

MINUTES
UMATILLA COUNTY BOARD OF COMMISSIONERS
Meeting of January 17, 2018
9:00 a.m., Room 130, Umatilla County Courthouse
Pendleton, Oregon

Commissioners Present: Chair George Murdock and Commissioner Larry Givens
Absent: Vice-Chair Bill Elfering

County Counsel: Doug Olsen

Members and Guests Present: Jennifer Olson, County Veterans Service Officer; Cheryl Cosner, Weston, Robert Cosner, Weston; Paul Chalmers, County Assessment & Taxation Director; Rebecca Cook, Jacob Lacross, Taylor Christian; Sheriff’s Office: Capt. Dave Williamson and Capt. Stewart Harp; Matt Kenney, County Public Works Surveyor; Hood family; Cameron Anderson, Barnett & Moro CPAs; Joseph Fiumara, UCo Health – Environmental Health Supervisor; Jim Setzer, UCo Health Director; Tom Buell, Robert Pahl, County Chief Finance officer; Jennifer Blake, County Human Resources Director

CALL TO ORDER

The meeting was called to order at 9:03 a.m. Chair Murdock welcomed all.

Pledge of Allegiance was led by Commissioner Givens.

Chair Murdock reminded those present that the meeting is a public forum. It is being video and audio recorded and minutes will be taken. Comments will become part of the meeting record. If persons wish to speak before the Board, please come to the podium, identify yourself and state where you live for the record. He noted a point for public input before business items for other than agenda.

Awards/Correspondence/Recognition. Chair Murdock noted a special presentation would be made when it fits in the agenda. He advised thank you notes were received from Kenzie Hoeft and Carley Hoeft (Pilot Rock Wooly Wranglers) for county support “bump” at the 2017 Pendleton Junior Livestock Show.

Minutes of Previous Meeting. Commissioner Givens moved to approve the minutes of the 12/6/17 Board meeting. Seconded by Chair Murdock. Carried, 2-0.

Additions to Agenda. None.

Public input for those items other than on agenda Chair Murdock advised this is the time for public input (for other than a scheduled item on the agenda) and also for recognition of visitors. He asked that comments – please limit to no more than 5 minutes with the long agenda today. None were noted.

Business Items:

1. **Audit Presentation.** Robert Pahl, Chief Finance Officer, introduced Cameron Anderson, Barnett & Moro. He reported the audit for 7/1/16-6/30/17 was contracted to complete a financial statement audit and federally required single audit (regarding grants). In summary: auditors prepare financial statements with various letters of opinion. They are materially correct with no findings and opinions were unmodified. Chair Murdock noted he sat through the exit interview so he had no questions. Commissioner Givens agreed the County appears to be in good financial shape. Chair Murdock advised no findings is critical as well as no adjustments. He thanked Mr. Anderson as well as the Finance

Department for their hard work. **Commissioner Givens moved to accept the audit report for the fiscal year ending 6/30/17 as presented. Seconded by Chair Murdock. Carried, 2-0.**

Chair Murdock interrupted the business agenda for a special presentation. He called on Jennifer Olson, County Veteran's Services Officer, to make the introduction. She advised in the summer of 2016, she met Mr. Don Cook, the Veteran present today. To "Spud", thank you for your service. She presented him a certificate of Honorable Discharge dated November 28, 1951 from the U.S. Marine Corp serving in the Korean War. This was something he never thought he'd get. Chair Murdock presented him with a gold 50th anniversary commemorative coin of the Korean War. Pictures of entire family present were taken. [recess for 5 minutes]

2. Dry Creek Livestock District. The public hearing was called to order at 9:12 a.m. by Chair Murdock. He asked Mr. Olsen for the staff report. A petition was received to annex into the Dry Creek Livestock District, signed by all of owners of the property. The Board can act today as notice was properly published, and was sent to the property owner.

Chair Murdock asked for Proponents - None were heard.

