

MINUTES
UMATILLA COUNTY BOARD OF COMMISSIONERS
Meeting of May 20, 2015
9:00 a.m., Room 130, Umatilla County Courthouse
Pendleton, Oregon

** ** ** **

- Commissioners Present:** Chair George Murdock and Commissioner Bill Elfering
- Absent:** Larry Givens, Vice-Chair
- County Counsel:** Doug Olsen
- Members and Guests Present:** Tom Fellows, Public Works Director; Dan Lonai, Administrative Services Director; Brad Humbert, Milton-Freewater; Jesse Shaw, Milton-Freewater; Robert Pahl, CFO.

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CALL TO ORDER

The meeting was called to order at 9:00 a.m. Chair George Murdock welcomed all and reminded those present that the meeting was a public forum. It is being recorded and minutes will be taken. If persons wish to speak before the BCC, please identify yourself and state where you live for the record.

Pledge of Allegiance. Those in the room stood, saluted the flag and recited the Pledge of Allegiance.

Awards/Recognitions/Correspondence. Chair Murdock read correspondence/recognitions. (1) A letter was received from the Cinco De Mayo Committee in Hermiston (Virginia Rome Garcia) – thank you for sponsorship of their 3rd annual festivities in Hermiston. Special thanks to Commissioner Elfering for being a judge for dancing horses competition. (2) A letter was received from Kootenai County Sheriff's Office, Idaho to Umatilla County Sheriff's Office – thank you and jail staff for accommodation and assistance for inmates in transit. In a recent case, a dangerous female inmate required special assistance in an emergency due to her violence. County Jail Administrator (Capt Harp) and staff were very helpful and accommodating in the potentially dangerous situation. Jail personnel's actions were commendable in their commitment to help other law enforcement personnel in need. (3) Regarding a recent EO article on jail; thanks from EO Senior Reporter Phil Wright in appreciation to Harp, Fox and crew at UC jail re inmate population. Also thank you to Robert Pahl for financial information. (4) A letter from Capt Johnson from Hermiston Police Department, thanks for assistance on 2 events -- Vehicle crash and 2nd was a hit and run accident and many other law breaking issues by a DUI. (5) A thank you card was received from City of Echo for many donations and assistance over the last many years.

Acknowledgment of minutes of previous meetings. Commissioner Elfering moved to acknowledge meeting minutes of 4/15/15 with a note to correct the spelling of Kim Puzey (rather than Puzy). Seconded by Commissioner Murdock. Carried, 2-0.

Additions to Agenda. None.

Public Input and Recognition of Visitors. Jesse Shaw, 4th St, Milton-Freewater, OR. He was back before the Board to follow up about ATV/OHV riding on County roads and also to address issues of safety. He knows of 4 states now that allow ATVs to ride on county roads. He feels ATVs are larger

than motorcycles therefore can be seen with no problem. They have markers and lights. He talked about handicapped individuals who mark their vehicles to indicate a slow moving vehicle. He has ridden in all 4 states where they are allowed with no problem. Under age 18 drivers need an adult riding with them. He felt that citizens other than farmers/ranchers should also be allowed to drive on County roads. Commissioner Elfering talked about the need for more time to discuss the issues with the Sheriff's Office; he would like Mr. Shaw to be included if he is available. Mr. Shaw feels some people just do not like ATVs. He is a voter and a citizen; ATV riders open their pocketbook so it is an economic benefit to the County. He feels there is a big opportunity for others to come to the area and spend money here. ATVs police themselves. Commissioner Elfering reiterated that he plans to talk with the Sheriff's Office about issues of enforcement, safety, and ATVs as well as motorcycles. Mr. Shaw explained ATVs (4-wheelers) include side by side vehicles (for example, he drives a Razor).

Chair Murdock asked Mr. Fellows about Public Works/Road Department input. Mr. Fellows responded there is no preference one way or the other – it is pretty much a maintenance standpoint. Chair Murdock suggested that Mr. Fellows could be involved if he felt it would help.

