



AGENDA: REGULAR SESSION

WEDNESDAY, AUGUST 7, 2019

WASCO COUNTY BOARD OF COMMISSIONERS

WASCO COUNTY COURTHOUSE 511 WASHINGTON STREET, SUITE 302, THE DALLES, OR

PUBLIC COMMENT: Individuals wishing to address the Commission on items not already listed on the Agenda may do so during the first half-hour and at other times throughout the meeting; please wait for the current speaker to conclude and raise your hand to be recognized by the Chair for direction. Speakers are required to give their name and address. Please limit comments from three to five 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 during the first half-hour or between listed Agenda items.

NOTE: With the exception of Public Hearings, the Agenda is subject to last minute changes; times are approximate – please arrive early. Meetings are ADA accessible. For special accommodations please contact the Commission Office in advance, (541) 506-2520. TDD 1-800-735-2900. If you require an interpreter, please contact the Commission Office at least 7 days in advance.

Las reuniones son ADA accesibles. Por tipo de alojamiento especiales, por favor póngase en contacto con la Oficina de la Comisión de antemano, (541) 506-2520. TDD 1-800-735-2900. Si necesita un intérprete por favor, póngase en contacto con la Oficina de la Comisión por lo menos siete días de antelación.

9:00 a.m.	CALL TO ORDER Items without a designated appointment may be rearranged to make the best use of time. Other matters may be discussed as deemed appropriate by the Board. Corrections or Additions to the Agenda <u>Discussion Items</u> (Items of general Commission discussion, not otherwise listed on the Agenda) <u>Tax Summary</u> ; <u>Property Sale</u> ; <u>Responsive Funding Grant</u> ; <u>Appointments</u> ; <u>HHW Vehicle Purchase</u> <u>Consent Agenda: 7.17.2019 Minutes</u> (Items of a routine nature: minutes, documents, items previously discussed.)
9:30 a.m.	<u>Planning: Total Maximum Daily Load Reporting</u> <u>FEMA Grant Application</u> } Kelly Howsley-Glover
9:50 a.m.	<u>Public Words: Road Vacation</u> <u>Rock Crushing Contract</u> } Arthur Smith
10:05 a.m.	<u>Community Corrections Grant</u> – Fritz Bachman
10:15 a.m.	<u>Emergency Operations Updates</u> – Sheridan McClellan
10:30 a.m.	<u>Executive Session pursuant to 192.660(2)(h) Conferring with Legal Counsel</u>
11:00 a.m.	<u>Work Session – to be held in the Deschutes Conference Room (B08)</u>
	COMMISSION CALL
	NEW/OLD BUSINESS
	ADJOURN

If necessary, an Executive Session may be held in accordance with: ORS 192.660(2)(a) – Employment of Public Officers, Employees & Agents, ORS 192.660(2)(b) – Discipline of Public Officers & Employees, ORS 192.660(2)(d) – Labor Negotiator Consultations, ORS 192.660(2)(e) – Real Property Transactions, ORS 192.660(2)(f) To consider information or records that are exempt by law from public inspection, ORS 192.660(2)(g) – Trade Negotiations, ORS 192.660(2)(h) – Conferring with Legal Counsel regarding litigation, ORS 192.660(2)(i) – Performance Evaluations of Public Officers & Employees, ORS 192.660(2)(j) – Public Investments, ORS 192.660(2)(m) – Security Programs, ORS 192.660(2)(n) – Labor Negotiations



**WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
AUGUST 7, 2019**

PRESENT: Steve Kramer, Chair
Scott Hege, Vice-Chair
Kathy Schwartz, County Commissioner

STAFF: Kathy White, Executive Assistant
Tyler Stone, Administrative Officer

At 9:00 a.m. Chair Kramer opened the Regular Session with the Pledge of Allegiance.

Public Comment

Royd Brothersom of Pine Hollow asked when something would be done about the alcohol-fueled illegal fireworks that take place each year around the 4th of July.

Chair Kramer replied that Mr. Brothersom is aware of the conversations taking place with law enforcement regarding this issue; those will continue. He said he is not prepared to address the issue here today as the appropriate people are not in the room to participate.

Discussion Item – Tax Summary

County Assessor/Tax Collector Jill Amery reviewed the report included in the Board Packet, saying that this is a report she is required to present to the Board following the close of each fiscal year. She noted that certified taxes are up 3.8%; collections are up 4.3%.

Discussion List – Property Sale

Ms. Amery reminded the Board that they had authorized the sealed bid sale of a property that did not sell at auction earlier this year. She reported that the process resulted in one bid for slightly more than the required minimum bid of \$1,000. She asked that the Board approve and sign the deed.

{{{Vice-Chair Hege moved to approve the QuitClaim Deed for Eric and Jennifer Green. Commissioner Schwartz seconded the motion which passed unanimously.}}}

Discussion List – Responsive Funding Grant

Youth Think Prevention Coordinator Debby Jones reported that she applied for this grant in January through Four Rivers Early Learning Hub to sustain emotional literacy and secure attachment work for families in the area. She explained that the work will enable home visiting partners in the region to offer this support. Partners will include visiting nurses, Public Health and DHS.

{{{Commissioner Schwartz moved to approve the Four Rivers Early Learning Hub Funding Agreement between Four Rivers Early Learning Hub and Wasco County Youth Think. Chair Kramer seconded the motion which passed unanimously.}}}

Discussion List – Appointments

PLANNING APPOINTMENTS

Senior Planner Will Smith explained that as part of the FEMA CPAW grant, the Board needs to appoint an agent and alternate agent to act as the FEMA contact and manage the grant process.

{{{Vice-Chair Hege moved to approve Orders 19-111 and 19-112 appointing Will Smith and Angie Brewer as FEMA Hazard Mitigation Grant Program Applicant Agent and Alternate Applicant Agent. Commissioner Schwartz seconded the motion which passed unanimously.}}}

VETERANS SERVICES ADVISORY COMMITTEE

Ms. White explained that the Veterans Services advisory committee has a vacancy. VSAC is recommending the appointment of Chris Mumford who is already active in veterans' issues such as PTSD treatment and suicide prevention.

VSAC members Robert Larsell and Mark Fortin confirmed that the committee is in support of the appointment. Mr. Fortin announced that they would have a table at the Show and Shine car show at Sirosis Park from 9 a.m. to 3 p.m. this Saturday.

{{{Commissioner Schwartz moved to approve Order 19-114 appointing Chris Mumford to the Wasco County Veterans Services Advisory Committee. Vice-Chair Hege seconded the motion which passed unanimously.}}}

LIBRARY SERVICE DISTRICT

Ms. White explained that the Wasco County Library Service District Board of Directors has an open position for the City of Maupin representative. She said Ms. Beechler is being recommended by the District Board and has been instrumental in the work to expand the Maupin Library.

{{{Vice-Chair Hege moved to approve Order 19-113 appointing Mary Beechler to the Wasco County Library Service District Board of Directors. Commissioner Schwartz seconded the motion which passed unanimously.}}}

OREGON INVESTMENT BOARD

Ms. White explained that Ms. Amery's appointment to this organization expires in November. While the appointment is made at the State level, it requires a recommendation from the Board of County Commissioners. She stated that Ms. Amery has expressed an interest in continuing in this position.

*****The Board was in consensus to recommend the reappointment of Jill Amery to the Oregon Investment Board.*****

Discussion Item – Household Hazardous Waste Vehicle Purchase

Finance Director Mike Middleton explained that this purchase was budgeted in the previous fiscal year but the purchase was not made. The Tri-County Household Hazardous Waste Steering Committee has approved moving the purchase into this fiscal year. He reported that he sent out four bid requests and received only one response; the single bid is within the budgeted amount.

Vice-Chair Hege asked what would happen to the car currently being used for this program. Mr. Middleton responded that it is beyond its useful life and will be sold at auction.

*****The Board was in consensus for staff to move forward with the purchase of the new vehicle for the Household Hazardous Waste program.*****

Mr. Middleton went on to say that delivery of the four Sheriff's vehicles ordered last year is still being held up by Ford.

Consent Agenda – 7.17.2019 Minutes

{{Vice-Chair Hege moved to approve the Consent Agenda. Chair Kramer seconded the motion which passed unanimously.}}

Agenda Item - Planning

TOTAL MAXIMUM DAILY LOAD REPORTING

Long Range Planner Dr. Kelly Howsley-Glover explained that this is the annual reporting part of the State DEQ implementation plan. She stated that there are two reports to produce over the next six months for implementation that was started in 2010 and extended to 2012. She said that staff turn-over caused delays so we are picking it up for Miles Creek and starting from scratch for John Day.

Vice-Chair Hege asked if there will be an opportunity for public input. Dr. Howsley-Glover replied that this dovetails with the next phase of Comprehensive Plan updates and they will bring this to the public through those road show meetings where there is an opportunity for public comment.

Vice-Chair Hege asked if there will be notifications to owners affected by the report. Dr. Howsley-Glover responded that it is not part of this process.

FEMA (FEDERAL EMERGENCY MANAGEMENT AGENCY)

Dr. Howsley-Glover said that this is part of the resilience meeting for Community Planning Assistance for Wildfire (CPAW) and Community Wildfire Protection work. She explained that there is a 1977 study that is clearly out of date. Recent LIDAR (light detection and ranging) mapping opens an opportunity for funding to improve the data. She said there will be some staff resources and time but the heavy lift will be done by the State. She said that the grant opens in the fall to be implemented in June of 2020. She advised that she would be back in the fall with the application.

*****The Board was in consensus for the Planning Department to apply for the FEMA grant.*****

Agenda Item – Public Works

CATRON ROAD VACATION PETITION

Public Works Director Arthur Smith reviewed the memo and report included in the Board Packet. He said that while the petitioner owns all the land around the road, he does not own all the adjoining property. The owner has some interest in reconfiguring and perhaps building on the property. Over half the proposed section is orchard and has never been developed. The County has part of the road up to the property line. There would virtually be no impact to the County.

Mr. Smith went on to say that he could not find any public utilities within the proposed section but there would still be a caveat to maintain utility access if one exists.

Mr. Smith explained that since less than 100% of the adjoining land owners have signed the petition, there will have to be a public hearing. By statute they will all receive a notice by certified mail and notices will be posted and published.

Vice-Chair Hege asked if there is any reason to connect the two pieces of Catron owned by the county. Mr. Smith replied that there is not, there are better routes already available. He said it would actually be expensive to develop and would not be of much use.

*****The Board was in consensus to tentatively set September 18, 2019 as the date for a public hearing regarding the Catron Road Vacation Petition.*****

ROCK CRUSHING AGREEMENT

Mr. Smith stated that he has budgeted \$190,000 for services; \$100,000 for a rock crusher to supply gravel. He reported that he solicited competitive quotes and received two. Culligan is significantly less – by almost \$20,000 – than the second quote. He said that he has not worked with this provider but has talked to other counties who have worked with them and received excellent reports.

Ms. White explained that the two addenda were developed in the last few days by County Counsel and are intended to be added to any significant agreements that do not contain the standard county service contract language. Mr. Smith said that the service provider has no problem with the added language.

{{Vice-Chair Hege moved to approve the Culligan Machinery & Contracting Agreement with addenda A & B to crush and stockpile aggregate for Wasco County. Commissioner Schwartz seconded the motion which passed unanimously.}}}

Mr. Smith said that this year the decision was made to do the entire chip seal work this summer rather than splitting the work between summer 2019 and spring 2020. The decision was made based on the expectation of significant materials cost increases. He reported that they have completed 28 miles of chip sealing on County roads, 6 miles within the City of The Dalles and 5-6 city blocks in Dufur. In addition, Jeff McCall assisted Skamania County for a couple of weeks – we will be reimbursed for that work. Gravel roads will be addressed in the fall once the ground is wet from the rains.

