

WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION / AGENDA WEDNESDAY APRIL 18, 2012
LOCATION: Wasco County Courthouse, County Courtroom #202
511 Washington Street, The Dalles, Oregon

Public Comment: Individuals wishing to address the Commission on items not already listed on the Agenda may do so from 9:00 a.m. - 9:30 a.m. To speak at other times please wait for the current speaker to conclude. Raise your hand to be recognized by the Chair for direction. Speakers are required to give their name and address. Please limit comments to three minutes, unless extended by the Chair.

Departments: Are encouraged to have their issue added to the Agenda in advance. When that is not possible the Commission will attempt to make time to fit you in from 9:00 a.m. - 9:30 a.m. or between listed Agenda items.

NOTE: This Agenda is subject to last minute changes. Meetings are ADA accessible. For special accommodations please contact the Commission Office in advance, (541) 506-2520. TDD 1-800-735-2900. Wasco County does not discriminate against individuals with disabilities.

9:00 a.m.

CALL TO ORDER

"Items below, without a specific time slot may be rearranged in order to make the best possible use of available time"

- Corrections or Additions to the Agenda
- Administrative Officer - Tyler Stone: Comments
- Discussion Items (Items of general Commission discussion, not otherwise listed on the Agenda)
- Consent Agenda (Items of a routine nature: minutes, documents to complete or that have been previously discussed, etc. Removal is also allowed in order to be discussed or voted on.

9:30 a.m. **Wasco County Commission on Children and Family** – Wasco County planning in response to HB 4165 (Chapter 37 of Oregon Law 2012).

9:50 a.m. **Public Health** Working Towards a Tobacco Free Policy on Wasco County Property

NEW / OLD BUSINESS
COMMISSION CALL / REPORTS
ADJOURN



WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
April 18, 2012

PRESENT: Rod L. Runyon, Chair of County Commission
Scott C. Hege, County Commissioner
Sherry Holliday, County Commissioner
Tyler Stone, Administrative Officer
Kathy White, Interim Executive Assistant

At 9:00 a.m. Chair Runyon called to order the Regular Session of the Board of Commissioners.

Chair Runyon asked if there were any corrections or additions to today's Agenda.

Tyler Stone asked that the approval of minutes be postponed to until a discussion of formatting can take place.

OPEN TO DEPARTMENTS

Mr. Stone turned the floor over to Kathy White to discuss scheduling of May BOCC meetings. Kathy explained that Public Works had requested a BOCC meeting be held at their facilities in order to make a presentation regarding web mapping for Wasco County. She suggested that since a late afternoon meeting had already been scheduled for May 9, 2012 that it would be a good fit for the Public Works meeting. She also pointed out that by rescheduling the May 2nd, meeting to May 9, there would be only a week between meetings followed by a three-week gap and suggested that they may want to consider rescheduling the May 16 session to May 23rd. The Board decided they would prefer to maintain the regularly scheduled meetings with the only anomaly being the May 9th meeting.

Discussion List – Trapping Requirements Letter of Opposition

Commissioner Holliday stated that the Board has received some emails about the trapping requirements. She called the ODFW and spoke with Jeremy who said he did not believe the proposed 24-hour trap check requirement would be good for ranchers as it would place a heavy burden on them. She went on to say that she is not certain the Board needs to take a stance on it at this time. There does not seem to be a vocal population in support of or opposition to the proposed requirement.

Commissioner Hege asked where it came from; is it an animal rights issue?
(Commissioner Holliday) It is.

Commissioner Hege asked if it applies to anyone trapping or is it a federal or state issue. (Commissioner Holliday) It would apply to anyone who has a license.

Commissioner Hege asked how the regulation would be enforced.
(Commissioner Holliday) Hire more people.

The board decided to take no action at this time, but to retain the letter for future action if deemed appropriate.

Discussion Item – Fund Exchange Agreement

Commissioner Hege stated that the agreement appeared to just change the funding from federal to state, with a slight discount. Once the swap is made, there is a bit more flexibility in administering those funds.

Tyler explained that the agreement is one that has been done annually for many years. We would need someone here with more expertise if the Board wants to examine the impact of the agreement in detail.

The Board inquired as to whether or not there was a deadline for completing the agreement. Mr. Stone was not aware if there was.

The Board decided that, although it is a standard agreement, they would prefer to be able to ask some questions prior to signing. Mr. Stone will try to have Marty Matherly arrive before the end of the session.

Discussion List – Amending the Fee Schedule

Commissioner Runyon introduced the resolution for amending the fee schedule. Commissioner Hege asked for further explanation. Mr. Stone explained that this order, following past procedure, instructs staff to begin the necessary process in order to hold a public hearing to amend the fee schedule.

Commissioner Hege wanted to confirm that the window for departments to submit fee schedule changes did not close with the approval of this order.

Mr. Stone explained that submissions can still be made. There will be a presentation of the fee schedule at a future session, with any changes highlighted for easy identification. The Board will be able to ask questions and take time to consider the changes before making a final decision at a continuation of the fee schedule hearing.

Commissioner Runyon added that where there are changes, department heads will be invited to explain their reasoning for the change.

{{{Commissioner Hege made a motion to approve Order #12-0024. Commissioner Holliday seconded the motion which was approved unanimously.}}}

Department Heads/Public – Plotter for Public Works/Planning/GIS

Paul Ferguson, Information Services Manager, explained that the plotter used in the Planning Department (also for Public Works & GIS) is 10 years old and has become nonfunctional twice in the last month. Once they were able to repair it for approximately \$260. The second time they discovered the repair would be far more costly as the entire undercarriage will need to be replaced at a cost of approximately \$700 - \$800. Replacement of this piece of equipment was proposed in last year's budget, but was cut. It needs to be replaced. It is used daily. Although they are trying to print to the Assessor's plotter, that creates some logistical problems for customers who come to one office to purchase a map and must go to another to pick it up. If there is something wrong on the map, they must make the office stops over again.

Public Works budgeted \$1,800 towards the purchase of a new plotter this year. They had hoped to wait until the next budget cycle to request funds for replacement, but it is beyond its life cycle and must be replaced. To continue to repair it would be throwing good money after bad. Mr. Ferguson said that he had

some cushion in his budget as a result of funds set aside for credit card machines that ended up not being needed.

Tim has a good plotter in his office that could be moved, but as time goes on he will have a greater need for it.

Commissioner Runyon asked what the time frame would be for ordering. Mr. Ferguson estimated 1-3 days. Commissioner Runyon interjected that there would be no need to move the plotter from the assessor's office temporarily. Mr. Ferguson agreed. Fred Davis, Facilities Manager, added that it takes six men to move the plotter in the assessor's office.

Commissioner Holliday pointed out the importance of the customer service aspect of the plotter. The logistics of having to send citizens back and forth between offices to obtain a map is not a good solution.

Commissioner Runyon asked what the motion would be to have the plotter replaced. Mr. Stone explained that no motion would be necessary if the purchase were to be made from existing funds. If the Board wanted to make the purchase from contingency funds, a motion would be required. He recommended that the purchase be made from existing funds and explained that the purpose of bringing the issue before the Board was to make sure they were aware of the expenditure, since it had been cut from the budget last year.

Mr. Ferguson added that since there is a plotter in the assessor's office, they wanted to be sure that purchasing a new plotter is what the board wants.

Commissioner Hege remarked that the level of use in the Assessor's office is yet to be determined. Printers need to be used in order to continue to operate correctly. If the Assessor's needs are minimal, it may be wiser to move the existing the printer. Perhaps a process for retrieving printed maps could be devised to mitigate the inconvenience of having only one plotter.

Previously, maps were ordered through the State. The State discontinued the program and offered grants to purchase printers so that maps could be printed locally. Mr. Stone suggested that we could duplicate that process here. Mr. Ferguson agreed; however, he also reminded the group that perhaps the reason maps were not often ordered before was because of the inconvenience of the process and the delay time from request to receipt. He suggested that a conversation with Tim Lynn, County Assessor, would give the board a more accurate picture.

Commissioner Hege interjected that Planning uses paper maps far less frequently than before; more often than not, they look at projected electronic

maps. His concern is the damage lack of use could do to an expensive piece of equipment. Another consideration would be the parameters of the grant that was used to purchase the plotter. Does it contractually have to remain in the Assessor's office? Mr. Stone stated that it was going to live in three different spaces before it landed at the Assessor's office; he doesn't think the grant stipulates location.

Commissioner Hege asked Mr. Stone what his thoughts are on the subject. Mr. Stone replied that he thinks Mr. Lynn would have to make a business case for retaining the plotter in his space. He also sees the logistical argument relating to customer service since the offices are four miles apart.

The discussion was suspended to allow time to bring Mr. Lynn, into the conversation.

Agenda Item – Wasco County Planning in Response to HB4165

Scott McKay, Chair of the Wasco County Commission on Children and Families Advisory Board, thanked the Board of County Commissioners for attending their recent meeting where they explained the history of the WCCCF as well as plans for the future. He went on to say that there are significant changes coming in the next two years and he believes Wasco County needs someone to provide some leadership through the transition. He suggested that Christa Rude, WCCCF Administrator would be a good candidate.

The Board commended the WCCCF on their presentation and concurred with Mr. McKay regarding both the need for leadership and his suggested choice with the caveat that it be understood that Ms. Rude would have no authority to make financial commitments for the County. Ms. Rude assured the Board that her intent would be to report back to the BOCC for final decisions.

{{{Commissioner Holliday moved to approve Order #12-023. Commissioner Hege seconded the motion which passed unanimously.}}}

Department Head/Public – Hunt Park Lift Station

Fred Davis, Facilities Manager, reported that DEQ has been on-site and confirmed that a septic system is acceptable to them. As a result of this new information, Mr. Davis would like to add the lift station back to the project. The project would still be under-budget with funds available for a drain field.

The Board felt that this project had been discussed at length and the change was really to go back to the original plan.

**{{{Commissioner Holliday moved to approve Change Order #2.
Commissioner Hege seconded the motion which passed unanimously.}}}**

Consent Agenda

There was brief discussion regarding the items on the Consent Agenda:

- Accepting and Appropriating the Ken Web Memorial Kitchen Donation
- Service Agreement #2819 between the Dept. of Revenue and Wasco County
- Amended Agreement for State Medicaid Dollars

{{{Commissioner Hege moved to approve the Consent Agenda. Chair Runyon seconded the motion which passed unanimously.}}}

Discussion Item – Fund Exchange Agreement CONTINUED

Marty Matherly, Public Works Director, explained this as a surface transportation program through the State of Oregon. It is their third largest revenue source. The money comes from the Federal Government, passing through the Oregon Department of Transportation to the counties. The exchange program, which gives 6% of the Federal funds to the state, allows the funds to be expended without being encumbered by Federal restrictions on the spending. Although the same type of projects would be done, much of the money would be going to administrative and regulatory costs so less could go to the actual work.

A brief discussion ensued regarding public notices for road work and cost comparisons of repaving rather than starting anew.

**{{{Commissioner Holliday moved to approve Agreement #28446 2011 Fund Exchange Agreement Paved Surface Restoration Wasco County.
Commissioner Hege seconded the motion which passed unanimously.}}}**

Agenda Item – Working Towards a Tobacco Free Policy

Mary Gale, Health Promoter for North Central Public Health, led the Board through a power point presentation outlining plans to reduce the use of tobacco products on County property. She pointed out the cost in health care to the county as the result of tobacco use. Because tobacco companies are marketing

smokeless tobacco use in order to side-step smoking laws, Public Health recommends a tobacco policy rather than a smoking policy. She added that seventy-five percent of those who use tobacco products would like to quit. A work-place policy would support that.

Mr. Stone asked how they would propose enforcing such a policy; on days when Court is in session, many court attendees smoke on County property.

Ms. Gale agreed that it is difficult to police that population; it is also cannot be enforced on public sidewalks or adjacent residences. In addition, she said, it is important to consider those who are near the edge of the smoke-free zones and have to tolerate the smoking that is moving to their doorsteps as the result of a smoke-free zone. In the end, the Board will have to decide what they want as a county and how they want their property valued.

Commissioner Hege asked if there had been any surveys done. Ms. Gale responded enthusiastically that she would like to conduct such a survey and perhaps do some focus groups for the more challenging population.

Chair Runyon expressed reluctance to create policies more stringent than the State policies. The Board was in support of going forward with a survey and focus group. Commissioner Holliday expressed her sympathy for those who are addicted to nicotine and cautioned that the Board move forward thoughtfully. Commissioner Hege agreed saying that he had spoken to some of the County Departments that have higher usage rates; they have reported that a stronger policy would not support quitting. He wondered what might be done to support them.

Discussion List – Plotter for Public Works/Planning/GIS CONTINUED
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Mr. Lynn joined the discussion and said he did not feel good about giving the plotter to GIS and using it peripherally since it was granted to the Assessor's Office. Commissioner Hege expressed concern regarding the damage lack of use can cause to a printer.

Further discussion ensued about the logistics of use and the process of moving the plotter.

*****Chair Runyon moved to approve the purchase of a new plotter as recommended by Mr. Ferguson. Commissioner Holliday seconded the motion. Commissioner Hege cast his vote against the motion. Motion passed.*****

Commission Call

Commissioner Holliday reminded the Board of the NORCOR meeting being held tomorrow. Monica Morris, Finance Manager, will be attending.

Chair Runyon reported that budget planning with department heads was going well and should help to create a smooth budget process.

Commissioner Holliday announced that the last public hearing for the Oregon Department of Forestry Classification Committee was held last night. A group from Southern Wasco County asked to opt out altogether. The Committee will be looking at that; it may eventually come to the County Commission.

John Roberts, Planning Director, and Chair Runyon presented to Antelope City Council regarding the wind energy project. It was a positive meeting.