Brad Humbert, 1813 Oak St, Milton-Freewater, came to the podium. He is on the Milton-Freewater City Council, but he was speaking for himself. He also read the Sheriff's report about OHVs. The Council looked at it a couple of months back. He is supportive of ATV riders. In Milton-Freewater, Mr. Humbert noted that golf carts are being driven from the storage sheds through city streets to the golf course. He would lean more toward allowing ATVs with the same requirements of motorcycles. He would also like to allow it in the city, but he feels the County needs to pass it first to be consistent. He has done research in other states and it is a big economic tourism draw. He talked about some minor issues, but feels a program should sustain itself. He talked about bicycles being dangerous when not following regulations of the road. Once the County makes a decision, he will take it to Milton-Freewater City Council. He wants to bring tourism and dollars into the County.

Commissioner Elfering talked about licenses, insurance and other requirements ATVs should follow same as motorcycles. Mr. Humbert talked about giving our citizens freedoms with enforcement of rules. He talked about licensing systems for use on Forest Service ground and BLM ground; he felt ATVs on County roads could follow a similar licensing structure. He felt the concerns of the Sheriff's Office could be addressed.

Mr. Shaw noted a safety test must be taken and passed for riding on BLM and Forest Service ground. Commissioner Elfering talked about it being federal government license vs. State of Oregon licensure rules. Mr. Humbert added the City of Milton-Freewater is looking at the process and rules for licensing and maintaining a license along with a yearly check.

Mr. Fellows talked about taxes for road maintenance – when gas is purchased, taxes go to road maintenance. They (ATV drivers) are already paying taxes even though they are not riding on city streets and county roads.

Let the minutes reflect that Commissioner Elfering will proceed with investigation with the Sheriff's Office and Public Works about ATVs on county roads. Thank you to Mr. Shaw and Mr. Humbert.

Agenda

1. Wheel Loader Purchase. Presented by Tom Fellows. The County issued requests for proposals of a used wheel loader. Two responses were received, one from United Rentals for a John Deere machine (\$137,779), and one from Western States for a Caterpillar (\$117,500). The

recommendation is to go with Caterpillar. Both met the requirements, but the Western States machine is a lower price and has less hours. **Commissioner Elfering moved to approve the purchase of a used 2014 Caterpillar 930K wheel loader from Western States Equipment in the amount of \$117,500. Seconded by Chair Murdock. Carried, 2-0.**

2. Sander Purchase. Presented by Mr. Fellows. This is a unit for snowy roads to replace an old unit (from the 1960s) from Oregon State surplus properties. It is in great shape. A new Monroe Sander he looked at last year was similar for \$16,000. His recommendation is to purchase the sander from the State of Oregon. **Commissioner Elfering moved to approve purchase of the used slip-in sander in the amount of \$8,000 from the State of Oregon. Seconded by Chair Murdock. Carried, 2-0.**
3. Position Reclass – Computer Information Services. Chair Murdock noted this position has been discussed with Mr. Lonai. About a year or so ago, Riley Wortman was hired right out of college. With funding at the time, he was hired as a Range 25 position. He has completed his Masters in Computer Science and finished 1 year of employment at the County. Mr. Wortman is doing the work of a Range 28 position. Things were switched around with Elections Division, and funding is secure. Mr. Lonai requested the position be reclassified as a Programmer Analyst, Range 28 to be effective July 1, 2015. Commissioner Elfering asked about budget. Mr. Lonai advised he has worked with Mr. Pahl and it is in the budget. **Chair Murdock moved to authorize the reclassification of the position to Programmer Analyst, Range 28 as a result of completion of education and experience requirements, effective 7/1/15. Seconded by Commissioner Elfering. Carried, 2-0.** Chair Murdock pointed out that Riley Wortman is a very decorated CIS staff member. He has heard great comments and appreciation for Mr. Wortman's qualifications and work. Mr. Lonai noted Riley is a great asset to the County. Commissioner Elfering agreed; he has also had a very positive experience with Mr. Wortman.
4. Gresham Ford Payable. Mr. Olsen presented. This is for the purchase of four vehicles. Commissioner Elfering asked about the purchase program and if this particular one is through the State contract. Mr. Olsen answered yes. Commissioner Elfering was concerned about local bidders who deal with the same vehicles. Mr. Olsen agreed, but in this instance, he was not sure the vehicles would be available from a local dealer. The UCSO has always gone through the State contract system. Commissioner Elfering noted as liaison commissioner to the UCSO, he will talk to the Sheriff about the process. **Commissioner Elfering moved to approve the payable to Gresham Ford in amount of \$120,996 for purchase of four vehicles. Seconded by Chair Murdock. Carried, 2-0.** Chair Murdock asked Mr. Pahl about the regular vehicle replacement program and the bid process. He advised the policy is to go before the Board first to authorize sending out requests for proposals. Mr. Olsen added these particular purchases are for this fiscal year. Mr. Pahl said the Sheriff's Office did not purchase vehicles in FY2013-14, but there have been nine purchased this fiscal year.