Opponents. Cheryl Cosner, 54746 Upper Dry Creek Road, Weston. She handed out materials (ORS excerpts, definitions, photos of fences). They run cattle and sheep. She summarized concerns: in reference to ORS 607.007 – definitions under livestock district – “annexation” fence is to control livestock ingress & egress; also regarding equines confined in area. The photos depicted condition of the fences around annexed property. The fences are in disrepair and there have been quite a few issues with them. In particular, the Cosners' concern is sharing a boundary fence including open range where the other side is a livestock district – how will that be managed with the poor condition of the fence? She also talked about ORS Chapter 96 requires fences to be maintained and shared boundary fences with responsibility to be split one-half each by the landowners. She has taken care of the entire fence without request for compensation. It is expensive and the fence is no longer repairable. Who will determine the adequacy of the fenceline? They are outside the proposed district, but directly connected. What laws will apply and who will enforce it? Issues need to be addressed – i.e. enforcement, damages, animals running at large, etc. She asked the Board to consider her concerns.

Commissioner Givens referred to the map depicting the original district. Discussion included the exact original Dry Creek District (40-acre parcel); handling of issues regarding property abutting the original district; property owner is Ms. Ganoway. Mr. Cosner advised she regularly calls the Sheriff's office about fence and livestock issues. He has tried to repair the fence over the last 15 years and can no longer do it. He added livestock has not been run on her property for many years; there is no water there, the terrain is steep and rocky, and is only suited for grazing.

Mr. Cosner explained he and other neighbors try to keep cattle off the road – same goes for property-owners (i.e. Reitmanns) near Highway 204. Cattle are moving about and brands are checked at fall to sort them out. Chair Murdock closed the hearing at 9:30 a.m.

Commissioner Givens commented in the entire scheme of things, even though it is a small area, he didn't want to put property owners at odds with each other; he is familiar with Ms. Ganoway and her property and he is familiar with the area as well (family history from many years ago in the Basket Mountain region). He appreciates neighbors working with each other; however, even with the small piece of ground (100 some acres), adding to the livestock district may not solve any problems. And actually may add to it. He didn't really have answers as to how to make it better; he is not comfortable annexing this particular property. There needs to be responsibility of landowners to take care of their

own property. Chair Murdock agreed; in addition, without a viable fence as depicted in photos presented by Cosners, he would agree with Commissioner Givens' assessment. **Commissioner Givens moved to deny the petition and adopt Order No. BCC2018-005 Seconded by Chair Murdock. Carried, 2-0.**

3. LED Lights – Jail. Capt. Stewart Harp, Sheriff's Office – Jail Commander, reported. This is for continuation of conversion of original ballast lights to LED. Half existing lights in dorms 100 and 800 are burned out and it is more cost effective to replace all with LED. Cost is \$3,280 per dorm. In addition, a 50% rebate is eligible under Energy Trust Oregon. **Commissioner Givens moved to approve. Seconded by Chair Murdock. Carried, 2-0.**
4. Post-PERS Employment. Capt. Dave Williamson, Sheriff's Office. Requesting approval to re-hire a retiree temporary on-call basis according to personnel policies. Sr. Deputy Nathan Goode, retired after 28 years of service. He has great knowledge and experience; he would handle some training and also crash reconstruction. In response to Chair Murdock's question about duties, Capt. Williamson advised duties are specific and limited. In response to Commissioner Givens' question, Capt. Williamson noted Deputy Goode would not be called in if they are shorthanded and would only perform limited duties. Chair Murdock advised the Board wants the position narrowed in scope. **Commissioner Givens moved approve hiring a PERS retiree with restrictions and limited hours/duties pursuant to Personnel Policy 4.7 at gross hourly rate (\$28.98) without benefits in temporary/on-call manner on an as needed basis. Seconded by Chair Murdock. Carried, 2-0.**
5. Lloyd Road – LID. Matt Kenny, County Public Works Surveyor, reported. A petition for LID was received previously. After Public Works performed additional investigation, today he is presenting facts for Board review. There are a few changes since his original presentation. One landowner (4 tax lots– King Road) was removed. The location is outside Hermiston near Minnehaha Road (gravel); the LID is for paving and to add shoulders. This was included in Anderson-Perry's quote with scope and fee; to be contracted work. The recommended estimated assessment is \$13,500 per owner -- based on Anderson-Perry's quote. Notice will go to all affected with the report. **Commissioner Givens moved to approve proceeding formation of an LID and refer to property owners for vote. Seconded by Chair Murdock. Carried, 2-0.**
6. Hammer Attachment Purchase. Mr. Olsen reported on behalf of Tom Fellows, Public Works Director, who was called away on an emergency. Two proposals for the purchase of a hammer attachment were received: one from Modern Machinery and one from Pape' (different machines were quoted). Public Works felt the two 15s at a lower quote of a 2018 Stanley Hydraulic Hammer from Modern Machinery was best. **Commissioner Givens moved to approve in the amount of \$14,000. Seconded by Chair Murdock. Carried, 2-0.**
7. Reclass Personal Property Appraiser. Paul Chalmers, Assessment & Taxation Director, reported. The employee has been assigned more duties – does field audits timely and efficiently as well as picking up more duties. He does not plan to refill a .42 FTE position. He feels this employee can handle the duties; he requests a Range increase from 16 to 18. **Commissioner Givens moved to approve the reclass the Personal Property Appraiser with note of the cost savings. Seconded by Chair Murdock. Carried, 2-0.**
8. Reclass Administrative Aide – Public Health. Jim Setzer, UCo Health Director, introduced Joe Fiumara, Environmental Health Supervisor. Public Health requests to reclass front office position due to the additional duties of Environmental Health with an increasing level of paperwork with more

