

MORROW COUNTY BOARD OF COMMISSIONERS MEETING AGENDA
Wednesday, July 12, 2017 at 9:00 AM
Irrigon Branch of the Oregon Trail Library District, Community Room
490 N.E. Main Ave., Irrigon, OR

- 1. Call to Order and Pledge of Allegiance - 9:00 AM**
- 2. City and Citizen Comments** – This is the time provided for individuals wishing to address the Board regarding issues that are not already on the agenda.
- 3. Open Agenda** – This is the time for the Board to introduce subjects that are not already on the agenda.
- 4. Consent Calendar**
 - a. Approve Claims: Accounts Payable dated July 13th; Payroll Payables Immediates & Electronic HRA dated June 5th; Payroll Payables Immediates & Electronic dated June 20th and July 5th; Payroll Payables Monthlies dated June 27th
 - b. Board of Commissioners Meeting Minutes of June 21st and June 28th
 - c. Appointment Request to the North Morrow Vector Control District Board of Trustees
- 5. Business Items**
 - a. Wheatridge Wind Farm Project Overview (Melissa Mochmuth, NextEra Energy)
 - b. Circuit Court Facilities Memorandum of Understanding Response (Justin Nelson, District Attorney; Judge Ann Spicer)
 - c. Order No. ORD-2017-6: Appointment of District Medical Examiner (Justin Nelson, County Counsel; Terry Harper, Operations Lieutenant, Sheriff’s Office)
 - d. Solar Eclipse Planning Discussion (Jerry Sorte, Administrative Officer)
 - e. August Board Meeting Schedule
 - f. Poulson Replat for Subdivision (Mike Gorman, Assessor/Tax Collector)
- 6. Staff Reports**
 - a. Planning Department Monthly Report (Carla McLane, Director)
 - b. Justice Court Quarterly Report (Judge Ann Spicer)
- 7. Correspondence**
- 8. Commissioner Reports**
- 9. Executive Sessions:** Pursuant to ORS 192.660(2)(h) – To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed. Pursuant to ORS 192.660(2)(e) – To conduct deliberations with persons designated by the governing body to negotiate real property transactions.
- 10. Adjournment**

Agendas are available every Friday on our website (www.co.morrow.or.us/boc under “Upcoming Events”). Meeting Packets can also be found the following Monday.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Roberta Lutcher at (541) 676-5613.

Pursuant to ORS 192.640, this agenda includes a list of the principal subjects anticipated to be considered at the meeting; however, the Board may consider additional subjects as well. This

meeting is open to the public and interested citizens are invited to attend. Executive sessions are closed to the public; however, with few exceptions and under specific guidelines, are open to the media. The Board may recess for lunch depending on the anticipated length of the meeting and the topics on the agenda. If you have anything that needs to be on the agenda, please notify the Board office before noon of the preceding Friday. If something urgent comes up after this publication deadline, please notify the office as soon as possible. If you have any questions about items listed on the agenda, please contact Jerry Sorte, Administrative Officer at (541) 676-2529.

Morrow County Board of Commissioners Meeting Minutes
June 21, 2017
Port of Morrow Riverfront Center, Sand Hollow Room
Boardman, Oregon

Present

Chair Melissa Lindsay
Commissioner Don Russell
Commissioner Jim Doherty
Jerry Sorte, Administrative Officer
Richard Tovey, County Counsel
Roberta Lutcher, Executive Assistant

Call to Order and Pledge of Allegiance: 9:01 a.m.

City and Citizen Comments: No comments

Open Agenda Requests: Hold the two Planning Department Public Hearings immediately following Consent Calendar items

Update on Sick Leave as an Unfunded Mandate Litigation

Richard Tovey, County Counsel

Mr. Tovey explained there are multiple counties participating in the litigation spearheaded by Linn County. Of those, four counties actually paid out sick leave; the remainder, including Morrow County, did not but instead allowed sick leave to accrue. Mr. Tovey said the lead attorney, Nathan Rietmann, is asking the counties that did not pay out to agree to dismiss their portions of the lawsuit. Mr. Rietmann plans to go forward with the strongest aspect of the case, meaning the four counties that did pay out sick leave. If the case makes it through the appeal process, Mr. Tovey said Morrow, Jefferson, Polk, Sherman, and Malheur Counties could still see a favorable result even though they are no longer part of the litigation. Mr. Tovey said he and Co-County Counsel Justin Nelson recommend agreeing to be removed.

Commissioner Russell moved to accept the recommendation of County Counsel and agree that Morrow County be dismissed from the sick leave unfunded mandate litigation. Commissioner Doherty seconded. Unanimous approval.

Consent Calendar

Commissioner Russell moved to approve the following items in the Consent Calendar:

- 1. Accounts Payable dated June 22, 2017 in the amount of \$180,361.17; and the AOC County College Meals manual check dated June 15, 2017*
- 2. Board of Commissioners Executive Session Meeting minutes dated June 7, 2017; City-County-Port Meeting minutes of June 7, 2017*
- 3. Oregon Youth Authority, Juvenile Crime Prevention Basic Services Intergovernmental Agreement #13796, and authorize Chair Lindsay to sign on behalf of the County*

4. *Oregon Health Authority (OHA) 2017-2023 Intergovernmental Agreement #154659 for Environmental Health Services, and authorize Chair Lindsay to sign on behalf of the County*
 5. *OHA 2017-2019 Intergovernmental Agreement #154124 for the Financing of Public Health Services, and authorize Chair Lindsay to sign on behalf of the County*
- Commissioner Doherty seconded. Unanimous approval.*

9:10 a.m. Opened Public Hearing

AZ-112-17 Zoning Ordinance Amendment – Article 2 Updates

Carla McLane, Planning Director

Stephanie Loving, Planner I

Chair Lindsay called for abstentions or conflicts of interest – Commissioner Russell: none; Commissioner Doherty: stated he attended a previous Planning Commission meeting on this topic but it won't affect his decision today; Chair Lindsay: said she was on the Planning Commission when this amendment process began, but that does not present a conflict with her decision making ability.

Chair Lindsay called for the Staff Report

Ms. Loving's report consisted of the following –

This Public Hearing is to consider the Planning Commission recommendation to adopt an update to Article 2 of the Morrow County Zoning Ordinance related to Zone Designations. It removes use zones no longer in use and adds new zones that have been added to the Zoning Ordinance over the past several years.

Ms. McLane noted the updates do not affect any property as they are text amendments only.

Chair Lindsay asked for a review of the changes to Section 2.010, Identified Zone Designations, which was provided by Ms. McLane.

There were no responses to Chair Lindsay's calls for proponents and opponents to speak.

9:20 a.m. Closed Public Hearing

Commissioner Doherty moved to approve the proposed Morrow County Zoning Ordinance Article 2 Updates and authorize Planning staff to prepare the necessary adoption documents. Commissioner Russell seconded. Unanimous approval.

9:21 a.m. Open Public Hearing

AZ-110-17 and AZM-111-17 Zoning Ordinance and Map Amendment – Farm and Forest Use Model Code Update

Carla McLane, Planning Director

Ms. McLane noted this update process spanned several years and took considerable effort on behalf of Planning staff and the Planning Commission. She said it involved changing the area zoned as Small Farm 40 to Exclusive Farm Use, and the only place in Morrow County with that designation is found around Boardman. The proposed changes include the following:

- Add and modify definitions that apply to land use, farm use, development standards, building specifications, and agricultural equine structures
- Update permit approval procedures and similar use determinations; more clearly define dwelling approvals on farm land
- Regarding the Exclusive Farm Use and Farm Use Zones – revise conditional use permit review criteria; add hardship variances to the list of conditional uses; clarify land division and parcel creation criteria
- Create opportunities to allow guest ranches; agritourism and commercial events on agricultural lands as defined in Oregon Revised Statute and Oregon Administrative Rule
- Modify and update farm stand, home occupation, land dimension and site development standards

Ms. McLane said the Planning Commission unanimously recommended the County adopt the proposed changes.

Chair Lindsay called for abstentions or conflicts of interest – Commissioner Doherty: Stated he attended an earlier Planning Commission meeting but did not find that to be a challenge; Chair Lindsay: Also stated she attended earlier Planning Commission meetings but had no conflict of interest; Commissioner Russell: Declared he resides in an area designated as Small Farm 40 but it does not materially affect him and he didn't have a conflict of interest.

Chair Lindsay asked Ms. McLane if the change from Small Farm 40 Zone to Exclusive Farm Use Zone impacts the ability of those landowners to use their property. She replied it would not, and that they remain identical with the exception of the purpose statement.

Chair Lindsay called for opponents to speak: no reply; proponents: no reply; neutral parties or questions:

Gerry Arnson, Heppner

Mr. Arnson asked if the changes will affect the ability of people who live on farmland or forestland from running their businesses out of their homes. Ms. McLane said it's part of those operations and wouldn't be a problem.

9:44 a.m. Closed Public Hearing

Commissioner Russell moved to approve the proposed amendments to the Morrow County Zoning Ordinance and Zoning Map, specifically the approval to adopt the following Articles or Sections of the Morrow County Zoning Ordinance:

1. *Article 1 Introductory Provisions*
2. *Article 3 Use Zones Section 3.010 Exclusive Farm Use and Section 3.020 Forest Use*
3. *Article 6 Conditional Uses*

4. *Article 7 Dimensional Adjustments, Variances, Special or Temporary Permits and Non-Conforming Uses*

And authorize the removal of Article 3 Use Zones Section 3.042 Small Farm and amend the Zoning Map, rezoning the areas currently zoned Small Farm to Exclusive Farm Use; and include an Emergency Clause within the Adopting Ordinance making the Adoption effective at the conclusion of the appeal period or 21 days after the Notice of Decision is mailed to affected parties. Commissioner Doherty seconded. Unanimous approval.

Business Items

Review Responses to Asphalt Bid Requests

Burke O'Brien, Public Works Director

Matt Scrivner, Assistant Road Master

Sandi Putman, Public Works Management Assistant

Mr. Scrivner reviewed the two bids to provide asphalt and tack oil for small paver patching jobs throughout the County:

1. Granite Construction Company total: \$731,250
2. Pioneer Asphalt, Inc. total: \$688,350

He said he recommended accepting the bid from Pioneer Asphalt. Mr. O'Brien said staff analyzed all costs associated with driving the extra distance to Pioneer Asphalt and it still calculates out as the lowest bid.

Commissioner Doherty moved to accept the recommendation from Public Works and award the bid for Asphalt Hot Mix and Tack Oil to Pioneer Asphalt, Inc. Commissioner Russell seconded. Unanimous approval.

Oregon Department of Transportation (ODOT) Intergovernmental Agreement #32141, Materials & Equipment Storage in County Right-of-Way near the North Transfer Station

Burke O'Brien, Public Works Director

Mr. O'Brien said ODOT will be applying salt to roads this winter on Interstate 84 from Boardman to the Idaho border and needs a place to store the salt and equipment. He said the County and ODOT already share space and sand at this location and it's been a good arrangement. ODOT will construct a pre-fabricated membrane-covered storage structure on the County's right-of-way, he said. Brief discussion.

Commissioner Russell moved to approve Intergovernmental Agreement #32141 with ODOT for Salt/Equipment Storage on the County Right-of-Way, near the North Transfer Station, 69900 Frontage Lane, Boardman. Commissioner Doherty seconded. Discussion: Chair Lindsay noted the County does not plan to use salt on roads. Unanimous approval.

Rock Quarry Agreement with Brian Thompson

Sandi Putman, Public Works Management Assistant

Ms. Putman said the rock will be crushed and stockpiled at the location off Lunceford Canyon Road. The County will pay the landowner \$200 a year to stockpile the rock and .25¢ per solid yard of rock extracted.

Commissioner Russell moved to approve the Rock Quarry Agreement with Brian Thompson for a period of five years commencing May 2017 and terminating May 2022 with optional one-year renewals for stockpile purposes up to 10 years. Commissioner Doherty seconded. Unanimous approval.

Public Works Miscellaneous

Commissioner Russell asked the Public Works personnel about the timeline for completion of the Wilson Lane and Laurel Lane Road intersection improvements. Mr. O'Brien explained the extenuating circumstances and Mr. Scrivner added the plan is to work there on July 5th and 6th, to be followed by paving on July 10th. Commissioner Russell said when people have complained to him about the progress, he's reminded them there is a large irrigation pipe there and the County was unable to do anything during the growing season.

Commissioner Doherty said he recently learned the Navy hauled the rock it used for new roads on the Bombing Range from outside of Morrow County. This is somewhat contradictory to what Major Russ Gibson with Oregon National Guard indicated on May 17th during the update with the Navy and other agencies. At that meeting when Commissioner Doherty asked if the raw materials were being sourced from a Morrow County business, Major Gibson replied they use local (providers) as much as possible, but as a State agency they have to follow State purchasing rules. Major Gibson added it is cheaper to source locally than haul from elsewhere.

Commissioner Doherty requested Ms. McLane follow up with the Navy's Community Planning and Liaison Officer on this matter.

Break: 10:18 a.m.

Resume: 10:29 a.m.

Letter of Support for Fitness Park Grant Application

Kim Cutsforth, Executive Director, Howard & Beth Bryant Foundation

Commissioner Russell moved to approve signing the letter in support of the Heppner Fitness Park grant application to the Oregon Community Foundation. Commissioner Doherty seconded. Unanimous approval.

Fitness Park Lot Line Adjustment Request

Kim Cutsforth, Executive Director, Howard & Beth Bryant Foundation

As background, Ms. Cutsforth recapped the discussions at the County Court meeting on October 26, 2016. (Tentative agreement was given for the lot line adjustment application, pending legal documents from the City of Heppner.)

Commissioner Doherty moved to approve the Bargain and Sale Deed that Morrow County grants, bargains, sells and conveys unto Willow Creek Park District the tract of land as described in Exhibit A, for true consideration of \$0.00. Commissioner Russell seconded. Unanimous approval.

Gilliam-Bisbee Building Use Proposal

Kim Cutsforth, Executive Director, Howard & Beth Bryant Foundation

Ms. Cutsforth began by saying the ideas presented today are for consideration only and she does not yet expect action from the Board. She said during the County Budget Committee meetings in April, there was discussion to tear down the building.

Commissioner Doherty clarified he suggested \$250,000 be set aside to demolish the building, but the Board decided to take one year to seek options for removing it from County ownership.

Ms. Cutsforth continued by saying the communities in south Morrow County do not have a place to hold large events. Her idea is to turn the main floor into an area for holding large events, and eventually make the upstairs similar to a hostel where, on a short-term basis, people rent individual sleeping rooms but share common living and kitchen facilities.

Ms. Cutsforth said a tour of the building with County Building Official Brett Cook showed the building to be in “great” shape but in need of improvements to meet codes. She said it needs a fire suppression system, which is approximately \$200,000. She said if the County could budget around that number to bring it up to code, it would allow her a blank slate to start the process of changing it into an event center.

Commissioner Russell said it may be less expensive for the foundation to install the fire suppression system because the County would be required to pay prevailing wage. The County could pay the foundation to take the building, he said, with the understanding the foundation would take care of the fire suppression system. Ms. Cutsforth said the savings could be as much as 25% and she would obtain bids.

Ms. Cutsforth further stated the building would belong to the community in perpetuity as it is the foundation’s objective to provide things the community needs but cannot afford. The budget for this endeavor also includes funds for a part-time employee to manage and promote the event center, she said.

After discussion of the estimated project timeline, the Commissioners were in favor of designating money in the 2018/2019 budget for the Gilliam-Bisbee Building proposal.

Business Items

Use of County Easement Agreement – Heppner-Lexington Pipeline, LLC

Commissioner Russell moved to approve the Consent and Agreement Regarding Use of Easement with Heppner-Lexington Pipeline, LLC dated June 21, 2017. Commissioner Doherty seconded. Unanimous approval.