State Senator Merkley will be here on April 26th and 27th. On the 30th he will be attending an open house at the Oregon Veterans Home.

Chair Runyon adjourned the session at 10:50 a.m.

WASCO COUNTY BOARD
OF COMMISSIONERS


Rod L. Runyon, Chair of Commission


Sherry Holliday, County Commissioner


Scott Hege, County Commissioner



WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
April 4, 2012

PRESENT: Rod L. Runyon, Chair of County Commission
Scott C. Hege, County Commissioner
Sherry Holliday, County Commissioner
Tyler Stone, Administrative Officer
Kathy White, Interim Executive Assistant

At 9:00 a.m. Chair Runyon called to order the Regular Session of the Board of Commissioners.

Chair Runyon asked if there were any corrections or additions to today's Agenda.

Chair Runyon added the routing of purchase orders, Gorge Commission - April 10th meeting, the Cove on I-84 to the discussion list.

Commissioner Holliday added a cut-off date for information being submitted for inclusion to the BOCC session packet.

OPEN TO DEPARTMENTS

John Roberts, Planning Department, presented information to the Board regarding PGE's Cascade Crossing Project, the co-location of power lines from Bethell to Boardman, of which about 16 miles will cross into unincorporated parts of Wasco County. This application is application is being reviewed by AFSEC. PGE's application has been deemed complete which means their clock has started ticking to get this project reviewed and completed.

AFSEC has sent out a request for comments. Mr. Roberts brought with him the application exhibit (K) that is applicable to Wasco County. Comments are due by Friday, April 6, 2012. AFSEC has designated the Wasco County Board of Commissioners as a special advisory group. The Planning Department has

reviewed and prepared comments which are to be accompanied by a letter from the County Commissioners.

Thursday, April 5, 2012, the Planning Department will have comments along with a cover letter for BOCC review. They will be available to answer questions. Once the letter and comments have been reviewed and signed, the Planning Department will submit them to AFSEC by the deadline.

We have not seen any issues but view this as an opportunity to point out any shortcomings in the application and as a county, what type of conditions do we think are important to this application. We expect to have seven or eight suggested conditions for the application, such as:

1. Enter into a road use agreement
2. Enter into a weed management plan
3. Address fire suppression
4. Reseed lay down areas
5. Temporary housing concerns for work crews

Overall most of the issues have already been mitigated. The project is scheduled for a 2015 construction start and a 2016 completion.

Commissioner Hege: Is the application open for public comment?

It is not to that point yet. That will start after comments from the affected jurisdictions.

Commissioner Runyon: Our Hunt Park project may play a part in the solution for temporary housing.

Commissioner Holliday: When this project was first presented to us in 2008, much more of the line ran through Wasco County. The Warm Springs Tribe lobbied to have it go through tribal land. Wasco County lobbied to have it remain in the County because it meant millions of dollars in tax benefit. In the end, we will still get some of that benefit.

CONSIDERATION of items listed on the Consent Agenda of April 4, 2012, (Attached).

Item #1 Approval of Title III (amended)

Approved unanimously

CONSIDERATION of items listed on the Discussion List of April 4, 2012, (Attached).

Item #1 April 10, 2012, Gorge Commission Meeting

Roger stated that at the upcoming meeting they will be starting to discuss the framework for how to deal with expansion applications. These are very preliminary discussions. He will report back to the Commission as to progress. Of course, the Commissioners are welcome to attend the meeting.

Item #2 The Cove on I-84

An email from Rep. Huffman has been circulating regarding the Cove across from Klindt's farm on I-84 and making that more accessible to the public. It is used as a windsurfing and swimming area. Many years ago there were plans to make that a public area, but parking was always a problem – at one point they banned parking altogether. Some research has been done; the planning department located plans from about 25 years ago. There is really nothing coming forward for development of the Cove at this time.

Item #3 Routing & Purchase Orders

Commissioner Hege received an email appointing him as second approver for routing and purchase orders. Sherry has been doing the secondary approvals. There seems to be a glitch in the system as all three Commissioners have been receiving notifications. Tyler Stone believes it may be necessary to get Eden involved. Commission Chair Runyon stated that sometimes the emails come from individuals, rather than system generated. Those individuals may not be clear regarding who should receive the email and therefore send it to all. He would like to see some standardization with notification coming only to the Chair. Tyler will check on it.

Item #4 Cut-off Dates for Document Submission for Board Packets

Currently the cut-off date is the Thursday prior to scheduled sessions. Perhaps it should be as early as Monday of the week prior to scheduled sessions. With the transition to a new Executive Assistant, it will be some time before the process smoothes out. The department heads will be reminded of the importance of timely submission. If they cannot, they are always welcome to present during the open section of the session from 9:00 – 9:30 a.m.

Item #5 Letter to the White House Re: 9th Circuit Court Ruling on Logging Roads

This ruling will be very expensive to implement; \$56 million for the permitting alone. Nick Pepper represents the group lobbying for a review of the decision. Commissioner Hege interjected that although the letter states that the forestry industry contributes millions to the economy, he believes it is in the hundreds of millions. Commission Chair Runyon asked that the words “my county” be changed to “our County.”

{{The letter is supported by the Board with the requested changes. Corrections will be made and the letter will be returned to the BOCC for signatures today.}}

The Board recessed at 9:28 a.m.

The Board reconvened at 9:30 a.m.

**CONSIDERATION of items listed on the Agenda of April 4, 2012,
(Attached).**

Item #1 Continuation of Public Hearing on Chapter 19 Energy Ordinance
Planning Legislative Hearing PLALEG-09-06-003

Commission Chair Runyon: This legislative hearing is to consider recommending amendments to the Wasco County Land Use and Development Ordinance related to energy production, consumption and conservation, reformatting and modernizing language that is out-of-date or incorrect, creating consistency with State regulations, and making other recommendations appropriate for Wasco County. This hearing is closed to public testimony; the Board has accepted written testimony until the opening of this meeting. The purpose of today’s hearing is for deliberation, staff report changes based on evidence, testimony and public comment. Commission Chair Runyon introduced John Roberts, Director of the Wasco County Planning Department.

Mr. Roberts introduced his staff: Jeanette - Senior Planner, Joey – Associate Planner. He then presented the Staff Report, a clean version of Chapter 19, and a document showing all the proposed changes (included in Board packet) to the Board.

This is the 5th public hearing on the proposed changes to the Chapter 19 Energy Ordinance. This process has included a lot of hard work and good research. The public has been included in this very transparent process in a constructive way.

Although there are changes to sections 1,2,3,4, 15, and 19 totaling 100 pages. We really need to address a couple sentences in those 100 pages. These amendments address more than just wind energy and will streamline some of the planning and improve code. Todd deserves a lot of credit for the amount of work he has invested in the project. No regulation is perfect and all are subject to interpretation; if we get to a place where it is not working, then we will have to make adjustments just as we are now.

The other challenge is that “what-ifs” are unlimited. We have seen many of those already, both internally and with the public. At some point, we must move forward to adoption. Chapter 19 needs to be updated as it is no longer useful considering it is based on 1980’s technology.

Traditionally, commercial interests get most of the attention, but the non-commercial applications will be used the most. Good definitions have been added and it will categorize applications giving the Planning Department better guidelines for applying the regulations. Related and supporting facilities are now addressed and comprehensive planning will be included. Referrals to EFSEC will be easier.

Commissioner Hege: What issues will we see in the way of nuisance issues?
The new regulations will allow adjacent property owners to look at potential impacts of building. The new regulations give more power to adjacent property owners.

Commissioner Hege: Will the installation of solar panels, for instance, be easier?
It makes the decision faster as we will have better criteria.

At the March 20th hearing and following that hearing, we have received written comments, which have been included in your board packet. Those comments fall into three categories: setbacks, noise standards and participating vs. non-participating land-owners.

Setbacks

In the current ordinance there are only two setbacks and they are not clear regarding commercial and non-commercial application. Fall height is not clearly defined. We propose four setbacks:

- 1 mile non-resource zones (measure from property line and with no provision for adjustment or waiver). More complicated but addresses many concerns of residences that live in rural-residential properties.
- ¾ of mile city limits of Urban Growth Boundary (provision for adjustment;

- Non participating landowner resource lands: 2/3 of a mile residence on ag and forest land (resource lands); with adjustment provision
- Participating landowner resource lands – ¼ mile on ag and forest land; with adjustment provision
- Other – do have some fall-height provisions for roads, major and minor utilities (1.5 and 1.1 fall height)

As wind energy is developed, the adequacy of these setbacks will become clearer. It is unlikely, but possible that wind energy production will be located near residential zones. The adjustment provision of the ordinance allows for some flexibility.

Noise

Noise standards are difficult to address. No matter what setbacks we write the DEQ noise standards are strict and can override county ordinances. Measurement of noise levels is complicated. It is incumbent upon participating and non-participating landowners to serve as the checks and balances for enforcement of these regulations. The DEQ requires a 1.5 mile setback from residences. A signed waiver can reduce that requirement to as little as ¼ mile.

Commissioner Hege: How would a landowner know if the noise levels are exceeded? What would the County do? Anything less than 105 megawatts is reviewed by the County. Anything over that level gets a referral from the State in which case we would defer to the State for approval. Smaller projects would require diligence on our part to be certain regulations are enforced.

Commissioner Hege: Is there a process, post-construction, for a non-participating landowner to file a complaint? Yes, but we would have to review statute and it would probably go through the state.

Participating vs. Non-participating Landowners

As Todd said at the February 15th, meeting: Our setbacks are a safe harbor, a safety net. People not participating in the project are still protected and have an opportunity for influence as it relates to the impact on them. To be participating landowners must have signed consent on file.

Suggested and Final Changes

The staff report outlines what has been changed since March 4, 2012:

- Lighting

- Non-resource standards
- Road use
- Decommissioning
- Setbacks

Final changes are in some ways a response to recent comment (see Exhibit A).

Radar triggered lighting will not be required as the technology is not practical for full implementation. Radar triggered lighting requirements may be applied on a case-by-case basis. Language has been added to minimize light pollution.

Setbacks are outlined on page 2 of Exhibit A and we have reviewed those today.

The Planning Department will apply the following six criteria to landowners applying for permits:

1. Consent
2. Compliance with DEQ
3. Project would not force change to adjacent land for farm/forest use
4. Project would not unduly burden existing infrastructure
5. Project would not impair safety
6. Project would not adversely affect the environmental resources

Non-Resource Zone

Setbacks will be 1 mile from a property boundary - no adjustments. DEQ requires 1.5 miles. Setbacks will be $\frac{3}{4}$ mile setbacks from city limits or urban growth boundaries or urban reserves with adjustments available. Consent would come from the city rather than the landowner.

Commissioner Hege: Hypothetically, how would that happen? It would be part of the application process. When the landowner makes the request, they would be advised to go to the city for consent. The county would not move forward without that consent. The city would probably go through a similar process of public hearings. Whatever their process, we would accept their consent or denial.

Commission Chair Runyon: We have gone through the questions. I was worried that the county had provisions and was being pressured into making unnecessary changes. However, John has made a case for the changes being necessary. Since the State noise rules override the County, are regulations

necessary at all? Gaps have been identified and filled. Participant and non-participant rules are necessary.

Commission Chair Runyon: I am happy to see that non-participants will have a voice.

Commissioner Holliday: I agree with my colleagues in their accolades for the work done by the Planning Department. I feel they have more than adequately addressed public concerns and Commission concerns. Wasco County has been criticized for being too restrictive and this illustrates our flexibility. I especially appreciate the deference to cities to make their decisions regarding requests to alter waivers.

Commissioner Hege: Does decommissioning have to be funded from the beginning and maintained throughout the life of the project? Is there a mechanism for funding post-production? How is the County addressing this issue? If it is an EFSEC project there is no leeway. The County can negotiate the specifics of decommissioning plans and will do so case by case. There will be decommissioning agreements with oversight.

Commissioner Hege: Are we not requiring the same regulations as the State is for decommissioning? We are more flexible and can negotiate the conditions of the decommissioning plan.

Commission Chair Runyon: I was concerned that regulations would create prohibitive expense. I am pleased that the proposed regulations alleviate that.

Commissioner Hege: How are large-scale solar projects going to be dealt with as they relate to nuisance regulations? There are standards for evaluating that outline evaluating that as part of the approval process for both commercial and non-commercial applications.

Commission Chair Runyon: This ordinance address the spectrum of energy sources including hydro, wind, petroleum, and solar. If, down the line, we find gaps or inadequacies, we can make adjustments to the regulations.

Commission Chair Runyon outlined the choices before the Commission:

- Continue the discussion to a future date
- Approve proposed amendments
- Deny proposed amendments
- Approve some, but not all proposed amendments

Commissioner Holliday: I hereby make a motion to approve the proposed amendments to chapters 1, 2, 3, 4, 15, and 19 of the Wasco County Land Use and Development Ordinance regarding planning case: PLALEG-09-06-003, approved by the Wasco County Planning Commission, in light of the applicable criteria and findings presented in the staff report to the Board dated February 15, 2012, and as contained in the attachment titled "Land Use and Development Ordinance Amendments," Final Draft, dated April 4, 2012," with the following additional amendments: Attachment A and Staff Report Exhibit A.

- The planning department retain discretion to make non-substantive changes to the amendments to create and ensure consistency with: title page, table of contents, formatting page numbering, headers, spacing, indentation, underlining, grammar, incomplete sentences, and cross referencing between chapters;
- With additional amendments as proposed by staff as presented today

Commissioner Hege seconded the motion.

Commission Chair Runyon: Is there any further discussion?

Commissioner Hege stated that this ordinance is a good balance of interests, public and private. Sherman County has enjoyed broad based benefits from their wind energy program.