Agenda Item – Community Corrections Grant Application

Community Corrections Manager Fritz Bachman reported that the overall state budget funding Community Corrections has shrunk by 2%; our case load has decreased which reduces our allocation. The total reduction in funding for Wasco County Community Corrections will be approximately 11%. With support provided at yesterday's meeting of the Local Public Safety Coordinating Council granted and the approval of the Board, he said would like to apply for a Justice Reinvestment supplemental grant to fund staff training and travel supporting downward departure from prison. He said that it would fund one Probation Officer position and allow current funding to be redirected. The program would focus that PO's work on intensive supervision for those with a higher potential for rehab based on a recommendation from the District Attorney. Ultimately, the Judge determines sentencing. He said that the program has the support of the District Attorney, Finance Director and Administrative Officer. The application requires a letter of support from the Board of Commissioners.

Vice-Chair Hege asked if this requires additional positions. Mr. Bachman replied that it does not. We are already short one PO; the timing is right for reassignment of this position to the new program. The supplemental grant has been in place for years, but this is the first time we have applied. He said he has spoken with the State and they have suggested that this is a reasonable plan for the funding which is typically distributed to 10-12 counties. Awards are announced in September and distributed in October.

Vice-Chair Hege commented that this will likely require an amended budget

process.

Commissioner Schwartz observed that the reward for doing a good job seems to be that your budget is cut. Mr. Bachman said they are looking at alternative funding resources and will bring those back to the Board in the future.

*****The Board was in consensus to provide a letter of support for the Justice Reinvestment Supplemental Grant.*****

Agenda Item – Emergency Management Updates

Emergency Manager Sheridan McClellan reviewed the memos included in the Board packet. Commissioner Schwartz noted that he may want to look into House Bill 2209 which will require the railroad to train first responders; there may be some help there.

Sheriff Lane Magill said that we want to be able to use the Readiness Center as a site for emergency shelter. The Oregon Military has been difficult to work with and been stonewalling. He said that Mr. McClellan has done some research that indicates they are required to allow the use of the facility but he is not sure his department can effectively navigate that conversation – it may need to be elevated to the Board.

Vice-Chair Hege commented that it makes sense that we should be able to use the facility for emergency purposes; it is a publicly funded building. He suggested that we talk to other counties with armories. County Counsel Brad Timmons said he would look into the statutes. Chair Kramer said he would make some calls to Salem on behalf of the Board.

Agenda Item – Executive Session

At 10:39 a.m. Chair Kramer recessed the regular session to open an Executive Session pursuant to ORS 192.660(2)(h) conferring with Legal Counsel.

At 11:13 a.m. the Regular Session resumed.

{{{Chair Kramer moved to authorize Wasco County Counsel Brad Timmons to execute an agreement for general judgement in the Thomas v Wasco County case. Commissioner Schwartz seconded the motion which passed unanimously.}}}

Commission Call

Chair Kramer said he would like to add his name to the letter Vice-Chair Hege has composed to the AOC Board regarding their process to engage a permanent Executive Director for that organization.

Chair Kramer reminded everyone that the ground breaking for the Pine Hollow boat ramp is August 28th.

Vice-Chair Hege announced that he would be going to Washington D.C. September 14th with the Community Outreach Team.

Agenda Item – Work Session.

WASHINGTON RANCH ROAD

Mr. Smith reported that following the recent incident of a bus turning over on Muddy Road leading into Washington Ranch, the Young Life Facilities Manager contacted him requesting some help improving their roads. He said that in his opinion, the Young Life Organization has the funds to improve and maintain their roads but are not devoting the necessary resources. He stated that in the 2004, they paved Muddy Road using substandard materials – the road completely failed the next year. He stated that it would take a significant investment to do this right; the amount of traffic on that road now is significantly higher than the exclusions allowed in 1997. The County does not have the money to do this. He said that they have chosen to build more guest facilities rather than investing in the infrastructure.

Planning Director Angie Brewer added that they have come back through Planning to get conditional use permits for expansions – they are developing and have the funds. She stated that there is an opportunity through the permitting process to require road improvement.

Mr. McClellan noted that from an emergency management perspective, this is an issue – especially when they have hundreds of kids throughout the summer months. He asked if there is another way in or out. Mr. Smith said that there is – it would be slow going but there is an alternate road.

Mr. Stone said that on the first go around in the early 2000's the County had extensive conversations with Washington Ranch about safety and how they could

fix the road. They have been working on funding for 10 or 12 years with the end goal to pave the road. He stated that the County offered guidance on maintenance and for paving which we could still offer, but the Ranch is choosing where they are investing.

Mr. Smith said that the road is substandard by any engineering measure; we have worked with them a number of times and they have chosen to disregard our recommendations. Mr. Stone pointed out that this is a tax exempt entity.

*****The Board was in consensus for Mr. Stone, Mr. Smith and Chair Kramer to meet with Washington Ranch representatives to discuss their road situation.*****

Ms. Brewer suggested that when they have that conversation, Washington Ranch should be advised that they should anticipate the improvements will be made part of their land use process.

URBAN GROWTH AREA

Commissioner Schwartz asked what position Wasco County has taken on urban expansion. Mr. Stone said that the City of The Dalles has been seriously working on this for at least 12 years and really started before that. They spent well over a million dollars working on urban area expansion which is actually a County process as we would have to be the applicant and go through the Columbia River Gorge Commission. There are two categories for expansion – major and minor – and they have not been defined. Ms. Brewer stated that the lack of definitions has caused a circular conversation lasting many years.

Mr. Stone went on to say that the CRGC 2020 updates have included questions about urban expansion – major and minor. He said he does not think they have worked on it effectively and the Community Outreach team has been working to continue the discussion. He added that the Planning Directors within the scenic area have been meeting on this issue and others through the course of this process and placing comments on the record.

Vice-Chair Hege explained that as our largest city, the bulk of the development and jobs are in The Dalles. That makes it critical to us; their success is our success. The vibrancy of The Dalles economy is critical and we have a huge role in that. The land use for employment land is typically required to be a 20 year supply. He

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said that the City did a study which can be found on their website. He stated there is definitely a need for employment land and that need has only grown over the years since the study was conducted. The Port has less than 20 acres of land in small lots. If your community does not have shovel ready sites, you are not in the game – that is a huge risk to our economy. We need space for current businesses to expand and new businesses to locate. From an economic standpoint, this is the most important issue we face. If we were not in the scenic area we would be required to meet the State standard for 20 years of land. He said there is work being done but it is pretty contentious. He stated that his position is that we should be like any other Oregon city and have the opportunity to expand and grow. He said he recalls that the State reviewed the consultant's documents recommending 1,100 acres for expansion and thought it would be fine. He noted that the polarization around this issue has been going on for almost 30 years.

Mr. Stone agreed and said that the hard part is bridging the gap between preservation and development – none of us want to radically disrupt the landscape. We should be able to grow, especially in those areas that are partially developed.

Further discussion ensued regarding the attracting of businesses and economic growth opportunities in the county.

SERGEANTS PAY

Mr. Stone said that HR Answers is also working on this and Mr. Middleton has developed some numbers that will move it along. There is not yet a formal recommendation. Commissioner Schwartz said that there is a problem and we need to fix it. She said she will continue to bring it up until there is a solution; if she can help, she is happy to participate.

BOARD MINUTES

Ms. White explained that with the increasing number and length of minutes, she is struggling to keep up with the work load and has been taking minutes home to work on over weekends. She noted that research of other counties has revealed an overwhelming practice of summary minutes that reflect the topic and action with little to no effort to provide the context of the conversations. She stated that she is reluctant to lose the context and is seeking solutions that would reduce the time spend creating minutes but allow the capture of the conversations. One solution

would be video recording with software that transcribes and translates voice to text. She asked that the Commissioners think about what is important to them for their meeting minutes.

LEGAL COUNSEL RFP

Mr. Stone reminded the Board that a few months ago when Ms. Campbell left Timmons Law, both the Management Team and Board of Commissioners expressed an interest in putting out a Request for Qualifications for county legal counsel. He said that Vice-Chair Hege put together an RFQ document to which he has added a couple of items based on department director input from those departments most likely to use legal services. If we are going to move forward, the RFQ will need to go out in the next couple of weeks.

*****The Board was in consensus to move forward with an RFQ for legal counsel services.*****

POSITION CHANGES - TREASURER

Mr. Stone said that currently the Veterans Service Office reports directly to the Administrative Officer. He explained that he does not necessarily want to entirely give up that level of supervision, direct supervision is lacking. The Treasurer has a few hours each week available and has expressed an interest in taking a more active role in veterans services. He went on to say that what we are specifically struggling with is recruitment, retention and supervision of volunteer staff as well as community outreach. He said that the VSOs are doing community outreach but their time is better spent working on veterans claims. He said that this is just a concept right now but the Treasurer has a military background, the interest and the few hours a week to put toward that work. This would be an expansion of his duties, not a new position.

Commissioner Schwartz asked if the Treasurer has supervisory experience. Mr. Stone replied that he does. Commissioner Schwartz commented that having volunteered at the Veterans Service Office, she agrees that their strength is definitely case management rather than community outreach and volunteer management. She observed that we need to be more aggressive with our outreach efforts and is in support of expanding the Treasurer's duties to include veterans' services supervision and community outreach.

Vice-Chair Hege stated that he supports the concept and the Treasurer seems like a good option – it is worth giving a try.

Chair Kramer stated that during the budget process the budget team agreed that there needed to be funds for a position of some sort to do this work. This concept is good as it will not incur the expense of a full position; we have some additional funding for veterans that could be used to support this.

POSITION CHANGES – FACILITIES MANAGER

Mr. Stone reported that Human Resources is moving forward with advertising for the Facilities Manager position which is being restructured to be an Administrative Services Director position. He outlined some of the duties of the new position such as managing the fair, park, museum and QLife project management. The main focus would still be facilities management with two major remodels on the horizon. It will take a skilled person to meet those needs.

Mr. Stone went on to say that we will go out for the position in the next thirty to sixty days in order to have someone in place before the current Facilities Manager retires; that will allow for the transfer of knowledge.

Commissioner Schwartz suggested that conversations need to take place with the Fair and Museum boards in order to prepare them for the change and get their buy-in. Mr. Stone stated that he would definitely have those conversations.

*****The Board was in consensus to move forward with advertising for the position of Administrative Services Director.*****

AMBULANCE SERVICE AREA PLANS

Mr. McClellan said that we currently do not have any ASA contracts in place – extensions for those expired in 2017. The ASA providers have continued in their roles without agreements. He asked if the Board wants to sign extensions or new contracts with the current providers or go out to bid for contracts.

Further discussion ensued around the process and financial support for this work. Some counties bill for administering the program; those costs are passed on to patients. Mr. Stone said that he thinks there are a number of things we need to do and he would like to talk to the rural districts about how vested they are in

providing services. Vice-Chair Hege observed that some of them have invested in facilities and equipment.

Sheriff Magill said that Mid-Columbia Fire and Rescue bills insurance for transports. They do the bulk of the transports in the county.

Further discussion ensued regarding costs and logistics for rural providers. Mr. McClellan proposed that we review the existing contracts and renew for a year or two while we look into it. He said he would like to get students interested in EMS and fire response.

The group consensus was that the contracts not be extended for more than 12 months. Mr. Stone invited Mr. McClellan and Sheriff Magill to next week's legal review meeting to bring County Counsel into the conversation.