Columbia Basin Electric Cooperative, Inc. Request to Install Blank Conduit in County Right-of-Way in Same Area as Heppner-Lexington Pipeline, LLC

Gerry Arnson, CBEC Board of Directors, Vice President

Mr. Arnson requested the same use of the County's easement for CBEC that was just granted to the Heppner-Lexington Pipeline, LLC. After discussion, the Board agreed, adding the same line locating and mapping stipulations that were required of Heppner-Lexington Pipeline, LLC will also be required of CBEC.

Commissioner Russell moved to approve the request from Columbia Basin Electric Cooperative, Inc. to install blank six-inch conduit in the County's easement and direct staff to draw up the necessary documents. Commissioner Doherty seconded. Unanimous approval.

Reading and Adoption – Ordinance No. ORD-2017-2: Amending Morrow County Code Regarding the Approval Process for Public Works Permits

Jerry Sorte, Administrative Officer

Mr. Sorte said County Counsel advised him the Ordinance can be adopted with a single reading by title, with the emergency clause, if there is a unanimous vote of the Board. He said this would be his recommendation to the Board.

Commissioner Doherty moved to approve a single reading by title of Ordinance No. ORD-2017-2, which includes an emergency clause. Commissioner Russell seconded. Unanimous approval.

Commissioner Russell provided the reading by title of Ordinance No. ORD-2017-2:

“In the Matter of Amending Chapter 8 of the Morrow County Code Pertaining to the Approval of County Permits for Construction Work in County Road Right-of-Ways”

Commissioner Doherty moved to adopt Ordinance No. ORD-2017-2: In the Matter of Amending Chapter 8 of the Morrow County Code Pertaining to the Approval of County Permits for Construction Work in County Road Right-of-Ways; and noted the inclusion of Section 3 – An emergency is declared and this ordinance is effective immediately upon passage. Commissioner Russell seconded. Unanimous approval.

Invitation to Ribbon Cutting Ceremony for the Recreation Center in Boardman

Karen Pettigrew, Chair, Boardman Park & Recreation District

Ms. Pettigrew extended an invitation to the Commissioners to attend the ribbon cutting and grand opening of the new Recreation Center on Saturday, July 1st from 11:00 a.m. to 2:00 p.m.

Chair Lindsay remarked the Rec Center will have a positive impact on livability in this area. Ms. Pettigrew also reported the membership drive is going very well and some employers set up

payroll deductions so employees can deduct the dues from their paychecks. She added any entities that have public funds can provide the same option.

Commissioner Reports

- Commissioner Doherty provided a report on the County College he and Chair Lindsay attended on the topic of health and human services. He also discussed the meeting on the Blue Mountains Forest Plan Revision Process that was held in Pendleton, also attended by Chair Lindsay.
- Commissioner Russell said he met with PGE's Public Policy/Local Government Affairs Representative Wendy Veliz and Brad Jenkins, PGE Vice President, Power Supply Generation. The two were in Heppner to speak at the Heppner Chamber of Commerce luncheon. Commissioner Russell informed the other Commissioners he met with Irrigon resident, Sue Oliver, about the concerns she expressed at a recent Board meeting. He also outlined his upcoming meeting schedule.
- Chair Lindsay said she attended the Heppner Chamber luncheon where the PGE representatives spoke and subsequently received calls from providers in the area wanting assurances the County would push the new owners of Wheatridge Wind Energy (NextEra Energy) to use local contractors. Chair Lindsay also met with Oregon State University Extension personnel Julie Baker and Mary Corp regarding Extension's plans to form county service districts in Morrow and Umatilla Counties. They would like to present additional information to the Board on July 19th.

Adjourned: 11:55 a.m.

Morrow County Board of Commissioners Meeting Minutes
June 28, 2017
Bartholomew Building Upper Conference Room
Heppner, Oregon

Present

Chair Melissa Lindsay
Commissioner Don Russell
Commissioner Jim Doherty
Jerry Sorte, Administrative Officer
Justin Nelson, County Counsel
Kate Knop, Finance Director
Roberta Lutchter, Executive Assistant

Call to Order and Pledge of Allegiance: 9:03 a.m.

City and Citizen Comments:

Greg Sweek, Heppner

Mr. Sweek spoke on potential Strategic Investment Program (SIP) negotiations the County may undertake and urged the Commissioners to not include funds to the Community Renewable Energy Association (CREA) as part of any contracts. Commissioner Russell explained CREA will receive approximately \$750,000 over the life of one existing 15-year contract, and there are several others in which they've been involved. Commissioner Doherty said if CREA is involved, he would make sure the County gets its "money's worth," but he would prefer to keep it in-house.

Open Agenda Requests: County Counsel Justin Nelson requested postponement of the following agenda item: Use of County Easement Agreement with Columbia Basin Electric Cooperative, Inc.

Consent Calendar

Commissioner Russell moved to approve the following items in the Consent Calendar:

- 1. Accounts Payable dated June 29th in the amount of \$248,598.84*
- 2. Board of Commissioners Meeting minutes of June 14th*
- 3. Order No. OR-2017-4: In the Matter of Adopting a Fee Schedule for Morrow County Public Works Parks Department*
- 4. Contract for Materials and Supplies with Pioneer Construction, Inc.*

Commissioner Doherty seconded. Unanimous approval.

9:12 a.m. Public Hearing – Supplemental Budget Action, Resolution No. R-2017-17

Chair Lindsay called for abstentions or conflicts of interest: Commissioner Russell: none; Commissioner Doherty: none; Chair Lindsay: none. The Staff Report was then requested. Kate Knop, Finance Director, explained the Resolution includes increases to appropriations in various funds due to revenue in excess of budget, specifically: Increase General Fund Appropriations by

\$57,534; Ione School Fund by \$3,386; Victim/Witness Fund by \$5,000; Justice Court Bails & Fines by \$207,000; Parks Fund by \$41,074, and Equity Fund by \$50,000. Total amount: \$368,994. Discussion.

After hearing no response to Chair Lindsay's calls for proponents and opponents to speak, the hearing was closed at 9:19 a.m.

Commissioner Russell moved to approve Resolution No. R-2017-17: In the Matter of Appropriations for Fiscal Year beginning July 1, 2016. Commissioner Doherty seconded. Unanimous approval.

Community Counseling Solutions (CCS) Discussion Items

Administrative Processing Fee under Consideration by the County

Kimberly Lindsay, Executive Director, CCS

Rick Worden, Chief Financial Officer, CCS

Ms. Lindsay provided a history of the CCS-County relationship going back to the mid-2000s. She also explained the County has not charged full market rate for the offices in the Gilliam-Bisbee Building. That difference between what is charged and the fair market rate has been listed as in-kind contributions when CCS applies for grants, she said, and can be as much as \$18,000 per year. She noted the County increased the rent this last year from \$8,000 to \$22,000. [Later in the meeting Mr. Sorte explained the rent was increased when CCS took over the full 7,000 square feet of the second floor of the building. The increase was to cover utilities and barely does that, he said, and it does not cover any of the deferred maintenance costs. The County is still providing a subsidized rent amount for CCS, he stated.]

Ms. Lindsay reviewed a list that showed which counties contract mental health services with not-for-profit providers and whether or not those counties charge an administrative fee. Ms. Lindsay offered that she has consistently said there is some amount that could be charged, a hard dollar amount relevant to the work the County does to pass the funds through to CCS, such as the document review by County Counsel, and that would be fair. Discussion.

Commissioner Russell asked Ms. Lindsay several questions about the contract regarding oversight by the County and audit responsibilities. She replied the contract signed by the County contains language that the County has oversight for the programs, but the language is stronger than the practice. She discussed several contributing factors for this, including that the State has a "fair amount of regulatory oversight over programs." She said the State is responsible for their audits and does them as often as they feel necessary. The Eastern Oregon Coordinated Care Organization also audits CCS, she said.

Commissioner Russell wanted to know what would happen if a third party audit was needed. Mr. Sorte said the County is still working on the contract with CCS, but the contract the County signed with the Oregon Health Authority (OHA) states the County shall monitor delivery of services and report to OHA any deficiencies. That will require some form of oversight, and if

the County can “piggy-back” on what the State already does, that’s a good thing. But, he continued, we’re still trying to figure out a contract provision to ensure we do that contract requirement. Discussion.

County Counsel Justin Nelson spoke to the section of the OHA contract that says the County “shall” monitor. The State is ultimately requiring the County to monitor the programs, he offered, it doesn’t say the programs “should” be monitored, it’s specific, it says the County “shall” monitor.

After additional discussions, the Commissioners expressed their respect for Ms. Lindsay and the work done by CCS, and decided not to pursue an administrative fee or separate costs for an independent audit. The Board and Ms. Lindsay also decided to a one-week extension of the existing contract until a new contract is presented at next week’s Board meeting.

Commissioner Doherty moved to direct staff to create a contract extension suitable to CCS and authorize Chair Lindsay to sign on behalf of the County; and to direct County Counsel to draft a new contract with CCS for next week’s Board meeting. Commissioner Russell seconded. Unanimous approval.

State Behavioral Health Work Group Recommendations

Ms. Lindsay reviewed the document titled, “Oregon Behavioral Health Collaborative Recommendations for 21st Century System of Care.” She explained the legislature directed OHA to put together this blueprint for changes because they felt there were inefficiencies in the system. The governor appointed 50 stakeholders to meet and create this document, she added. Discussion.

Appointment Request to the Fair Board

Ann Jones, Fair Secretary

Ms. Jones said there will still be one vacancy on the Fair Board after today’s appointment.

Commissioner Russell moved to appoint Casey Zellars to the Morrow County Fair Board for the term ending December 31, 2020. Commissioner Doherty seconded. Unanimous approval.

Break: 10:45 a.m.

Resumed: 10:55 a.m.

Department Reports

Road Department Monthly Report

Matt Scrivner, Assistant Road Master, reviewed his report.

Business Items

Review Public Works 2017 Asphalt Projects Bids

Burke O’Brien, Public Works Director

Matt Scrivner, Assistant Road Master

Sandi Pointer, Public Works Management Assistant

Mr. Scrivner reviewed the two bids received for the County's Pavement Overlay Projects (Granite Construction Company and Pioneer Construction, Inc.).

On the recommendation of Public Works, Commissioner Doherty moved to accept the bid from Pioneer Construction, Inc. in the amount of \$1,116,099.65 for the 2017 Pavement Overlay Projects. Commissioner Russell seconded. Unanimous approval.

Public Works Office Service Hours Discussion

Jerry Sorte, Administrative Officer

Burke O'Brien, Public Works Director

Mr. Sorte said the request from Public Works is to move all staff to a common schedule of four 10-hour work days, Monday-Thursday. The Lexington office and shop would be closed on Fridays, he added, and input from the Board was requested, he said.

Mr. O'Brien said the change would allow a better utilization of available staff time, and the service won't change regarding the public since several staff members will continue to be available by phone seven days a week.

Commissioner Doherty requested the new schedule be reevaluated in six months to see if it is successful or not.

Commissioner Doherty moved to follow the staff recommendation and allow the remaining staff to move to four 10-hour work days, Monday-Thursday; with the requirement a report be provided in six months as to its effectiveness, sooner if warranted. Commissioner Russell seconded. Unanimous approval.

Department Reports

Sheriff's Office Monthly Report

Melissa Ross, Administrative Lieutenant provided the report of activity for June 2017.

Business Items

Resolution No. R-2017-18: Adoption of the 2017-2018 Fiscal Year Budget

Kate Knop, Finance Director

Commissioner Doherty moved to approve Resolution No. R-2017-18: In the Matter of Adopting the Budget, Making Appropriations, Imposing and Categorizing the Taxes; and Be It Resolved that the Board of Commissioners hereby adopts the Budget for Fiscal Year 2017-2018 in the sum of \$36,144,984 now on file at the Morrow County Courthouse. Commissioner Russell seconded. Unanimous approval.

Resolution R-2017-19: A Correction to Resolutions R-2017-14 & R-2017-15

Kate Knop, Finance Director

Commissioner Doherty moved to approve Resolution No. R-2017-19: In the Matter of Transferring Appropriations from General Fund to the Heppner Admin. Building Fund & Echo Winds Fee Fund, Pursuant to ORS 294.463(3). Commissioner Russell seconded. Unanimous approval.

Resolution R-2017-20: Budget Transfer Request

Kate Knop, Finance Director

Ms. Knop said the transfers involve three different funds (General Fund – District Attorney; Parks Fund – ATV; Airport Fund) and the amounts do not meet the requirement for a supplemental budget action. She detailed each transfer for the Board.

Commissioner Doherty moved to approve Resolution R-2017-20: In the Matter of Transferring Appropriations with the Morrow County General Fund, Pursuant to ORS 294.463(1). Commissioner Russell seconded. Unanimous approval.

First Reading of Adopting Ordinance ORD-2017-3: Updates to Article 2 of Morrow County Zoning Ordinance

Stephanie Loving, Planner I (via telephone)

Ms. Loving provided the first reading by title:

“An Ordinance Amending the Morrow County Zoning Ordinance Article 2 Establishment of Zones”

First Reading of Adopting Ordinance ORD-2017-4: Farm and Forest Use Model Code Update

Carla McLane, Planning Director (via telephone)

Ms. McLane provided the first reading by title:

“An Ordinance Amending the Morrow County Zoning Ordinance and Zoning Map. More Specifically Amending the Morrow County Zoning Ordinance Article 1 Introductory Provisions; Article 3 Use Zones Section 3.010 Exclusive Farm Use and Section 3.020 Forest Use; Article 6 Conditional Uses; and Article 7 Dimensional Adjustments, Variances, Special or Temporary Permits and Non-Conforming Uses. Also removing from Article 3 the Section Concerned with Small Farm and Amending the Zoning Map Replacing Small Farm with Exclusive Farm Use.”

Commissioner Reports

- Commissioner Doherty reported he was unable to attend several meetings due to the recent death of his mother-in-law.
- Commissioner Russell said he attended a meeting with representatives of the Port of Morrow and West Extension Irrigation District regarding a ground water problem in the Boardman area. Miff Devin with the Port of Morrow brought maps to the meeting showing the slopes of the underlying basalt, which made it clear as to why the water is pooling in the area near Amazon’s new buildings. The group is looking at options for a solution and a way to find a beneficial use for the water. Commissioner Russell also met with Mary Corp, Oregon State University Regional Administrator, to learn about the taxing district they’d like to form in Morrow and Umatilla Counties.

- Chair Lindsay said she attended a CAPECO (Community Action Program of East Central Oregon) meeting in Pendleton where she is learning more about this multi-county organization and how it benefits Morrow County. Chair Lindsay also attended the OSU/Morrow County Extension Crop Tour and said she was impressed with the cooperative studies that take place and learned a new hard white winter wheat variety to be released next year that will be named “Irv” after Irv Rauch who provided large research plots for many years.

Adjourned: 11:57 a.m.

DRAFT

Morrow County Board of Commissioners Meeting Minutes
July 5, 2017
Bartholomew Building Upper Conference Room
Heppner, Oregon

Present

Chair Melissa Lindsay
Commissioner Don Russell
Commissioner Jim Doherty
Jerry Sorte, Administrative Officer
Justin Nelson, County Counsel
Kate Knop, Finance Director
Roberta Lutcher, Executive Assistant

Call to Order and Pledge of Allegiance: 9:00 a.m.

City and Citizen Comments: No comments

Open Agenda Requests: Commissioner Doherty requested to add a discussion on an equipment storage structure at the OHV Park.