Commission Chair Runyon: They would like to use our regulations as a model. Some think the process too long, others too short. We are just providing an opportunity for stakeholders to be heard. He, again, expressed his appreciation for the efforts and dedication of the Planning Department staff.

Commissioner Holliday: We didn't make this decision in the dark. We visited Sherman County with private citizens to tour their facilities. Our plan addresses both ends of the County.

{{{The motion was approved.}}}

The Board recessed at 10:38 a.m.

The Board reconvened at 10:48 a.m.

CONSIDERATION of items listed on the Discussion List of April 4, 2012, (Attached).

Item #6 Legal Counsel for Wasco County

Kathy McBride was doing a lot of the legal review for DA Nisley. That work is now falling back to DA Nisley. The discussion is around continuing that practice or finding an alternative. Tyler Stone suggested that there are a number of alternatives:

- Keep the current system, training the new assistant to fill the role Kathy McBride had in the process
- Hire a paralegal
- Hire an in-house attorney who would take over all of the County's legal work
- Retain a law firm
- Move all of the duties to County Counsel

Mr. Stone went on to say that with a new assistant soon to be hired, this would be a good time to make any changes.

DA Nisley added that legal counsel would not be a person who prepares documents but rather answers to the Commission and represents the County and the interests of County officials in their capacity in the county. Dan Olsen is former county counsel for Washington County. He has indicated a willingness to be on retainer @ \$500 per month with an hourly rate beyond the minimum time. That is an option that allows you to not hire a full-time county counsel. In 1999 I took on that role as a supplement to my duties as District Attorney. I am happy to continue to assist Tyler in researching options. The advantage of not having a full-time attorney is that you can access specialty attorneys.

Commissioner Hege: The one thing I thought of is that we were already paying Kathy a stipend to do the legal work. We can redirect that money toward another solution. A full-time person would be far more than that. Kathy's replacement will be more administrative in their role and will move to Tyler's office. With the uncertain economy, we should be conservative in our commitment to future expenditures. We should be prudent in how we manage our resources for filling these needs.

Commissioner Holliday: I agree with Scott in that we don't want to spend too much. Perhaps we can hire someone part-time. Can Eric's office support this function?

DA Nisley stated that he does not believe that the county is large enough to have a dedicated counsel. He suggests that they hire someone who would probably be

remotely located. Most counties have someone like that. A staff person would prepare the document and send it to counsel who would review and return to county.

Mr. Stone observed that the biggest challenge is having someone who is capable in this position who can develop the legal documents. Can the new person manage the packet and prepare the documents? Is there anyone on Eric's staff who could handle that?

DA Nisley responded that he has never had anyone on staff to do that, Kathy did that. They worked together over the years to for her to develop the necessary skill set to do that. An attorney still has to approve the document as to form. The County may want to hire a part-time legal secretary.

Tyler pointed out that if the County contracts out, someone in that office would prepare the document and the County would be charged.

Commissioner Holliday said that it is not rocket science; surely someone can be trained to do that. Eric could work with someone for that.

DA Nisley said he would be happy to do that, but Tyler may have some special projects that will need outside counsel.

Tyler reminded the Board that Kathy also took care of properties and really didn't have the time to keep up on that. There are still properties out there that need attention.

DA Nisley said that the title companies could be doing some of that work.

Commission Chair Runyon interjected that what needs to be done as a group is to determine what the County wants the Executive Assistant to be doing. Do we need to do a public notice for our consideration? Can we put out an RFP?

DA Nisley responded that they could do that.

Mr. Stone: There is an opportunity here to make some decisions. Are we going to not use Eric in the same way we have traditionally done?

Commission Chair Runyon: If we go in the direction of an RFP, we would not need Eric.

DA Nisley: What I do now would cost you more to go outside to get.

Commissioner Holliday: We really need to determine what it is we want them to do and where you want them to do that before we can determine what we are looking for. We need to develop some kind of RFP.

Eric said that Kathy McBride had a template she worked from to create the documents.

Commission Chair Runyon: We will have to entertain more discussion. Tyler will bring an outline of duties to the Commission for review.

**CONSIDERATION of items listed on the Agenda of April 4, 2012,
(Attached).**

Item #2 Enhanced Interoperability Grant Funding Application

Kathi Hall outlined the documents provided to the Board in their packet.

The history is that the state had a grant opportunity for immunization grant announced in August with a deadline in the fall. They did not have enough applicants and so they reopened for applications in February. We submitted and were awarded the \$35,000 for the enhancement of our current EMR to work with the State's immunization database. The first \$48,650 was too high and we asked that they include only the immunization part, first year is \$34,500. Maintenance fees will be \$4200 and \$4400 in consecutive years.

Monica Morris, Finance Manager: – This module is in addition to the medical records module they have recently purchased. Public Health has some budgeted funds that contractually cannot be spent this year. With the new request, the cost of the module is what the grant amount is. The grant will not cover maintenance fees -- \$21K and will grow each year. They do have some Medicaid money coming in that will help pay for that. My only concern is that the annual cost is roaming at a time when public funds are not stable. They are looking at breaking out into their own district. They do need this or something like this to meet their meaningful use obligations.

Commissioner Hege: What are you currently doing? We have to manually enter into both systems.

Commissioner Hege: It is a cost of about \$50K – wouldn't it be less expensive to hire someone to do data entry? The payback is 17 years. Won't the software be outdated in 5? That is what the maintenance fees are for, so that the vendor will keep us up-to-date. I see it being viable for 15-20 years.

Ms. Morris: The true cost of the asset is \$34K, with a maintenance fee each year.

Commissioner Holliday: *If the district goes out on its own, how will they generate the revenue?* We expect to double the output of our new officer.

Ms. Morris: If I were to look at this as my department, I would have to look at ROI both in dollars and outcomes. Is the cost and value comparable?

Ms. Hall: If we do not meet meaningful use we will be fined in the future.

Commission Chair Runyon: How long is the contract? It is a 3-year contract.

Mr. Stone: Once you are in, you are really in for at least 5 years. This is similar to Eden, but dealing with public health.

Paul Ferguson, Information Services Manager: A big part of this is linking up with the state program. As their systems develop and increase, this may put us in a position to take advantage of their improvements. This software will allow our system to communicate with the state system. It should also allow for communication with other entities.

Commissioner Hege: We just started using this vendor. How is it going? (Ms. Hall) It is going well. We have bi-monthly trainings with the vendor who has been very supportive.

Commission Chair Runyon: Do we really have a choice? (Mr. Stone) There is always a choice, but Public Health has renegotiated so that it is within the grant. The issue is really the ongoing maintenance costs. I look more favorably on it, but it would be imperative that Public Health meet their commitment to increase revenue/decrease costs to pay for the ongoing costs.

Ms. Morris: It will still have costs. Just because we get a grant doesn't mean we should take it. There are always costs to the County associated with any grant.

Commissioner Hege: In terms of the Health District Board, are they aware of this issue? It has not really been brought before the Health District Board because it has to be approved by BOCC first.

Mr. Stone: The grant must be approved with and exemption from findings for the vendor since we are already using this vendor.

**{{{Commissioner Hege moved to accept and approve Agreement #138468
State of Oregon HS-HER Enhanced Interoperability Grant Agreement.
Commissioner Holliday seconded the motion. Motion passed.}}}**

{{{Commissioner Hege moved to exempt vendor from bidding process – Special Exemption 8. Commissioner Holliday seconded the motion. Motion passed.}}}

{{{Commissioner Hege moved to accept and approve the Net Smart Addendum included in the Board packet. Commissioner Holliday seconded the motion. Motion passed.}}}

Item #3 Water Shed/Mosier Project

Kate Conley, Watershed Coordinator, explained that they are currently in the design phase of the Honald/Byers Side Channel project which is their 1st priority. Ms. Conley then led the Board through a Power Point presentation outlining the benefits of the Honald/Byers Side Channel project. (see attached) The project budget is included in the Power Point.

Commission Chair Runyon observed that this will be good for homes in the flood zone.

Ms. Conley explained that they are requesting a letter of support and estimate of in-kind match by April 13, 2013, to be submitted with their grant application.

Commission Chair Runyon suggested that she contact Public Works to discuss the possibility of in-kind from that department.

Ms. Conley: Who would be my point of contact for the letter? Mr. Stone.

Commissioner Holliday: At some point in the future we might be able to provide a work crew to help.

The Board recessed for lunch at 12:05 p.m.

The Board reconvened at 1:00 p.m.

Item #4 The new Oregon Youth Authority Program at NORCOR

Jeff Justesen, NORCOR Juvenile Facility Manager, introduced Josh, who is participating in the program.

The decision for NORCOR to enter into contract for a residential treatment program began 1.5 years ago. The state budget called for a reduction of 525 of 900 beds at youth correctional facilities. Of the 900, a certain number were for Measure 11 offenders (public safety beds). The reduction would devastate system's ability to work with youth. The final budget reduction was 150 beds.

Closed custody beds are the most expensive beds. Options have been expanded in residential community settings. We are looking to deal with youth who are on probation and enhance the communities' ability to deal with these youth who would otherwise be unsupervised.

A year ago we began work on a proposal for 12 beds, BRS level 5 which allows for federal financial support for these beds. Level 5 is the highest level. NORCOR has to provide certain staffing ratios and make an hourly commitment. The RFP covers youth 12-25 years old, usually between the ages of 16 and 20, accepting youth from any county throughout the state. Inappropriate referrals can be denied and some referrals are given priority based on geography. Some Youth are in need of assessments for placement and stay in the temporary beds during that time. Youth at risk from revocation from escaping non-secure settings are not ready for treatment and stay. These are youth who endanger other youth in residential settings or who have been discharged from residential programs for a variety of reasons.

Our program focuses on TOOLS: Taking Ownership of Life Schools. CJ Tool runs the program with a focus on education and life skills. The structure and routine of the program helps support these goals. Those who do not have GED or diploma go to school during the day at NORCOR. We try to keep detention groups separate from the Tool Group. District 21 provides the education piece which is required by contract. There is a teacher and an instructional assistant (new to the program this year).

Life skills are also taught. For instance Josh participated in work readiness programs. Youth do different jobs in the facility and greenhouse where the goal is to teach the good work habits. We also do evidence based groups for behavior modification. Criminal thinking groups are also run. Youth are involved with community service through a variety of organizations – Youth Services, Home at Last, etc. We are also working on mentorships and apprenticeships.

One of the reasons education is important: youth in custody have a recidivism rate of 28% with no education, 14% if they have an associate's degree, 8% with a bachelor's degree, and 0% with a master's degree. Mr. Justesen turned the floor over to Josh, who is the oldest youth currently in the program.

Josh explained that he was repeatedly in trouble, getting many parole violations. He has spent quite a bit of time in youth facilities. He went to a Polk county independent living program and moved back to his home town. Without a solid foundation he lost his way and became involved with drugs. His Parole Officer began to work intensively with him telling him he was nearing his last chance and wanted him self-commit to rehabilitation. He was arrested again and his Parole Officer decided to send him to the transitional program at NORCOR.

Since being at NORCOR, he has gained 50 pounds and is doing much better. He finds the mental health support to be extremely helpful. Jeff Albin is the man who runs the groups. This part of the program has fostered the most growth. He goes to meetings/groups daily. The staff is very willing to work with the youth. He also participates in yoga meditation and AA. The school appears to be excellent. The TOOLS program is comprehensive. Josh thinks it should be expanded. It has really turned him around and he is ready to go out and be part of the community. He didn't want to go into a sobriety program but now has extended his time because he wants to enter an independent living program that supports sobriety.

Mr. Justesen wanted the board to know that he didn't coach Josh. He explained that yoga, meditation and drum therapy are evidence-based programs for reducing anxiety, stress and depression. Two-thirds of the males entering the program have drug and alcohol issues; a substantial percentage has mental health issues. We are here to prep them to move on.

Commission Chair Runyon: How old are you Josh? I recently turned 20.

Commission Chair Runyon: Do you realize how many skills you have? You have great skills. They've been gone for about a year. My drug use – I thought I was gone forever. This is the longest I've ever been clean for.

Commission Chair Runyon: Well, you're not gone forever; you've got some great communicative skills. Keep working on it.

Commissioner Hege: Is Josh a shining example? What kind of problems do you deal with? Mr. Justesen - Josh presented with behaviors that are typical of the kids we see. Some are not doing as well, but many have made substantial progress as has Josh.

Commissioner Holliday: Are the youth both male and female? Mr. Justesen – There are just males in our program. Females are sent to other facilities for women only. The facilities are gender specific.

This is an expensive program to run, but we felt it was important to keep it running and investment in our youth and our future. There is currently an RFP out for more beds and we would like to double the number of beds we offer. Most facilities have openings available immediately, but we have a wait list for our program. We are still new and changing all the time. The kids who are in the program now are helping to build the program as we learn what works for them. Six months from now it will look different still.

We are breaking even now. If we expand the program we will add additional staff. It is important that we are sustainable and perhaps have a profit for reinvestment.

Commission Chair Runyon: Expansion will also add jobs to the community which is a big deal.

Commissioner Holliday to Jim Weed: If you had had this program earlier, would it have positively impacted the adult criminal population? Absolutely! We have a far greater opportunity to affect change in the juvenile population than we do in the adult population.

Mr. Justesen: The new jobs would be bachelor level education positions. We are also building at NORCOR to make ourselves more attractive to the state and federal government to contract with us. This includes green spaces and recreational areas. Jim is a huge supporter of this pilot program. We are working on cost effectiveness, growth and a plan for NORCOR in the future.

Commissioner Hege to Mr. Justesen: How do the mentorships work? Do you need more businesses to step up? We will in the future. The youth have to earn the right to participate in the mentorship program. They are always supervised. CJ Tool is already working on that.