inspections. The front office person would take care of additional paperwork that Mr. Fiumara has been handling, which takes him out of the field. A staffing assessment was done, thus this recommendation. Mr. Fiumara feels work will pick up March through October. Regarding Chair Murdock's question about projections for septic inspections, Mr. Fiumara advised it is extremely close to his projections. The main intent is to increase efficiencies; they have had positive comments about Environmental Health response and turn-around times. Mr. Setzer noted expectations of the community are being met. The person currently filling the job is moving on but he wanted to reclassify the position moving forward. Mr. Fiumara noted staff is mostly in the field and they locate mobile vendors many times by using social media. **Commissioner Givens moved to approve reclassifying the OA III position to Environmental Health Administrative Aide. Seconded by Chair Murdock. Carried, 2-0.**

9. Election Payable - Ballots. Presented by Mr. Olsen for Dan Lonai, Administrative Services Director. The Payables from Elections come before the Board due to dollar amounts. Elections needs ballots for the upcoming election = \$8,853.61. This is a yearly routine expense; budget is available. **Motion was made by Commissioner Givens to approve. seconded by Chair Murdock. Carried, 2-0.**
10. Elections Envelopes. This payable is for envelope printing, stuffing and mailing for the January election = \$5,311.62; a yearly routine expense; budget is available. **Commissioner Givens moved to approve. Seconded by Commissioner Murdock. Carried, 2-0.**
11. Economic Development Grant Payables. Mr. Olsen presented on behalf of Commissioner Elfering. Approval is sought for two grants from Community Development Grant funds - Sunset Housing, Athena: \$9,000; and Helix Advancement Partnership, \$6,440. **Commissioner Givens moved to approve. Seconded by Commissioner Murdock. Carried, 2-0.**
12. EOTEC Payable. **Commissioner Givens moved to approve the bill for second quarter support to EOTEC in the amount of \$18,750. Seconded by Commissioner Murdock. Carried, 2-0.**
13. Lifeways Director's Designations. **Commissioner Givens moved to approve and adopt order BCC2018-004 (updating Lifeways' employees who qualify for authority for "Director's Hold"). Seconded by Commissioner Murdock. Carried, 2-0.**
1. Supplemental Budgets. Chair Murdock called the public hearing to order at 10:03 a.m. Mr. Phal gave the staff report. Order 2018-19 (Corrections – Community Corrections) requires an appropriation to increase Beginning Balance \$676,437, State Revenues \$266,353, Personnel Services \$159,589, Materials & Services \$20,772, Capital Outlay \$67,000 & Contingency \$678,929 and a decrease in Local Revenue of \$6,500.
Order 2018-20 (Corrections – Drug Court) requires appropriation of increases in Local Revenues \$126,000 and Materials & Services in same amount. 2018-21 (Corrections – Transition House) requires appropriation of increase in Beginning Balance \$1,645 and Materials & Services \$2,900 and a decrease in Contingency \$6,255.
Order 2018-22 (Corrections – Justice Reinvestment) requires an appropriation of increases in Beginning Balance \$31,149 and Materials & Services \$62,105 and decreases in Local Revenue \$2,870, State Revenues \$129,562, Personnel Services \$85,455 and Contingency \$77,933.
Order 2018-23 (Human Services – SE63 Peer) requires appropriation of increases in State Revenues \$15,460, Materials & Services \$8,961 and Contingency \$3,499 and a decrease in Transfers In \$3,000.
Order 2018-24 (Human Services – SE63 Treatment) requires appropriation of increases in State Revenues \$12,657 and Contingency \$66,607 and decreases in Personnel Services \$48,842 and Materials & Services \$5,108.