Consent Calendar

Commissioner Doherty moved to approve the following items in the Consent Calendar:

- 1. Accounts Payable in the amount of \$110,422.82 dated July 6th; Payroll Payables Immediates & Electronic dated June 7th & June 22nd; and HRA VEBA dated June 7th*

Commissioner Russell seconded. Unanimous approval.

Business Items

Second Reading and Adoption – Ordinance ORD-2017-3: Updates to Article 2 of Morrow County Zoning Ordinance

Carla McLane, Planning Director

Ms. McLane provided the second reading by title:

“An Ordinance Amending the Morrow County Zoning Ordinance Article 2 Establishment of Zones”

Commissioner Doherty moved to adopt Ordinance ORD-2017-3: An Ordinance Amending the Morrow County Zoning Ordinance Article 2 Establishment of Zones, effective October 3, 2017. Commissioner Russell seconded. Unanimous approval.

Second Reading and Adoption – Ordinance ORD-2017-4: Farm and Forest Use Model Code Update

Carla McLane, Planning Director

Ms. McLane provided the second reading by title:

“An Ordinance Amending the Morrow County Zoning Ordinance and Zoning Map. More Specifically Amending the Morrow County Zoning Ordinance Article 1 Introductory Provisions;

Article 3 Use Zones Section 3.010 Exclusive Farm Use and Section 3.020 Forest Use; Article 6 Conditional Uses; and Article 7 Dimensional Adjustments, Variances, Special or Temporary Permits and Non-Conforming Uses. Also removing from Article 3 the Section Concerned with Small Farm and Amending the Zoning Map Replacing Small Farm with Exclusive Farm Use.”

Commissioner Russell moved to adopt Ordinance ORD-2017-4: An Ordinance Amending the Morrow County Zoning Ordinance and Zoning Map. More Specifically Amending the Morrow County Zoning Ordinance Article 1 Introductory Provisions; Article 3 Use Zones Section 3.010 Exclusive Farm Use and Section 3.020 Forest Use; Article 6 Conditional Uses; and Article 7 Dimensional Adjustments, Variances, Special or Temporary Permits and Non-Conforming Uses. Also removing from Article 3 the Section Concerned with Small Farm and Amending the Zoning Map Replacing Small Farm with Exclusive Farm Use; including an emergency clause based on economic opportunity, making these changes effective August 1, 2017. Commissioner Doherty seconded. Unanimous approval.

Appointment Recommendation to the Blue Mountain Early Learning Hub Advisory Board
Sheree Smith, Public Health Director

Commissioner Russell moved to recommend Marie Shimer be appointed to the Blue Mountain Early Learning Hub Advisory Board. Commissioner Doherty seconded. Unanimous approval.

2017-2019 Contract between Morrow County and Community Counseling Solutions, Inc. (CCS)
Justin Nelson, County Counsel

As background, Mr. Nelson offered the following explanation: The Board decided at last week’s meeting not to charge CCS a fee for the County’s costs to administer the separate Oregon Health Authority contract. There was lengthy discussion at that meeting between CCS Executive Director Kimberly Lindsay and the Commissioners and staff about audits and responsible parties. CCS was then sent the contract being discussed today for review, and Ms. Lindsay responded with a few changes, among them was a request to alter the language regarding audits because CCS’ auditors did not like the language about providing audit documentation. Mr. Nelson said this is concerning to him since this wasn’t brought up at last week’s meeting.

Kate Knop, Finance Director, said CCS wants to provide disclosure statements in regards to their relationship to Morrow County and not the full audit or single audit. Ms. Knop said Morrow County’s auditors informed her that doesn’t provide the full financial profile, however, the full audits and tax returns can be obtained from a Federal clearinghouse website. Our auditors will require the full independent audit with opinions and the single audit, which is required when an organization receives over \$750,000 in Federal funds, said Ms. Knop.

Mr. Nelson said given the fact the information the County requires can be accessed elsewhere, he decided to go forward with the changes requested. He added his only concern is this was a major point of discussion last week and Ms. Lindsay said independent audits weren’t needed since

State and Federal audits were already conducted, and now she wants this portion of the contract changed. Discussion.

Commissioner Doherty asked Mr. Nelson his recommendation. Mr. Nelson said there have been time constraints with getting this contract completed, but the audits do provide an indication as to the health of the entire organization and he'd encourage the County to push-back on this issue in the future.

Commissioner Doherty asked Mr. Nelson to see if CCS would voluntarily provide the information as a show of good faith.

Commissioner Russell moved to approve the contract with Community Counseling Solutions, Inc., to provide a range of mental health, developmental disability and alcohol and drug abuse treatment services for Morrow County (Local Mental Health Authority), effective July 1, 2017 to June 30, 2019. Commissioner Doherty seconded. Discussion: Commissioner Doherty asked Mr. Nelson to verify whether the advice CCS was given by its auditor was accurate or not. Mr. Nelson replied he would look into the matter. Unanimous approval.

Department Reports

Treasurer's Monthly Report

Gayle Gutierrez

Ms. Gutierrez monthly report included the Pooled Cash Report; outstanding check balance; bank interest rates. She also said the interest rate for the Local Government Investment Pool was 1.30% for May but increased to 1.45% as of June 30th. Ms. Gutierrez noted a previously discussed \$100 deposit to the Community Bank account is now showing.

Ms. Gutierrez also informed the Board of the recent receipt of a Federal Payment in Lieu of Taxes (PILT) payment of \$285,419. (PILT payments are federal payments to local governments to help offset losses in property taxes due to non-taxable Federal lands within their boundaries.) She said PILT payments are based on Bureau of Land Management, Forest Service, Bureau of Reclamation, and Corps of Engineers entitlement acres in the County, but do not include the U.S. Naval Bombing Range.

OHV Equipment Storage Structure

Commissioner Doherty reminded the Board that on April 12th they approved the Purchase Pre-Authorization Request from the Parks Department for two metal buildings that would store equipment and machinery (approximate total \$12,000). However, the buildings were sold just prior to that approval. He asked if the two other bids submitted during that purchase process could be reevaluated and possibly awarded to the next lowest bid. Discussion.

Commissioner Doherty moved to allow the Administrative Officer to review the other bids solicited by the Parks Department for the April 12th Purchase Pre-Authorization for Two Metal Buildings; and if he finds the price to be satisfactory, he should move forward with the purchase

and sign on behalf of the County. If he doesn't find them to be satisfactory, he will suggest another option. Commissioner Russell seconded. Unanimous approval.

Administrative Officer Report

Jerry Sorte, Administrative Officer

Mr. Sorte's report included the following updates:

- Irrigon-Boardman Area Facility planning – A Request for Proposals for a project manager will be sent to the *East Oregonian* and *Heppner Gazette-Times* by the end of this week. Improvements are being made to the Irrigon Annex regarding security.
- Solar Eclipse Planning – multiple meetings are taking place with staff and other entities. Fire remains a concern due to the anticipated dry conditions and high number of visitors. A page within the County website provides eclipse information and will be frequently: www.co.morrow.or.us/community/page/solar-eclipse-august-21-2017
- Circuit Court/Justice Court Office Planning: Work continues with the Circuit Court to prepare an agreement that meets the needs of both parties. Scheduling meetings has been a challenge during the summer months.
- Rodeo organizational structure: The working group continues to have discussions with representatives from the Oregon Trail Pro Rodeo (OTPR) Committee. At this time, the group plans to recommend that the Board of Commissioners create a Board-appointed Rodeo Board to oversee year-round use of the Rodeo facilities. OTPR plans to create nonprofit agencies to manage the annual rodeo. A meeting will be scheduled that will be open to the public and all interested parties in mid-late July.
- Financial Policies Review and Updates: This remains an ongoing project.
- Morrow County Code Update: This needs to be updated to reflect ordinances adopted after 1986. Mr. Sorte is in the process of obtaining an estimate to contract for this update.

County Counsel/District Attorney Quarterly Update

Justin Nelson, County Counsel/District Attorney

Mr. Nelson's report touched on several topics:

- State Circuit Court's new E-Court system: This has had a negative impact on the DA's Office, especially so for Office Manager Cindy Greenup whose workload has increased. Mr. Nelson noted the workload of State Circuit Courts has decreased by passing the data entry function on to other offices.
- Jury Trial: Felony jury trial held in Heppner on June 20th & 21st. Thirty-three jurors were called in who had to be stationed in the Upper Conference Room in the Bartholomew Building prior to jury selection.
- Technology: The DA Media Cart helps the DA's Office with trials and grand juries. The cart contains a computer, video conference system, Blu-Ray player, CD burner/player, audio speakers for increased sound in larger room; and a webcam for Skype or GoToMeeting connectivity.
- Possible budget issue: The legislature is considering a proposal to require DA Offices to record all grand jury functions. This would be an expensive process and Mr. Nelson said

he is not in favor of this change as recorded grand jury proceedings could be a deterrent to witnesses and a benefit to defendants and their attorneys.

Following Mr. Nelson's report, the Commissioners asked him to provide a periodic report on the types of cases and criminal charges that are occurring in the County.

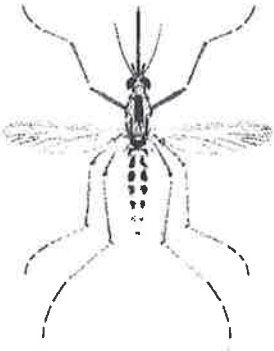
Commissioner Russell brought up the issue of Morrow County establishing its own State Circuit Court District since all the judges who serve Morrow County live out-of-County and apparently do not like travelling here.

Mr. Nelson said it works in some smaller counties such as Lake County and it could work in Morrow County. He said the current system that has a different judge every week in Morrow County doesn't allow for trials to start and end with the same judge. He also said when a judge appears via video, he or she is unable to perceive some of the nuances that take place in the courtroom. He said it's unfair to members of the public who may be applying for a restraining order, for instance, when a judge can't see the fear in someone's eyes. On a more positive note, Mr. Nelson said Judge Eva Temple realizes some of the scheduling issues Morrow County faces and has instructed her staff to docket Morrow County cases with Umatilla County cases. This is a step in the right direction, he said.

Commissioner Reports

- Commissioner Doherty said he met with Jason Lewis-Berry, Jobs and Economy Policy Advisor to Governor Kate Brown and Director of Regional Solutions. The two discussed ways Mr. Lewis-Berry could assist Morrow County with housing issues, and with the turn-over of the Umatilla Army Depot to the Columbia Development Authority. He also met with Mary Corp, Oregon State University Regional Administrator about their proposal to create taxing districts in Umatilla and Morrow Counties. She plans to meet with the Board in the near future, as well. Commissioner Doherty discussed the Tobacco 21 legislation he supported and said it looks like it will pass the House after an amendment was added that 18-21 year-olds can possess tobacco, but stores cannot sell it to them.
- Commissioner Russell discussed the report entitled *The Employment Landscape of Rural Oregon* compiled by the State of Oregon Employment Department. He said the report lists Morrow County as the leader in the State for job growth, but also says we're projected to be at the bottom in the future. He said he emailed the contact person for the report and was referred to someone else for the answers to his questions.
- Chair Lindsay said she's been in communication with Gary Neal, Port of Morrow General Manager about the formation of a negotiating group regarding potential new Amazon buildings and a tax abatement agreement of some kind.

Adjourned: 10:50 a.m.



North Morrow Vector Control District

P.O. Box 192 / 3 Marine Drive

Boardman, OR 97818

541.481.6082 Voice / 541.481.6082 Fax (By Request)

gbarron@centurytel.net

June 30, 2017

Morrow County Court
P.O. Box 37
Heppner, OR 97836

Dear Morrow County Court:

Long time North Morrow Vector Control District Board member Dan Daltoso's term has expired and he has decided not to seek another four-year term on the Board.

With North Morrow Vector Control District Board approval, Lenn Greer, budget committee member for North Morrow Vector Control District was appointed to the Board at a meeting held on June 14, 2017. (See attached meeting minutes).

Lenn lives in Irrigon and is employed by the Morrow County School District as an Agriculture Instructor at Irrigon Jr. Sr. High School. Please find Lenn a suitable individual to serve on our North Morrow Vector Control District Board of Trustees for a four year term.

A signed Oath of Office document and Board Minutes reflecting the Board of Trustees approval of Lenn's appointment to the Board is enclosed.

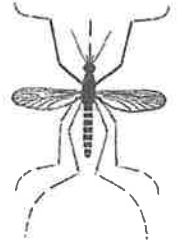
Please find Lenn Greer to be an excellent Board Member appointee and I look forward to hearing from you upon him being approved by the Morrow County Court.

Thank you.

Sincerely,

Greg Barron, Manager

North Morrow Vector Control District



3 Marine Drive * P.O. Box 192 * Boardman, OR 97818

Gregory A. Barron, Manager

541-481-6082

gbarron@centurytel.net

OATH OF OFFICE

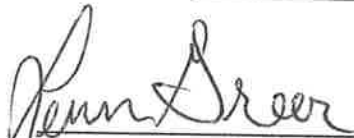
ON THE MATTER OF OATH OF OFFICE FOR THE NORTH MORROW VECTOR CONTROL DISTRICT BOARD OF TRUSTEES:

This Board of Trustees having been duly appointed by the Morrow County Court as Board of Trustees for the North Morrow Vector Control District,

Now, therefore, you do hereby subscribe to the oath of office, as follows:

I Lenn Greer, do hereby solemnly swear and avow to faithfully discharge the duties imposed upon me as a Trustee for the North Morrow Vector Control District, according to the constitution and laws of the United States of America and the State of Oregon.

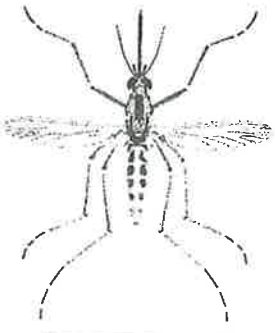
Dated this 14th day of June, 2017.



Signature of Trustee



Witness



North Morrow Vector Control District

P.O. Box 192 / 3 Marine Drive

Boardman, OR 97818

541.481.6082 Voice / 541.481.6082 Fax

gbarron@centurytel.net

North Morrow Vector Control District Budget Hearing Minutes

Meeting of the North Morrow VCD Budget Hearing was called to order Wednesday June 14, 2017 at 6:30 pm by Budget Officer Greg Barron.

In attendance: Kevin Gilbertson, Glenn Maret, Smokey Joe Wightman, Roger Trueax, Dan Daltoso and Greg Barron.

Greg Barron, Budget Officer read the proposed FY 2017-18 budget by line item. Glenn Maret moved moved to accept the proposed FY 2017-18 operational budget as read. Smokey Joe Wightman seconded the motion and it passed 5 to 0.

The Board signed the resolution adopting the FY 2017-18 budget.

The Board signed a resolution allowing the Morrow County Treasurer to invest North Morrow Vector Control District money for the 2017-18 FY.

Dan Daltoso announced that his term on the Board has expired and he will not seek another 4-year term on the Board because he is relocating his residence out of Morrow County. With that, Glenn Maret moved to appoint Budget Committee Member Lenn Greer to the Board. Smokey Joe Wightman seconded the motion. Greg Barron stated to the Board that Lenn Greer is interested to serve on the board and will accept the appointment. The Board voted 5-0 to appoint Lenn Greer to the Board of Trustees. Greg Barron will have Lenn Greer sign the "Oath of Office" document. Greg Barron will send the "Oath of Office" document with meeting minutes to the Morrow County Court for their approval and appointment to the North Morrow VCD Board of Trustees.

Greg Barron reported to the Board that his wife will be retiring after 31 years 8 months as a school teacher in Morrow County. Greg has always been on Carma's school district health insurance group plan. The school district will provide Carma and Greg health insurance for an additional 7 years after retirement, but at half the districts employer contribution. Greg is budgeted for and could receive health coverage through NMVCD, but at a much higher cost to the district. So with that, Smokey Joe Wightman moved to have Greg opt to stay with Carma's school district health insurance and NMVCD will pay the balance of the premium as long as it is less than what Greg could receive health insurance through NMVCD's Special Districts of Oregon Health Insurance Program. Kevin Gilbertson seconded the motion and it passes 5-0.