BUILDING CODES

Mr. Stone explained that he would like to put a program in place that would allow customers to pay a premium for expedited plan review. He said that it would not move them up in the County queue, but would allow them to have their plan sent to a third party service provider for review. The customer would pay the basic County plan review fee plus the cost of the third-party review. Our Building Official would still have to sign off on reviews.

Vice-Chair Hege asked if we can still send them plans from our queue when we are behind. Building Official John Rodriguez replied that we can. Vice-Chair Hege asked if we are caught up. Mr. Stone replied that we are sending 5-7 per week to Clair Company. It will take some time to get the backlog we inherited caught up.

Commissioner Schwartz asked if this is done in other counties. Mr. Stone replied that other counties do send work to third-party providers but not as an expedited process. Mr. Rodriguez added that he has seen it done in California; there are some contractors who would be happy to pay the extra cost to get their plan through faster.

Vice-Chair Hege asked if we could give Clair Company more of our backlog. Mr. Stone replied that we could. However, although Clair turns around the review in about a week, it often then waits on responses from contractors due to incomplete applications. Chair Kramer noted that through the expedited process, the

contractors potentially start projects sooner with a completed application.

Vice-Chair Hege stated that there needs to be language in customer documents that an expedited plan review is not a guarantee of approval.

Mr. Stone said that wages for our Building Codes program came in higher than expected. Initially, we were at an estimated \$92,000 in the black to run the program for Wasco County; the other three counties were in the red. He reviewed the current projections which put Wasco County in the red with or without taking on Sherman County building codes. We are operating on reserves which is not sustainable.

Vice-Chair Hege commented that there are a lot of assumptions in this; it is Mr. Rodriguez's job to work to make ends meet. He should be looking for efficiencies. Commissioner Schwartz observed that she would expect expenses to exceed revenue as the program gets started.

Mr. Rodriguez responded that today our electrical inspector had five inspections in southern Wasco County which meant 3.5 hours of drive time; adding another county will increase road time and overtime costs.

Mr. Stone said that every trip to Sherman County is a cost loser. He added that we can cover those costs through fees to Sherman County but we cannot make up for the time – a day a week – this would take away from constituents in Wasco County. That means we lose twice in this scenario.

Vice-Chair Hege replied that he believes we can work to make it more efficient. We do not have to continue if it turns out we cannot make it work.

Mr. Rodriguez pointed out that the State is only providing service one day a week which is all that we can offer; however, the State can do it at a lower cost to Sherman County. Vice-Chair Hege responded that he believes we can do a better job than the State.

Commissioner Schwartz said that she agrees. The bigger picture is that we work with our partners. She said she needs good relationships in order to accomplish things. She suggested we give it a year to see if we can make it work.

Chair Kramer commented that partnerships are two-way. He said he has worked with partner counties on the Public Health Board and MCCOG Board and did not

see much of a partnership going on. He said it is very difficult to achieve an equitable partnership due to the size differential between Wasco and neighboring counties. He said he would go into this with significant reservations.

Vice-Chair Hege agreed that the partnerships are difficult. Mr. Stone commented that we should not add them before we get our own house in order. He restated his concern that about the cost to Wasco County citizens in lost time and service delays.

Mr. Stone reported that our partners do not agree on the distribution of the Building Codes reserve funds. The agreement indicates a 2% distribution to the smaller counties; the State distribution was a little more generous to the smaller counties. We offered a 10% distribution to Sherman and Gilliam Counties which is the largest percentage of the three calculations. Wheeler County is going with the State so we did not offer a distribution to them. Gilliam County will not agree to the 10% distribution and is asking for 15%. He asked for direction from the Board.

Vice-Chair Hege suggested that we take 80% and let the other counties work out the distribution of the remaining 20%.

*****The Board was in consensus to move forward with providing Building Codes services to Sherman County.*****

The session was adjourned at 2:30 p.m.

Summary of Actions

MOTIONS

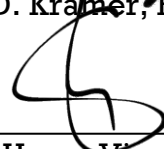
- **To approve the QuitClaim Deed for Eric and Jennifer Green.**
- **To approve the Four Rivers Early Learning Hub Funding Agreement between Four Rivers Early Learning Hub and Wasco County Youth Think.**
- **To approve Orders 19-111 and 19-112 appointing Will Smith and Angie Brewer as FEMA Hazard Mitigation Grant Program Applicant Agent and Alternate Applicant Agent.**
- **To approve Order 19-114 appointing Chris Mumford to the Wasco County Veterans Services Advisory Committee.**
- **To approve Order 19-113 appointing Mary Beechler to the Wasco County Library Service District Board of Directors.**

- **To approve the Consent Agenda – 7.17.2019 Regular Session Minutes.**
- **To approve the Culligan Machinery & Contracting Agreement with addenda A & B to crush and stockpile aggregate for Wasco County.**
- **To authorize Wasco County Counsel Brad Timmons to execute an agreement for general judgement in the Thomas v Wasco County case.**

CONSENSUS ITEMS

- **To recommend the reappointment of Jill Amery to the Oregon Investment Board.**
- **For staff to move forward with the purchase of the new vehicle for the Household Hazardous Waste program.**
- **For the Planning Department to apply for the FEMA grant.**
- **To tentatively set September 18, 2019 as the date for a public hearing regarding the Catron Road Vacation Petition.**
- **To provide a letter of support for the Justice Reinvestment Supplemental Grant.**
- **For Mr. Stone, Mr. Smith and Chair Kramer to meet with Washington Ranch representatives to discuss their road situation.**
- **To move forward with an RFQ for legal counsel services.**
- **To move forward with advertising for the position of Administrative Services Director.**
- **To move forward with providing Building Codes services to Sherman County.**

Wasco County
Board of Commissioners


Steven D. Kramer, Board Chair
Scott C. Hege, Vice-Chair
Kathleen B. Schwartz, County Commissioner



DISCUSSION LIST

[ANNUAL TAX SUMMARY](#) – Jill Amery

[PROPERTY SALE](#) – Jill Amery

[YOUTH THINK RESPONSIVE FUNDING GRANT](#) – Debby Jones

[APPOINTMENTS](#) – Kathy White

[HHW VEHICLE PURCHASE](#) – Mike Middleton



DISCUSSION ITEM

Tax Summary

[SUMMARY OF PROPERTY TAX COLLECTIONS FOR FISCAL YEAR ENDING
6.30.2019](#)

SUMMARY OF PROPERTY TAX COLLECTIONS FOR FISCAL YEAR ENDING June 30, 2019 (ORS 311.531)

Date July 25, 2019 County of Wasco Office of Assessment & Taxation Contact Person Jill Amery Telephone Number 541 506-2512

For Office Use Only	
Date Received	

ITEM	2018-19	2017-18	2016-17	2015-16	2014-15	2013-14	2012-13	Prior Years	Total For All Years
AMOUNT OF TAXES CERTIFIED									
1. Total Amount Certified	39,985,712.28								
2. Real Property	31,262,824.40								31,262,824.40
3. Personal Property	870,944.18								870,944.18
4. Centrally Assessed by DOR (i.e. utilities, transportation, etc.)	4,209,878.90								4,209,878.90
5. Manufactured Structures	3,642,064.80								3,642,064.80
6. Total Amount Certified tax year 2018-19 (total of lines 2-5)	39,985,712.28								39,985,712.28
7. Uncollected Balance as of 7-1-18 [including deferred billing credits]		1,144,229.58	635,022.56	381,426.62	181,206.39	26,645.26	19,205.10	23,203.23	2,410,938.74
8. Amount Added to Rolls	6,120.43	0.00	0.00	0.00	0.00	0.00	0.00	0.00	6,120.43
9. Total of Lines 6-8	39,991,832.71	1,144,229.58	635,022.56	381,426.62	181,206.39	26,645.26	19,205.10	23,203.23	42,402,771.45
10. Personal Property Taxes Cancelled By Order of County Court	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11. Real Property Foreclosures	3,236.16	3,269.91	3,139.75	3,003.44	3,071.22	2,991.77	2,606.72	0.00	21,318.97
12. Other Corrections, Cancellations, etc.	129,852.63	613.35	164.88	1,462.56	-5,855.97	0.00	-9.65	-55.94	126,171.86
13. Total (Noncash) Credits (total of lines 10-12)	133,088.79	3,883.26	3,304.63	4,466.00	-2,784.75	2,991.77	2,597.07	-55.94	147,490.83
14. Net Taxes For Collection (line 9 less line 13)	39,858,743.92	1,140,346.32	631,717.93	376,960.62	183,991.14	23,653.49	16,608.03	23,259.17	42,255,280.62
15. Discounts Allowed	1,026,803.09	-6.09	-7.79	-45.27	-7.53	0.00	0.00	0.00	1,026,736.41
16. Total Taxes Collected	37,697,762.54	574,872.45	266,054.48	251,547.45	127,492.73	9,770.08	7,438.25	1,934.82	38,936,872.80
17. Total Remaining Uncollected 6-30-19 (line 14 less line 15 & 16)	1,134,178.29	565,479.96	365,671.24	125,458.44	56,505.94	13,883.41	9,169.78	21,324.35	2,291,671.41
18. Percentage Collected [1.00 minus (line 17 divided by line 14)]	0.971545057	0.504	0.421	0.667	0.693	0.413	0.448		
TAXES REMAINING UNCOLLECTED AS OF 6-30-19									
19. Real Property	889,736.44	450,369.20	276,166.32	93,253.42	46,850.22	7,278.78	1,113.88	7,957.05	1,772,725.31
20. Personal Property	28,986.26	7,443.37	7,012.33	6,507.29	4,853.86	3,377.66	6,051.64	10,091.01	74,323.42
21. Centrally Assessed by DOR (i.e. utilities, transportation, etc.)	743.12	530.29	0.00	0.00	0.00	0.00	0.00	0.00	1,273.41
22. Manufactured Structures	214,712.47	107,137.10	82,492.59	25,697.73	4,801.86	3,226.97	2,004.26	3,276.29	443,349.27
23. Total Remaining Uncollected 6-30-19 (total of lines 19-22)	1,134,178.29	565,479.96	365,671.24	125,458.44	56,505.94	13,883.41	9,169.78	21,324.35	2,291,671.41
24. Unpaid Tax with Deferred Billing Credits (ORS 305.286) as of 6-30-2019	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
25. Undistributed Tax in Potential Refund Credit Fund (ORS 305.286) as of 6-30-2019	316,100.00	316,087.31	0.00	0.00	0.00	0.00	0.00	0.00	632,187.31
26. CATF Interest: 28.95% share from all districts (Tier One)	10,561.16	21,430.80	23,000.78	34,967.75	18,986.37	1,360.26	1,272.84	690.09	112,270.05
27. Additional CATF Interest: Additional 35.19% From Cities & Special Districts (Tier 2)	3,216.59	6,428.46	6,963.66	10,723.10	5,859.42	409.18	388.47	209.64	34,198.52
28. Interest Distributed to Districts	22,699.21	46,364.50	49,864.88	76,958.87	42,815.62	4,870.53	4,726.16	1,484.15	249,783.92
29. Refund Interest Paid	2,937.44	0.00	0.00	0.00	0.00	0.00	0.00	0.00	2,937.44

I certify that these tables are a correct summary of transactions affecting the property tax rolls in fiscal year ending June 30, 2019, and the amounts remaining uncollected as of the same date.


Signature

Assessor/Tax Collector
Title

7/25/2019
Date

Email Address: dor.research@oregon.gov
Mailing Address: Oregon Dept. of Revenue
Research Section
955 Center St., NE
Salem, OR 97301-2555



DISCUSSION ITEM

Property Sale

[STAFF MEMO](#)



MEMORANDUM

SUBJECT: Property Sale

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KATHY WHITE

DATE: AUGUST 1, 2019

Background Information

At the July 17, 2019 Board Session, the Commissioners were in consensus for the County Assessor to move forward with the sale of tax account number 1759, 2N 13E 29 CC 600 which was acquired by tax foreclosure. The minimum bid for the lot, which is unsuitable for construction, was set at \$1,000 in order to recover the associated expenses and prior tax foregone to the local districts.