Item #5 Burn Restriction Ordinance Request – City of The Dalles

Julie Krueger, City Clerk, along with member of the City's Burn Ordinance Committee - Terry Meyers, Dan Hamill and Karen Murray from Tri-County waste appeared before the Board to request that they extend the City ordinance to County's urban growth boundary. They believe the extension would help to avoid confusion and protect citizen's health.

Dan Hamill from the Fire District said that his experience in another county that was faced with an air quality issue was that they enforced a ban. One of the issues that swayed them was the fact that sometimes the restriction applied to one person, but not to a neighbor across the street. Mr. Hamill recommends adopting the ordinance county wide and would like to open a discussion with the county.

Karen Murray from Tri-county supports the idea and would like to see it be adopted county-wide and support it with programs for yard debris collection and shred events.

Terry Meyers, lay member of the committee, added that the air we breathe is not contained by geographical boundaries. It makes sense to have it cover the entire area.

Commission Chair Runyon: This has been a topic of my morning group. I have a burn barrel. I don't burn things I shouldn't. I get a legal permit. Under the ordinance, if I have a barrel I can't burn but if I dump it in my yard, I can.

Mr. Hamill: I can speak on the fire-response side when it comes to burn barrels. Unfortunately, we do have the individuals out there who are burning plastics. If you were to follow the DEQ rules, only natural products can be burned. The argument then becomes – if you are burning letters that have plastic windows, technically, by statute, you are burning non-legal stuff – but that's pretty minimal. We have other people illegal out there who are just flat burning household trash.

Commission Chair Runyon: Don't we already have laws? Yes, but DEQ doesn't have enforcement ability. Neither do local fire departments that enforce city ordinance. The majority of burn barrels in the community cannot meet ordinances regarding distances from buildings and property lines. This ordinance was spearheaded by citizens in conjunction with officials who served as advisors.

Commission Chair Runyon: My barrel is proper and I think it is safer than a pile in my yard. The issue regarding the smoke crossing the line could go on forever. DEQ has a 3-mile radius for burning. We allow the orchardists to burn diseased trees as agricultural.

Ms. Krueger: Part of the theory is that we only want to go out to the urban growth area to complete the area.

Commissioner Hege: We have had this same problem with codes enforcement. County codes enforcement and city codes enforcement have not been able to effectively deal with that issue. Wherever we draw the line, there will be someone on the other side of that line to whom the regulations do not apply. The people who live more rurally will probably not like this idea.

Commissioner Holliday: In Maupin, we have burn barrels. We have someone who checks them and reports violations. I would have to hear from the folks who would be affected before I entertained passing an ordinance.

Ms. Meyers: When serving meals on wheels, I found that there are many people with breathing issues and many geographical pockets where the smoke hangs in the air.

Rod – I understand what you are saying. There are those who object to wood burning stoves. We gather have to gather more information.

Mr. Hamill: I understand the point about the arbitrary line. For enforcement, the urban growth areas will be easier. If they don't meet the requirements for a fire department response, they will be referred to codes enforcement. The straighter urban growth area boundary line would make it easier for enforcement. The current City line is zig zaggy.

Commissioner Holliday: We hope that public input will give us some direction. Keith and John can help with that. Dan will also offer support.

Ms. Krueger offered to put together information that may help with the process.
Item #6 Surplus Vehicles

Sheriff Lane Magill told the Board that in February they had a meeting to discuss what vehicles needed to be surplus. He is here requesting that the county release the following vehicles for disposal.

- 1979 Ford ambulance – it has been unused for 5-7 years (auction)
- 1996 Jeep Cherokee (Community Corrections Unit 9601) – Based on the County Vehicle Policy it has run out of time.
- 1999 Ford Explorer (IT Unit 99-34) has met time and mileage requirements
- 2002 Impala (Wasco County Planning Unit 02-07) has met both the age and mileage requirement

Sheriff Magill recommends liquidating all the above listed vehicles, except the ambulance, by means other than the spring auction where. He is confident the County can benefit from high sale prices through a sealed bid. He has already spoken to the District Attorney about this option. Based on Sheriff Magill's research the county could get 2-3 times the money than at auction. He proposes running a 30 day ad for \$75-\$110 and perhaps listing the vehicles on eBay and/or craigslist. He anticipates \$6,000 - \$7,000 in return rather than the \$1,500 that might be expected from spring auction. If unsuccessful, the County could always hold them for auction in the fall.

In addition, he plans to move 3 of the patrol vehicles out. Two will go to the Assessor's office and one to Planning. The vehicles that are being replaced at the Assessor's office will go to Planning and Corrections.

He went on to explain that there is the potential of another vehicle from the Animal Control. It could be sold or moved to another department. City has also requested that that vehicle be transferred to them if they pick up Animal Control.

Commission Chair Runyon: This has nothing to do with public works? (Mr. Stone)
No, Public Works specialty vehicles, while in the vehicle plan do not necessary fall under the same rules.

{{{Commissioner Holliday made a motion to surplus the 4 named vehicles. Commissioner Hege seconded. Motion passed.}}}

Item #7 Wasco County Sheriff Strategic Plan

Sheriff Magill explained that the Strategic Plan is designed to have semi-annual and annual reports. When they looked at it, he became aware that it was too far away from the budget process to be able to base decision on. In the updated plan, the dates have been removed.

The second issue is the 6 primary goals. The main focus of the plan in those goal areas is financial assistance through the AOC to have a web page and place reporting data on the internet as well as place forms on line to expedite processes. The AOC could not provide funding so some of the report goals were thwarted. In the meantime, they have developed a county newsletter that has gotten very good feedback.

They were putting in a radio tower which was slowed by FCC regulations. The contractor took on the FCC process without additional charge. The tower was put into use starting in February and MDT coverage is now 60% better in southern Wasco County.

They were granted \$27,600 in addition funding from Homeland Security Grant Fund to upgrade 911 and mobile data systems. Additional funding was directed to The Dalles Police who will upgrade Sirosis Park for radio antennas. Homeland Security has advised that next year funding will be reduced to \$12,000. They looked at upgrading to digital but it is millions of dollars and not feasible. The radio system and communication plan is nearly complete which will give us 12-15 years of longevity.

Patrol division has seen a great increase. We are grateful for the extra 1.5 positions. It has had an impact. It has increased employee morale and increased patrols. They had to release one person during the probationary period and will replace that person by the end of May from a previous list.

With the addition of the 1.5 positions they were able to get someone back on the Mid-Columbia Interagency Narcotics Task Force. That person started on April 2, 2012. The remaining .5 position will be used for the Marine Safety Officer.

They could not afford a new interview room, but will try to work that out next year. They requested a part-time investigator. We had a line item for a person to do background checks. Looking at the statistics, the need for background checks has significantly diminished. That person can now help with evidence process which frees up the investigator which alleviates the need for the additional part-time investigator. They will be watching to see what the ROI will be with the new arrangement.

Emergency Management has completed a lot of projects. The backup generator is up and running and very reliable. The Hazard Mitigation Plan should be complete by September. The Operations Plan update should be done by month end. They are looking at an outside vendor to provide an Emergency alert system.

The backup radio system at the Juniper Flat radio station is up and running.

911 policy and procedure manual was on a timeline but we found it was much more involved than anticipated. It should be done by year end.

The hard mapping system is obsolete. They will go with electronic system that is more than 50% cheaper and will be accessible in the patrol cars as well as dispatch and search and rescue.

We have not been able to fill the current position for 911 dispatch due to the inability of applicants to pass a background check. They will not request another position until that is resolved.

Two new administrative assistants and two new parole and probation officers have been added to Community corrections.

NORCOR video system for visitation proved to be too costly even though it is a fee based program. They are looking at an outside vendor to do that.

NORCOR is working with ICE and the US Marshalls for the housing of inmates. He fully supports the current plan to open our beds to those agencies to generate revenue. The Oregon Youth Authority is impressed with the program at NORCOR and would like to see it increase which will increase revenue by \$200,000 per year.

We are in the process of doing 3 background checks on volunteers which will alleviate some budget issues. The utilization of volunteers will see an ROI of \$6,000 - \$10,000 per year.

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Building a fingerprint cabinet was brought in under budget which means it pays for itself in 6 months rather than one year.

Commission Chair Runyon: Great report. I am very happy about the additional employees.

Sheriff Magill: We are only 4 short of 24/7 full staffing. Deputy Ward graduates the April 24, 2012. Another deputy graduates in June with a third beginning the academy in July.

Mr. Stone: We are very appreciative to Lane for the great work on the plan.

Commissioner Holliday: Is the Marine Deputy doing marine stuff now? We picked up a deputy from the Seaside Police Department, Gavin Marvel. He is a lateral certified police officer and wanted to move to the marine division. He is currently at the marine academy and starts May 1. He will be working with the rafters in Maupin.

Commissioner Holliday: We will have a meeting on the April 18th that we would like to have him at.

Commission Chair Runyon: I would like to recognize that there are two commission candidates who are in attendance. I would also like to say, for the benefit of the press, that Gladys Sherran is 93 today. Gladys was one of the first nurses into Japan after the bomb. There will be a celebration today at OVH.

Commission Chair Runyon adjourned the session at 2:35 p.m.

WASCO COUNTY BOARD
OF COMMISSIONERS

Sherry Holliday, Chair of Commission

Scott C. Hege, County Commissioner

Rod L. Runyon, County Commissioner

**WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
APRIL 18, 2012**

DISCUSSION LIST

ACTION AND DISCUSSION ITEMS:

1. Fund Exchange Wasco County
2. Amending the Fee Schedule
3. Trapping Requirements Letter of Opposition

ON HOLD:

1. Wasco County website improvement
2. Admin move

Discussion Item

Fund Exchange Wasco County

- Email
- 2011 Fund Exchange Agreement



Kathy White <kathyw@co.wasco.or.us>

Fwd: Agreement No. 28446 - 2011 Fund Exchange Wasco County

1 message

Marty Matherly <martym@co.wasco.or.us>

Thu, Apr 12, 2012 at 10:45 AM

To: Kathy White <kathyw@co.wasco.or.us>

Cc: Sue Stephens <sues@co.wasco.or.us>

Good morning,

Please add the attached agreement to the commissioner's packet. I will be at the meeting to explain.

Thank you for your help.

Marty

----- Forwarded message -----

From: **Arthur Smith** <arthurs@co.wasco.or.us>

Date: Wed, Apr 11, 2012 at 10:33 AM

Subject: Fwd: Agreement No. 28446 - 2011 Fund Exchange Wasco County

To: Marty Matherly <martym@co.wasco.or.us>

This is the agreement for our 2011 STP funds. It needs to be approved by the commissioners, but with Kathy gone, I am not sure how to get this on their agenda.

Arthur

----- Forwarded message -----

From: **BEERNINK Albert H** <Albert.H.Beernink@odot.state.or.us>

Date: Wed, Apr 11, 2012 at 9:38 AM

Subject: Agreement No. 28446 - 2011 Fund Exchange Wasco County

To: Art Smith <arthurs@co.wasco.or.us>

Cc: NEWTON Darrell R <Darrell.R.NEWTON@odot.state.or.us>

Arthur;

Please find attached an executable copy of agreement No. 28446 for Wasco County's 2011 Fund Exchange request.
<<MCA028446 Final 4-11-12 w Exhibit A-B.pdf>>

Please review this agreement and let me know if you have any questions or concerns. If the agreement is acceptable in its present form it can be submitted to the Commissioners for approval and signed by the appropriate.

Once signed, please return to me via email as a PDF attachment. I will obtain the remaining signature(s) and arrange for a file copy to be returned to you.

Thanks in advance for your help.

Hans Beernink
Region 4 Agreements Specialist
Oregon Dept. of Transportation
63085 N Highway 97, Suite 101, Bend OR 97701
Ph: 541.388.6028

2011 FUND EXCHANGE AGREEMENT
Paved Surface Restoration
Wasco County

THIS AGREEMENT is made and entered into by and between the STATE OF OREGON, acting by and through its Department of Transportation, hereinafter referred to as "State"; and (WASCO COUNTY, acting by and through its elected officials, hereinafter referred to as "Agency," both herein referred to individually or collectively as "Party" or "Parties."

RECITALS

1. By the authority granted in Oregon Revised Statute (ORS) [190.110](#), [366.572](#) and [366.576](#), ODOT may enter into cooperative agreements with counties, cities and units of local governments for the performance of work on certain types of improvement projects with the allocation of costs on terms and conditions mutually agreeable to the contracting parties.

NOW THEREFORE, the premises being in general as stated in the foregoing Recitals, it is agreed by and between the Parties hereto as follows:

TERMS OF AGREEMENT

1. Agency has submitted a completed and signed Part 1 of the Project Prospectus, or a similar document agreed to by State, outlining the schedule and costs associated with all phases of the surface restoration of the roads described in Exhibit A, hereinafter referred to as "Project", the locations of which are approximately as shown on the sketch map attached hereto, marked Exhibit B, and by this reference made a part hereof.
2. State has reviewed Agency's prospectus and considered Agency's request for the Fund Exchange. State has determined that Agency's Project is eligible for the exchange of funds.
3. To assist in funding the Project, Agency has requested State to exchange 2011 federal funds, which have been allocated to Agency, for state funds based on the following ratio:

\$94 state for \$100 federal

4. Based on this ratio, Agency wishes to trade \$241,747 federal funds for \$227,242 state funds.
5. The term of this Agreement will begin upon execution and will terminate two (2) years from the date that all required signatures are obtained unless extended by an executed amendment.

