

Board of Commissioners Meeting
September 21, 2011

Present: Commissioner Steve McClure
Commissioner Mark D. Davidson
Commissioner William D. Rosholt

Call To Order

Chairman McClure called the meeting to order at 9:00 a.m. with all three Commission members present.

Public Comments and Concerns

DEQ Representatives

Joni Hammond, Deputy Director for DEQ, Kathleen George, DEQ Regional Solutions team, La Grande, Linda Hays Gorman, Regional Administrator for DEQ, Bend explained that they came to the Commissioners to introduce themselves and asked the Commissioners if they had any questions for them about DEQ.

Commissioner Davidson stated that he did not have any comments or concerns at this time. Commissioner Rosholt stated that he did not have any comments or concerns either at this time.

Commissioner McClure stated that Union County has had a much closer relationship with DEQ than other counties. The Household Hazardous Waste facility has been completed which was a lengthy process. DEQ is involved in a lot of the economic development processes. He is glad to hear that there is a representative on the EOU campus.

Commissioner McClure invited the DEQ representatives to tour the Household Hazardous Waste facility.

Irene Gilbert . Antelope Ridge Letter

Irene Gilbert, 2310 Adams Ave. La Grande, came to the Commissioners to address a letter that she previously wrote to the Commissioners stating that Hanley Jenkins, Planning Director, failed to address some critical issues related to the Antelope Ridge wind farm and its adherence to the County Land Use Plan. She explained that she gave an example in the letter which was the Goal 5 resource areas that he had only identified Elk and there were multiple other issues that meet the Goal 5 criteria. She asked to have an independent assessment of the adherence to the County Land Use Plan as a result of problems related to Hanley Jenkins and the wind farm developer. She stated that the Attorney General will be following the Antelope Ridge issue closely because of the multiple problems with the County Land Use Plan and the Antelope Ridge application. If that application is approved there will be litigation related to Hanley

Jenkins' failure to do a realistic assessment of the compliance with the Land Use Planning laws. Following her letter there was another letter sent to the Commissioners with about six individual signatures on that letter. They sent the letter because there was an indication that the County was continuing to use Hanley Jenkins and that he attended a meeting in Portland between Oregon Department of Fish and Wildlife and Horizon with Hanley representing the County. The question was whether the tax payers were continuing to pay Hanley to work on this project. She is requesting that the County Commissioners do a formal assessment of both of the letters and respond in writing regarding actions taken to address public concerns regarding the improper actions that Hanley participated in related to the wind farm application.

CCF Funding Recommendation

Vicky Brogoitti, Director of Commission on Children and Families, explained that last Spring in lieu of running a formal Request for Proposal process they extended the contracts for an additional year. There was a remaining balance in the Juvenile Crime Prevention and Youth Investment funding streams. They ran an expedited RFP process. She is bringing the recommendation to the Commissioners today. There were two applications received. One was from Center for Human Development to provide assistance to the Strengthening Families program and the second proposal was from Shelter from the Storm to provide some Girls Circle programs in two outlying school districts which will compliment or supplement Girls Circle programs that are operating within La Grande Middle School and High School that are funded by Oregon Community Foundation. Her recommendation is \$2,989 from the Youth Investment Fund be awarded to Strengthening Families at the Center for Human Development and \$4,795 from Youth Investment and \$884 from JCP would be awarded to Girls Circle at Shelter from the Storm. It would leave a balance remaining of \$2,162 in the Juvenile Crime Prevention funding stream. Both of the programs have indicated the possibility of using some additional funds but in order to expedite the process and get contracts in place by October 1st the Commission decided to move ahead with this recommendation and allow the programs to come back with a formal request for additional funding.

Commissioner Davidson moved approval of the funding allocations to the Shelter from the Storm and the Center for Human Development as recommended. Commissioner Rosholt seconded. Motion carried unanimously.

Drug Free Communities Contract

Vicky brought the Union County Safe Communities Coalition Drug Free Communities Support Program contract to the Commissioners for consideration. She explained that the contract will start on September 30, 2011 and will run through September 29, 2012. She explained that the contract is for five years. If the County fulfills the terms of the first year action plan, the contract will continue

for the full five years. She stated that she knows that one of the concerns of the Commissioners is the fact that 20% of her position has been written as match to the Federal Funds of the grant as well as 100% of the clerical position with the Commission on Children and Families. She was told that the State selected their proposal because they believe there is strong community support for the grant. It was a competitive proposal and they see it as being a perceptive strong project in the Nation. There are adequate provisions within the contract so that the County is not necessarily obligated to cover cost for her position or the clerical position if funding for the Commission on Children and Families goes away.

Commissioner Rosholt asked how the terms starting on September 30th works with the County fiscal year. Shelley Burgess, Administrative Officer, explained that it is an advantage for the County as far as the budget process goes because the first year of the grant will carry the County three months into next year's budget. The Commissioners will have to decide in June when the budget is adopted how the grant will be addressed for the following years. There should be better information in the early Spring at the beginning of the budget process.

Commissioner Davidson stated that CCF needs the Healthy Communities Coalition for the grant. He asked if that Coalition is in danger of coming apart if the funding from the State for the CCF goes away. Vicky explained that if the funding goes away and the contract were to shift to someone else then it would become the responsibility of whomever that entity is to do the work that the Commission has been doing up to this point to coordinate that Coalition. Through the funding there will be a grant coordinator hired whose roll is to do the work with the Coalition. In the way that it is presented right now Vicky is identified as the director so she would supervise the Coalition Coordinator. The Coordinator position would remain in place but where it would be under is not known until the funding issue for CCF is resolved. There would be someone that would be overseeing the work of the Coordinator and there would be certain expectations that are in the five year plan that was submitted with the grant application. She explained that the idea is that after five or ten years worth of funding from the Federal government, there has been community capacity built to continue the work without the Federal funding.