The sealed bid process was initiated with bidding to close on August 6, 2019. Since closing occurs the day before the August 7th Board Session, no documents will be available until the morning of the session. The County Assessor will appear before the Board on August 7, 2019, to announce the winning bid and seek authorization for the sale.



DISCUSSION ITEM

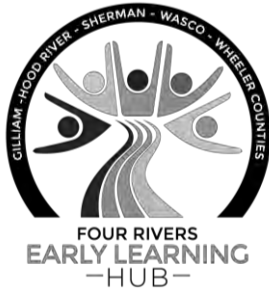
Responsive Funding Grant

[GRANT AGREEMENT](#)

[GRANT APPLICATION](#)

[GRANT NARRATIVE](#)

[MOTION LANGUAGE](#)



FOUR RIVERS EARLY LEARNING HUB FUNDING AGREEMENT

A. DESCRIPTION

This Agreement is entered into on behalf of Sherman County, the backbone organization of the Four Rivers Early Learning Hub (designated in this document as “Grantor”), Columbia Gorge ESD, Coordination and Operations Entity for the Four Rivers Early Learning Hub, and the entity below (designated in this document as “grantee”). Sherman County is represented in the negotiation of this agreement through the Four Rivers Early Learning Hub (4RELH). The contact person regarding this agreement is the Four Rivers Early Learning Hub Regional Coordinator.

Grantor Contact: Ericka Roberts or Christa Rude
Grantee: Debby Jones- YouthThink
Title: Responsive Funding
Total Amount: \$5,080.00
Funding Period: March 2019-December 2019

Funding Stream (s)	Activities to be conducted
Flexible Funding	Outlined in Responsive Funding Grant application and approved by GB in March 2019.
Measurements as described in the strategy submission	
See Attached reporting Requirements	

B. REQUIREMENTS

1. This funding is made subject to the condition that the entire amount will be expended for the purposes of providing activities as outlined in the grantee’s application for Responsive Funding and as approved by the 4RELH GB in their May 2019 meeting.
2. The Grantor must be promptly notified about any of the following during the funding period:
 - Change in program contact personnel of the organization
 - Change in address or phone number
 - Change in name of the organization
 - Change in 501c3 non-profit status
 - Any development that significantly affects the operation of the program or organization.
3. The Grantee shall provide the Grantor with reporting documents as outlined in Section A of this agreement.

4. The Grantee shall abide by all provisions of this agreement and shall keep adequate supporting records to document expenditure of funds and the activities supported by these funds.
5. If the Grantee fails or becomes unable to perform the specific functions of program implementation, or if conditions arise that make the program untenable, then Grantee may terminate the agreement with thirty (30) day written notice.
6. Grantee is solely responsible for the ethical, moral, and legal nature of its programs, including those segments purchased through these funds. All persons employed by the Grantee shall be employees of the Grantee and not the Grantor. Except for claims arising solely from the negligence of the Grantor, its officers, employees or agents, the Grantee agrees to indemnify and hold the Grantor harmless from and against all actions, suits, claims and demands for loss of damage, including property damage, personal injury, and wrongful death, arising out of or in connection with Grantees performance of this agreement.
7. The Grantee will perform services as an equal opportunity employer. Grantee shall not deny services or discriminate on the basis of race, color, creed, national origin or duration of residence, and there shall be no discrimination in selection, compensation, or other employment practices with respect to personnel coming under the auspices of the Grantee, and the Grantee will otherwise comply with the provision and requirements of Title IV of the Civil Rights Act of 1974, and all requirements issued by the Department of Justice.
8. Grantee acknowledges and agrees to comply with applicable provisions of the Americans with Disability Act 42 USC 12101 et seq.
9. Grantee acknowledges and agrees to comply with the provision of the Oregon Equal Access Law, ORS 417.270.
10. Grantee acknowledges and agrees to be culturally competent. Culturally competency means the development of behaviors, attitudes and policies that enable providers to deliver services in ways that meet the needs of a variety of diverse cultures.
11. Grantee acknowledges that any and all products provided by the Grantor for use or implementation of the approved program description are the sole property of the Grantor and must be returned upon completion of the program and/or funding period.

C. PAYMENT

1. Payments will be made in response to invoices from the grantee up to the amount designated.
2. Payments are made with the understanding that the Grantee will satisfactorily conduct the activities as outlined in this agreement and provide timely reporting.
3. Payments are subject to the availability of funds. In the event that sufficient funds shall not be appropriated for the payment of consideration required under this agreement, then Grantor may terminate the agreement with written thirty (30) days notice.
4. If the Grantee fails or becomes unable to perform the specific functions of program implementation, or if conditions arise that make the program untenable, or if Grantee materially breaches this agreement, all funds that may be deemed unearned, unjustified, or inappropriately expended must be returned to the Grantor.

D. UNEXPENDED FUNDS

If the funds have not been completely expended at the end of the funding period, then Grantee agrees to immediately notify the Grantor's designated contact person. All funds determined to be under-expended, unexpended, or unencumbered for authorized expenditures shall be returned to the Grantor or deducted by the Grantor from payment.

E. REPORTS AND EVALUATIONS

1. Four Rivers Early Learning Hub requires Quarterly Reports to track progress made in accomplishing the purposes of the agreement. If no activity happened during the quarter, an email from the grantee agency indicating that no activity occurred is still required (only required until funding is completely expended).
2. The reporting forms are required for **each quarter** Responsive Funds are expended.
3. Reports are due to designated Hub Staff individual outlining the quarters in which funds were expended and how (Responsive Funding: Expenditure/Narrative Reporting Form).
4. At any time, the Grantor may request a representative of the program to appear at a regularly scheduled 4RELH meeting to provide progress reports and updates.
5. A final report and/or presentation may be requested by the Grantor. This report/presentation may include program challenges and successes, a detailed summary of progress on the approved programs, as well as a dialog with the 4RELH regarding future program goals and targets.

NOTICE OF CANCELLATION OR CHANGE.

The grantee or its insurer must provide 30 days' written notice to 4RELH Contact before cancellation of, material change to, potential exhaustion of aggregate limits of, or non-renewal of the required insurance coverage(s).

G. General Applicability and Compliance with Federal Regulations – NOT APPLICABLE

Unless exempt under 45CFR Part 87 for Faith-Based Organizations (Federal Register, July 16, 2004, Volume 69, #136), or other federal provisions, grantee shall comply with the following federal requirements **to the extent that they are applicable to this Agreement, or to the work identified here:**

☐ **Funding Stream:**

Activity:

☒ **These federal provisions do not apply to this agreement because no federal funds are involved.**

Miscellaneous Federal Provisions. Grantee shall comply with all federal laws, regulations, and executive orders applicable to the Agreement or to the delivery of Work. Without

limiting the generality of the foregoing, including the following laws, regulations and executive orders *to the extent they are applicable to the Agreement*: (a) Title VI and VII of the Civil Rights Act of 1964, as amended, (b) Sections 503 and 504 of the Rehabilitation Act of 1973, as amended, (c) the Americans with Disabilities Act of 1990, as amended, (d) Executive Order 11246, as amended, (e) the Health Insurance Portability and Accountability Act of 1996, as amended, (f) the Age Discrimination in Employment Act of 1967, as amended, and the Age Discrimination Act of 1975, as amended, (g) the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, (h) all regulations and administrative rules established pursuant to the foregoing laws, (i) all other applicable requirements of federal civil rights and rehabilitation statutes, rules and regulations, and (j) all federal laws requiring reporting of Client abuse. These laws, regulations and executive orders are incorporated by reference herein to the extent that they are applicable to the Agreement and required by law to be so incorporated. No federal funds may be used to provide Work in violation of 42 U.S.C. 14402.

Equal Employment Opportunity. If this Agreement, including amendments, is for more than \$10,000, then grantee shall comply with Executive Order 11246, entitled "Equal Employment Opportunity," as amended by Executive Order 11375, and as supplemented in Department of Labor regulations (41 CFR Part 60).

Clean Air, Clean Water, EPA Regulations. If this Agreement, including amendments, exceeds \$100,000 then grantee shall comply with all applicable standards, orders, or requirements issued under Section 306 of the Clean Air Act (42 U.S.C. 7606), the Federal Water Pollution Control Act as amended (commonly known as the Clean Water Act) (33 U.S.C. 1251 to 1387), specifically including, but not limited to Section 508 (33 U.S.C. 1368), Executive Order 11738, and Environmental Protection Agency regulations (2 CFR Part 1532), which prohibit the use under non-exempt Federal contracts, grants or loans of facilities included on the EPA List of Violating Facilities. Violations shall be reported to ODE, United States Department of Health and Human Services and the appropriate Regional Office of the Environmental Protection Agency.

Energy Efficiency. Grantee shall comply with applicable mandatory standards and policies relating to energy efficiency that are contained in the Oregon energy conservation plan issued in compliance with the Energy Policy and Conservation Act 42 U.S.C. 6201 et. seq. (Pub. L. 94-163).

Drug-Free Workplace. Grantee shall comply with the following provisions to maintain a drug-free workplace: (i) grantee certifies that it will provide a drug-free workplace by publishing a statement notifying its employees that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance, except as may be present in lawfully prescribed or over-the-counter medications, is prohibited in grantee's workplace or while providing services to clients. grantee's notice shall specify the actions that will be taken by grantee against its employees for violation of such prohibitions; (ii) Establish a drug-free awareness program to inform its employees about: The dangers of drug abuse in the workplace, grantee's policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations; (iii) Provide each employee to be engaged in the performance of services under this Agreement a copy of the statement mentioned in paragraph (i) above; (iv) Notify each employee in the statement required by paragraph (i) above that, as a condition of employment to provide services under this Agreement, the

employee will: abide by the terms of the statement, and notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five (5) days after such conviction; (v) Notify grantor within ten (10) days after receiving notice under subparagraph (iv) above from an employee or otherwise receiving actual notice of such conviction; (vi) Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program by any employee who is so convicted as required by Section 5154 of the Drug-Free Workplace Act of 1988; (vii) Make a good-faith effort to continue a drug-free workplace through implementation of subparagraphs (i) through (vi) above;

Pro-Children Act. Grantee shall comply with the Pro-Children Act of 1994 (codified at 20 U.S.C. section 6081 et. seq.).

Disclosure.

a. 42 CFR 455.104 requires the State Medicaid agency to obtain the following information from any provider of Medicaid or CHIP services, including fiscal agents of providers and managed care entities: (1) the name and address (including the primary business address, every business location and P.O. Box address) of any person (individual or corporation) with an ownership or control interest in the provider, fiscal agent or managed care entity; (2) in the case of an individual, the date of birth and Social Security Number, or, in the case of a corporation, the tax identification number of the entity, with an ownership interest in the provider, fiscal agent or managed care entity or of any subcontractor in which the provider, fiscal agent or managed care entity has a 5% or more interest; (3) whether the person (individual or corporation) with an ownership or control interest in the provider, fiscal agent or managed care entity is related to another person with ownership or control interest in the provider, fiscal agent or managed care entity as a spouse, parent, child or sibling, or whether the person (individual or corporation) with an ownership or control interest in any subcontractor in which the provider, fiscal agent or managed care entity has a 5% or more interest is related to another person with ownership or control interest in the provider, fiscal agent or managed care entity as a spouse, parent, child or sibling; (4) the name of any other provider, fiscal agent or managed care entity in which an owner of the provider, fiscal agent or managed care entity has an ownership or control interest; and, (5) the name, address, date of birth and Social Security Number of any managing employee of the provider, fiscal agent or managed care entity.