6. The Parties agree that the exchange is subject to the following conditions:
- a. The federal funds transferred to State may be used by State at its discretion.
 - b. State funds transferred to Agency must be used for the Project. This Fund Exchange will provide funding for specific roadway projects and may also be used for the following maintenance purposes:
 - i. Purchase or Production of Aggregate. Agency shall ensure the purchase or production of aggregate will be highway related and used exclusively for highway work.
 - ii. Purchase of Equipment. Agency shall clearly describe how it plans to use said equipment on highways. Agency shall demonstrate that the equipment will only be used for highway purposes.
 - c. State funds may be used for all phases of the Project, including preliminary engineering, right of way, utility relocations and construction. Said use shall be consistent with the Oregon Constitution and statutes (Section 3a of Article IX Oregon Constitution). Agency shall be responsible to account for expenditure of state funds.
 - d. This Fund Exchange shall be on a reimbursement basis, with state funds limited to a maximum amount of \$227,242. All costs incurred in excess of the Fund Exchange amount will be the sole responsibility of Agency.
 - e. State certifies, at the time this Agreement is executed, that sufficient funds are available and authorized for expenditure to finance costs of this Agreement within State's current appropriation or limitation of the current biennial budget.
 - f. Agency and any contractors, shall perform the work as an independent contractor and will be exclusively responsible for all costs and expenses related to its employment of individuals to perform the work including, but not limited to, retirement contributions, workers compensation, unemployment taxes, and state and federal income tax withholdings.
 - g. Agency shall comply with all federal, state, and local laws, regulations, executive orders and ordinances applicable to the work under this Agreement, including, without limitation, the provisions of ORS [279C.505](#), [279C.515](#), [279C.520](#), [279C.530](#) and [279B.270](#) incorporated herein by reference and made a part hereof. Without limiting the generality of the foregoing, Agency expressly agrees to comply with (i) [Title VI of Civil Rights Act of 1964](#); (ii) [Title V and Section 504 of the Rehabilitation Act of 1973](#); (iii) the [Americans with Disabilities Act of 1990](#) and ORS [659A.142](#); (iv) all regulations and administrative rules established

pursuant to the foregoing laws; and (v) all other applicable requirements of federal and state civil rights and rehabilitation statutes, rules and regulations.

- h. Agency, or its consultant, shall conduct the necessary preliminary engineering and design work required to produce final plans, specifications and cost estimates; purchase all necessary right of way in accordance with current state and federal laws and regulations; obtain all required permits; be responsible for all utility relocations; advertise for bid proposals; award all contracts; perform all construction engineering; and make all contractor payments required to complete the Project.
- i. Agency shall submit invoices to State on a quarterly basis, for actual costs incurred by Agency on behalf of the Project directly to State's Project Manager for review and approval. Such invoices will be in a form identifying the Project, the agreement number, the invoice number or account number or both, and will itemize all expenses for which reimbursement is claimed. Under no conditions shall State's obligations exceed \$227,242, including all expenses. Travel expenses will not be reimbursed.
- j. Agency shall, at its own expense, maintain and operate the Project upon completion at a minimum level that is consistent with normal depreciation and service demand.
- k. All employers, including Agency, that employ subject workers in the State of Oregon shall comply with ORS [656.017](#) and provide the required Workers' Compensation coverage unless such employers are exempt under ORS [656.126](#). Employers Liability insurance with coverage limits of not less than \$500,000 must be included. Agency shall ensure that each of its subcontractors complies with these requirements.
- l. This Agreement may be terminated by either Party upon thirty (30) days' notice, in writing and delivered by certified mail or in person.
 - i. State may terminate this Agreement effective upon delivery of written notice to Agency, or at such later date as may be established by State, under any of the following conditions:
 - A. If Agency fails to provide services called for by this Agreement within the time specified herein or any extension thereof.
 - B. If Agency fails to perform any of the other provisions of this Agreement, or so fails to pursue the work as to endanger performance of this Agreement in accordance with its terms, and after receipt of written notice from State fails to correct such failures within ten (10) days or such longer period as State may authorize.

- ii. Either Party may terminate this Agreement effective upon delivery of written notice to the other Party, or at such later date as may be established by the terminating Party, under any of the following conditions:
 - A. If either Party fails to receive funding, appropriations, limitations or other expenditure authority sufficient to allow either Party, in the exercise of their reasonable administrative discretion, to continue to make payments for performance of this Agreement.
 - B. If federal or state laws, regulations or guidelines are modified or interpreted in such a way that either the work under this Agreement is prohibited or either Party is prohibited from paying for such work from the planned funding source.
 - iii. Any termination of this Agreement shall not prejudice any rights or obligations accrued to the Parties prior to termination.
 - m. State and Agency agree that if any term or provision of this Agreement is declared by a court of competent jurisdiction to be invalid, unenforceable, illegal or in conflict with any law, the validity of the remaining terms and provisions shall not be affected, and the rights and obligations of the Parties shall be construed and enforced as if the Agreement did not contain the particular term or provision held to be invalid.
- 7. Agency acknowledges and agrees that State, the Oregon Secretary of State's Office, the federal government, and their duly authorized representatives shall have access to the books, documents, papers, and records of Agency which are directly pertinent to this Agreement for the purpose of making audit, examination, excerpts, and transcripts for a period of six (6) years after final payment. Copies of applicable records shall be made available upon request. Payment for costs of copies is reimbursable by State.
 - 8. Agency certifies and represents that the individual(s) signing this Agreement has been authorized to enter into and execute this Agreement on behalf of Agency, under the direction or approval of its governing body, commission, board, officers, members or representatives, and to legally bind Agency.
 - 9. This Agreement may be executed in several counterparts (facsimile or otherwise) all of which when taken together shall constitute one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart. Each copy of this Agreement so executed shall constitute an original.
 - 10. This Agreement and attached exhibits constitute the entire agreement between the Parties on the subject matter hereof. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this Agreement. No

waiver, consent, modification or change of terms of this Agreement shall bind either Party unless in writing and signed by both Parties and all necessary approvals have been obtained. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. The failure of State to enforce any provision of this Agreement shall not constitute a waiver by State of that or any other provision.

THE PARTIES, by execution of this Agreement, hereby acknowledge that their signing representatives have read this Agreement, understand it, and agree to be bound by its terms and conditions.

The funding for this Fund Exchange program was approved by the Oregon Transportation Commission on September 11, 2010, as a part of the 2010-2013 Statewide Transportation Improvement Program (STIP).

The Program and Funding Services Manager approved the Fund Exchange on April 3, 2012.

WASCO COUNTY, by and through its
elected officials

By _____
Commissioner

Date _____

By _____
Commissioner

Date _____

By _____
Commissioner

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Counsel

Date _____

Agency Contact:

Arthur Smith - Project Manager
2505 East 2nd St
The Dalles, OR 97058-2220
(541) 506-2645
arthurs@co.wasco.or.us

State Contact:

Darrel Newton - Local Agency Programs
Coordinator
63030 OB Riley Rd
Bend, OR 97701
(541) 388-6272
Darrell.r.newton@odot.state.or.us

STATE OF OREGON, by and through
its Department of Transportation

By _____
Region 4 Manager

Date _____

Agreement No. 28466 - Exhibit A

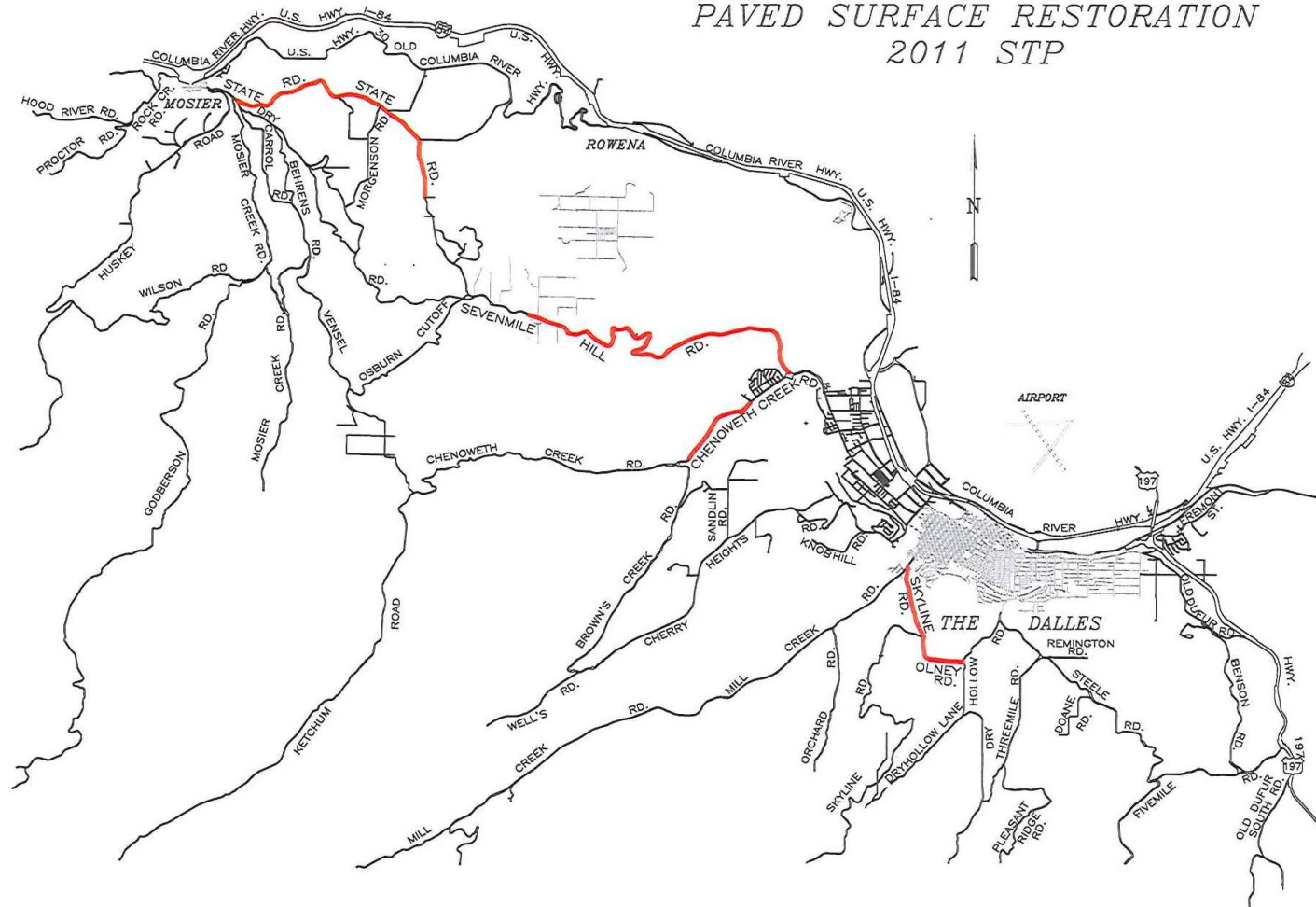
WASCO COUNTY PUBLIC WORKS

Estimated Project Costs

Paved Surface Restoration

<u>Road Name</u>	<u>Mileage</u>	<u>Estimated Cost</u>
Chenoweth Creek Road	1.35	\$27,000
Olney Road	0.65	\$13,000
Skyline Road	1.06	\$21,200
Seven-mile Hill Road	4.81	\$96,200
State Road	4.45	\$89,000
TOTALS:	12.32	\$246,400

WASCO COUNTY
PAVED SURFACE RESTORATION
2011 STP



Discussion List Item

Amending the Fee Schedule

- Order

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF HOLDING A PUBLIC)
HEARING TO AMEND THE WASCO COUNTY) O R D E R
UNIFORM FEE SCHEDULE ORDINANCE.) #12-0024

NOW ON THIS DAY, the above-entitled matter having come on
regularly for consideration, said day being one duly set in term for the
transaction of public business and a majority of the Board of Commissioners
being present; and

IT APPEARING TO THE BOARD: That by Court Order and by
Ordinance Wasco County has in the past established fees to be collected by
various County Departments; and

IT FURTHER APPEARING TO THE BOARD: That ORS 203.035
provides authority for Wasco County to regulate by Ordinance all matters of
County concern; and

IT FURTHER APPEARING TO THE BOARD: That the County's
Uniform Fee Schedule Ordinance should be amended which would establish
and revise fee schedules for various Departments in Wasco County; and

NOW, THEREFORE, IT IS HEREBY ORDERED: That May 16, 2012, at the hour of 9:30 a.m. in the County Courtroom, Room 202, in the Wasco County Courthouse be fixed as the date, time and place for a hearing on and reading of a proposed Ordinance to amend the Uniform Fee Schedule for various Departments in Wasco County; and

IT IS HEREBY FURTHER ORDERED: That the Executive Assistant cause to be printed in The Dalles Chronicle, a newspaper of general circulation in Wasco County, a Notice of such hearing and reading, said Notice to be printed on April 29, 2012; and

IT IS HEREBY FURTHER ORDERED: That the Executive Assistant cause to be posted written notice of said hearing and reading at the Wasco County Courthouse and at two other public places in Wasco County.

DATED this 18th day of April, 2012.

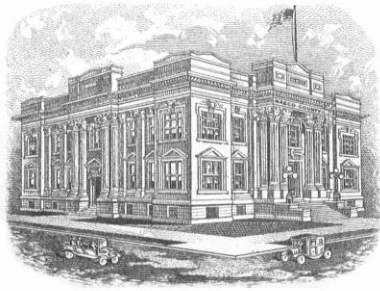
WASCO COUNTY BOARD
OF COMMISSIONERS

APPROVED AS TO FORM: _____
Rod L. Runyon, Chair of Commission

Eric J. Nisley
Wasco County District Attorney

Sherry Holliday, County Commissioner

Scott C. Hege, County Commissioner



WASCO COUNTY

Board of County Commissioners

511 Washington Street, Suite 302
The Dalles, Oregon 97058-2237
(541) 506-2520
Fax: (541) 506-2521

Rod Runyon, *Chair of the Board*
Sherry Holliday, *County Commissioner*
Scott Hege, *County Commissioner*

April 18, 2012

Oregon Department of Fish and Wildlife
3406 Cherry Avenue N.E.
Salem, OR 97303-4924

Re: Proposed 24-hour Trap Check Requirement in Oregon

Wasco County is a rural county with the vast majority of land focused on agricultural practices including wheat, cattle and sheep production. The ability to control predators through trapping is of the utmost importance to our county producers. Trapping is becoming even more critical to this County as we work to control an emerging feral pig population.