Greg reported that adult mosquito activity has been high. Larval sources are full of water. The Columbia River is running higher than normal which has caused increased mosquito activity. With biting mosquitoes hatching on the Washinton State shores and making their way over to the Oregon side of the river is a recipe for disaster. Mosquito activity will increase as soon as we hit triple digit temperatures. At that time, we will have to change our helicopter applications from Vectobac G to a 30 day control product called Vectomax FG. We are starting to see a steady transition in our mosquito traps from less Aedes to more Culex mosquitoes which is typical as we move towards the hotter weather. We have most of our crew back. They are busy sweeping their areas, cleaning up what Anita and I left behind. I will be interviewing for additional technicians next week.

There has been some West Nile virus activity in Idaho already, so we will be keeping an eye out on that. We are also on the Zika virus watch. As more information is available, I will update you on the situation.

Glenn Maret moved to adjourn. Smokey Joe Wightman seconded the motion and the meeting was adjourned at 7:30 pm.

Respectfully submitted,

Greg Barron, Budget Officer

AGENDA ITEM COVER SHEET

Morrow County Board of Commissioners

(Page 2 of 2)

-
1. TITLE OF AGENDA ITEM: **WHEATRIDGE WIND FARM PROJECT OVERVIEW**
 2. ISSUES, BACKGROUND, AND DISCUSSION: Melissa Hochmuth from NextEra Energy will be discussing the Wheatridge Project. General Overview, Current Status, and Estimated Investment.
 3. OPTIONS:
 4. FISCAL IMPACT: Potentially Big
 5. STAFF RECOMMENDATIONS:
 6. SUGGESTED ACTION(S) / MOTION(S): Need to designate SIP Team.
- Attach additional background documentation as needed.

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |



AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
 (Page 1 of 2)

Item #
5b

This document must be completed for each agenda item submitted for consideration by the Board of Commissioners.

Staff Contact: Justin Nelson, Anne Spicer
 Department: County Counsel/Justice Court
 Person Attending BOC Meeting (Required): Anne Spicer and Justin Nelson
 Short Title of Agenda Item: **CIRCUIT COURT FACILITIES MOU RESPONSE**

Phone Number (Ext):
 Requested Agenda Date:

This Item Involves: (Check all that apply for this meeting.)	
<input type="checkbox"/> Order or Resolution	<input type="checkbox"/> Appointments
<input type="checkbox"/> Ordinance/Public Hearing:	<input type="checkbox"/> Update on Project/Committee
<input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading	<input type="checkbox"/> Discussion Only
<input type="checkbox"/> Public Comment Anticipated:	<input checked="" type="checkbox"/> Discussion & Action
Estimated Time:	Estimated Time:
<input type="checkbox"/> Document Recording Required	<input type="checkbox"/> Department Report
<input type="checkbox"/> Contract/Agreement	<input type="checkbox"/> Other:

<input checked="" type="checkbox"/> N/A	For Contracts and Agreements Only
Contractor/Entity:	
Contractor/Entity Address:	
Effective Dates – From:	Through:
Total Contract Amount:	Budget Line:
Does the contract amount exceed \$5,000? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Attach Purchase Pre-Authorization Request if Applicable	

Reviewed By:

_____	Department Head	Required for all BOC meetings
_____	Admin. Officer/BOC Office	Required for all BOC meetings
_____	County Counsel	Required for all legal documents
_____	Finance Office	Required for all contracts; Other items as appropriate.
_____	Human Resources	If appropriate

Note: All entities must sign documents before they are presented to the Board of Commissioners. Original documents are preferred. Agenda requests, including this completed form and supporting documents, must be received by the Board's office by Noon on the Friday prior to the Board of Commissioners Wednesday meeting. County Counsel and Finance review is required for all contracts.

AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
(Page 2 of 2)

1. TITLE OF AGENDA ITEM: Circuit Court Facilities MOU Response
 2. ISSUES, BACKGROUND, AND DISCUSSION: Discussion concerning possible next steps in response to Circuit Court MOU request.
 3. OPTIONS: Several options will be discussed during meeting
 4. FISCAL IMPACT:
 5. STAFF RECOMMENDATIONS:
 6. SUGGESTED ACTION(S) / MOTION(S):
- Attach additional background documentation as needed.

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |



SIXTH JUDICIAL DISTRICT
MORROW & UMATILLA COUNTY CIRCUIT COURTS
216 SE 4th STREET
PENDLETON, OR 97801
541-278-0341/541-667-3020
Email: 6th.district@ojd.state.or.us

April 3, 2017

Melissa Lindsay, Chair
Don Russell, Commissioner
Jim Doherty, Commissioner
Morrow County Board of Commissioners
P.O. Box 788
Heppner, Oregon 97836

Dear Chair Lindsay and Commissioners:

Attached is a proposed Memorandum of Understanding (MOU) between the Morrow County Circuit Court and Morrow County for your consideration. The purpose of the MOU is to facilitate, in an organized fashion, communication among the Sixth Judicial District's Circuit Courts, Morrow County administrative personnel, the Morrow County Justice Court, and the District Attorney regarding the use and scheduling of the Morrow County Courthouse court facility for court, grand jury and law library purposes, as identified in the MOU, and to establish a framework for future cooperation regarding, and the coordination of, the use of the Morrow County Courthouse facility by the Morrow County Circuit Court and the Morrow County Justice Court.

Within the MOU Circuit Court operations reflect use by the Circuit Court of the courtroom, judges' chambers, jury room, and clerks' office, and do not address a jury assembly room as the courthouse does not have jury assembly space. The MOU reflects the County's obligation to provide the Circuit Court a suitable and sufficient court facility for the performance of its duties as determined by its caseload and as required by statutory and constitutional provisions. The MOU also reflects the County's policy choice to make the same facility available to the Justice Court as one of two court facilities it has chosen to provide the Justice Court for the conduct of its business. The MOU continues the Circuit Court's use of the court facility provided by the County as required by ORS 1.185. The MOU also continues the ability of the Justice Court to use the court facility, the coordination and scheduling of which is described in the MOU, and which will be implemented by the Circuit Court. The MOU reflects our understanding of the limited need of the Justice Court

Presiding Judge
Hon. Daniel J. Hill

Circuit Court Judges
Hon. Christopher R. Brauer
Hon. Lynn W. Hampton
Hon Jon S. Lieuallen
Hon. Eva J. Temple

Administrator
Roy N. Blaine

**Deputy TCA/Operations
Manager**
Ann Salisbury

Morrow County Board of Commissioners

April 4, 2017

Page 2

to use or to schedule proceedings in the court facility based on the current practice of the Justice Court, the Justice Court's primary facility being located in Irrigon, and the primacy of use belonging to the Circuit Court.

The provisions of the MOU acknowledge the need to safeguard the integrity and confidentiality of each court's records and files by ensuring that each court's records and files are maintained in separate secure administrative and judicial areas. Those areas are to be accessed exclusively by the records' custodians, appropriate court personnel, and persons authorized to perform maintenance and utility work.

Further, as the Circuit Court has an obligation to protect and safeguard the State's personal property, the MOU addresses the appropriate use of certain equipment, particularly audio-video equipment, which is used currently by the Justice Court to accommodate remote appearances.

Finally, the MOU includes provisions in recognition of the Circuit Court's need for a secure court facility and its right to know to whom the county grants access to the court facility. It is the hope of the Circuit Court judges and administration that the MOU accurately and fairly provides for continuing the successful partnership between the County and Circuit Court with respect to the use of the Morrow County Courthouse.

When the subject of this MOU last came before the County Court, now Board of Commissioners, Judge Tallman stressed his concern about the courtroom serving as an historic resource for Morrow County and his belief that it should be available to the public for viewing. We agree, and Circuit Court representatives will continue to open the courtroom when requested to people who wish to view the courtroom any time Circuit Court personnel is available to do so. Allowing the courtroom to be open all of the time would subject the courtroom and judges' chambers to unnecessary security risks given the absence of full time security at the courthouse.

To facilitate the resolution of the issues identified in the MOU, we suggest forming a joint working group consisting of the County Administrator, the Trial Court Administrator, the Deputy Trial Court Administrator, and another person designated by the County to finalize the MOU. Once finalized, the MOU will be presented to you and the Presiding Judge for approval and signature. Both parties to the agreement must recognize that special circumstances such as scheduling jury trials and emergency hearings will require cooperation between the Circuit Court and Justice Court, and we believe this will continue amicably.

The TCA, Deputy TCA and Circuit Court Supervisor would be happy to meet with you to answer any questions you may have about the MOU, and we look forward to working with your designees to finalize it.

Sincerely,



Daniel J. Hill
Presiding Judge



Roy N. Blaine
Trial Court Administrator

**MEMORANDUM OF UNDERSTANDING
CIRCUIT COURT SPACE USE**

This Memorandum of Understanding (MOU) is established by and among the Sixth Judicial District of the State of Oregon on behalf of the Morrow County Circuit Court (the Circuit Court), Morrow County on its own behalf and on behalf of the Morrow County Justice Court (the Justice Court), and the Morrow County District Attorney (District Attorney). The parties to this MOU are the Sixth Judicial District of the State of Oregon, by and through the Presiding Judge, Morrow County, by and through the Chair of the Board of Commissioners, and the District Attorney, collectively the “Parties.”

PURPOSE:

The purpose of this MOU is to memorialize the Parties’ understandings of the Circuit Court’s occupancy of the second floor of the Morrow County Courthouse, located at 100 S. Court Street Heppner, Oregon, including Room 204 (the courtroom), Room 204A, (chambers of the Circuit Court judges), Room 205 (the jury room), and Room 206 (Circuit Court clerks’ office), collectively the “court facility,” and of the Parties’ understandings of the procedures to schedule the use of and access to the courtroom and jury room. This MOU memorializes the Parties’ understandings of other matters related to the court facility including:

- a. the use of and access to the Circuit Court’s personal property including the Circuit Court’s records and files, exhibits, and other documents and property in the Circuit Court’s custody;
- b. the use of and access to the equipment and personal property of the Circuit Court and of the Oregon Judicial Department;
- c. the use of and access to the Justice Court’s records, files, and other documents and property in the Justice Court’s custody;
- d. the location, use of and access to Justice Court equipment in the courtroom;

e. use of and access to the Morrow County Law Library (law library), which is located in the courtroom, by the District Attorney [Note: I cannot tell if the DA has the means to enter the courtroom when it is locked];

f. use of and access to the courtroom and law library by the public; and

g. the identification of personnel eligible to obtain key card or keyed access to the chambers of the Circuit Court judges, Circuit Court clerks' office, the courtroom, and the jury room.

Except as provided in this MOU, Morrow County agrees to refrain from authorizing the occupancy, use, or possession of the court facility by any other private entity or other governmental entity, including other Morrow County entities and entities formed between Morrow County and another governmental entity by agreement.

EFFECTIVE DATE AND TERM:

This MOU becomes effective on signature by the principals of all Parties. The understandings of the Parties memorialized in this MOU continue in effect until the Parties alter them in a writing signed by all of them or until the Circuit Court terminates the MOU in writing to the Board of Commissioners, signed by the Presiding Judge.

USE OF THE COURTROOM AND JURY ROOM:

The Circuit Court has exclusive use and occupation of the courtroom and jury room except on the days and for the hours scheduled by the Justice Court or District Attorney in advance with the Morrow County Circuit Court supervisor, Trial Court Administrator (TCA) and Presiding Judge or the Presiding Judge's designee. As required by law, certain Circuit Court proceedings, such as juvenile or mental health hearings, must be held within specified time limits and must take precedence over other use of the courtroom. In such cases, the TCA will adjust the scheduling of the courtroom, including previously scheduled Justice Court matters, and will promptly provide notice to the Justice Court. The Circuit Court will endeavor to schedule such Circuit Court proceedings to avoid adverse impacts on scheduled Justice Court proceedings.

The courtroom will be available daily for use of the Circuit Court for matters as required by law. The Justice of the Peace will work with the Circuit Court Supervisor to determine available times for use of the courtroom and/or jury room when Justice Court has a trial or other hearing that requires use of the courtroom and/or jury room. The District Attorney will work with the Circuit Court Supervisor to determine when the jury room is available for a Grand Jury session and the courtroom for use of the law library. The Circuit Court Supervisor will develop and maintain the master schedule.

The Parties recognize that the master schedule may change on short notice due to time requirements for certain Circuit Court cases. The courtroom must be available to the Circuit Court for short hearings daily and for a full day up to two days each week, with jury and court trials being scheduled on other days of the week. The Justice of the Peace will work with the Circuit Court Supervisor and TCA to ensure regular and sufficient times when the courtroom is available for Justice Court use. The District Attorney will work with the Circuit Court Supervisor and TCA to ensure sufficient times when the jury room is available for Grand Jury deliberations and the courtroom for law library use. This scheduled use will be accepted by the Circuit Court subject to the needs of the Circuit Court for court proceedings, which shall take precedence.

When the Justice of the Peace determines a need to use and occupy the courtroom for judicial proceedings on days other than those regularly scheduled and any time a jury trial is to be scheduled, the Justice of the Peace will make a scheduling request to the Circuit Court Supervisor, with a copy to the TCA as soon as the Justice of the Peace identifies the need to determine the availability of the courtroom and to schedule its use. The scheduling request shall be made in writing by emailing the Circuit Court Supervisor and copying the TCA at their current email addresses. If the Justice Court is scheduling a jury trial on any day, the Justice Court shall request use of the jury room concurrently with its for use of the courtroom. If the courtroom and/or the jury room are not required for Circuit Court use during the time the Justice Court seeks to schedule its use, the Circuit Court Supervisor will schedule the courtroom and/or jury room (if requested) as in- use by the Justice Court at that time.

Similarly, when the District Attorney determines a need to use and occupy the jury room for Grand Jury proceedings on days other than those routinely scheduled, the District Attorney shall

make a request to schedule use of the jury room to the Circuit Court Supervisor, with a copy to the TCA, as soon as the District Attorney identifies the need. The request shall be made in writing by emailing the Circuit Court Supervisor and copying the TCA at their current email addresses. If the jury room is not required for Circuit Court or Justice Court use during the time the District Attorney seeks to schedule its use, the Circuit Court Supervisor will schedule the jury room as in-use by the Grand Jury at that time. In the event there is a conflict between the Circuit Court's need for the jury room for deliberations and the District Attorney's need for the jury room for grand jury deliberations, the Circuit Court and District Attorney will confer to work out a mutually agreeable schedule for the conflicted times.

ACCESS AND USE OF THE CIRCUIT COURT CHAMBERS AND CLERK'S OFFICE:

Judges of the Circuit Court exclusively occupy and use the chambers of the Circuit Court judges. The Justice of the Peace will not have an office in the court facilities. Circuit Court personnel exclusively occupy and use the clerk's office of the court facility as the office in which Circuit Court operations are conducted. No persons other than Circuit Court judges and personnel, and Morrow County janitorial and maintenance personnel, are entitled to enter and remain in the chambers or the clerks' office without specific invitation and consent of a Circuit Court judge, the TCA, the Deputy TCA, a Circuit Court supervisor, or a Morrow County Circuit Court clerk. Morrow County will supervise its janitorial and maintenance personnel and other Morrow County officers, personnel, and agents to the extent necessary to ensure their presence in the chambers of the Circuit Court judges and clerks' office is limited to the time required to perform the tasks for which they were granted access and to ensure security and integrity of Circuit Court property, Circuit Court records, any files, and any documents, other property, or exhibits belonging to or in the custody of the Circuit Court located in the court facility. Individuals other than Circuit Court judges and personnel, and Morrow County maintenance and janitorial personnel who are authorized by the Circuit Court to access or enter the Circuit Court judges' chambers and clerks' office, shall enter and remain in the chambers and clerks' office only for the specific purpose authorized by the Circuit Court and for only so long as approved by the Circuit Court.