G. SIGNATURES

Grantee:

Steven D. Kramer, Chair Wasco County Board of Commissioners

Date

Grantors:

Christa Rude, Director
Four Rivers Early Learning Hub

Date

Date Approved by the Board- March 26, 2019*

*Approval document available upon request

Application for Responsive Funding: Four Rivers Early Learning Hub

Before completing and submitting the application, you must present your idea at your Early Childhood Committee for review and approval. **4RELH will only review applications approved by the local ECC/ECAT.**

This table may be copied and pasted into a new document.

Applicant name	YouthThink
Contact person	Debby Jones
Contact email and phone number	debbyj@co.wasco.or.us , 541-506-2673
What elementary school zone does your plan serve? Please describe.	We anticipate that our effort would cover all of the 4RELH school zone areas since we would be collaborating with all providers who implement home visiting.
Briefly describe your initiative, it's focus and how it relates to or supports the 4RELH strategic plan.	Funding for a series of collaborative work meetings with providers who implement home visiting models. We would like to insure that emotional literacy and secure attachment is integrated into all models.
Who will participate in this strategy? Please be specific about the # of children/families you plan to support.	We anticipate working with the following partners, Next Door, Inc. North Central Public Health, Hood River Public Health, OCDC, DHS Child welfare and self-sufficiency, Columbia Gorge ESD, etc. We anticipate that at the conclusion of our efforts all area providers of home visiting services will reap the benefits.
If other counties are interested in this strategy, would you be willing to work together for training and implementation?	Yes. We intend to bring all home visiting representatives to the table to create an emotional literacy/secure attachment integration model that is usable for all.
What partnerships will support you with this effort? Are you building on existing funding?	YouthThink will be the backbone organization and will provide in-kind backbone administrative funding. We anticipate other partner organizations providing in-kind staffing support (allowing their staff to take part in the work meetings during normal work hours.)
What is your ideal funding request? Please indicate the amount and your responsive funding strategy.	\$5,080 Expand the Home Visiting Connection Trauma Informed Care Developmental Screening and Well Child Visits
Does this request represent the entire cost of your project or are there other funds and/or infrastructure that will support implementation? Please be as specific as possible.	This request is limited to consultation services, technical resources, supplies and meals for participants during work meetings. As state earlier, we anticipate other partner organizations providing in-kind staffing support (allowing their staff to take part in the work meetings during normal work hours.)
What is the minimum funding level that would allow you to move forward with your effort and how many families would you serve?	\$4,000 We are unsure of the exact number of families but we believe that it eventually will be a tool that will support all families with in the home visiting connection
Are you willing to report on your project and meet quarterly reporting timelines?	Yes
What other data will you be tracking in connection with this	We will be contracting with an outside evaluator to help us select and report on the most relevant outcome measures that indicate whether our integration

Four Rivers Early Learning Hub Responsive Funding Application

Contacts: Christa Rude, Director christa.rude@cgesd.k12.or.us (541) 506-2255

Kathy Smith, Office Manager 4relh@cgesd.k12.or.us (541) 386-2500 ext. 3

effort?	model is helping children and families.
How will you measure the impact this funding has in responding to the identified need?	Our first indicator will be a collaborative model that can be used by all home visiting providers. We will work with the evaluation consultant to help us establish research based tools and measurements that are applicable to this project.
How will you measure the overall success of this funding?	See above answer.
What else about your effort and request for funding would you like to share?	It may seem frivolous to ask for funding for meals. We believe that it is important to take care of the needs of those who will be doing the work and would like to offer this small benefit as an incentive.
Additional required documents: <ul style="list-style-type: none"> ▪ Detailed narrative/overview of your proposal that addresses the components of responsive funding found in the “Responsive Funding Opportunity 2018-9” document (responsive funding criteria, connection to funding priorities, link to strategic plan and prioritized elementary school zones). ▪ Your implementation plan (including if/how it builds on any existing strategies or efforts) ▪ A proposed budget outlining the funds that you intend to invest as they relate to: staffing, supplies, travel and mileage, administrative costs, and an overview of any other funding that is supplementing this request. 	

Early Childhood Committee Approval

As chair of the _____ County Early Childhood Committee or Advisory Team,
Name of County

I, _____, verify that this application has been reviewed and approved by our committee.
Name of Committee Chair

 Signature of Committee Chair

 Date

Please submit your completed application and supporting documents to one of the following:

- Kathy Smith – 4relh@cgesd.k12.or.us
- Christa Rude – christa.rude@cgesd.k12.or.us

If you have questions, please call Christa at (541) 506-2255

Four Rivers Early Learning Hub Responsive Funding Application
Contacts: Christa Rude, Director christa.rude@cgesd.k12.or.us (541) 506-2255
 Kathy Smith, Office Manager 4relh@cgesd.k12.or.us (541) 386-2500 ext. 3

YouthThink (Emotional Literacy + Secure Attachment) Home Visiting Integration Project Narrative

Youththink is requesting a total of \$5,080 in Responsive Funding to be able to create an integrated emotional literacy and secure attachment home visiting curriculum model.

The goal of this project would be to have input from all home visiting providers within the 4 Rivers Early Learning Hub region in order to create a comprehensive and integrated home visiting curriculum that includes implementation of emotional literacy and secure attachment.

Through our efforts we have not been able to find an existing model that effectively integrates the most up to date social emotional learning components. We believe that our region's home visiting providers are the perfect individuals to assist in creating a model that can eventually be adopted state wide. A great deal of prep work has already taken place with many of our partners receiving emotional literacy/secure attachment specific training. We believe are providers are ready to take their knowledge to the next level and create a model that integrates these important brain building components into their current curriculums. We have reached out to inquire of their interest and have received resounding support.

We believe that our proposal interfaces perfectly with the following 4 Rivers Early Learning Strategies:

- Expand the Home Visiting Connections – our project will build synergy within this critical network and provide an important integration model that can be used by all providers
- Trauma Informed Care – emotional literacy and secure attachment are core basics of supporting and implementing trauma informed practices
- Developmental Screening and Well Child Visits – our project will strengthen the need and importance of developmental screening and well child visits and help integrate what is happening in the home, home visitor and medical provider

We also believe that our proposal will support and enhance the three key initiatives of the 4 Rivers Early Learning Hub. We believe that:

- Children will be able to be more emotional literate and have greater impulse control and empathy upon entering kindergarten
- By increasing emotional literacy and secure attachment are families will have the opportunity to increase their own internal connections and have the resiliency skills needed for future stability
- Through partnering with all home visiting providers within our region we will strengthen the connections and relationships between our families and those who desire to help and support them

We intend for the project to be completed over a ten month time period, excluding final evaluation. We will be asking individual home visiting providers to allow selected staff to participate in a series of once a month, 2-hour meetings for 8 months. An additional 2 months to finalize the model for distribution will follow. A final evaluation will occur within one year of the model being implemented in the various home visiting programs.

Proposed Budget for YouthThink EL+SA Home visiting Integration Project

Evaluation Consultant

Becca Sanders Ph.D. (20 hours - \$75/hr.)	\$1,500
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Content Consultant

Dr. Ann Corwin (10 hours - \$150/hr.)	\$1,500
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Supplies

Copy, printing, mailing	\$1,000
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On-line Meeting Support

Zoom Small Business plan \$15 a month for 8 months	\$ 120
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Meals

Anticipate having a total of 8 work meetings over a 8-month period. Meal budget is calculate on an estimated 10 people per work meeting at \$12 per person	\$ 960
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Total Budget

<u>\$5,080</u>



MOTION

SUBJECT: Responsive Funding Grant

Grant Agreement: I move to approve the Four Rivers Early Learning Hub Funding Agreement between Four Rivers Early Learning Hub, Columbia Gorge ESD and Wasco County Youth Think.



DISCUSSION ITEM

Appointments

[PLANNING](#)

[VETERANS SERVICES ADVISORY COMMITTEE](#)

[LIBRARY SERVICE DISTRICT BOARD OF DIRECTORS](#)

[OREGON INVESTMENT BOARD LETTER OF RECOMMENDATION](#)

[MOTION LANGUAGE](#)



DISCUSSION ITEM

Appointments - Planning

[STAFF MEMO](#)

[ORDER 19-111 APPOINTING WILL SMITH AS APPLICANT AGENT](#)

[ORDER 19-112 APPOINTING ANGIE BREWER AS ALTERNATE APPLICANT AGENT](#)



MEMORANDUM

SUBJECT: Program Agents

TO: BOARD OF COUNTY COMMISSIONERS

FROM: WILL SMITH

DATE: JULY 29, 2019

Background Information

On June 5, 2019 the Wasco County Board of Commissioners approved the Planning Department's request to apply to the FEMA Hazard Mitigation Grant Program for funds to support an update to the Community Wildfire Protection Plan (CWPP). One of the steps in the application process requires:

"A resolution or other formal method of designation, specifically naming the Applicant Agent and Alternate Applicant Agent for the Hazard Mitigation Program"

It defines this role as:

"The Applicant Agent is the designated contact whom the jurisdiction has authorized to apply for and receive grant funding. The Applicant Agent certifies that the applicant will fulfill all requirements of the Hazard Mitigation Grant Program."

The application document recommends that the Applicant Agent be the same individual who will be tasked with Project Management. In this case, the Community Wildfire Protection Plan Update's Core Team is being led by the Wasco County Planning Department's Senior Planner Will Smith, who will then be Project Manager and Applicant Agent, responsible for upholding the reporting requirements of the grant. The Alternate Agent will be the Planning Director, Angie Brewer, in the event Will Smith is unavailable. In order to officially appoint them in those two positions, a resolution or formal method of designation is required. This is what the Planning Department is requesting from the Board of Commissioners.



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE APPOINTMENT OF WASCO COUNTY SENIOR PLANNER WILL SMITH AS FEMA HAZARD MITIGATION GRANT PROGRAM APPLICANT AGENT

ORDER #19-111

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 in June 2019, the Board approved the Wasco County Planning Department's request to apply to the FEMA Hazard Mitigation Grant Program for funds to support an update to the Community Wildfire Protection Plan; and

IT FURTHER APPEARING TO THE BOARD: That FEMA requires a resolution or other formal method of designation specifically naming the Applicant Agent and Alternate Applicant Agent for the Hazard Mitigation Program; and

IT FURTHER APPEARING TO THE BOARD: That the Applicant Agent is the designated contact whom the jurisdiction has authorized to apply for and receive grant funding and will certify that the applicant will fulfill all requirements of the Hazard Mitigation Grant Program; and

IT FURTHER APPEARING TO THE BOARD: That Senior Planner Will Smith is willing and is qualified to be appointed as the Wasco County FEMA Hazard Mitigation Grant Program Applicant Agent.

NOW, THEREFORE, IT IS HEREBY ORDERED: That Will Smith be and is hereby appointed as the Wasco County FEMA Hazard Mitigation Grant Program Applicant Agent to serve at the pleasure of the Board.

DATED this 7th day of August, 2019.