Commissioners' Reports:

Commissioner Elfering: Last Tuesday he attended the LPSSC meeting. Dan Primus was nominated to be vice-chair since Mark Royal is retiring. That will come to the Board soon.

He recently met with representatives of the Union (AFSCME).

Regarding State Fair, he has met several times with Karie Walchli, County Tourism Coordinator. The County has been in negotiations since last October with State Fair organizers about the County's display location. He will keep the Board updated.

He met recently with Sheriff Rowan about Dispatch. A lot of information was not included in a recent newspaper article about how the program operates. He met with Sheriff Rowan, Undersheriff Littlefield, Dispatch Director Kathy Lieuallen, and the editor and senior reporter of the EO, Phil Wright, who has advised him that a supplemental article will be in the newspaper soon. Commissioner Elfering has scheduled a meeting on June 2 with all community partners in the Dispatch area to provide information about how the charges are arrived at, expenses and how they are totaled, how 911 fees are sorted out and then divided based on population. It will be a good opportunity to get current information out to the public.

He was guest speaker at the Law Enforcement Memorial Ceremony last Friday in Pendleton.

Also on Friday, he met with Oregon 4 Business Infrastructure representative, Tawni Bean, and Melissa Drugge to discuss regional economic development.

He attended a Town Hall meeting with Senator Merkley. Discussion included water certificates on the depot ground. The Army has handed off this issue to the Corps of Engineers.

He attended a walk-through of the County Fairgrounds (in Commissioner Givens' absence). It included the School District and the Fair Board – primarily identifying what rights are under the Sales Agreement, specifically as to what property is going to whom and when. Basically, there is a primary agreement but there is need for communication to occur in the transition to the EOTEC facility -- which will happen soon.

On Monday, he met with Byron Smith, Hermiston City Manager, to discuss the 911 Dispatch issue(s) more in depth. He encouraged Mr. Smith to attend the planned 6/2/15 meeting regarding Dispatch discussion with area cities, police department and fire department representatives.

He attended an EOTEC Special meeting the previous day. The EOTEC Authority Board approved the floor plan "footprint" for the expo center. Now it remains whether it will fit within the budget. They are working with the architect and the builder.

Also the previous day, he met with the Hermiston Cemetery Board about taxation of some property purchased recently. He spoke with Paul Chalmers, A&T Director, and will provide information he obtained back to them.

Regarding the Pilot Rock – Kinzua Property, a Judge has determined that there will not be personal liability for the cleanup at Kinzua Resources. Since the property is owned by an LLC, it and not its members will be financially liable. DEQ assessed a fine of about \$725,000 + to go to Pilot Rock, but there probably will not be assets of the LLC to pay the fine.

Lastly, Commissioner Elfering advised he has been summoned to jury duty next month (June).

Commissioner Murdock: There will be a Veterans meeting tomorrow to discuss transportation and accessibility to medical care.

Health Department – Representatives have met with hospitals to discuss the need to attract interns to the area. If they intern here, they are likely to stay here and set up a medical practice. There is a program through OHSU set up for interns; encouraging them to look farther East.