No keys or access cards to the Circuit Court's judges' chambers and clerks' office or jury room will be issued by the County or Justice Court to any person other than Circuit Court judges and

personnel, and Morrow County janitorial and maintenance personnel except pursuant to the express written consent by the Circuit Court Presiding Judge or TCA. Morrow County will, prior to the effective date of this MOU, use its best efforts to obtain the return of keys and access cards to the Circuit Court judges' chambers and clerks' office issued by the Justice Court, Morrow County, or other Morrow County officers, personnel, or agents to persons other than Circuit Court judges and personnel and current Morrow County janitorial and maintenance personnel assigned to perform janitorial and maintenance services in the court facility.

ACCESS TO THE COURTROOM AND THE JURY ROOM:

The courtroom is to remain secured except when in use by the Circuit Court or the Justice Court. Morrow County Circuit Court personnel, the Justice of the Peace, assigned Sheriff's Court Security officers, and current Morrow County janitorial and maintenance personnel assigned to perform janitorial and maintenance services in the court facility may be issued keys to the main door of the courtroom. As described above, the County will use its best efforts to limit distribution of keys to the courtroom to these persons.

This MOU recognizes the historic nature of the courtroom and rightful public interest in access to the space. When the courtroom is secured and not in use for other than a public hearing of the Circuit Court or Justice Court, members of the public may request a Circuit Court employee to unlock the courtroom for viewing or for access to the printed materials held in the law library space within the courtroom. The Circuit Court employee shall provide access to the member of the public as soon as other duties allow. The Circuit Court employee, an employee of the District Attorney responsible for maintaining the law library, the Justice of the Peace, or a County employee escorting a tour must remain in the courtroom any time members of the public are present when the courtroom is otherwise secured.

The jury room will remain secured at all times except when in use by the Circuit Court for any purpose, when in use by the Justice Court for a jury trial, or when in use by the District Attorney for Grand Jury proceedings. Other than for maintenance and janitorial purposes, access to the jury room will be provided by Circuit Court staff when appropriate.

ACCESS CONTROL:

On the effective date of this MOU, Morrow County will provide the Circuit Court a list containing the names and contact information of all individuals who have keys or access cards to any portion of the court facility. During the term of this MOU, Morrow County will use its best efforts to obtain the return of any keys or keycards issued to Morrow County janitorial or maintenance personnel who are no longer actively assigned to perform janitorial or maintenance services in the court facility. Morrow County will provide the Circuit Court updated lists containing the names and contact information of persons to whom Morrow County has newly issued keys or keycard access to the court facility within 48 hours of issuing keys or keycards to those persons. Similarly, Morrow County will provide the Circuit Court updated lists containing the names and contact information of persons to whom Morrow County previously issued keys and keycards to the court facilities, but who are no longer actively assigned to perform janitorial or maintenance services in the court facility or whose eligibility to access any part of the court facility has otherwise been rescinded; Morrow County will identify which of those individuals have failed to return the keys or keycards, if any. Additionally, the Circuit Court will maintain and provide to Morrow County current lists of County officials or employees assigned keycards by the Circuit Court. Morrow County will take the steps necessary to recover and return to the Circuit Court any keycards assigned to individuals no longer actively assigned to work in the court facilities.

USE OF CIRCUIT COURT EQUIPMENT:

The courtroom contains equipment and other personal property owned by the Circuit Court that is necessary for the Circuit Court to perform its duties. A current list identifying this equipment and other personal property will be maintained by the Circuit Court Supervisor for reference. In particular, the courtroom contains Oregon Judicial Department computers and printers, a digital audio recording system, audio and video equipment (including courtroom sound system and fixed microphones, a large format television monitor, one or more video cameras, video controller). Except for the video equipment, no person or entity is entitled or authorized to move, use, or operate, for any purpose or reason, the equipment provided for the Circuit Court's use by the Oregon Judicial Department or the Circuit Court's digital audio recording system. The Justice of the Peace may use and operate, but may not relocate, the Circuit Court's video equipment and the related sound system for court proceedings. In the event the Justice of the

Peace needs use of the Circuit Court’s video equipment at times other than those requested or scheduled, the Justice Court shall request of the Circuit Court Supervisor and TCA use of the video equipment, in the timing and manner as with courtroom scheduling.

COUNTY-OWNED EQUIPMENT:

The Justice Court may place equipment necessary to its operation in the courtroom. Such equipment must be appropriately identified as County property and must be located so as not to interfere with operation of the Circuit Court. Security and protection of this equipment is the County’s responsibility. The Circuit Court will not use the equipment identified as County property without first obtaining the written consent of the County.

NOTICES:

The e-mail addresses for contacting Circuit Court personnel currently are as follows:

- o Circuit Court Supervisor: angeline.k.williams@ojd.state.or.us
- o Circuit Court TCA: roy.n.blaine@ojd.state.or.us
- o With a copy to: 6th.district@ojd.state.or.us

Should a contact e-mail address for notices change, the Circuit Court will notify the County promptly. Any update to this “NOTICES” section does not constitute an amendment to the terms of this MOU.

Dated: _____

Presiding Judge

Board of Commissioners

District Attorney

Approved as to form:

Circuit Court Counsel

County Counsel

AGENDA ITEM COVER SHEET

Morrow County Board of Commissioners

(Page 2 of 2)

1. TITLE OF AGENDA ITEM: District Medical Examiner Approval Order
2. ISSUES, BACKGROUND, AND DISCUSSION: Currently Morrow County does not have a District Medical Examiner. If a death occurs in the county, and the individual is either (1) not from our area, or (2) does not have a treating physician that sees them on a regular basis, then those death certificates must be reviewed and signed by the State Medical Examiner Office. Most counties have a physician acting as a District Medical Examiner that is appointed by the State Medical Examiner Office. Prior to appointment by the State Medical Examiner Officer, the District Medical Examiner has to be given approval by the Board of Commissioners. (Exhibit 1).

Dr. Dan Hambleton of the Morrow County Health District (Exhibit 2) met with Lt. Terry Harper and District Attorney Justin Nelson and discussed interest in becoming the Morrow County District Medical Examiner. Dr. Hambleton also informed us that he does not wish to be compensated for this work at this time.

3. OPTIONS: Approve or Deny Dr. Dan Hambleton act as District Medical Examiner. If approval is granted, the State Medical Examiner will still need to appointed Dr. Hambleton as a District Medical Examiner.
4. FISCAL IMPACT: None
5. STAFF RECOMMENDATIONS: Request approval
6. SUGGESTED ACTION(S) / MOTION(S): "Move approval of Order number"

- Attach additional background documentation as needed.

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |

2015 ORS 146.065¹

Local medical examiners

- **appointment**
- **Deputy State Medical Examiner**

- (1) In each county there shall be a medical examiner for the purpose of investigating and certifying the cause and manner of deaths requiring investigation.
- (2) Each district medical examiner shall be appointed by the State Medical Examiner with approval of the appropriate board or boards of commissioners and may be discharged by the State Medical Examiner without such approval.
- (3) If the position of district medical examiner is vacant, the local health officer shall temporarily act as medical examiner in cooperation with the State Medical Examiner until the vacancy is filled.
- (4) If the positions of district medical examiner and local health officer are both vacant, the district attorney shall temporarily act as medical examiner in cooperation with the State Medical Examiner until the vacancy is filled.
- (5) Two or more counties, with the approval of the State Medical Examiner Advisory Board and commissioners of each county, may form a district medical examiner's office instead of an office for each such county.
- (6) When a county or district has a population of 200,000 or more persons, the State Medical Examiner may, with the approval of the State Medical Examiner Advisory Board, appoint a Deputy State Medical Examiner for that county or district.
- (7) The compensation of the Deputy State Medical Examiner shall be paid by the state from funds available for such purpose.
- (8) The services of the Deputy State Medical Examiner may be contracted by the Department of State Police. These contracts may be terminated by either party at any time by written notice to the other party to the agreement and, upon termination, the appointment of such Deputy State Medical Examiner is terminated. [1973 c.408 §7; 1995 c.744 §11; 2015 c.736 §50]

¹ Legislative Counsel Committee, *CHAPTER 146—Investigations of Deaths, Injuries and Missing Persons*, https://www.oregonlegislature.gov/bills_laws/ors/ors146.html (2015) (last accessed Jul.

Exhibit 2



MORROW COUNTY
HEALTH DISTRICT

Excellence in Healthcare

(<http://www.morrowcountyhealthdistrict.org/>)

Dr. Dan Hambleton



(<http://www.morrowcountyhealthdistrict.org/dr-dan-hambleton/>)

Dr. Dan Hambleton

PIONEER MEMORIAL CLINIC (<http://www.morrowcountyhealthdistrict.org/pioneer-memorial-clinic/>)

PIONEER MEMORIAL HOSPITAL & NURSING FACILITY (<http://www.morrowcountyhealthdistrict.org/pioneer-memorial-hospital-nursing-facility-2/>)

(541) 676-5504

f (<https://www.facebook.com/pages/Morrow-County-Health-District/253495858168313?fref=ts>)

Dan Hambleton, M.D. joined the Morrow County Health District in the spring of 2014. Dr. Hambleton is a Board Certified Family Practice Physician. He received his undergraduate degree in Zoology from Brigham Young University and his medical degree from Oregon Health and Sciences University. He completed his residency at Portneuf Medical Center in Pocatello, Idaho.

His medical interests include women's health, addiction treatment, and emergency medicine.

The Hambletons have two daughters, Jessica and Kristina. His personal hobbies include hunting, shooting, and reloading.

**BEFORE THE BOARD OF COMMISSIONERS
FOR MORROW COUNTY, OREGON**

IN THE MATTER OF NOTICE OF)
APPROVAL OF APPOINTMENT) ORDER No. OR-2017-6
OF DISTRICT MEDICAL)
EXAMINER FOR MORROW COUNTY)

WHEREAS, ORS 146.065 requires that in each county there shall be a medical examiner for the purposes of investigating and certifying the cause and manner of deaths requiring investigation; and

WHEREAS, Morrow County currently does not have a designated District Medical Examiner; and

WHEREAS, a District Medical Examiner can only be appointed by the State Medical Examiner once approved by the Morrow County Board of Commissioners; and

WHEREAS, Dr. Dan Hambleton has expressed his willingness to act as Morrow County District Medical Examiner for no additional compensation; and

WHEREAS, the Morrow County District Attorney Office and Morrow County Sheriff Office request the Morrow County Board of Commissioners approve Dr. Dan Hambleton to act as Morrow County District Medical Examiner;

IT IS HEREBY ORDERED THAT: Dan Hambleton, M.D. is approved by the Morrow County Board of Commissioners to act as District Medical Examiner.

DATED this 12th day of July, 2017.

**MORROW COUNTY BOARD OF COMMISSIONERS
MORROW COUNTY, OREGON**

ATTEST

County Clerk

Melissa Lindsay, Chair

Don Russell, Commissioner

APPROVED AS TO FORM

Jim Doherty, Commissioner

County Counsel



AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
 (Page 1 of 2)

Item #

This document must be completed for each agenda item submitted for consideration by the Board of Commissioners.

Staff Contact: Jerry Sorte, Administrative Officer	Phone Number (Ext): 541-676-2529
Department: BOC	Requested Agenda Date: July 12, 2017
Person Attending BOC Meeting (Required): Jerry Sorte	
Short Title of Agenda Item: Solar Eclipse Planning Discussion	

This Item Involves: (Check all that apply for this meeting.)	
<input type="checkbox"/> Order or Resolution	<input type="checkbox"/> Appointments
<input type="checkbox"/> Ordinance/Public Hearing:	<input checked="" type="checkbox"/> Update on Project/Committee
<input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading	<input type="checkbox"/> Discussion Only
<input type="checkbox"/> Public Comment Anticipated:	<input checked="" type="checkbox"/> Discussion & Action
Estimated Time:	Estimated Time: 15 minutes
<input type="checkbox"/> Document Recording Required	<input type="checkbox"/> Department Report
<input type="checkbox"/> Contract/Agreement	<input type="checkbox"/> Other:

<input checked="" type="checkbox"/> N/A	For Contracts and Agreements Only
Contractor/Entity: Oregon Health Authority	
Contractor/Entity Address:	
Effective Dates – From:	Through:
Total Contract Amount:	Budget Line:
Does the contract amount exceed \$5,000? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Attach Purchase Pre-Authorization Request if Applicable	

Reviewed By:

_____	Department Head	Required for all BOC meetings
<i>DATE</i>		
_____	Admin. Officer/BOC Office	Required for all BOC meetings
<i>DATE</i>		
_____	County Counsel	Required for all legal documents
<i>DATE</i>		
_____	Finance Office	Required for all contracts; Other items as appropriate.
<i>DATE</i>		
_____	Human Resources	If appropriate
<i>DATE</i>		

Note: All entities must sign documents before they are presented to the Board of Commissioners. Original documents are preferred. Agenda requests, including this completed form and supporting documents, must be received by the Board's office by Noon on the Friday prior to the Board of Commissioners Wednesday meeting. County Counsel and Finance review is required for all contracts.

AGENDA ITEM COVER SHEET

Morrow County Board of Commissioners

(Page 2 of 2)

1. TITLE OF AGENDA ITEM: Solar Eclipse Planning Discussion

2. ISSUES, BACKGROUND, AND DISCUSSION: As you know, staff is preparing for the August 21, 2017 Solar Eclipse. Several County staff members met with community representatives on June 13 and 29 to discuss our planning efforts for the August 21, 2017 solar eclipse. A page on the County website provides eclipse information and will continue to be updated.

The OHV Park is in the path of totality, and staff is preparing for an influx of visitors. One concept that the South Morrow County planning group supports is offering bus service from the Fairgrounds in Heppner to the OHV park. This would hopefully reduce some of the traffic along the highway. Staff obtained an estimate from the Mid-Columbia Bus Company. The cost for one bus that seats 44-50 people is approximately \$420 for seven hours on August 21. The concept would be for the bus service to leave at a specified time from the Fairgrounds on the morning of August 21 and to return at a specified time from the OHV park after the eclipse. Since high traffic levels are expected, a disclaimer would be made up front that the County cannot guarantee that the bus will arrive prior to the eclipse.

A question before the Board of Commissioners is whether the Board would like for the County to offer the service.

3. OPTIONS:

1. Offer bus service for eclipse watchers from the Fairgrounds to the OHV Park;
2. Other

4. FISCAL IMPACT:

The cost for each bus would be approximately \$420. The County could request donations from riders to help offset this cost.

5. SUGGESTED ACTION(S) / MOTION(S):

By consensus direct staff on whether to take the next steps and provide the above referenced bus service.

- Attach additional background documentation as needed.

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |



AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
(Page 1 of 2)

Item #
5e

This document must be completed for each agenda item submitted for consideration by the Board of Commissioners.