APPROVED AS TO FORM:

WASCO COUNTY BOARD OF COMMISSIONERS:

Brad Timmons, County Counsel

Steven D. Kramer, Commission Chair

Scott C. Hege, Vice-Chair

Kathleen B. Schwartz, County Commissioner



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE APPOINTMENT OF WASCO COUNTY PLANNING DIRECTOR ANGIE BREWER AS FEMA HAZARD MITIGATION GRANT PROGRAM ALTERNATE APPLICANT AGENT

ORDER #19-112

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 in June 2019, the Board approved the Wasco County Planning Department's request to apply to the FEMA Hazard Mitigation Grant Program for funds to support an update to the Community Wildfire Protection Plan; and

IT FURTHER APPEARING TO THE BOARD: That FEMA requires a resolution or other formal method of designation specifically naming the Applicant Agent and Alternate Applicant Agent for the Hazard Mitigation Program; and

IT FURTHER APPEARING TO THE BOARD: That the Applicant Agent is the designated contact whom the jurisdiction has authorized to apply for and receive grant funding and will certify that the applicant will fulfill all requirements of the Hazard Mitigation Grant Program; and

IT FURTHER APPEARING TO THE BOARD: That Planning Director Angie Brewer is willing and is qualified to be appointed as the Wasco County FEMA Hazard Mitigation Grant Program Alternate Applicant Agent.

NOW, THEREFORE, IT IS HEREBY ORDERED: That Angie Brewer be and is hereby appointed as the Wasco County FEMA Hazard Mitigation Grant Program Alternate Applicant Agent to serve at the pleasure of the Board.

DATED this 7th day of August, 2019.

APPROVED AS TO FORM:

Brad Timmons, County Counsel

WASCO COUNTY BOARD OF COMMISSIONERS:

Steven D. Kramer, Commission Chair

Scott C. Hege, Vice-Chair

Kathleen B. Schwartz, County Commissioner



DISCUSSION ITEM

Appointments – Veterans Services Advisory Committee

[INTRODUCTORY EMAIL](#)

[CHRIS MUMFORD APPLICATION](#)

[ORDER 19-115 APPOINTING CHRIS MUMFORD TO THE WASCO COUNTY
VSAC](#)



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

Appointment Recommendation

Mark Fortin <fortinm4@gmail.com>
To: Kathy White <kathyw@co.wasco.or.us>

Tue, Jul 16, 2019 at 6:32 AM

I apologize for not getting back to u we approved unanimously thank u

On Tue, Jul 16, 2019 at 4:45 AM Kathy White <kathyw@co.wasco.or.us> wrote:

Good Morning, Mark-

Checking in to see how the committee weighed in on Chris Mumford's application.

Thank you for your help.



Kathy White | *Executive Assistant*
ADMINISTRATIVE SERVICES

kathyw@co.wasco.or.us | www.co.wasco.or.us

541-506-2520 | Fax 541-506-2551

511 Washington Street, Suite 101 | The Dalles, OR 97058



INFORMATION AND QUALIFICATION FORM

Wasco County Veterans Services Advisory Committee

VOLUNTEER POSITIONS
WASCO COUNTY, OREGON

BACKGROUND

The Wasco County Veterans Advisory Committee meets monthly to address issues related to veterans and veterans' services in Wasco County. They serve as a conduit between local veterans and County government, educating, recommending and advising the Wasco County Board of Commissioners regarding veterans' issues.

APPLICATION

Provide personal qualifications for this specific volunteer position.

Supplementary information may be attached. Do not provide confidential information.

Name: Christopher D. Mumford

Address: [REDACTED] The Dalles, OR 97058

Phone (home): [REDACTED] ^{cell} Phone (work): [REDACTED]

E-mail address: [REDACTED]

Signature: Chris D Mumford

Date: 6-3-19 Number of years as a Wasco County resident: 32

Your objectives/goals? Desired contributions and accomplishments? AM Pres

of outside the wire a solez non profit
for veterans aimed at PTSD alternative
therapy and suicide prevention through
music and the arts

**WASCO COUNTY VETERANS SERVICES
ADVISORY COMMITTEE APPLICATION**

Education (school, college, training, apprenticeships, degrees, etc.)

Ged

Date(s):

Date(s):

Date(s):

Date(s):

Experience (work, volunteering, leadership roles, achievements etc.)

Successful business owner

Date(s):

Wasco Rural Fire volunteer

Date(s):

Date(s):

Date(s):

General Comments/Additional Relevant Information

I am an Army brat and care
deeply about our Veterans

Send completed form to:

Wasco County
511 Washington Street, Suite 101
The Dalles OR 97058
(541) 506-2520
(541) 506-2551 (fax)



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE APPOINTMENT OF CHRIS MUMFORD TO THE WASCO COUNTY VETERANS SERVICES ADVISORY COMMITTEE

ORDER #19-114

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 the Wasco County Veterans Services Advisory Committee shall consist of seven persons who shall be appointed by the Wasco County Board of Commissioners; and

IT FURTHER APPEARING TO THE BOARD: that a vacancy exists on the Wasco County Veterans Services Advisory Committee; and

IT FURTHER APPEARING TO THE BOARD: That Chris Mumford is willing and qualified to be reappointed to the Wasco County Veterans Services Advisory Committee.

NOW, THEREFORE, IT IS HEREBY ORDERED: That Chris Mumford be and is hereby reappointed to the Wasco County Veterans Services Advisory Committee for a term to expire December 31, 2021.

DATED this 7th day of August, 2019.

APPROVED AS TO FORM:

WASCO COUNTY BOARD OF COMMISSIONERS:

Brad Timmons, County Counsel

Steven D. Kramer, Commission Chair

Scott C. Hege, Vice Chair

Kathleen B. Schwartz, County Commissioner



DISCUSSION ITEM

Appointments – Library Service District Board of Directors

[LIBRARY DISTRICT RECOMMENDATION](#)

[MARY BEECHLER APPLICATION](#)

[ORDER 19-114 APPOINTING MARY BEECHLER TO THE WASCO COUNTY
LIBRARY SERVICE DISTRICT BOARD OF DIRECTORS](#)



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

Meeting Minutes

Jeff Wavrunek <jwavrunek@ci.the-dalles.or.us>
To: Kathy White <kathyw@co.wasco.or.us>

Wed, Jul 31, 2019 at 1:31 PM

At the June Library Board meeting the Library Board reviewed Mary Beechler's application and recommended her to be the Maupin representative on the Wasco County Library Service District Board of Directors.

Thanks!

Jeff

Jeff Wavrunek

Library Director

The Dalles-Wasco County Library

722 Court St.

The Dalles, OR 97058

541-506-2042

www.wascocountylibrary.com

PUBLIC RECORDS LAW DISCLOSURE:

This email is a public record of the City of The Dalles and is subject to public inspection unless exempt from disclosure under Oregon Public Records Law. This email is also subject to the City's Public Records Retention Schedule.

[Quoted text hidden]



INFORMATION AND QUALIFICATION FORM

Wasco Library Service District Board of Directors

VOLUNTEER POSITIONS
WASCO COUNTY, OREGON

APPLICATION

Provide personal qualifications for this specific volunteer position.
Supplementary information may be attached. Do not provide confidential information.

Name: Mary Beechler

Address: [REDACTED] Tygh Valley OR 97063

Phone (home) [REDACTED] Phone (work) [REDACTED]

E-mail address: [REDACTED]

Signature: Mary Beechler

Date: 6/30/19 Number of years as a Wasco County resident: 38

Your objectives/goals? Desired contributions and accomplishments? _____

Would like to see continued growth of library district outreach to rural areas. Be able to see the new south county library reach its full potential

Education (school, college, training, apprenticeships, degrees, etc.)

Fox Valley College, WI Date(s): _____

Ass. Natural Resources Date(s): [REDACTED]

_____ Date(s): _____

_____ Date(s): _____

WASCO COUNTY LIBRARY SERVICE DISTRICT BOARD OF DIRECTORS APPLICATION

Experience (work, volunteering, leadership roles, achievements etc.)

SWCSchool Distr. Librarian

Date(s)

Wasco Co. Libr. Board

Date(s)

8 yrs

and so many others to numerous to list ☺

Date(s)

over 38 years
in South County

* Key member of group that got the new library in Maupin going.

Date(s)

General Comments/Additional Relevant Information

Send completed form to:

Wasco County
511 Washington Street, Suite 101
The Dalles OR 97058
(541) 506-2520
(541) 506-2551 (fax)



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE APPOINTMENT OF MARY BEECHLER TO THE WASCO COUNTY LIBRARY SERVICE DISTRICT BOARD OF DIRECTORS

ORDER #19-113

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 a vacancy exists on the Wasco County Library Service District Board of Directors due to the resignation of Carol Jones; and

IT FURTHER APPEARING TO THE BOARD: That Mary Beechler is willing and is qualified to be appointed to the Wasco County Library Service District Board of Directors.

NOW, THEREFORE, IT IS HEREBY ORDERED: That Mary Beechler be and is hereby appointed to the Wasco County Library Service District Board of Directors; said term to expire on June 30, 2023.

DATED this 7th day of August, 2019.

APPROVED AS TO FORM:

Brad Timmons, County Counsel

WASCO COUNTY BOARD OF COMMISSIONERS:

Steven D. Kramer, Commission Chair

Scott C. Hege, Vice-Chair

Kathleen B. Schwartz, County Commissioner



DISCUSSION ITEM

Appointments –Oregon Investment Board

[LETTER RECOMMENDING APPOINTMENT](#)



BOARD OF COUNTY COMMISSIONERS

511 Washington St, Ste. 101 • The Dalles, OR 97058
p: [541] 506-2520 • f: [541] 506-2551 • www.co.wasco.or.us

Pioneering pathways to prosperity.

Executive Appointments
Office of the Governor
900 Court Street NE
Salem, OR 97301-4075

August 7, 2019

RE: Wasco County OIB Representative Appointment

Jill Amery's appointment to the Oregon Investment Board will expire in November, 2019. Ms. Amery has done an exemplary job representing Wasco County. We continue to support this appointment and would ask that Ms. Amery be reappointed to another term on the Columbia River Gorge Oregon Investment Board.

Respectfully,
Wasco County Board of Commissioners

Steven D. Kramer, Chair

Scott C. Hege, Vice-Chair

Kathleen B. Schwartz, County Commissioner



MOTION

SUBJECT: Appointments

Planning: I move to approve Orders 19-111 and 19-112 appointing Will Smith and Angie Brewer as FEMA Hazard Mitigation Grant Program Applicant Agent and Alternate Applicant Agent.

Library: I move to approve Order 19-113 appointing Mary Beechler to the Wasco County Library Service District Board of Directors.

VSAC: I move to approve Order 19-114 appointing Chris Mumford to the Wasco County Veterans Services Advisory Committee.

OIB: Consensus Item to approve letter of recommendation



DISCUSSION ITEM

Household Hazard Waste Program Vehicle Purchase

[STAFF MEMO](#)

[REQUEST FOR BIDS](#)

[COLUMBIA MOTORS BID](#)



511 Washington St., Ste. 207 • The Dalles, OR 97058
p: [541] 506-2770 • f: [541] 506-2771 • www.co.wasco.or.us

Pioneering pathways to prosperity.

7/29/2019

To: Board of County Commissioners
From: Mike Middleton – Finance Director
Re: Award of Bid – Household Hazardous Waste Vehicle

In the budget adoption process, there was \$30,000 budgeted in the Household Hazardous Waste (HHW) fund for the purchase of a vehicle. This was in essence a rollover from fiscal year 2019 as the vehicle was not able to be procured due to time constraints.

On July 18th, a request for bids was sent out to four (4) local new vehicle dealers. In the request for bids, it was stated the review would be done on Monday, July 29th. Only one bid was submitted.

The request email was sent to: C H Urness Motor Company, Ray Schultens Ford, Tonkin of the Gorge, and Columbia Gorge Motors. The only response received was from Columbia Gorge Motors for \$28,000.

The amount of the bid is within the adopted budget of \$30,000. I am requesting approval of the BOCC to award the bid to Columbia Gorge Motors for \$28,000 for the 2019 Toyota Rav4 LE Hybrid with delivery to be made the week of August 19th – 23rd, 2019.