Wasco County farmers, ranchers, timber owners, wildlife agencies and researchers responsibly use trapping as a tool to manage resources, gather information, and protect human populations. We are currently able to afford only a 10% of the Wildlife Services' trapper's time. As a small County with a large landmass, a 24 hour rule would make it impossible for our trapper to set and check traps in his allotted time in Wasco County.

In years past we engaged in a rule-making process that resulted in a compromise between parties with competing interests, such as agricultural producers and animal rights advocates. We ask you to stand by the process that was already concluded and maintain the 72 hour trap check requirements.

Imposing a 24 hour rule would make it virtually impossible for our trapper to maintain traps. A 24-hour trap check requirement would be cost prohibitive and would represent a virtual ban on trapping – a valuable tool that allows for targeted responses to individual wildlife issues.

Therefore, Wasco County opposes the adoption of a 24-hour trap check requirement in ODF&W regulations.

Sincerely,

Rod Runyon
County Commissioner Chairman

Scott Hege
County Commissioner

Sherry Holiday
County Commissioner

**WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
APRIL 18, 2012**

CONSENT AGENDA

1. Ken Web Memorial Kitchen Donation
2. Service Agreement #2819 between the Dept. of Revenue & Wasco County
Corrections for collections
3. Amended Agreement with the State for Medicaid Dollars

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF ACCEPTING AND)	
APPROPRIATING UNANTICIPATED)	R E S O L U T I O N
KEN WEB MEMORIAL KITCHEN DONATION)	#12-005
FUNDS IN THE AMOUNT OF \$13,000.00)	
DURING FISCAL YEAR 2011-2012)	

NOW ON THIS DAY, the above-entitled matter having come on
regularly for consideration, said day being one duly set in term for the
transaction of public business and a majority of the Board of Commissioners
being present; and

IT APPEARING TO THE BOARD: That at the time of the adoption of
the 2011-2012 Budget Document did not anticipate receiving during said
Fiscal Year; and

IT FURTHER APPEARING TO THE BOARD: That the Fair Board will
receive \$13,000.00 in unanticipated donations for building of the Ken Web
Memorial Kitchen during Fiscal Year 2011-2012; and

IT FURTHER APPEARING TO THE BOARD: That ORS 294.326 (2)
exempts donation funds from the budget process if they are received and
expended in the same Fiscal Year.

NOW, THEREFORE, IT IS HEREBY RESOLVED: That \$13,000.00 in
unanticipated donations are accepted to the newly created County Fair
Resources Fund Account # 203.00.1203.400.203 entitled "Beginning Fund
Balance" and are appropriated to the County Fair Resources Account

#203.18.5260.53101 entitled "Buildings" for the building of the Ken Web Memorial Kitchen during Fiscal Year 2011-2012.

DATED this 4th day of April, 2012.

WASCO COUNTY BOARD
OF COMMISSIONERS

APPROVED AS TO FORM:



Eric J. Nisley
Wasco County District Attorney

Sherry Holliday, Chair of Commission

Scott C. Hege, County Commissioner

Rod L. Runyon, County Commissioner

Consent Agenda Item

Corrections Collections Contract

- Email
- Memorandum
- Contract

Jauken Jessica

From: JOLLEY Jennifer M [jennifer.m.jolley@state.or.us]
Sent: Tuesday, March 20, 2012 2:14 PM
To: Jauken Jessica
Subject: Collection agreement with Revenue
Attachments: Wasco County Corrections 7K2 cover ltr.doc; Contract #2819 -Wasco County Corrections (7K2).pdf; Signature by fax_email Jenn.doc

Hi Jessica,

Attached is the collection agreement with Dept. of Revenue. Also attached is a cover letter with some additional information and instructions, as well as a signature by fax/email form. If you will be returning to me the signed agreement either by fax or email please have that form signed as well and sent back with the signed agreement. Please let me know if you have any questions.

Thank you,

Jennifer Jolley
Oregon Department of Revenue
Finance/Contracts
Phone 503-945-8403
Fax 503-945-8382



Oregon

John A. Kitzhaber, MD, Governor

Department of Revenue
955 Center St NE
Salem OR 97301-2555
www.oregon.gov/dor

Wasco County Corrections
Attn: Jessica Jauken

Attached is a copy of the Service Agreement #2819 between the Department of Revenue and Wasco County Corrections for collection services. Please forward this document to your agency's contract signing authority for signature.

This agreement replaces any existing agreement(s) with your agency. Please note that collection fee rates may be different than your previous agreement. These rates are effective 12/01/11.

Please sign and return the agreement(s) using one of the following options:

1. Create a .PDF document of the signed original copy as well as the attached Fax Signature document and email to:
dor.procurement@state.or.us

OR

2. Sign two original copies and mail to:
Jennifer Jolley, Contracts Administrator
Finance Section/ Procurement & Contracts Unit
Department of Revenue
955 Center Street NE
Salem, OR 97301-2555

Once the required copy(s) have been fully signed, we will send one to you. If you have any questions regarding this agreement, please let me know.

If you have questions for OAA, please contact us as follows:

- Service Agreements: Jan Jackman, Operations and Policy Analyst @ 503- 947-2074
- OAA program or policy: Renee Royston, Program Manager @ 503-945-8135
- Data exchange, or monthly reports: Nikki Bennett, Program Analyst @ 503-945-8771
- Account maintenance: oaa.accounttech3@state.or.us

Thank you,

Jennifer Jolley
Contracts Administrator
Phone: 503-945-8403

Attachments

**DEPARTMENT OF REVENUE -
COUNTY/STATE CORPORATION COLLECTION SERVICE AGREEMENT**

DOR Contract # 2819

Tracking #7K2 - Wasco County Corrections

This Collection Service Agreement ("Agreement") is entered into between the Oregon Department of Revenue (DOR) and Wasco County Corrections ("Creditor") pursuant to ORS 293.250 and 190.110.

This agreement outlines the collection services provided to Creditor by DOR and the type of debt that may be assigned by Creditor to DOR for collection. This agreement supersedes and amends and replaces in its entirety any existing collection service agreement between DOR and Agency.

1. Effective date and duration

This agreement is effective **December 1, 2011** and shall remain in effect until November 30, 2015, unless terminated or amended in accordance with the terms and conditions of this Agreement. Creditor understands and agrees that the fees charged for any collection services provided under any prior collection services agreement after December 1, 2011 shall be paid at the rates provided in this Agreement. DOR's obligations under this agreement are conditioned upon DOR receiving funding, appropriations, limitations, allotments, or other authority sufficient to allow DOR, in the exercise of its reasonable administrative discretion, to meet its obligations under this Agreement.

2. Statement of work

- a. DOR shall utilize all means available to collect the assigned debt, unless prohibited by law. Creditor represents and warrants to DOR that all necessary due process has been provided to establish its debtors' liability for the debt and the amount owed, and that any debts assigned for collection under this Agreement are **delinquent, liquidated and statutorily eligible** for the collection services provided under this Agreement. *Reference OAM 35.30.30 PO for definitions of liquidated and delinquent.*

Creditor shall select one option:

☒ Yes, Creditor agrees that DOR may issue warrants and garnishments on assigned debt (*reference ORS 18.854 and ORS 293.250*).

☐ No, Creditor assigned debt is not eligible for DOR to issue warrants and garnishments.

Reason: _____

- b. Creditor represents that the assigned debts are \$50 or greater and the debt type(s) are as listed:

Fees owed to Wasco County community Corrections

- c. Collection services: DOR shall provide to Creditor the following collection service(s): Full collections, including refund offset. Some or all collection tools available to DOR will be used, depending on the type of assigned debt. Refunds due a debtor from DOR, or any other state agency, will be offset against the assigned debt.
- d. Collection fee: DOR shall charge, and Creditor shall pay a collection fee, on all payments received by DOR or Creditor. The collection fee will be paid by the Creditor through net distribution of collections after adjustments. The collection fee is charged as follows:
16% - Full collection
12% - Full collection refund offset
- e. Collection disbursement: DOR will disburse to Creditor the amount collected less DOR's fees. Payments from DOR to Creditor will be made by Automated Clearing House (ACH) transfer, using the State Treasury ACH Network (STAN). No checks will be issued. When the amount collected is less than DOR's fees, Creditor will owe the unpaid fee amount to DOR, which must be paid within 90 days or less. *Reference OAM 35.40.30.*
- f. Collection fee rebate: DOR will annually review fees paid and rebate any surplus to Creditor.
- g. Refunding policy: Overpayments should be refunded by Agency.
- h. Data exchange: All data exchanged between Agency and DOR shall be in the following format: FTS or Form 150-602-022, *Collection Account Assignment*.

Debts submitted with a SSN must have received informed consent from the individual when the SSN was obtained. As per 5 U.S.C. § 552a Sec. 7(b): "Any Federal, State or local government agency which requests an individual to disclose his social security account number shall inform that individual whether that disclosure is mandatory or voluntary, by what statutory or other authority such number is solicited, and what uses will be made of it." Reference OAM 35.40.30.PR

i. Returning debt:

- 1) After Creditor assigns the debt to DOR, Creditor shall pay DOR the full collection fee if the debt is requested to be returned due to any of the following:
 - (a) A payment in full has been made to Creditor or to DOR.
 - (b) A settlement offer is negotiated by Creditor.
- 2) If Creditor intervenes without consent, DOR may discontinue its efforts, assess the collection fee, and return the assigned debt.
- 3) Creditor may recall the debt by submitting notice via file update, phone contact, or email, stating the reason for the cancellation. Collection fees may still apply (see (a) and (b) above).
- 4) Creditor may recall the debt as non-collectable only according to Creditor's internal policies and governing law and after notice to DOR.
- 5) If an active garnishment or payment plan is in place, Creditor may recall an assigned debt, however, a collection fee may be assessed.
- 6) Assigned debt may be returned to Creditor by DOR as non-collectable according to DOR policy and procedures, or according to applicable law.
- 7) Creditor must notify DOR immediately via e-mail or phone if an assigned debt becomes subject to a bankruptcy. DOR will immediately stop collection efforts and return the debt to Creditor. If the debt survives bankruptcy, Creditor may reassign the debt to DOR for collection services. Any bankruptcy claims must be filed by Creditor.

- j. Disputed debt: Creditor agrees to notify DOR of any disputes on assigned debt and DOR will notify Creditor of any disputes. Any disputed debts shall be placed in a non-collection status, until Creditor satisfies the dispute. Creditor must review the dispute and provide determination to DOR within 30 days of notification. If DOR is not notified, the debt may be returned to Creditor. *Reference OAM 35.30.30 for definitions of liquidated and delinquent.* Creditor agrees that, to the extent allowed by law, DOR shall not be liable for and Creditor will indemnify and hold DOR harmless from any liability or expenses incurred as the result of claims or legal proceedings resulting from an assigned debt that is disputed or is otherwise not of the type described in Section 2.a.

- k. Reports: All reports will be distributed via DOR FTS (File Transfer Server). Exceptions may be made by special arrangement.

3. Amendments to agreement

Terms of this agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties.

4. Termination of agreement

This agreement may be terminated with a minimum of 30 days written notice by either party to the other. Prior to termination, Creditor may be charged for the collection fee on the full balance of each debt.

5. Access to records

Except with respect to confidentiality restrictions imposed by Oregon and federal law, DOR, Oregon Secretary of State, Federal Government, and their duly authorized representatives shall have access to Creditor's books, documents, papers, and records, which are directly pertinent to this specific agreement for the purpose of making audit, examination, excerpts, and transcript.

6. References

- OAM Chapter 35: egov.oregon.gov/DAS/SCD/SARS/oam_toc.shtml.
- Oregon Revised Statutes (ORS): 1.197, 18.854, 190.110, 293.231, 293.233, and 293.250.
- DOR policies and procedures.

Oregon Department of Revenue
Stephanie Lehman
Procurement & Contracts Manager
955 Center St NE
Salem OR 97301-2555
Telephone: 503-945-8575
Fax number: 503-945-8382
E-mail: stephanie.lehman@dor.state.or.us
X
Signature
Date signed:

Agency: Wasco County Corrections
Print name: Robert MARTIN
Title: DIRECTOR
Address: 421 E. 7th St., Annex B
The Dalles, OR. 97058
Telephone: 541-506-2570
Fax number: 541-506-2571
E-mail: robert.v.martin@cc.doc.state.or.us
X
Signature Robert V. Martin
Date signed: 4-3-12

Contact: Jessica Jauken
Title: Office Specialist II
Address: 421 E. 7th Street, Annex B
~~502 Washington St, Ste. 207~~
The Dalles, OR 97058
Telephone: 541.506. ~~2570~~ 2572
Fax number: 541. ~~296-1229~~
506-2571
E-mail: jessica.jauken@cc.doc.state.or.us

Print name:
Title:
Telephone:
Fax number:
E-mail:
X
Signature
Date signed:

Print name:
Title:
Telephone:
Fax number:
E-mail:
X
Signature
Date signed:


4-3-2012



TO:	Jennifer Jolley Oregon Department of Revenue 955 Center St. NE Salem, OR 97301-2555 Voice: (503) 945-8403 Fax: (503) 945-8382
FROM:	Jessica Jauken
Phone:	
Fax:	
Date:	03/20/12
Pages including this cover page:	
SUBJECT:	Contract # 2819

I (signature) _____, (title) _____,
received a copy of the Oregon Department of Revenue (Agency) Contract # 2819
between Wasco County Corrections and Agency via e-mail from Jennifer Jolley on
April 3, 2012. I certify by signature that I signed the Contract on _____,
2011 without change from the electronically transmitted document. A copy of the
signature page from this Contract containing my signature and dated
_____, 2011, is included with this facsimile/ email transmission.