Staff Contact: Department: Board of Commissioners
Person Attending BOC Meeting (Required)
Short Title of Agenda Item: August Board Meeting Schedule
Phone Number (Ext):
Requested Agenda Date: July 12, 2017

This Item Involves: (Check all that apply for this meeting.)
Order or Resolution
Ordinance/Public Hearing:
1st Reading 2nd Reading
Public Comment Anticipated:
Estimated Time:
Document Recording Required
Contract/Agreement
Appointments
Update on Project/Committee
Discussion Only
Discussion & Action
Estimated Time:
Department Report
Other:

For Contracts and Agreements Only
Contractor/Entity:
Contractor/Entity Address:
Effective Dates - From: Through:
Total Contract Amount: Budget Line:
Does the contract amount exceed \$5,000? Yes No
If Yes, Attach Purchase Pre-Authorization Request if Applicable

Reviewed By:
Department Head Required for all BOC meetings
Admin. Officer/BOC Office Required for all BOC meetings
County Counsel Required for all legal documents
Finance Office Required for all contracts; Other items as appropriate.
Human Resources If appropriate

Note: All entities must sign documents before they are presented to the Board of Commissioners. Original documents are preferred. Agenda requests, including this completed form and supporting documents, must be received by the Board's office by Noon on the Friday prior to the Board of Commissioners Wednesday meeting. County Counsel and Finance review is required for all contracts.

AGENDA ITEM COVER SHEET

Morrow County Board of Commissioners

(Page 2 of 2)

-
1. TITLE OF AGENDA ITEM: August Board Meeting Schedule
 2. ISSUES, BACKGROUND, AND DISCUSSION: The BOC Meeting during Fair Week is typically relocated from Boardman to Heppner. The reasoning behind this has been to allow the Board the opportunity to have lunch at the Fair and take-in the Fair itself. If the Board continues with this practice, the August meeting schedule would be:
 - August 2nd: Heppner
 - August 9th: Irrigon
 - August 16th: Heppner
 - August 23rd: Heppner

This brings up the next question – August 30th is a fifth Wednesday. Does the Board want to hold a meeting on this fifth Wednesday?

Does the Board want to consider structuring some of the remaining summer meetings so they are abbreviated, or skip a few and meet twice a month? Other options or ideas?

3. OPTIONS:
4. FISCAL IMPACT:
5. STAFF RECOMMENDATIONS:
6. SUGGESTED ACTION(S) / MOTION(S):

- Attach additional background documentation as needed.

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |



AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
(Page 1 of 2)

Item #
6a

This document must be completed for each agenda item submitted for consideration by the Board of Commissioners.

Staff Contact: Carla McLane
Department: Planning
Person Attending: Carla McLane
Short Title of Agenda Item: Planning Update

Phone Number (Ext): 541-922-4624 or 5505
Requested Agenda Date: July 12, 2017

This Item Involves: (Check all that apply for this meeting.)
Order or Resolution
Ordinance/Public Hearing:
1st Reading 2nd Reading
Public Comment Anticipated:
Estimated Time:
Document Recording Required
Contract/Agreement
Appointments
Update on Project/Committee
Discussion Only
Discussion & Action
Estimated Time:
Department Report
Other:

N/A For Contracts and Agreements Only
Contractor/Entity: Oregon Health Authority
Contractor/Entity Address:
Effective Dates - From: Through:
Total Contract Amount: Budget Line:
Does the contract amount exceed \$5,000? Yes No
If Yes, Attach Purchase Pre-Authorization Request if Applicable

Reviewed By:
Carla McLane 7/12/17 Department Head Required for all BOC meetings
Admin. Officer/BOC Office Required for all BOC meetings
County Counsel Required for all legal documents
Finance Office Required for all contracts; Other items as appropriate.
Human Resources If appropriate

Note: All entities must sign documents before they are presented to the Board of Commissioners. Original documents are preferred. Agenda requests, including this completed form and supporting documents, must be received by the Board's office by Noon on the Friday prior to the Board of Commissioners Wednesday meeting. County Counsel and Finance review is required for all contracts.

AGENDA ITEM COVER SHEET
Morrow County Board of Commissioners
(Page 2 of 2)

1. TITLE OF AGENDA ITEM: Planning Update.

2. ISSUES, BACKGROUND, AND DISCUSSION: There are three items of specific interest today, as follows:
 - Marijuana Opt-Out Update: Senate Bill 1057 Enrolled
 - Oregon Department of Energy – Energy Facility Siting Council: Actions Update
 - Pending Commitments:
 - Planning Commission Joint Work Session: Renewable Energy Policy and Web Site Review
July 25, 7:00 p.m., Bartholomew Building, Heppner
 - Joint Public Hearing with Ione City Council: Urban Growth Boundary Expansion
August 8, 6:30 p.m., American Legion Hall, Ione
 - Pending Site Development Review Public Hearing – Date to be determined

3. OPTIONS:

4. FISCAL IMPACT:

5. STAFF RECOMMENDATIONS: Planning staff recommend that the Board direct staff to prepare the necessary amended Ordinance for consideration under Senate Bill 1057 to maintain Morrow County's current opt-out. If this Board wants to explore removing any of the current or newly available opt-outs, this may be an appropriate time to engage the public in any necessary discussions.

6. SUGGESTED ACTION(S) / MOTION(S):
 - Marijuana: Direct staff to prepare the necessary Ordinance to amend ORD-2015-4 or to identify a plan for community engagement to explore any changes to the counties current opt-out.

 - Attached is the following:
 - Select Portions of Senate Bill 1057
 - Ordinance Number ORD-2015-4
 - Oregon Department of Energy Facility Siting Division – 90 Day Look Ahead (July 3, 2017)

Routing: Original or copies of signed contract or document should be sent to the following:

- | | |
|---|---|
| <input type="checkbox"/> Clerk (Original for recording) | <input type="checkbox"/> Finance Department (Copy for file) |
| <input type="checkbox"/> Board of Commissioners (Copy for file) | <input type="checkbox"/> Department – For distribution |
| <input type="checkbox"/> Other _____ | |

(b) Receiving usable marijuana only from marijuana producers registered under section 2, chapter 83, Oregon Laws 2016, and marijuana processors registered under section 3, chapter 83, Oregon Laws 2016;

(c) Receiving cannabinoid products, cannabinoid concentrates and cannabinoid extracts only from a marijuana processor registered under section 3, chapter 83, Oregon Laws 2016; and

(d) Transferring usable marijuana, cannabinoid products, cannabinoid concentrates and cannabinoid extracts only to marijuana retailers registered under section 5, chapter 83, Oregon Laws 2016.

(2) If the commission makes a designation under this section, the commission shall keep a record of the designation.

SECTION 27. (1) The Oregon Liquor Control Commission shall designate any marijuana retailer that holds a license issued under ORS 475B.110 and that is registered under section 5, chapter 83, Oregon Laws 2016, as an exclusively medical licensee if the marijuana retailer attests, in a form and manner prescribed by the commission, to:

(a) Selling marijuana items only for medical purposes;

(b) Receiving usable marijuana only from marijuana producers registered under section 2, chapter 83, Oregon Laws 2016, marijuana processors registered under section 3, chapter 83, Oregon Laws 2016, and marijuana wholesalers registered under section 4, chapter 83, Oregon Laws 2016;

(c) Receiving cannabinoid products, cannabinoid concentrates and cannabinoid extracts only from a marijuana processor registered under section 3, chapter 83, Oregon Laws 2016, and marijuana wholesalers registered under section 4, chapter 83, Oregon Laws 2016; and

(d) Transferring usable marijuana, cannabinoid products, cannabinoid concentrates and cannabinoid extracts only to registry identification cardholders and designated primary caregivers.

(2) If the commission makes a designation under this section, the commission shall keep a record of the designation.

SECTION 28. ORS 475B.800, as amended by section 31, chapter 24, Oregon Laws 2016, is amended to read:

475B.800. (1) The governing body of a city or county may adopt ordinances to be referred to the electors of the city or county as described in subsection (2) of this section that prohibit or allow the establishment of any one or more of the following in the area subject to the jurisdiction of the city or in the unincorporated area subject to the jurisdiction of the county:

(a) Marijuana processing sites registered under ORS 475B.435;

(b) Medical marijuana dispensaries registered under ORS 475B.450;

(c) Marijuana producers [*licensed*] that hold a license issued under ORS 475B.070;

(d) Marijuana processors [*licensed*] that hold a license issued under ORS 475B.090;

(e) Marijuana wholesalers [*licensed*] that hold a license issued under ORS 475B.100;

(f) Marijuana retailers [*licensed*] that hold a license issued under ORS 475B.110; [*or*]

(g) Marijuana producers that hold a license issued under ORS 475B.070 and that the Oregon Liquor Control Commission has designated as an exclusively medical licensee under section 24 of this 2017 Act;

(h) Marijuana processors that hold a license issued under ORS 475B.090 and that the commission has designated as an exclusively medical licensee under section 25 of this 2017 Act;

(i) Marijuana wholesalers that hold a license issued under ORS 475B.100 and that the commission has designated as an exclusively medical licensee under section 26 of this 2017 Act;

(j) Marijuana retailers that hold a license issued under ORS 475B.110 and that the commission has designated as an exclusively medical licensee under section 27 of this 2017 Act; or

[(g)] (k) Any combination of the entities described in this subsection.

(2) If the governing body of a city or county adopts an ordinance under this section, the governing body shall submit the measure of the ordinance to the electors of the city or county for approval at the next statewide general election.

(3) If the governing body of a city or county adopts an ordinance under this section, the governing body must provide the text of the ordinance:

(a) To the Oregon Health Authority, in a form and manner prescribed by the authority, if the ordinance concerns a medical marijuana dispensary registered under ORS 475B.450 or a marijuana processing site registered under ORS 475B.435; or

(b) To the [Oregon Liquor Control] commission, if the ordinance concerns a premises for which a license has been issued under ORS [475B.070, 475B.090, 475B.100 or 475B.110] **475B.010 to 475B.395.**

(4)(a) Upon receiving notice of a prohibition under subsection (3) of this section, the authority shall discontinue registering those entities to which the prohibition applies until the date of the next statewide general election.

(b) Upon receiving notice of a prohibition under subsection (3) of this section, the commission shall discontinue licensing those premises to which the prohibition applies until the date of the next statewide general election.

(5)(a) If an allowance is approved at the next statewide general election under subsection (2) of this section, and the allowance concerns an entity described in subsection (1)(a) or (b) of this section, the authority shall begin registering the entity to which the allowance applies on the first business day of the January immediately following the date of the statewide general election.

(b) If an allowance is approved at the next statewide general election under subsection (2) of this section, and the allowance concerns an entity described in subsection (1)(c) to [(f)] (j) of this section, the commission shall begin licensing the premises to which the allowance applies on the first business day of the January immediately following the date of the next statewide general election.

(6) If the electors of a city or county approve an ordinance prohibiting or allowing an establishment described in subsection (1)(a), (b) or (g) to (j) of this section, the governing body of the city or county may amend the ordinance, without referring the amendment to the electors of the city or county, to prohibit or allow any other establishment described in subsection (1)(a), (b) or (g) to (j) of this section.

[(6)] (7) Notwithstanding any other provisions of law, a city or county that adopts an ordinance under this section that prohibits the establishment of an entity described in subsection (1) of this section may not impose a tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated.

[(7)] (8) Notwithstanding subsection (1) of this section, a medical marijuana dispensary is not subject to an ordinance adopted under this section if the medical marijuana dispensary:

(a) Is registered under ORS 475B.450 on or before the date on which the governing body adopts the ordinance; and

(b) Has successfully completed a city or county land use application process.

[(8)] (9) Notwithstanding subsection (1) of this section, a marijuana processing site is not subject to an ordinance adopted under this section if the marijuana processing site:

(a) Is registered under ORS 475B.435 on or before the date on which the governing body adopts the ordinance; and

(b) Has successfully completed a city or county land use application process.

SECTION 29. Section 30, chapter 24, Oregon Laws 2016, is amended to read:

Sec. 30. (1) The governing body of a city or county may repeal an ordinance that prohibits the establishment of any one or more of the following in the area subject to the jurisdiction of the city or in the unincorporated area subject to the jurisdiction of the county:

(a) Marijuana processing sites registered under ORS 475B.435;

(b) Medical marijuana dispensaries registered under ORS 475B.450;

BEFORE THE MORROW COUNTY COURT
OF MORROW COUNTY

AN ORDINANCE TO OPT OUT OF MARIJUANA
ACTIVITIES INCLUDING BOTH MEDICAL AND
RECREATIONAL OPERATIONS AS ALLOWED
UNDER SECTION 133(2), CHAPTER 614,
OREGON LAWS 2015 (ENROLLED HOUSE BILL
3400).

COUNTY ORDINANCE

ORD-2015-4
NO. _____

WHEREAS, Oregon Revised Statute (ORS) 203.035 authorizes Morrow County to exercise authority within the County over matters of County concern; and

WHEREAS, Morrow County did adopt a medical marijuana moratorium on April 23, 2014 as Ordinance ORD-2014-2 with a sunset date of May 1, 2015; and

WHEREAS, a Marijuana Task Force was formed to discuss how Morrow County and the communities within Morrow County would address medical marijuana facilities and agreed that strict land use measures should be put into place; and

WHEREAS, the Morrow County Court took such action and adopted land use regulations defining Medical Marijuana Dispensaries and Facilities, but did not allow them in any Morrow County Use Zone; and

WHEREAS the Morrow County Court put those regulations into effect on April 30, 2015, to be in place at the point in time the moratorium expired; and

WHEREAS the Marijuana Task Force resumed activity at the conclusion of the 2015 Legislative session and recommends that Morrow County and the communities within Morrow County take advantage of the Opt Out provisions provided within HB 3400; and

WHEREAS Morrow County is a "qualifying city or county" as defined in Section 133(1), chapter 614, Oregon Laws 2015 (Enrolled House Bill 3400), being in a county in which not less than 55 percent of votes cast in the county during the statewide general election held on November 4, 2014, on Ballot Measure 91 (chapter 1, Oregon Laws 2015) were in opposition to the ballot measure;

WHEREAS the Morrow County Court did hold a Public Hearing on Wednesday, August 19, at 11:00 a.m. at the Heppner City Hall in Heppner, Oregon, receiving testimony in support of the complete 'opt out' as well as testimony to allow a medical dispensary, and based on that testimony did continue the Public Hearing to the following Wednesday, August 26, also at 11:00 a.m. at the SAGE Center in Boardman, Oregon, to further consider medical dispensaries; and

WHEREAS based on the testimony received and the deliberations of the County Court the Morrow County Court desires to prohibit the operation of medical marijuana processing sites, medical marijuana dispensaries, retail marijuana producers, retail marijuana processors, retail marijuana wholesalers, and retail marijuana retailers.

NOW THEREFORE THE COUNTY COURT OF MORROW COUNTY ORDAINS AS FOLLOWS:

Section 1 Title of Ordinance:

This Ordinance shall be known, and may be cited, as the 2015 Marijuana Opt Out Ordinance.

Section 2 Effect of Ordinance:

In accordance with section 133(2), chapter 614, Oregon Laws 2015 (Enrolled House Bill 3400), the following are prohibited in the area subject to the jurisdiction of Morrow County:

- a. Marijuana processing sites registered under section 85, chapter 614, Oregon Laws 2015.
- b. Medical marijuana dispensaries registered under ORS 475.314.
- c. Marijuana producers licensed under section 19, Chapter 1, Oregon Laws 2015.
- d. Marijuana processors licensed under section 20, chapter 1, Oregon Laws 2015.
- e. Marijuana wholesalers licensed under section 21, chapter 1, Oregon Laws 2015.
- f. Marijuana retailers licensed under section 22, chapter 1, Oregon Laws 2015.

The text of this ordinance shall be provided:

- a. To the Oregon Health Authority, in the form and manner prescribed by the authority; and
- b. To the Oregon Liquor Control Commission, in the form and manner prescribed by the commission.