The bid is attached as is the bid request and a copy of the email sent to vendors requesting the bids.



Mike Middleton <mikem@co.wasco.or.us>

Wasco County Vehicle Bid Request

1 message

Mike Middleton <mikem@co.wasco.or.us>

Thu, Jul 18, 2019 at 8:23 AM

To: Mike Middleton <mikem@co.wasco.or.us>

Bcc: bodie <bodie@columbiagorgemotors.com>, Eric Mullins <eric@urnessmotors.com>, davel@schultensmotors.com, steve.ross@tonkinofthegorge.com, mwiese@columbiagorgemotors.com

The attached PDF file has the specifications for the vehicles we are looking for to utilize in the Household Hazardous Waste Department. Please let me know if you have any questions. Bids will be reviewed at 1pm on Monday July 29th. Please have your bid in before that time. Electronic submission is acceptable. This timeline will allow a recommendation to go to the August 7th Board of County Commissioners meeting for final selection/approval with a PO for the selected bid issued before August 9th.

Thank you,

**Mike Middleton | Finance Director**
FINANCEmikem@co.wasco.or.us | www.co.wasco.or.us

541-506-2770 | Fax 541-506-2771

511 Washington Street, Suite 207 | The Dalles, OR 97058

**Bid Request for Vehicle purchase.pdf**

154K



FINANCE

511 Washington St., Ste. 207 • The Dalles, OR 97058
p: [541] 506-2770 • f: [541] 506-2771 • www.co.wasco.or.us

Pioneering pathways to prosperity.

Bid Request for Vehicle purchase

The Household Hazardous Waste program in Wasco County will be procuring a new vehicle. Due to the nature of the program, certain criteria were deemed to be important and are required. These high-level requirements are: Hybrid, All-Wheel Drive/4 Wheel Drive, Seating for 4, and Cargo space needs. When these are considered, the following minimum specifications describe the vehicle the program is seeking:

Condition:	New
Year:	2018 or newer
Drive Type:	All Wheel or Four Wheel Drive
Fuel Source:	Hybrid
EPA Rated City MPG:	31 mpg
EPA Rated Highway MPG:	34 mpg
Seating:	4
Max Cargo Space:	61 cu.ft (can be with seats folded down)
Base Warrantee:	3 year/36,000 mile
Delivery Date:	Week of August 19 th – 23 rd , 2019
Color:	Any is acceptable, but silver, grey or white would be preferred if available

Please submit bids and/or questions to Mike Middleton in the Finance Department in Wasco County by either hard copy or email. (mikem@co.wasco.or.us) 511 Washington Street, Suite #207; The Dalles, OR 97058. All bids will be reviewed on July 29th at 1pm. A recommendation will be made to the Board of County Commissioners for the lowest bid meeting the minimum specifications. Based on the Boards of County Commissioners selection, a Purchase order will be issued to the selected bid.

Delivery is required the week of August 19th, 2019. Payment will be made upon delivery.

Mike Middleton
Finance Director, Wasco County
(541) 506-2770
mikem@co.wasco.or.us

Hi Mike

Wasco County Hazardous Waste Program

One) 2019 Toyota Rav4 LE Hybrid(see attached equipment profile)

Deliver at 28000.00

If there are any question please contact me at

bodie@columbiagorgemotors.com

c)541-980-8972

office 541-296-2271

Bodie Sanderson



TOYOTA

Columbia Gorge Toyota

1900 West 6th Street,
The Dalles, OR 97058
(541) 296-2271

2019 RAV4 HYBRID LE AWD SUV

Model: 4435C
Year: 2019
Interior Color: BLACK
Exterior Color: SUPER WHITE
Number of Cylinders: 4
VIN: 2T3MWRFB8KW018882
Stock No.: 103010

Total MSRP*:
\$29,894.00
41 CITY MPG | 38 HWY MPG

Standard Equipment

MECHANICAL & PERFORMANCE

2.5L DOHC 4-Cylinder Engine w/Dual VVT-i
219 Combined Net Horsepower
Electronic Continuous Var Tran (ECVT)
Electronic On-Demand All-Wheel Drive
Sport/ECO/EV/Trail/Normal Drive Modes

SAFETY & CONVENIENCE

Toyota Safety Sense 2.0: Pre-Collision
Sys w/Pedestrian Detection, Full-Speed
Range Dynamic Radar Cruise Control, Lane
Departure Alert w/Steering Assist,
Lane Tracing Assist, Automatic High
Beams, Road Sign Assist
Star Safety System: VSC, TRAC, ABS,
Elect Brake-Force Distribution, Brake
Assist(BA) & Smart Stop Technology (SST)
Eight Air Bags
Integrated Back-Up Camera
LATCH-Lower Anchor & Tether for Children

Optional Equipment

EXTERIOR

17-in. Five-Spoke Silver Alloy Wheels
LED Headlights
LED Daytime Running Lights
Power Outside Mirrors
Low Profile Roof Rails
Privacy Glass

INTERIOR

Entune 3.0 Audio
7.0" Touch Screen, 6 Speakers,
HandsFree Bluetooth Phone/Music,
USB Media Port, Two 12V Power Outlets
Siri Eyes Free, Apple CarPlay Compatible
4.2" Color Multi-Information Display
Remote Keyless Entry
Fabric Seats
Electronic Parking Brake
Dual Zone Auto A/C with Rear Vents

* 2019 Manufacturer's Suggested Retail Price, excludes the Delivery, Processing and Handling Fee, taxes, license, title and available or regionally required equipment. Actual Dealer price may vary. Pricing, specifications, standard features and available equipment are based on information available when this page was produced and subject to change without notice.

Disclaimer: This document is only representative of some of the information contained on an actual window sticker, and is not meant to replace or substitute for the actual window sticker on the vehicle. Please see your retailer for further information.



TOYOTA

Columbia Gorge Toyota

1900 West 6th Street,
The Dalles, OR 97058
(541) 296-2271

2019 RAV4 HYBRID LE AWD SUV

50 State Emissions	\$0.00
Blind Spot Monitor (BSM) with Rear Cross-Traffic Alert (RCTA) - Includes Color-Keyed Heated Power Outside Mirrors with Turn Signal and Blind Spot Warning Indicators	\$590.00
Rear Cargo Area Cover	\$90.00
Carpet Floor Mats/Cargo Mat	\$269.00
Preferred Owner's Portfolio	\$0.00
Total Optional Equipment	\$949.00
Vehicle Base Model	\$27,850.00
Delivery Processing and Handling	\$1,095.00
Total MSRP*	\$29,894.00

Disclaimer: This document is only representative of some of the information contained on an actual window sticker, and is not meant to replace or substitute for the actual window sticker on the vehicle. Please see your retailer for further information.



CONSENT AGENDA

[MINUTES: 7.17.2019 REGULAR SESSION](#)



WASCO COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION
JULY 17, 2019

PRESENT: Steve Kramer, Chair
Scott Hege, Vice-Chair
Kathy Schwartz, County Commissioner

STAFF: Kathy White, Executive Assistant
Tyler Stone, Administrative Officer

At 9:00 a.m. Chair Kramer opened the Regular Session with the Pledge of Allegiance.

Discussion Item – ORMAP Agreement

Survey Technician Ivan Donahue reviewed the memo included in the packet along with the map. He added that they have hired two high school students as summer temps to do the work on the ground for the remapping project.

Vice-Chair Hege asked for an explanation of the exception areas. Mr. Donahue stated that the Warm Springs Reservation and the National Forest are untaxable county lots; there are no survey controls or mapping for those areas. Vice-Chair Hege asked if the lines could be off for those areas. County Surveyor Brad Cross explained that the precision mapping would not be the same as these would be township-scale maps; the amount of effort that would be required would not be worth the investment of time and money.

Planning Director Angie Brewer added that we do not have rules that apply to the Tribe but there are some private holdings on the reservation. Vice-Chair Hege asked if there are tax lots on the reservation. Ms. Brewer replied that she believes there are tax lots that can be viewed but they may not be parcels; there is some ownership.

Vice-Chair Hege asked if there is some possibility of us doing the mapping in-house. County Assessor Jill Amery responded that the current ORMAP agreement was written to allow us time to determine who will do the mapping. She said it will

take Harney County 30-60 days to determine if they have the capacity. She stated she and others are exploring other avenues as well. We have the option of a one-year extension from the State to get the work done. Mr. Cross added that there may be ORMAP funding available to train someone to do the mapping in-house.

{{{Chair Kramer moved to approve the Department of Revenue ORMAP Intergovernmental Agreement Contract #DOR-185-19. Vice-Chair Hege seconded the motion which passed unanimously.}}}

Discussion Item – Leadership Summit Notes

Vice-Chair Hege commented that this is an outstanding record of what happened. He noted that on page 22 the enterprise zone payment was \$800,000 rather than \$850,000.

{{{Commissioner Schwartz moved to approve the 2019 Wasco County Management Team Leadership Summit Session Notes with the noted correction. Vice-Chair Hege seconded the motion which passed unanimously.}}}

County Clerk Lisa Gambée announced that two recall petitions have been filed against Governor Kate Brown. If either goes through, there will be a November election. There may also be a January election making 4 elections in a 12-month period – three in this fiscal year and one in next fiscal year. She stated we are budgeted for two elections in this fiscal year. We would be reimbursed but it would take some time.

Ms. Gambée went on to say the January election is about school funding. There is a group working to put it on the ballot for voters in a referral. Some of the school funding was opposed by manufacturers; they may withdraw their opposition. If that is the case, the January election could be cancelled.

Discussion Item – Property Sales

Ms. Amery said there is a triangle-shaped piece of property that qualifies to be sold in a sealed bid to adjoining property owners. She suggested a minimum bid of \$1,000 to recover County costs.

Commissioner Schwartz asked if there is a building on the property. Ms. Amery replied that this piece of property had previously belonged to the same owner as the property to the east. When that property was sold, they failed to sell the smaller piece with it. There may be a small shed on the smaller piece being sold

now.

Vice-Chair Hege asked if this is part of a right-of-way. Ms. Amery responded affirmatively. Vice-Chair Hege asked that if it were part of the lot, would it be buildable. Ms. Brewer replied that it would not but they may be able to vacate it. Our policy is to have them cancel and combine but the zoning will be complicated.

{{{Vice-Chair Hege moved to approve going forward with the sale of the property with a minimum bid of \$1,000. Commissioner Schwartz seconded the motion which passed unanimously.}}}

Ms. Amery reported a request by the contiguous property owners to purchase the VFW property. She said she had hoped to get through the process today but has been waiting for a legal opinion. She asked the Board to consider approving it now pending legal review so it can move forward. She explained that one of the buyers is a Planning Commissioner – County Counsel sees no liability for the County. The buyer has disclosed the purchase to the Ethics Commission. The bid is \$20,000 and has already been wired to the County.

{{{Vice-Chair Hege moved to approve the sale of the VFW property pending legal approval of the necessary documents. Commissioner Schwartz seconded the motion which passed unanimously.}}}

Agenda Item – Ordinance 19-005

Chair Kramer opened the hearing at 9:05 a.m. He explained the process for the hearing and asked the following questions:

Does any Commission member wish to disqualify themselves for any personal or financial interest in this matter? There were none.

Does any member of the audience wish to challenge the right of any Commission member to hear this matter? There were none.

Is there any member of the audience who wishes to question the jurisdiction of this body to act on behalf of Wasco County in this matter? There were none.

Long-Range Planner Dr. Kelly Howsley-Glover stated there is no new information; she is here to answer questions.