Consent Agenda Item

Amended Medicaid Agreement

- Memorandum
- Amendment
- Attachment A – Activity Codes



MEMORANDUM

To: Wasco County Board of Commissioners
Commissioner Runyon, Chair
Commissioner Holliday
Commissioner Hege

From: Christa Rude, WCCCF Administrator

Date: 4/12/2012

Re: Amended agreement with the State for Medicaid Dollars

Greetings,

There was an amendment to our agreement with the State based on a change with the Oregon Health Authority. The summary of changes are:

- A change in the rate of administrative cost by the state (increase from 1% to 1.5%)
- A programmatic change in coding for services completed by our sub-contractor.

I spoke directly with Sandra Flickinger, grants accountant for the state about whether we would need to change our contract with the sub-contractor in response to these changes. She indicated that we would not. Our office processes the administrative payments so we would adjust to the increase, and the coding changes are part of the MOTT database system that is utilized by our sub-contractor and so are already changed and implemented within that system.

Essentially, this contract formalizes existing practice.

Thank you for your time and attention to this document. We will need one original copy returned to us to forward to the state. I will be present on April 18, to answer any questions you may have.

ATTACHED

- Amendment 1 to Oregon Commission on Children and Families 2011-2013 County Healthy Start-Medicaid Administrative Activities Intergovernmental Agreement WAS1113-MAC

Together we are building a healthy community for children and families.

- Child abuse and neglect
- Homeless & Runaway Youth
- Readiness to Learn
- Youth substance use

**AMENDMENT 1 TO
OREGON COMMISSION ON CHILDREN AND FAMILIES 2011-2013 COUNTY
HEALTHY START - MEDICAID ADMINISTRATIVE ACTIVITIES
INTERGOVERNMENTAL AGREEMENT WAS1113-MAC**

This Amendment Number 1 (this "Amendment") to Oregon Commission on Children and Families 2011-2013 Healthy Start – Medicaid Administrative Activities Intergovernmental Agreement between the parties hereto and dated as of July 1, 2011 (as amended from time to time, the "Agreement"), is entered into, as of the date of the last signature hereto, by and between the State of Oregon acting by and through its State Commission on Children and Families ("Agency") and Wasco County acting by and through its Local Commission on Children and Families ("County").

RECITALS

- A. Agency and County desire to modify Section III and Attachment A of the Agreement.
- B. It is the intent of the parties that this Amendment be applied prospectively

AGREEMENT

NOW, THEREFORE, in consideration of the premises, covenants and agreements contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Section III, Consideration, Paragraph A, of the Agreement is hereby modified by deleting the following bracketed language and by adding the following underlined language:

[In addition, COUNTY on a quarterly basis will pay to AGENCY an intergovernmental charge of 1% (one percent) of the total allowable cost of providing Medicaid administrative activities.]

In addition, COUNTY on a quarterly basis will pay to AGENCY an intergovernmental charge of 1.5% (one and one-half percent) of the total allowable cost of providing Medicaid administrative activities.

2. Attachment A, Activity Codes, of the Agreement is hereby modified as attached in its modified form, which modified form is incorporated herein by reference.
3. Except as amended hereby, all terms and conditions of the Agreement remain in full force and effect.
4. The parties hereto ratify and approve the Agreement as herein amended.

5. This Amendment may be executed in any number of counterparts, all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this Amendment so executed shall constitute an original.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the dates set forth below their respective signatures.

STATE OF OREGON ACTING BY AND THROUGH
ITS STATE COMMISSION ON CHILDREN AND FAMILIES

By: _____
Name: _____
Title: _____
Date: _____

WASCO COUNTY ACTING BY AND THROUGH ITS LOCAL COMMISSION
ON CHILDREN AND FAMILIES

By: _____
Name: _____
Title: _____
Date: _____

**OREGON COMMISSION ON CHILDREN AND FAMILIES
2011-2013 COUNTY HEALTHY START – MEDICAID
INTERGOVERNMENTAL AGREEMENT
ATTACHMENT A**

ACTIVITY CODES

A1. Medicaid/OHP Outreach Activities and Facilitating Medicaid /OHP Eligibility

This code should be used when performing activities that inform eligible or potentially eligible individuals about Medicaid/OHP/Oregon Healthy Kids. This code should also be used when describing the range of services covered under Medicaid/OHP/Oregon Healthy Kids, how to access and obtain them, and the benefits of Medicaid/OHP preventative services. Use this code when assisting children and their families in applying for and becoming eligible for Medicaid/OHP. Activities for obtaining and sharing information for Medicaid/OHP outreach and facilitating Medicaid/OHP eligibility can be written or verbal and may occur during meetings, home visits or over the phone. This includes related paperwork, clerical activities, and staff travel required to perform these activities. Please note it is not necessary that the child/family actually receive Medicaid/OHP in order for this code to be used.

Examples:

- Informing Medicaid eligible and potential Medicaid eligible children and families about the benefits and availability of services provided by Medicaid (including preventative treatment and screening) including services provided through Enter Periodic Screening Diagnosis and Treatment (EPSDT) program.
- Developing and/or compiling materials to inform individuals about the Medicaid program (including EPSDT) and how and where to obtain those benefits. Note: this activity should not be used when Medicaid-related materials are already available to the children and families served in your target population (such as through the Medicaid agency). As appropriate, obtain prior approval from Medicaid when creating/developing outreach materials.
- Distributing literature about the benefits, eligibility requirements, and availability of the Medicaid program, including EPSDT.
- Assisting the Medicaid agency to fulfill the outreach objectives of the Medicaid program by informing individuals, children and their families about health resources available through the Medicaid program.
- Providing information about Medicaid EPSDT screening (e.g., dental, vision) available that will help identify medical conditions that can be corrected or improved by services offered through the Medicaid program.
- Contacting pregnant and parenting women and teens about the availability of Medicaid-covered prenatal and well-baby care programs, immunizations, birth control options and services.
- Providing information regarding Medicaid managed care programs and health plans such as Oregon Healthy Kids to individuals and families, including how to access the system.
- Encouraging families to access medical/dental/mental health services provided by the Medicaid program.

- Verifying an individual's current Medicaid eligibility status for purposes of the Medicaid eligibility process. (This may be accomplished by performing an eligibility check on-line, by reviewing the medical card, or contacting a local DHS/OHA facility to verify status of eligibility.)
- Reminding or assisting families to reapply for OHP to keep it current.
- Explaining Medicaid eligibility rules and the Medicaid eligibility process to prospective applicants.
- Assisting individuals or families complete a Medicaid eligibility application.
- Gathering information related to the application and eligibility determination process for an individual, including resource information and third party liability (TPL) information, as a prelude to submitting a formal Medicaid application.
- Providing necessary forms and/or packaging forms in preparation for Medicaid eligibility determination.
- Referring an individual or family to a local assistance office to make application for Medicaid benefits.
- Assisting an individual or family in collecting/gathering required information and documents for the Medicaid application.
- Identifying enrolled providers to provide Medicaid covered services, such as: immunizations, well child exams, dental services, mental health services.
- Participating as a Medicaid eligibility outreach outstation. NOTE: excludes determining eligibility.
- Preparing, presenting and disseminating child health related materials identifying Medicaid-covered services and how to access such services including preventative health care and substance abuse prevention programs, related staff travel and paperwork.
- Informing parents/families on how to appropriately access/use Medicaid-covered medical care/services.

A2. Outreach and Application Assistance for Non-Medicaid/OHP Programs:

Activities that assist the child/family in gaining access to non-Medicaid/OHP services and effectively utilize social services and community wellness programs. (Included are housing, commodities, food banks, Women's Infant and Children Program ("WIC"), foster care, financial assistance, exercise and weight loss programs, energy assistance, child care, after school programs, friendly visitor and vocational services). Providers that are not enrolled with Medicaid or part of Medicaid Managed care of network providers and activities that assist the child/family in applying for these services, including form preparation, related staff travel, clerical, and paperwork.

Examples:

- Informing families about general health education programs or campaigns and how to access them, conducting, scheduling or promoting these programs.
- Scheduling and promoting activities which educate individuals about the benefits of healthy lifestyles, home safety and accident prevention.
- Non-Medicaid/OHP outreach directed toward encouraging persons to access social, educational, legal, or other services not covered by Medicaid/OHP.
- Explaining eligibility rules and the eligibility process to prospective applicants for NON-OHP programs, providing the necessary forms and packaging all forms in preparation for such NON-OHP services.
- Informing individuals and families about NON-OHP programs, such as housing, food banks, foster care, financial assistance for needy families, TANF, food stamps, Women's Infant and Children (WIC) program, childcare, legal aid and other NON-OHP social or educational programs, and referring them to the appropriate agency to make application for such services.
- Providing outreach, developing and verifying initial and continuing eligibility for the Free and Reduced Lunch Program.

B1. Referral, Coordination, Monitoring and Training of Medicaid/OHP Covered Services

Staff should use this code when making referrals for coordinating, and/or monitoring the delivery of Medicaid-covered services. This code may also be used when coordinating or participating in training events and seminars for outreach staff regarding the benefits of the Medicaid/OHP program, how to assist families to access Medicaid-covered services and how to more effectively refer participants for services. Activities that are an integral part of or an extension of a direct medical service are not claimable as an administrative activity and must be reported as E. NOTE: Targeted case management is also not claimable as an administrative activity and must be reported as E. Claimable activities reported include related staff travel, clerical, and paperwork.

***If medically licensed staff provide these activities they are considered integral to Medical services they provide whether they are actively billing Medicaid for direct medical services or not, must report under E for Direct Healthcare Services.

Examples:

- Monitoring, coordination, and training of Medicaid/OHP services: for vulnerable children and families, including agency staffing to coordinate Medicaid/OHP services for child health and development (does not include Individualized Family Services Goal Plan meetings), arranging for Medicaid-covered services, coordinating child specific Medicaid –covered services in coordination with services identified (i.e. psychological counseling, health, substance abuse counseling and consultation), related staff travel and paperwork.
- Referral and Coordination: Gathering information in advance of a referral for a Medicaid-covered service utilizing questionnaires (i.e. New Baby Questionnaire or Family Update). Making referrals for and coordinating Medicaid covered screenings, examinations, assessments and evaluations for health, vision, dental, developmental, mental health, substance abuse, and other Medicaid-covered medical services. Contacts with parents regarding their child's Medicaid covered healthcare needs. Gathering background information and supportive data such as social history and medical history. Helping families meet goals related to

C1. Medicaid/OHP Transportation and Translation:

Assisting an individual to obtain transportation to services covered by OHP, arranging for or providing translation services to facilitate access to OHP services. This does not include the provision of the actual transportation services, but rather the administrative activities involved in arranging or scheduling transportation to a Medicaid covered service. Translation services must be provided by an employee whose role is performing translation functions to facilitate access to Medicaid-covered services. Include related paperwork, clerical activities or staff travel required to perform these activities.

Examples:

- Arranging for or providing translation services (oral and signing) that assist the individual to access and understand necessary care or treatment covered by Medicaid.
- Developing translation materials that assist individuals to access and understand necessary care or treatment covered by Medicaid.
- Scheduling or arranging transportation to Medicaid/OHP covered services
- Related staff travel and paperwork

C2. Non-Medicaid/OHP Transportation and Translation means:

Assisting an individual to obtain transportation to services not covered by Medicaid/OHP, or arranging for or providing translation services related to social, vocational, or educational programs. Include related paperwork, clerical activities or staff travel time required to perform these activities.

Special Note: Use this code when accompanying an individual to non-Medicaid/OHP services.

D1. Program Planning, Policy Development, and Interagency Coordination Related to Medicaid/OHP Services

Performing activities associated with the development of strategies to improve the coordination and delivery of medical/dental/mental health services, and when performing collaborative activities with other agencies and/or providers. Planning and developing procedures to track requests for services; the actual tracking of requests for Medicaid services would be coded under B1 Referral, Coordination and Monitoring of Medical Services. Working internally and with other agencies to improve services, expand health and medical services and their utilization to specific target populations, gathering information about their functions, to improve early identification of health and developmental problems, related staff travel, clerical and paperwork.

Examples:

- Identifying gaps or duplication of medical/dental/mental services and developing strategies to improve the delivery and coordination of these services.
- Developing strategies to assess or increase the capacity of medical/dental/mental health programs.
- Monitoring medical/dental/mental health delivery systems.
- Developing procedures for tracking families; requests for assistance with medical/dental/mental services and providers, including Medicaid (this does not include the actual tracking of request for Medicaid services).
- Evaluating the need for medical/dental/mental services in relation to specific populations or geographic areas.
- Analyzing Medicaid data related to a specific program, population, or geographic area.
- Working with other agencies and/or providers that provide medical/dental/mental services to improve the coordination and delivery of services, to expand access to specific populations of Medicaid eligibles and to increase provider participation and improve provider relations.