Section 3 Findings of the County Court:

- The Morrow County Court has heard residents provide testimony to their concerns that marijuana activities near schools and parks, and availability to the general public and children, is not desired.
- The Planning Commission previously determined that the ability for an individual with a medical condition that warranted the use of medical marijuana could still obtain medical marijuana through the current card holder program. Or stated differently, medical marijuana is available to Morrow County residents who have met the necessary requirements of the Medical Marijuana program managed by the Oregon Health Authority.
- Based on testimony received during the Public Hearing the Morrow County Court indicated, based on sufficient Oregon Administrative Rules adequately regulating the Medical Marijuana Dispensary Program, that they may reconsider the 'opt out' of component 'b' above restricting medical marijuana dispensaries.
- The Port of Morrow Commission identified concerns with the availability of marijuana, including but not limited to, conflict with federal laws related to trucking industries and the need to hold a commercial driver's license, and the focus of the Port of Morrow on industries and not service oriented business more appropriate in commercial zones. It

was agreed that it would not be appropriate to allow dispensaries, grow sites or laboratories on land zoned for industrial purposes in Morrow County. Additionally the Port of Morrow Commission was opposed to retail marijuana activities.

- The risk to children, impacts to public gathering locations, and the general nuisance caused by marijuana are of concern to the residents of Morrow County and their concerns are greater than any identified need for or benefit from marijuana activities.
- Morrow County is a "qualifying city or county" and defeated the 2014 Ballot Measure 91 by 66 percent.

Section 4 Effective Date

The Morrow County Court declares the effective date for this Ordinance to be 90 days after its Second Reading, or December 21, 2015.

Date of First Reading: September 9, 2015

Date of Second Reading: September 23, 2015

DONE AND ADOPTED BY THE MORROW COUNTY COURT THIS 23rd DAY OF SEPTEMBER, 2015

ATTEST:

*Bobbi Childers by
Chelsea Crawford*
Bobbi Childers *Deputy*
County Clerk *Clerk*



MORROW COUNTY COURT:

Terry K. Tallman
Terry K. Tallman, Judge

Leann Rea
Leann Rea, Commissioner

Don Russell
Don Russell, Commissioner



**Oregon Department of Energy
Facility Siting Division
90 Day Look Ahead
July 3, 2017**

ACTIVE ENERGY FACILITY SITING COUNCIL PROJECTS

State jurisdictional project pages can be found at
<http://www.oregon.gov/energy/Siting/Pages/Facilities.aspx>

EXPEDITED REVIEWS OF SMALL CAPACITY FACILITIES

Under OAR 345-015-0300 an applicant may request expedited review if their project's average electrical generating capacity is less than 100 megawatts. The main difference between the expedited review and the regular review is that it eliminates the Notice of Intent phase.

Boardman Solar Energy Project (Morrow and Gilliam counties)

Project Lead - Katie Clifford

Description - In early August, 2017 the Department received a request for Expedited Review of a Small Capacity Facility for the Boardman Solar Project. The Department determined that the facility qualifies for expedited review. The applicant is Boardman Solar Energy, LLC whose parent company is Invenergy. The facility would be a 75 MW photovoltaic solar array on approximately 600 acres of privately-owned land in Morrow County immediately south of Interstate 84 and east of the Gilliam County line and would have a 115 kV, 2.1 mile transmission line as a related and supporting facility. The transmission line would be located in Gilliam County and connect to the BPA transmission system. Under the expedited review process, there is no NOI phase. All other aspects of the review are the same as a non-expedited review of a new facility application.

Updates and Looking Forward - The Department received the preliminary application for site certificate on January 13, 2017 and issued a Project Order on May 9, 2017. Review of the preliminary Application for Site Certificate is ongoing.

NOTICES OF INTENT

None at this time

APPLICATIONS FOR SITE CERTIFICATE

Boardman to Hemingway Transmission Line (Morrow, Umatilla, Union, Baker and Malheur counties)

Project Lead - Kellen Tardaewweather (Primary); Maxwell Woods (Secondary)

Description - 500 kV single circuit transmission line approximately 300 miles in length (280 miles in Oregon) proposed by Idaho Power Company (IPC). Because portions of the route would

cross federal land, the project must receive regulatory approval from both the federal government and EFSC.

Milestones - The applicant submitted the NOI on July 15, 2010. The Department issued the Project Order on March 2, 2012. The applicant submitted a preliminary application on February 29, 2013. The Department issued an amended Project Order in December 2014. For the federal process, the BLM released a Draft Environmental Impact Statement (EIS) on December 19, 2014. The BLM published the Final EIS on November, 25 2016. The BLM expects to publish a Record of Decision in 2017.

Updates and Looking Forward - Idaho Power Company submitted an electronic copy of its amended preliminary application for site certificate on June 28, 2017, and ODOe expects to receive the required hard-copies of the amended application by the second or third week of July. This will initiate a 60 day completeness review by ODOE and reviewing agencies. The Department is coordinating with IPC for the distribution of the amended pASC and has been contacting reviewing agencies to notify them of the receipt of application materials. After the completeness review, the Department must either find the application to be complete, or submit to IPC a list of information requests that are necessary to find the application complete. Submittal of the amended preliminary application does not initiate a public comment period. After the amended application is deemed complete, the Department will hold a series of public information meetings to share information related to the facility, the application review, and the EFSC process.

The Department has been meeting regularly with IPC, state reviewing agencies, federal agencies, and stakeholder groups to discuss specific aspects of the facility and the amended preliminary application, and will continue to do so throughout the reviewing period.

Wheatridge Wind Energy Facility (Morrow and Umatilla counties)

Project Leads - Sarah Esterson

Description - 500 MW wind energy facility consisting of up to 292 turbines located on approximately 13,097 acres proposed by Wheatridge Wind Energy, LLC, a subsidiary of Swaggart Wind Power, LLC.

Milestones - The Council executed the Final Order at the April 28, 2017 EFSC meeting; the site certificate was fully executed on May 24, 2017. The Final Order was served on parties to the contested case on May 31, 2017.

Updates and Looking Forward - The Final Order is subject to the rehearing and appeal provisions of ORS 469.403. The Department received a request for reconsideration from Ms. Irene Gilbert, as an individual and on behalf of the Friends of the Grande Ronde Valley on June 23, 2017. Pursuant to ORS 469.403(1) the Council may reconsider their decision within 30 days of receiving the request for reconsideration. If the Council elects not to reconsider their decision within 30 days (July 24, 2017), the request for reconsideration will be deemed denied. Construction of the facility must begin by May 24, 2020; the certificate holder shall complete construction of the facility by May 24, 2023.

REQUESTS FOR AMENDMENT

Carty Generating Station Amendment #1 (Morrow and Gilliam counties)

Project Leads - Sarah Esterson

Description - 900 MW natural gas-fueled combined cycle electric generating plant with a site boundary of approximately 2,400 acres. The site certificate holder is Portland General Electric. Request for Amendment #1 seeks to extend the construction start deadline for Unit 2 by two years; increase the area within the site boundary from 2,400 to 2,918 acres; construct and operate a 330 MW natural gas, simple-cycle combustion turbine generator (Unit 3) and associated plant additions; construct and operate a 50 MW photovoltaic solar unit; and, increase the nominal capacity of Unit 2 from 450 to 530 MW and total nominal capacity of the facility from 900 to 1,360 MW. Proposed related and supporting facilities include a 500 kV substation; interconnecting transmission lines and associated lattice steel structures; and, depending on final design, could include additional water pipelines, utility power lines, control and communication systems, and other support systems.

Milestones - The site certificate was issued on July 2, 2012. Request for Amendment #1 was received by the Department on August 29, 2016, and public notice was issued on September 1, 2016. Upon request by PGE, the Department issued notice on September 30, 2016 of a temporary suspension in the comment period and comment deadline for the amendment request. On December 22, ODOE issued public notice of the reinitiation of the amendment request and set a comment deadline of February 3, 2017. ODOE also reinitiated coordinated review with state reviewing agencies, local governments, and Tribal governments. The Department issued a request for additional information in March 2017. On May 12, 2017, PGE formally requested that the Department suspend review of the amendment request.

Update and Looking Forward - The Department expects to receive a status confirmation on the amendment request from PGE by September 21, 2017.

Columbia Ethanol Project Amendment #1 (Morrow County)

Project Lead - Sarah Esterson

Description - Ethanol production facility designed to produce 35 million gallons of ethanol per year. The site certificate holder is Pacific Ethanol Columbia, LLC, a wholly owned subsidiary of Pacific Ethanol, Inc. Request for amendment #1 consists of the following changes:

- (1) Corn oil extraction system
- (2) Sugar addition system
- (3) Carbon dioxide capture infrastructure
- (4) Change in ethanol feedstock to include corn and blend of corn and granulated sugar
- (5) Increase in annual ethanol production from 35 to 44 million gallons per year
- (6) Amend Site Certificate conditions IV.C.2 and IV.C.4.

Milestones - The site certificate was issued on October 31, 2007. Amendment #1 was received by the Department on May 4, 2016, and public notice was issued on May 13, 2016. The Department issued an additional information request on June 27 and received responses to the information request on August 16, 2016. The reviewing agency comment period on the requested amendment closed on August 5, 2016. Additional information was requested from

the certificate holder in August and November, 2016. Responses to the information requests were received in October 2016 and January 2017.

Updates and Looking Forward - The Department anticipates issuing a proposed order in July 2017.

Montague Wind Power Facility Amendment #3 (Gilliam County)

Project Lead - Sarah Esterson

Description - Approved but not yet constructed wind energy generation facility, with capacity of up to 400 MW on 33,048 acres. The site certificate holder is Montague Wind Power, LLC, a wholly owned subsidiary of Avangrid Renewables, LLC, the U.S. division of parent company Iberdrola, S.A. Request for amendment #3 includes a request for expedited review and seeks approval for a differing turbine model option that would result in a reduced minimum aboveground blade tip clearance, from 20 to 14 meters and would amend Condition 27, and would result in a larger rotor diameter and increased individual turbine nameplate capacity from 3.0 to 3.6 MW.

Milestones - The original site certificate was issued on September 14, 2010. Amendment #3 was received by the Department on May 4, 2017. Council Chair issued a determination granting expedited review on May 11, 2017 and public notice was issued on May 12, 2017. The Department issued an additional information request on May 9 and received responses to the information request on May 19, 2017.

Updates and Looking Forward - The Department issued a proposed order on June 2, 2017. The Council considered the proposed order, and comments received on the proposed order at its June 23, 2017 Council meeting. At the same meeting, Council issued a temporary order, temporarily amending the site certificate until Council's review of requests for contested case, if received. If no requests for contested case are received by the July 10, 2017 deadline, the Council has agreed to adopt the temporary order as the final order and issue an amended site certificate. Requests for contested case are due by July 10, 2017. If any requests are received, the Council would review those requests at its July 27, 2017 Council meeting.

Wheatridge Wind Energy Facility Request for Transfer (Morrow and Umatilla counties)

Project Lead - Chase McVeigh-Walker

Description - Approved but not yet constructed wind energy generation facility, with a peak generating capacity of up to 500 MW on 13,097 acres. The Site Certificate Holder is Wheatridge Wind Energy, LLC. The Request to Transfer seeks to transfer ownership of the site certificate holder from its parent company, Swaggart Wind Power, LLC, to a new parent company, NextEra Energy Resources, LLC.

Milestones - The Site Certificate was fully executed and became effective on May 24, 2017.

Updates and Looking Forward - On June 14, 2017, the Department received a request for a transfer of the site certificate for the Wheatridge Wind Energy Facility. On June 28, 2017, the department issued a public notice of the transfer request. The Public Notice established a public comment deadline for the transfer request. The deadline is July 27, 2017 at the close of the Informational Hearing, taking place at during the July 27, 2017 Council meeting. The Department is currently evaluating the transfer request, and anticipates the need for additional information. Before acting on the transfer request, Council will hold an informational hearing at

its July 27, 2017 Council meeting. At the conclusion of the informational hearing, or at a later meeting, the Council will review the department's draft final order, and any comments received on the Request for Transfer, and will either grant or deny the request and issue a final order.

CHANGE REQUESTS

Under OAR 345-027-0050(5), a certificate holder may submit a change request in writing to the Department for a determination regarding whether or not a proposed change requires a site certificate amendment.

Carty Generating Station

Project Lead - Katie Clifford

Description - On March 24, 2017 PGE provided ODOE with a 72 Hour Notification of a potential violation related to construction and operation without prior approval of a backup station server power line from Carty Generating Station's Grassland Switchyard to an existing PGE-owned 34.5 kV transmission line, extending approximately 190-feet north outside of the site boundary. On April 5, 2017 the Department acknowledged receipt of the 72 Hour Notification and informed PGE of their obligation to provide a 30 day written report as required by OAR 345-029-0010(3). The Department directed PGE to include in that report an impact assessment in the form of a change request or a request for amendment. On April 20, 2017 PGE submitted their 30 day written report, which includes a change request.

Updates and Looking Forward - Staff issued a determination on June 15, 2017 confirming that a site certificate amendment was not required for the change. In addition, staff determined that ODOE will not issue a Notice of Violation in response to PGE's 72 hour notification and 30 day written report.

Columbia Ethanol Project

Project Lead - Sarah Esterson

Description - ODOE received notification on May 25, 2017 of a cooling tower modification project, to include a new cooling tower cell allowing for increased efficiency in evaporation of facility-generated water. The Department is currently reviewing project details of the certificate holder's investigation to determine if a site certificate amendment is required.

Updates and Looking Forward - ODOE anticipates issuing a determination on whether a site certificate amendment is required for the proposed facility modification in July 2017.

FEDERAL PROJECTS

Federal jurisdictional project pages can be found at:

<http://www.oregon.gov/energy/Siting/pages/federal-facilities.aspx>

Boardman to Hemingway Transmission Line (Morrow, Umatilla, Union, Baker and Malheur Counties in Oregon and Owyhee County in Idaho)

Project Lead - Kellen Tardaewether

Description - 500 kV single circuit transmission line approximately 300 miles long (280 miles in Oregon) proposed by Idaho Power Company.

Milestones - The BLM released a draft Environmental Impact Statement (EIS) on December 19, 2014. The BLM's Final Environmental Impact Statement was released in November 2016.

Updates and Looking Forward - The Department continues to cooperate with the BLM and its federal partners on numerous issues related to the project. The BLM anticipates a record of decision in 2017.

Bonneville Power Administration Transmission Upgrades:

Big Eddy-Knight (Wasco County)

Project Lead - Sean Mole

Description - A 28-mile 500kV line between the Big Eddy Substation in The Dalles to the new Knight Substation near Goldendale WA. Construction in Oregon is complete, except for the river crossing

Milestones - Work began at the Columbia River crossing near Wishram, WA in January 2015. Trained cultural resource monitors are on site during all construction activities in Washington. The line goes through the Columbia River Gorge National Scenic Area and crosses the Columbia River near Celilo Village. In June and July, helicopters were used to string conductor across the Columbia River. The line has been energized.

Updates and Looking Forward - The Phase 2 fiber portion of the project will be complete by September 2017.

Jordan Cove Energy Project/Pacific Connector Gas Pipeline (Coos, Douglas, Jackson and Klamath Counties)

Project Lead - Sean Mole

Description Approximately 233 mi Natural Gas Pipeline connecting the existing Ruby Pipeline near Malin, OR to an LNG liquefaction and export facility in Coos Bay, OR.

Milestones - Jordan Cove LNG submitted a request for approval of pre-filing review with the FERC on January 23, 2017. FERC issued a letter of Jordan Cove's pre-filing request on February 10, 2017. Pre-filing activities including Geo-technical and Cultural analyses commenced in Feb 2017 on the Coos Bay terminal site. Oregon State agencies have begun initial permitting analyses on federally delegated permits and review of applicant Resource Reports.

Updates and Looking Forward - On June 9th, 2017 FERC released the Notice of Intent. This was followed by public scoping meetings on June 27th in Coos Bay, June 28th in Roseburg and June 29th in Klamath Falls to seek public input. Comments on the NOI are due by July 10, 2017.