Order 2018-25 (Human Services – SE63 IDPF) requires appropriation of decrease in state Revenues \$2,974 and Materials & Services in the same amount.

Order 2018-26 (Human Services – SE70 Prevention) requires appropriation of decreases in Beginning Balance \$21,764, State Revenues \$82,250, Personnel Services \$46,760, Materials & Services \$25,604 and Contingency \$31,650.

Order 2018-27 (Human Services – SE63 OHP Assister) requires appropriation of decreases in Beginning Balance \$4,864, State Revenues \$100,000, Personnel Services \$81,017 and Materials & Services \$23,847.

Order 2018-30 (Human Services – Alcohol Drug & Gambling) requires appropriation of increases in Beginning Balance \$60,314, Personnel Services \$63,344 and Materials & Services \$14,742 and decreases in Capital Outlay \$12,000 and Contingency \$5,772.

There were no public comments. Chair Murdock closed the hearing at 10:09 a.m.

In the matter approving Supplemental Budgets pursuant to ORS 294.471 for FY ending 6/30/18: Commissioner Givens moved to adopt Budget Order 2018-19 (Program 1527 – Community Corrections). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-20 (Program 1529 – Community Corrections-Drug Court). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-21 (Program 1531 – Community Corrections-Transitional Housing). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-22 (Program 1532 – Community Corrections-Justice Reinvestment). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-23 (Program 5420 – Human Services-SE63 PEER). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-24 (Program 5421 – Human Services-SE63 Treatment). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-25 (Program 5422 – Human Services-SE63 IDPF). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-26 (Program 5423 – Human Services-SE70 Prevention). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-27 (Program 5425 – Human Services-OHP Assister). Seconded by Commissioner Murdock. Carried, 2-0.

14. Budget Transfers. Mr. Pahl gave the staff report. Order 2018-28 Human Services (Alcohol MH Tax) requires appropriation of increase to Materials & Services \$3,000 and a decrease in Transfers Out in same amount. Order 2018-29, Human Services (School Based Mental Health) requires appropriation of increase in Personnel Services \$15,787 and a decrease in Materials & Services in same amount. There were no questions.

In the matter approving Transfers of Appropriations pursuant to ORS 294.463 for FY ending 6/30/18: Commissioner Givens moved to adopt Budget Order 2018-28 (Program 5426 – Human Services-2145 Alcohol/MH Tax). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-29 (Program 5428 – Human Services 2145 Alcohol/MH Tax). Seconded by Commissioner Murdock. Carried, 2-0.

Commissioner Givens moved to adopt Budget Order 2018-30 (Program 5487 – Human Services Alcohol, Drug & Gambling Treatment). Seconded by Commissioner Murdock. Carried, 2-0.

Executive Session. None.

Commissioner Reports.

Commissioner Givens talked about last night's joint meeting of Board and Fair Board. Good discussion; and he felt there will be a good contingency going to the Hermiston City Council meeting on 1/22 at Hermiston (at EOTEC). There is a phone conference with Eastern Oregon Counties Association 9 a.m. on 1/18/18. He is concerned about the direction of membership.

Commissioner Murdock noted conversations about EOTEC are moving forward. Regarding Lifeways, on Friday afternoon (1/19/18), police chiefs, GOBHI representatives and himself will meet. Later in the day (1/17), SIP committee will meet with representatives of Umatilla Fire District #1.

The meeting adjourned at 11:14 a.m.

Respectfully submitted,

Melinda Slatt

Executive Secretary, Umatilla County Board of Commissioners