- Working with other agencies and/or providers to improve collaboration around the early identification of medical/dental/mental problems.
- Developing strategies to assess or increase the cost effectiveness of medical/dental/mental health programs.
- Defining the relationship of each agency's Medicaid services to one another.
- Working with Medicaid resources, such as the Medicaid agency and Medicaid managed care plans, to make good faith efforts to locate and develop EPSDT health services referral relationships.
- Developing advisory or work groups of health professionals to provide consultation and advice regarding the delivery of health care services.
- Working with the Medicaid agency to identify, recruit and promote the enrollment of potential Medicaid providers.
- Developing medical referral sources such as directories of Medicaid providers and managed care plans who will provide services to targeted population groups, e.g., EPSDT children.
- Coordinating with interagency committees to identify, promote and develop EPSDT services.
- System coordination, community meetings to improve services, expand access to OHP, improve system of care.
- Developing a family planning, education, counseling and service program compatible with community norms, locating or developing family planning information and materials and methods of distribution, developing a family planning service referral network.
- Notifying medical providers of Healthy Start/Healthy Families Oregon services and coordination opportunities.
- Recruitment of enrolled providers to provide Medicaid covered services, such as: immunizations, well child exams, dental services, and mental health services.
- System coordination to improve delivery of immunizations.
- Related supervision, travel, case conferences, team meetings and paperwork.

D2. Coordination Related to Non-Medicaid/OHP Services

Working internally and with other agencies to improve social services, identify gaps in services, expand and improve capacity to engage in non-Medicaid/OHP activities, expand access and linkage to non-Medicaid/OHP services, their utilization by specific target populations; related staff travel, clerical, and paperwork.

E. Direct Health Care Services

Providing medical care, treatment, and/or counseling to an individual. This code also includes administrative activities that are an integral part of or extension of a medical service (e.g., patient follow-up, patient assessment, patient counseling, patient education, parent consultations, billing activities). This code also includes related paperwork, clerical activities, or staff travel required to perform these activities.

Examples:

- Providing health/mental health services.
- Medical/health assessment and evaluation.
- Conducting medical/health assessments/evaluations and diagnostic testing and preparing related reports.
- Providing personal aide services.
- Providing speech, occupational, physical and other therapies.
- Administering first aid or prescribed injection or medication.
- Providing direct clinical/treatment services.
- Performing developmental assessments.

- Providing counseling services to treat health, mental health, or substance abuse conditions.
- Developing a treatment plan (medical plan of care) for a student if provided as a medical service.
- Performing routine or mandated child health screens including but not limited to vision, hearing, dental, scoliosis, and EPSDT screens.
- Providing immunizations.

F. Other Services

General administrative functions such as: payroll, maintaining inventories, developing budgets, executive direction, lunches, paid leave, educational or professional development conferences, staff meetings, and personnel issues.

Examples:

- Paid lunches, breaks, or other time not at work
- Paid time off (vacation, sick)
- Most trainings, conferences and meetings (not related to Medicaid covered services)
- Personnel issues
- Emails and phone messages, general office work, filing
- Establishing goals and objectives of health-related programs as part of an annual or multi-year plan.
- Reviewing agency procedures and rules.
- Attending or facilitating staff or board meetings
- Performing administrative or clerical activities related to general building or agency functions or operations.
- Providing general supervision of staff, including assistants or volunteers, and evaluation of employee performance.

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Medicaid covered services and coordinating medical care with partnering agencies also serving the family such as Early Intervention and/or Community Healthy Nurses, and related staff travel and paperwork.

- **Immunization:** Scheduling immunizations, coordination of immunizations for children, related staff travel and paperwork.
- **Maternal Care Services:** Referring for Medicaid-covered prenatal, postpartum and newborn care, pre-pregnancy risk prevention, family planning and related staff travel and paperwork.
- **Developmental Delay:** Gathering information in advance of a referral for a Medicaid-covered service utilizing Ages and Stages Questionnaire (ASQ) and ASQ Social Emotional Questionnaire for early identification of age appropriate child development and/or delays to assure health and developmental problems are found, diagnosed and treated. Coordinating or referring for early Medicaid-covered medical consultation and evaluations, related staff travel and paperwork. Participating in or coordinating training which improves the delivery of Medicaid/OHP services, enhances early identification, intervention, screening and referral of children with special health needs.

B2. Case Planning, Monitoring, Coordination, Referral and Training of Non-Medicaid/OHP Covered Services

- Assessing and monitoring of the home learning environment using standardized forms, creating and disseminating information on positive and interactive learning environments, providing or arranging for reading material for the child, providing or arranging for age appropriate toys.
- Classroom instruction or presentations, preparation, related paperwork and travel, attendance at conferences, providing educational or career guidance or consultation. Includes related staff travel, clerical, and paperwork.
- Case management of social services and community wellness programs (including housing, commodities, food banks, WIC, foster care, financial assistance, exercise and weight loss programs, energy assistance, child care, after school programs, friendly visitor and vocational services). Arranging transportation for these services coordinating or participating in training events and seminars for these services. Includes related staff travel, clerical, and paperwork.
- Making direct referrals to social services such as housing, energy assistance, educational and/or special education, childcare, education and Early Intervention, vocational and transportation to these services, etc., monitoring and follow-up. Includes related staff travel, clerical and paperwork.
- Participating in or coordinating training which improves the delivery of non-Medicaid/OHP services.

Examples:

- Helping families meet non-Medicaid covered related goals
- General education and referrals about topics like nutrition, normal breastfeeding, exercise, wellness, attachment, infant development
- Sharing toys, making toys
- Literacy
- Parent child interactions

Agenda Items

- Wasco County planning in response to HB4165
- Tobacco Free Policy

Agenda Item

Wasco County Planning in Response to HB 4165

- Letter of Request
- Order



Wednesday, April 18, 2012

Dear Chair Runyon, Commissioner Holliday and Commissioner Hege,

With the passing of House Bill 4165 during the 2012 Session of the Oregon State Legislature come anticipated changes to the service delivery model in Wasco County. We thank you for your attention to these changes at the presentation on March 21, 2012 and also at the April 9, 2012 meeting of the Wasco County Commission on Children and Families. In summary we are aware that:

- The **State** Commission on Children & Families will be released of its obligations as of June 30, 2012 and its functions will transfer to the Early Learning Council.
- **Local** Commissions on Children and Family will continue through the end of this biennium- June 30, 2013.
- A new model - Community Based Coordinators of Early Learning Services (a.k.a. "hubs") - for children ages 0-6 will be implemented on January 1, 2014.
- The Early Learning Council will engage in efforts to accomplish this objective as follows:
 - Submit a report to the Oregon Education Investment Board about the criteria for the "hubs" by September 30, 2012.
 - Prepare for the 2013 legislative session an RFP process and allocated funding to support the identification of hubs.
- A Youth Development Council is established and will be charged with services for children school-aged to 20

Wasco County has demonstrated leadership both in Early Learning and Youth Initiatives and is poised to ensure that the needs of children and families in Wasco County are represented and advocated for in this transitional time.

The synchronicities of historical leadership and future change have created a window of opportunity for communities and regions like ours, to explore strategies for ensuring a smooth and intentional transition. Through a proactive effort, we have the opportunity to establish local, collaborative strategies for:

- **Coordinated delivery systems** that align resources and maximize efficiency
- Defining **sustainable partnerships** that ensure outcomes for children and families
- **Maximizing existing strengths** as the foundation for future change

To that end, the Wasco County Commission on Children & Families respectfully requests an order to undertake the following:

- Advocate and engage neighboring county and community leaders around changes to the service delivery model and possible regional opportunities.
- Convene and facilitate local and/or regional discussions around the new model for service delivery ("hubs").
- Authority to represent Wasco County's interests in the transition.
- Review the current charge of the CCF Advisory Board and make recommendations to the BOCC in order to ensure an effective and strategic role in the new service delivery model.

To fulfill this order, we also request the continued support of the Commissioners in their dialogs with leaders in neighboring counties. We are prepared to report progress at a frequency of your choosing.

Thank you for your consideration of these requests.

Together we are building a healthy community for children and families.

- Child abuse and neglect
- Homeless & Runaway Youth
- Readiness to Learn
- Youth substance use

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IN THE COUNTY OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF APPOINTING THE WASCO]	
COUNTY COMMISSION ON CHILDREN AND FAMILIES]	
THROUGH THE ADMINISTRATOR CHRISTA RUDE]	
AS THE AUTHORITY AND CONVENOR FOR THE]	ORDER
INTERESTS OF WASCO COUNTY IN THE DEVELOPMENT OF THE]	
COMMUNITY BASED COORDINATOR OF EARLY LEARNING]	
SERVICES FOR WASCO COUNTY CHILDREN]	

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being duly set in term of the transaction of public business and a majority of the Board of Commissioners being present; and

IT APPEARING TO THE COURT: That the due requirements of state law, state that any entity submitting an application as a Community Based Coordinator of Early Learning Services is required to show inclusion of and coordination with, county governments.

IT IS FURTHER APPEARING TO THE COURT: That it is in the best interest of Wasco County to meet the state requirement to have an entity advocate and engage neighboring county and community leaders and to convene and facility local and regional discussions.

IT IS ALSO FURTHER APPEARING TO THE COURT: That the Wasco County Commission on Children and Families and Christa Rude, Administrator of the Wasco County Commission on Children and Families, are qualified and willing to be appointed to this role and serve as the representatives of Wasco County Government for the inclusion and coordination in developing a Community Based Coordinator of Early Learning Services.

1 NOW, THEREFORE, IT IS HEREBY ORDERED: That the Wasco County Commission
2 on Children and Families and Christa Rude, Administrator of the Wasco County Commission
3 on Children and Families, be and is hereby appointed as the representative for Wasco County
4 in local and regional discussions of Community Based Coordinator of Early Learning Services;
5 said appointment shall become effective immediately.

6
7
8 DATED THIS ____ day of _____, 2012.

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10 _____
11 Rod Runyon, Chair Board of Commissioners

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13 _____
14 Sherry Holliday, County Commissioner

15
16 _____
17 Scott Hege, County Commissioner

18
19 APPROVED AS TO FORM:

20
21 _____
22 Eric J. Nisley
23 Wasco County District Attorney

Agenda Item

Working Towards a Tobacco Free Policy on Wasco County Property

- Power Point Presentation

Working Toward
Tobacco Free
Wasco County Properties

North Central Public Health District

Mary Gale, Health Promoter

April 18, 2012





Is it Time for a Stronger Tobacco Policy at Wasco County?



Would a stronger policy support employees who want to quit or to “stay quit?”

Is Tobacco Use a Burden to Wasco County?

How can we reduce smoking problems around the courthouse?

WASCO COUNTY SMOKING POLICY

The County is committed to promoting good health and safety among its employees. As such, the following policy has been adopted.

Policy:

Employees are prohibited from smoking within 25 feet of any County owned facility entrance/exit or window during working hours. In addition, employees are prohibited from smoking while in County vehicles.

Employees violating this policy will be subject to disciplinary action, up to and including termination.

"This policy shall take effect immediately and may from time to time be revised. All revisions, as recommended and adopted by the Wasco County Court, shall be made part of this policy as if said revisions were fully written hereunder."

Distributed: June, 2004

***Why Would* Wasco County Properties be Tobacco Free?**

Reduce Burden to Wasco County

- ☐ Protect Employees and Visitors from Second Hand Smoke
- ☐ Reduced Risk of a Smokefree Workplace Law Violation
- ☐ Support Employees Who Want to Quit Tobacco
 - Reduce Healthcare Expenditures
 - » 25-50% of costs due to behaviors
 - » 8.8% employees report tobacco use*
 - » 28.2% employees report 1 or more Chronic Conditions*
 - Reduce Absenteeism

*Health Future Aggregate Summary Report 6/10-12/10, 137 employees self-reporting

***Why Would* Wasco County Properties be Tobacco Free?**

Join Other Counties With Excellent Tobacco Policies:

- ✓ **Deschutes County** 100% Tobacco Free 9/2012
- ✓ **Multnomah County** 100% Tobacco Free 7/2012
- ✓ **Jackson County** Health/Human Service Tobacco Free
- ✓ **Hood River County** Public Health Tobacco Free
- ✓ **Lane County** Health/Human Services Tobacco Free
- ✓ **Jefferson County** 100% Smokefree
- ✓ **Umatilla County** 100% Smokefree

***Why Would* Wasco County Properties be Tobacco Free?**

Join Other Local Organizations With Tobacco Policies

- ❖ Northern Wasco County Parks & Recreation District
- ❖ School District # 21
- ❖ Mid-Columbia Medical Center
- ❖ DHS
- ❖ Locally Owned Businesses

Policy + Adequate Signage = Majority of Problem Solved



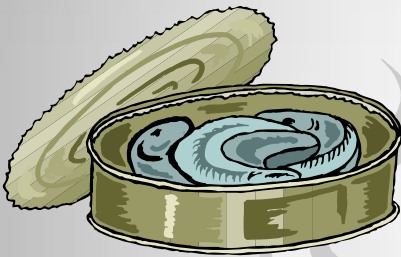
FACT

A Tobacco Policy Supports
People Who
WANT TO QUIT
Using
Tobacco

70%

Nearly three out of four people who
use tobacco

WANT TO QUIT



The 70% Who Want To Quit Want HELP

Quit Resources

1-800-QUIT-NOW

New on line counseling

Cessation benefits through
employer, OHP, other

Smokefree & Tobacco Free Policies

Where People Live,
Work & Play

Where do we go from here?



Determine the Direction We Proceed for Wasco County:

☐ **Ideal: Tobacco Free**

or

☐ **Smokefree?**



☐ **Ideal: 100% Policy for all County Buildings**

or

☐ **Start with Health Buildings?**

Whose Opinion is Important to You?

☐ Survey Staff

☐ Survey Community at Large

☐ Other Ideas

Questions and Comments

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Public Health
Prevent. Promote. Protect.

**NORTH CENTRAL
PUBLIC HEALTH
DISTRICT**