Swan Lake Pumped Storage (Klamath County and Modoc County CA)

Description - A 393.3 MW closed loop pumped storage system proposed by Swan Lake North Hydro, LLC, a wholly owned subsidiary of EDF Renewable Development, Inc.

Milestones - The Applicant filed an application for a preliminary permit on April 3, 2012. Oregon Water Resources Department filed a notice of Intervention and Comments in June requesting a study on groundwater interference. The Natural Resource Conservation Service filed a late motion to intervene on October 15, 2012, out of concern for impacts to hydrology and wildlife on the 10,000 acres of permanent Wetland Reserve Program easements that are adjacent to this project. The Department of Interior submitted comments recommending

evaluation of effects to the Applegate Trail. The proposed 32.8 mile long transmission line is on private and federal land in Klamath Co. will require a BLM ROW grant. On November 16, 2012, FERC issued a Preliminary Permit, which preserves the right of the permit holder to have first priority in applying for a license. EDF submitted the Final License Application to FERC on Oct. 27, 2015. FERC issued the Notice of Application Accepted for Filing and Soliciting Motions to Intervene and Protests on Dec. 18, 2015. Deadline for filing motions is Feb. 16, 2016. The Oregon Water Resources Department, Oregon Department of Fish and Wildlife, and Department of Environmental Quality filed Motions to Intervene in February. FERC Project# P-13318. On July 8, 2016 FERC issued a Notice of Intent to prepare an Environmental Impact Statement and Notice of Scoping Meetings and Environmental Site Review and Soliciting Scoping Comments.

Updates and Looking Forward - FERC issued their NEPA scoping document (SD2) on September 30 2016, following August 9 and 10 scoping meetings. The proposed project schedule anticipates a draft EIS in October 2017. The Commission anticipates issuing a final EIS in March 2018.

COMPLIANCE

Project Lead - Duane Kilsdonk

Pre-construction compliance - The compliance officer is reviewing pre-construction conditions for two facilities planning to begin construction in 2017. The facilities are the Mist Underground Gas Storage Facility, Amendment 11 and the Montague Wind Power Facility, amendment 2.

Inspections - In the next 90 days, the compliance officer will conduct a final construction inspection for Unit 1 of the Carty Generating Station, and conduct annual facility inspections at seven facilities.

Review of Annual Reports - Springfield Utility - Industrial Energy Center; Mist Underground Gas Storage Facility; South Mist Feeder Pipeline; South Mist Pipeline Extension; Trojans Independent Spent Fuel Storage Installation; Klondike III Wind Project and the Coyote Springs Cogen facility will be reviewed to coincide with the upcoming site inspections.

Facility Decommissioning Financial Assurance updates - Consistent with OAR 345-022-0050, site certificate holders must be able to restore the facility site to a useful, non-hazardous condition once operations have ceased. This requirement is typically fulfilled by maintaining a bond or letter of credit in the amount estimated to restore the site back to a non-hazardous condition. As of the end of April, the total amount of Site Certificate bonds and letters of credit managed by the Department is \$122,314,136. These assurance are updated annually to keep pace with inflation.

RULEMAKING

2017 Rulemaking Schedule

Project Lead - Jason Sierman

Description - The Council's approved list of 2017 rulemaking projects is available on the EFSC rulemaking webpage here: <https://www.oregon.gov/energy/Get-Involved/Pages/Energy-Facility-Siting-Council-Rulemaking.aspx>

EFSC Amendment Process

Project Lead - Jason Sierman

Description - A full evaluation of the substantive and procedural elements of Division 27 (Site Certificate Conditions, Amendment, Transfer and Termination and Department of Energy Approval Of Gas Storage Testing Pipelines) and any associated divisions.

Milestones - The Council directed the Department to begin review of the site certificate amendment process at the February 19, 2013 Council meeting. At the June 21, 2013 EFSC meeting Council appointed an advisory committee to provide input on potential siting amendment process changes. The advisory committee met three times, on April 16, 2014, June 19, 2014 and October 16, 2014. Staff provided the Council an update at the November 21, 2014 Council meeting and received Council input on how staff should proceed with the drafting of proposed rule language. Staff gave the Council an update on this rulemaking at the June 17, 2016 EFSC meeting and again at the August 19, 2016 EFSC meeting. Council reviewed draft proposed language at its November 4, 2016 meeting and authorized staff to issue the necessary public notices required to initiate the official rulemaking process. Staff issued the official public notice required for this rulemaking, which included publication in the Oregon Bulletin on February 1st, sending notice to all persons on the Council's mailing lists, sending notice to appropriate legislators and posting notice on EFSC's rulemaking webpage. At its February 24, 2017 meeting, the Council: directed staff to make changes to the proposed rules; directed that a second public hearing be held at the May 25th/26th, 2017 Council Meeting; and extended the comment period to conclude at the end of the second public hearing. Before the April 28th EFSC meeting, staff received several suggestions from EFSC stakeholders offering suggestions for how the proposed rule language could be improved. These suggestions were forwarded to the Council so every Council member could review and consider them. During the April 29th EFSC meeting, staff presented a review of the existing amendment processes, a review of the amendment processes as proposed by staff, a review of the amendment processes that were suggested in the comments received by EFSC's stakeholders, and presented a few examples of those comments that were received to highlight the associated pros and cons of particular suggestions. Staff has issued revised proposed rules (Proposed Rules – Rev2), that include a second review process with less steps than the standard, default process being proposed. Revised rules also include changes to the Amendment Determination Request (ADR) process (currently called the "change request" process). Changes to the ADR process include adding the option for certificate holders to ask the Council if a proposed change to add area to the site boundary requires an amendment, and an option to ask the Council if a proposed change

requiring an amendment can go through the second, shorter review process (i.e. an “expedited review” process).

Updates and Looking Forward - The Council held its second rulemaking hearing during its May 25-26 EFSC meeting. The hearing was comprised of two comment sessions, one comment session on May 25 and another on May 26. The Council heard oral testimony during both sessions. After considering all the oral and written comments received on the record of the extended comment period, the Council deliberated on next steps. The Council decided to extend the comment period and hold a third rulemaking hearing at its July 27-28 EFSC meeting. The third rulemaking hearing will be conducted as a “work session” amongst the Council, its staff, and any person interested in participating. Official Public Notice of the third hearing, aka “work session” was issued on June 22, 2017.

Structural & Geologic

Project Lead - Jason Sierman

Description - This rulemaking proposes to make updates to the provisions in EFSC rules that relate to geology, structural standards, and seismic activity. In addition to updating the dates of referenced codes, ODOE plans to receive input on proposed amendments from the Oregon Department of Geology and Mining Industries (DOGAMI).

Milestones - None at this time

Updates and Looking Forward - Staff has met with DOGAMI staff and has received DOGAMI’s early input on suggested edits to rule language. Staff expects it could present draft proposed rule language to the Council and ask the Council for authorization to initiate formal rulemaking at an August or September EFSC meeting.

Carbon Dioxide Monetary Offset Rate

Project Lead - Jason Sierman

Description - This rulemaking will evaluate the monetary offset rate specified under OAR 345-024-0580 that is used by site certificate holders to comply with the monetary path described under OAR 345-024-0710. Under OAR 345-024-0580, EFSC is limited to raising this rate not more than 50% every two years. This rulemaking proposes to change the monetary offset rate from \$1.27 per ton of CO₂ to \$1.91 per ton of CO₂. It will also propose at least one housekeeping change - to correct the incorrect numbers for the methane and nitrous oxide global warming potential values under OAR 345-024-0620(2). These two numbers should be changed to 25 and 298 pounds of carbon dioxide, respectively, to correspond with the numbers found in the other carbon standards.

Milestones - None at this time

Updates and Looking Forward - Staff is in the early stages of planning related to this rulemaking.

Public Health and Safety Related to Wind Facilities

Project Lead - Jason Sierman

Description - This rulemaking would address OAR 345-024-0010 Public Health and Safety Standards for Wind Energy Facilities. This rule requires the Council to find an applicant for a site

certificate “can design, construct and operate the facility to exclude members of the public from close proximity to the turbine blades and electrical equipment.”

Milestones - None at this time

Updates and Looking Forward - Staff is in the early stages of planning related to this rulemaking.

EFSC rulemaking activities can be found at: <https://www.oregon.gov/energy/Get-Involved/Pages/Energy-Facility-Siting-Council-Rulemaking.aspx>

COUNCIL MEETINGS

Council agendas, meeting materials and minutes can be found at:
<http://www.oregon.gov/energy/Siting/Pages/Council-Meetings.aspx>

May 25th-26th (Salem, OR) - Amendment rulemaking public hearing #2; ODOE Director update; legislative update; and Nuclear Safety Division 101.

June 23rd (Salem, OR) - Aurora Solar Declaratory Ruling; and Consideration of Montague Wind Power Facility Amendment #3.

July 27th-28th (Hood River, OR - Best Western Columbia Room) – Draft agenda includes:
27th: Wheatridge Wind Facility Transfer request hearing and Council consideration; Montague Wind Power Amendment #3 review of contested case requests and Council consideration; Public Guide; Compliance Update; and Amendment Rulemaking Overview
28th: Amendment Rulemaking Hearing (in the form of a workshop); and Amendment Rulemaking Council deliberation and direction to staff.

2017 Meeting Dates: These dates are placeholders only and will be released if a Council meeting is not needed. These dates do not preclude the need for special meetings that may be conducted via teleconference and webinar or in person at the discretion of the chair. Locations and agendas to be determined.

August 24-25

September 21-22

October 19-20

November 16-17

December 14-15

STAFF ACTIVITY

Records Management

Project Lead - Sean Mole

Description - Transition of current and historic records began in October 2014. Full transition of all documents, including those with withdrawn or terminated site certificates, will be completed by the end of biennium. Work is on-going to develop user guide and reporting formats and uses.

Updates and Looking Forward - New records are being entered into the database. Information Services is resolving issues as they arise.

Project Management System

Project Lead - Sean Mole

Description - Project to develop a tool which can assist analysts with project time management and planning; improve communication with internal and external team members, including applicant; provide summary management project reports; improve consistency and project quality control; and track time and dollars to facilitate improved invoicing. Initial testing of one potential tool has begun. Staff is also developing a detailed list of all application review steps and evaluating reporting options.

Updates and Looking Forward - Product demonstrations are being scheduled. Deployment is anticipated to coincide with agency OS upgrades in early 2018.

Public Participation Guide

Project Lead - Sean Mole

Description - Staff has drafted a Public Participation Guide to assist the public in understanding how to most effectively participate in the Application review processes. The guide will also provide a basic description of the on-going compliance activities.

Updates and Looking Forward - Final content is complete. ODOE Communications staff is reviewing format. Guide will be presented to EFSC in July 2017.

Website Redesign for Amendments and Certified Projects

Project Lead - Cliff Voliva

Description - Staff is finalizing a beta test redesign for project pages to include a more navigable front page and additional attention to public participation areas.

Updates and Looking Forward - Staff will review the new concept in early August and be ready to go live with the submission of the next request for amendment.

Declaratory Ruling Request by Avangrid Renewables LLC (Avangrid)

Project Lead - Kellen Tardaewether

Description - ODOE received a request for a declaratory ruling from Avangrid on February 17, 2017. Avangrid requests that EFSC determine if the Gala Photovoltaic Project and the Empire Photovoltaic Project, to be located in Crook County, are two separate and distinct local jurisdictional projects or if they constitute a single project that meets the definition of an

“energy facility” under ORS 469.300(11)(a)(D) and is therefore under EFSC jurisdiction. On March 23, 2017 the Council decided to issue a ruling on the petition as requested by the Petitioner. On March 23, 2017 the Council also appointed Kellen Tardaewether as the Presiding Officer per OAR 345-002-0030. The Proposed Declaratory Ruling was issued on June 9, 2017. The declaratory ruling proceeding was held at the June 23, 2017 Council meeting in Salem. At the hearing the Petitioner withdrew their Petition, therefore the Council did not issue a ruling.

Updates and Looking Forward – Because the Petitioner withdrew the Petition, there is no longer a question for Council to rule on.

LOCAL COURT REPORT QUESTIONAIRE - 2017 REPORT

COURT NAME: HEPPNER JUSTICE COURT

CONTACT: ANN

2015-2016 FISCAL YEAR

2016-2017 FISCAL YEAR

2	NUMBER OF CASES FILED	135	152
2C	TRAFFIC	116	127
2D	OTHER VIOLATIONS		3
2E	MISDEMEANORS	19	22
3	FINES IMPOSED	27,315.00	32,530.00
3C	TRAFFIC	19,105.00	25,175.00
3E	MISDEMEANORS	8,210.00	7,355.00
4	GROSS FEE/FINE REVENUES	23,919.00	18,624.50
4A	VIOLATIONS REVENUES	18,372.00	15,017.00
4B	CRIMES REVENUES	5,547.00	3,607.50
4C	CIVIL REVENUES		
5	REVENUES DISTRIBUTED TO THE STATE	5,689.50	4,027.60
6	REVENUES DISTRIBUTED TO COUNTIES- UNRESTRICTED	17,047.50	13,647.50
7	REVENUES DISTRIBUTED TO COUNTIES- JAIL AND DRUG & ALCOHOL	1,182.00	949.40
8	REVENUES DISTRIBUTED TO COUNTIES- COURT FACILITIES SECURITY		
9	REVENUES DISTRIBUTED TO CITIES		

ADDITIONAL INFORMATION

RESPONSE

A HOW DID YOU DEFINE CRIMINAL CASES (BY CITATION, OFFENSE, OTHER DEFINITION?)

DEFINE BY OFFENSE

B OTHER COMMENTS/ EXPLANATIONS (IF NEEDED)

C OTHER COMMENTS/ EXPLANATIONS (IF NEEDED)

LOCAL COURT REPORT QUESTIONNAIRE - 2017 REPORT

COURT NAME: 4RRIGON JUSTICE COURT

CONTACT: ANN

2015-2016 FISCAL YEAR

2016-2017 FISCAL YEAR

2	NUMBER OF CASES FILED	1,546	2,160
2A	CIVIL	1	1
2C	TRAFFIC	1,382	2,051
2D	OTHER VIOLATIONS	27	28
2E	MISDEMEANORS	136	80
3	FINES IMPOSED	346,055.00	455,718.00
3A	CIVIL	260.00	260.00
3C	TRAFFIC	316,532.00	438,084.00
3D	OTHER VIOLATIONS	3,479.00	3,020.00
3E	MISDEMEANORS	25,784.00	14,354.00
4	GROSS FEE/FINE REVENUES	309,876.86	522,242.03
4A	VIOLATIONS REVENUES	273,231.03	478,953.97
4B	CRIMES REVENUES	36,475.83	42,793.06
4C	CIVIL REVENUES	170.00	495.00
5	REVENUES DISTRIBUTED TO THE STATE	99,473.07	169,221.86
6	REVENUES DISTRIBUTED TO COUNTIES- UNRESTRICTED	194,658.31	326,603.85
7	REVENUES DISTRIBUTED TO COUNTIES- JAIL AND DRUG & ALCOHOL	15,745.48	26,296.32
8	REVENUES DISTRIBUTED TO COUNTIES- COURT FACILITIES SECURITY		
9	REVENUES DISTRIBUTED TO CITIES		120.00

ADDITIONAL INFORMATION

RESPONSE

A HOW DID YOU DEFINE CRIMINAL CASES (BY CITATION, OFFENSE, OTHER DEFINITION?)

DEFINE BY OFFENSE

B OTHER COMMENTS/ EXPLANATIONS (IF NEEDED)

C OTHER COMMENTS/ EXPLANATIONS (IF NEEDED)