Shelley explained that the grant award is given in a form that is not something that needs to be signed off on but when the first draw down request is submitted the County is committed to this. She thinks it is appropriate for the Commissioners to authorize the first year of implementation of the program. It will involve a new hire to fulfill the terms of the contract.

Commissioner Davidson moved to authorize Commission on Children and Families staff to implement the first year of the Drug Free Communities Grant. Commissioner Rosholt seconded. Motion carried unanimously.

Consent Agenda

The September 8 claims journals; the September 7 Public Works claims journals; the June 1, 15 and 29 Board of Commissioners Minutes were approved as presented on the consent agenda.

Title III Funding

Shelley Burgess, Administrative Officer, brought the Title III funding recommendation to the Commissioners for consideration. She explained that the authorization of the Secure Rural Schools program where the Title III Funding comes from is expiring. The last date that the County can allocate funding under Title III for programs is September 30th. The funding has gradually decreased each year. This will be the last year so the funding anticipated is about \$30,000. If the funding ends up being less and there is not enough money to fund the projects approved then a reduction will be made. There were two proposals received which were a request from the Union County Search and Rescue for \$10,000 and a proposal from the County to continue support for the SAR Coordinator and Emergency Services position for \$20,000. **Commissioner Davidson moved approval of the two funding requests for the Title III funding as recommended. Commissioner Rosholt seconded. Motion carried unanimously.**

Surplus Property Court Order

This Court Order was tabled for a later meeting.

STF Funding Recommendations

Shelley brought the Special Transportation Operating Fund Recommendations to the Commissioners for consideration. This is a fund that is from the Oregon Department of Transportation Public Transit Division. It was authorized two years ago in the legislative session and the County was told that it was not going to be reauthorized but was a one time decision. About a month ago the County received notification that there would be \$30,000 available over the next biennium for Union County providers of transportation for Elderly and Persons with Disabilities. The Special Transportation Advisory Committee accepted and reviewed applications. The allocation recommendation for the funding for FY 2011-12 would be to CHD for \$6,000 and Community Connections \$7,250. Fiscal Year 2012-13 would be to CHD for \$6,050 and Community Connections for \$10,700. **Commissioner Davidson moved approval of the STF Funding recommendations as presented. Commissioner Rosholt seconded. Motion carried unanimously.**

Appointment to Ambulance Advisory Committee

Court order 2011-43a, In the Matter of Appointment to the Union County Ambulance District Advisory Committee, was presented for consideration. This Court Order would appoint Jay Moore and Carrie Crook to the Ambulance Advisory Committee. **Commissioner Davidson moved approval of Court**

Order 2011-43 as presented. Commissioner Rosholt seconded. Motion carried unanimously.

CDBG Grant Intergovernmental Agreement

Shelley brought an Intergovernmental Agreement for the CDBG Grant and a subrecipient agreement between Union County and NEOEDD to the Commissioners for consideration. She explained that Lisa Dawson had come to the Commissioners previously to discuss the Microenterprise Community Development Block Grant and the Commissioners had approved the submission of the application. As part of the process it is a regional program that serves Baker, Union and Wallowa Counties. Last year the Commissioners entered into an Intergovernmental agreement with the other two counties. That agreement expires in July but because the new application overlaps the agreement through July the State is asking for a new Intergovernmental Agreement. It is the same agreement as approved before but is for a period of 36 months instead of the 18 months included in the original agreement. The Subrecipient Agreement was approved previously but in reviewing the preliminary application the State prefers that the County set a per diem for the expenses rather than providing actual expense receipts. The previous Subrecipient Agreement needed to be amended to reflect that change.

Commissioner Davidson moved approval of the Intergovernmental Agreement with Baker and Wallowa Counties for the CDBG grant. Commissioner Rosholt seconded. Motion carried unanimously.

Commissioner Davidson moved approval of the Subrecipient Agreement for the 2011 CDBG Microenterprise Assistance grant as presented. Commissioner Rosholt seconded. Motion carried unanimously.

Ordinance Regulating Fuel Dispensing for Airport

Ordinance 2011-05, In the Matter of an Ordinance Regulating Fuel Dispensing for the Union County Airport and Declaring an Emergency, was presented for consideration. Shelley explained that the last public hearing on this Ordinance was August 17th. There was some public testimony given at that hearing. The County asked the County counsel, Brandon Eyre, to make revisions to the Ordinance to try and address the public concerns. The changes were under Section 2 of the Ordinance which was the flowage fee. 2.1 now states that any fuel operator who delivers gasoline. Section 2.2 and section 2.3 is new. Those sections were added to attempt to clarify who would be impacted by the flowage fee.

Commissioner Davidson stated that he is willing to give this Ordinance a try.

Commissioner McClure opened the hearing. The hearing was closed with no testimony received.

Commissioner Rosholt moved approval of Ordinance 2011-05 as presented. Commissioner Davidson seconded. Motion carried unanimously.

Commissioner Rosholt moved approval of Ordinance 2011-05 as presented. Commissioner Davidson seconded. Motion carried unanimously.

Adjournment

The meeting was adjourned at 10:12 a.m.

Respectfully Submitted,

Ashley Wilhelm
Sr. Dept. Specialist