He has been working with Hermiston for School Based Health clinics. And for the future, others are looking to expand school based health including Milton-Freewater in 2016-17, and Umatilla for about the same time. This is a great County Public Health program.

The Board meeting recessed at 9:50 a.m. The Board would resume the meeting at 1 p.m. in the Commissioners' Office, Room 121.

Meeting resumed at 1:00 p.m. Chair Murdock called the public hearing to order.

5. Supplemental Budgets. Robert Pahl, CFO, gave the staff report. Budget Order 2015-060 is for General Fund – Victim Witness Program to increase by \$34,200 for actual Materials & Services and Capital Outlay expenditures not known at the time of budget adoption. Increase is supported by decreasing \$34,200 in Personnel Services category. Budget Order 2015-061 is for the Road Fund – Weed Control, which received a grant of \$9,000 in Materials and Services to allow for expenditures needed for the new funding. Budget Order 2015-062 is for the Special Transportation Fund, which was awarded significant additional grant funds. Revenues increased by \$187,000. Materials & Services requires an increase in appropriations of \$35,000 and Contingency requires an increase in appropriations of \$152,000. Budget Order 2015-063 is for Veterans Expanded Services requires an increase in Personnel Services appropriations of \$578; support for increase comes from a decrease of appropriations in the Veterans Expanded Services Contingency category. Budget Order 2015-064 is for Fleet Management Fund, requires an increase of \$10,000 in the Transfer In category and an increase in the Contingency category. Budget Order 2015-065 is for General Fund – UCSO-Criminal Division requires an increase in appropriations in the Personnel Services category of \$67,342, an increase in the Capital Outlay category of \$10,000 and an increase of appropriations in the Transfer Out category of \$10,000. Increases are supported by an increase in Contract Revenue of \$87,342.

There were no questions and no public comment. Chair Murdock closed the public hearing at 1:06 p.m.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 2050-Victim Witness Program), Commissioner Elfering moved to adopt Order No. Budget2015-060. Seconded by Chair Murdock. Carried, 2-0.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 4575- Weed Control Program), Commissioner Elfering moved to adopt Order No. Budget2015-061. Seconded by Chair Murdock. Carried, 2-0.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 1013-Special Transportation Fund), Commissioner Elfering moved to adopt Order No. Budget2015-062. Seconded by Chair Murdock. Carried, 2-0.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 5771-Veterans Expanded Services), Commissioner Elfering moved to adopt Order No. Budget2015-063. Seconded by Chair Murdock. Carried, 2-0.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 9076-Fleet Management Fund), Commissioner Elfering moved to adopt Order No. Budget2015-064. Seconded by Chair Murdock. Carried, 2-0.

In the Matter of a Resolution Adopting a Supplemental Budget per ORS 294.471 for FY ending 6/30/15 (Program 1560-Criminal Division), Commissioner Elfering moved to adopt Order No. Budget 2015-065. Seconded by Chair Murdock. Carried, 2-0.

6. Letter of Support – School Based Health. Chair Murdock advised on behalf of Mental Health Authority regarding School Based Health in Hermiston, a letter of support by the Board of Commissioners was needed for the application. **Chair Murdock moved to approve the letter of support as noted. Seconded by Commissioner Elfering. Carried, 2-0.**

7. Payable to OHA. Mr. Olsen noted this is regarding Vista Volunteers. Due to the amount, it requires Board approval. This is matching funds of \$16,926 paid by the County and, in turn, paid back by agreement. **Commissioner Elfering moved to authorize the payable to OHA-Oregon Public Health Division for funding two member Vista Volunteers (one = \$2,750 and one = \$14,176. Seconded by Chair Murdock. Carried, 2-0.** Mr. Pahl noted these are new positions and the money was recently received from the EOCCO. This allows the County to provide more services. Chair Murdock advised one of the Vista Volunteers is helping Umatilla County through the accreditation process, which takes a fair amount of time. There is currently only one County (Crook) in the State that is accredited.

The meeting was adjourned at 1:10 p.m.

Respectfully submitted,

Melinda Slatt

Executive Secretary
Umatilla County Board of Commissioners