner Timmons: None

Meeting adjourned by Chair Dorran at 10:14 a.m.

Lori Smith

Executive Secretary – Board of Commissioners