Vice-Chair Hege said he did some research on the number of short-term rental units – a lot of them are one owner with several rentals on the same property. He said he is not convinced this is a big issue and he does not like the idea of making regulations that are unnecessary. He said he would like to change the language saying we “shall” adopt regulations to we “may” adopt regulations.

Commissioner Schwartz noted there was a lot of public input indicating they want the use allowed but regulated. She stated that she does not disagree with the language change.

Dr. Howsley-Glover said the “shall” demonstrates our intent to look at short-term rentals in the LUDO with the intention of adding it to the uses. Ms. Brewer added that part of the reason we heard so clearly from the public is that investors have no confidence since it is neither allowed nor prohibited. This way we can make sure the use is lawful, whether or not it is regulated.

Mr. Stone suggested we change “regulate” to “address.” Vice-Chair Hege replied that that change would be fine.

{{Vice-Chair Hege moved to approve Ordinance 19-005 in the matter of the Wasco County Planning Commission’s request to approve proposed periodic review legislative amendments to update the Comprehensive Plan related to Land Use Planning Goals 10 and 14 in Chapters 10 and 14 of Wasco County 2040, the Comprehensive Plan (file number 921- 18-000214), changing the language in the short-term rental section from “shall regulate” to “shall address.” Commissioner Schwartz seconded the motion which passed unanimously.}}

The hearing was closed at 9:44 a.m.

Agenda Item – CGCC Skills Center Update
--

Columbia Gorge Community College Resource Development Director Dan Spatz reviewed a presentation (attached) regarding plans to build an on-campus skills center.

Commissioner Schwartz asked if the housing and skills center have been combined into one building. Mr. Spatz replied that they are separate.

Vice-Chair Hege asked who has been engaged for geotech services. Mr. Spatz

responded that they have hired Earth Engineers.

Vice-Chair Hege noted that the RFP has no budget for the project management team. Mr. Spatz stated that it was included in their proposal.

Commissioner Schwartz observed that there is nothing in this timeline for the programming. Mr. Spatz responded that they plan to have that information by a certain time. He said they are working out the priorities; currently exploring aviation mechanics. He said some of the other programs being considered are welding, diesel mechanics, HVAC and construction. He added that they are also looking at a cost savings for the housing – perhaps modular units and/or reducing the number of units to achieve a 90-95% occupancy rate.

Discussion List - Appointments

Ms. White reminded the Board of the IGA they recently approved for the formation of the Forest Classification Committee. The agreement includes requirements for Hood River and Wasco County to appoint two members each to serve on the Committee. At the previous meeting, the Board was in consensus for Chair Kramer to be one of the two appointments. Dave Anderson served previously and Unit Forester Kristin Dodd encouraged his reappointment as he has history and context that will support the process.

{{Vice-Chair Hege moved to approve Orders 19-106 and 19-107 appointing Steve Kramer and Dave Anderson to the Wasco/Hood River Forestland Classification Committee. Commissioner Schwartz seconded the motion which passed unanimously.}}

Ms. White explained that there is a vacancy on both the Special Transportation Funds Advisory Committee and the Statewide Transportation Improvement Funds Advisory Committee. She stated that MCEDD is very excited about these appointments as Mr. Holycross has a planning and transit background and brings the perspective of someone who navigates the world with a disability. She added that in the future, MCEDD hopes to combine the two committees into one to avoid the double appointments with differing terms.

{{Commissioner Schwartz moved to approve Orders 19-108 and 19-109 appointing Jim Holycross to the Wasco County Special Transportation Funds Advisory Committee and the Statewide Transportation Improvement Funds Advisory Committee. Vice-Chair Hege seconded the motion which passed unanimously.}}

Agenda Item – Fair Board Strategic Plan

MCEDD RARE Tatiana Eckhart said MCEDD has worked with the Fair Board to develop a strategic Plan for the Fair and Hunt Park. She stated that for over a century Hunt Park has served as a gathering place. As they worked on the plan, they looked at ways to enhance and maximize utilization year round. The plan focuses on actions to support a sustainable fair organization and year-round use of the facility. Ms. Eckhart continued her review of the plan.

Fair Board President Collena Tenold-Sauter stated the process gave the Board more focus and helped them to move forward. She said the well-thought-out process included stakeholder input and provided a lot of useful data. The final document will support grant applications. She said they appreciate the Board of Commissioners review and welcome their comments.

Commissioner Schwartz said it is a great document – there is a lot of work to be done, but it is encouraging. She commented that she is impressed by the work each board member does to put on the fair. She stated that more help would be good.

Ms. Tenold-Sauter reported that last year they were able to hire a media specialist which made the marketing more effective. She said they got a very good price for the work.

MCEDD Project Manager Carrie Pipinich noted that one of the reasons the plan suggests adding two members to the Board is to acknowledge the amount of work it takes to put on the Fair, plus the Plan adds on to that.

Vice-Chair Hege asked if they felt there was good input from the Fair Board and 4H. Ms. Eckhart replied that there was a fair amount of feedback. She reported that they met with 4H leaders and attended one of their meetings for feedback. Ms. Pipinich added that they also went to the Extension office. She said they tried to focus on how the facility is used year-round.

Vice-Chair Hege observed that the citizens of Tygh Valley are critical partners; they have questions and concerns. He asked if input was gathered from that group. Ms. Pipinich replied affirmatively saying they hope to get more once they post the Plan online.

Vice-Chair Hege noted reduced participation in the SWOTT analysis. He asked

how they plan to improve the relationship with 4H. He commented that they are critically important and feel they do not have a voice. Ms. Tenold-Sauter replied that there are a couple of contentious items that specific people are unhappy about. She stated she went to the 4H pre-fair meeting to talk to leaders; it went well and the feedback was good. She reported that they have a lot more 4H leaders attending Fair Board meetings. She said that it is a balance between goals for the two organizations. She stated there have also been communication problems that Lynette Black has been great about improving. She said she thinks it's getting better as members of the two organizations attend each other's meetings.

Vice-Chair Hege expressed his appreciation for the improved relationship. He suggested that if they add two positions to the Fair Board, they should consider making one of them a representative from 4H. Ms. Tenold-Sauter reported they have tried to recruit for that but they don't seem to have the time. Vice-Chair Hege said that the Fair Board would create the position, but it would be 4H's job to fill it.

Tygh Valley resident Bill Brackman stated he has lived adjacent to the Fair Grounds for 15 years. He reported that the facility is deteriorating rapidly and is significantly worse than when he moved there. He said the Fair Board, which works very hard to put on the Fair, does not have the skills, time or money to improve the facility. He observed that it will take staff to do that. He reported visiting fair grounds at other counties and found them in much better condition. He said Crook County has 5-7 full-time, year-round staff. Chair Kramer noted that Crook County supports that with proceeds from the race track.

Ms. Gambee, also a resident of Tygh Valley, agreed that Hunt Park will need infrastructure improvements for expanded uses. She observed that the Board often is challenged to get a quorum for meetings as the members are all ag people who are at their busiest in the months around the Fair. She said the Strategic Plan provides a path forward but it is very ambitious and probably not achievable by a board of five.

Mr. Stone said the park/fair is supported by lottery funding and RV park funding. He reported that work has been done on the grounds – the Ken Wood kitchen was two years ago; prior to that was the RV expansion. In the future there will be upgrades to water and electrical systems. He said the work is slow and challenging; we have to have grants or take money from the general fund. He stated the buildings are 100 years old – some just need to be torn down and

rebuilt.

Mr. Stone went on to say that this process sets the stage for improvements – it is why the County invested dollars to have MCEDD work with the Fair Board. He said he agrees the Board needs to go to seven members with some component of marketing management and an onsite caretaker. He explained that it will be a redistribution of existing funds unless we can obtain grant funding. He said he is very pleased they are doing this work which will be a good foundation for grant applications.

Mr. Stone continued by saying we are also working with the Soil and Water Conservation District to resolve some of the water issues common to that region of the county. They are trying to remove irrigation ditches and replace them with wells.

Chair Kramer recessed the session at 10:50 a.m.

The session reconvened at 10:53 a.m.

Agenda Item – Budget Adjustment
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Finance Director Mike Middleton reviewed the memo included in the Board Packet.

Youth Think Prevention Coordinator Debby Jones said this has been a great learning experience for her; Mr. Middleton has been very helpful and supportive.

Mr. Stone commented that these grants need to go through project accounting to prevent this from happening. Chair Hege asked what steps are in place to prevent this occurrence. Mr. Middleton replied that he had not expected such a large draw down in the last month of the fiscal year. He said he will be working with Ms. Jones and monitoring the fund more closely. Ms. Jones added that this is the first time some of the Youth Think funds had to be dispersed to another entity. She said she had not communicated well with the Youth Services Director because she did not understand the finance process.

*****The Board was in consensus for the Finance Director to make the proposed adjustments in the Surveyor Fund and the Youth Think Fund.*****

Chair Kramer announced that the scheduled Executive Session has been

cancelled.

Agenda Item - Work Session

Chair Kramer opened a Work Session at 11:15 a.m.

HAZARDOUS WASTE PROGRAM

Ms. Brewer announced that the Tri-County Hazardous Waste Steering Committee has met and would like to move to an option to divert batteries for recycling. There will be an agreement that the Steering Committee would like Wasco County to execute as the lead agency.

Ms. Brewer went on to say that the existing recycling agreement was executed in 2010 and will need to be updated. In the meantime, we get a pricing sheet associated with the agreement. Historically, the HHW Coordinator has signed the annual rate sheet; she asked if the Board wants to see that as well.

Chair Kramer commented that the battery agreement will be a significant cost savings.

{{Vice-Chair Hege moved to approve the battery recycling agreement pending legal review. Commissioner Schwartz seconded the motion which passed unanimously.}}

*****The Board was in consensus to have the annual price sheet associated with the recycling program reviewed and approved by the Tri-County Hazardous Waste Steering Committee.*****

Discussion ensued regarding the recycling market. Chair Kramer reported that Waste Connections is working with us toward a solution. He said he is hoping the Governor will sign the plastic bag bill which will remove our number one contaminant; plastic straws and a medicine take-back bill are also on her desk.

URBAN VISIONING

Chair Kramer reported that he voted to keep Urban Renewal as an advisory committee to remain under the supervision of the city Council. Commissioner Schwartz noted that Urban Renewal became frustrated when City Council would vote down their projects. She asked what would be the adverse consequences.

Chair Kramer replied that is how it is supposed to work – the Committee is responsible to the Council and the Council is responsible to the people. Making them independent removes them from public accountability.

BLUE ZONES

Chair Kramer stated that he does not have the time to continue his participation in the Blue Zones project nor does he see any value in it. He said this is really a City of The Dalles program and the County was engaged in this kind of work long before the Blue Zones. We don't need to pay a for-profit organization to do work we can do ourselves. He reported that the Blue Zones staff would like to have perspective from at least one commissioner. He said he does not know who will pay for the work once the initial three years are completed. Ms. Brewer noted that for the money spent, Public Health could have hired someone full-time to do this work.

SHERMAN COUNTY BUILDING CODES

Vice-Chair Hege reported having met with commissioners from Sherman County along with Wasco County Building Official John Rodriguez and Mr. Stone. He said they were advised that if they want us to do something, they will have to make a formal request. He said they have not made that request but meet today; he expects to hear from them after that meeting.

Mr. Stone reported meeting with Gilliam, Wheeler and Sherman County about the Building Codes reserve funds, discussing the history and distribution. He said they agreed to consider a 10% distribution for Gilliam and Sherman County; Wheeler is going with the State. He said he is not confident that Gilliam will accept that distribution model although it is a significant increase to the State calculation. We have received payment from the State for the Wasco County work they have taken in.

ADMINISTRATIVE SERVICES DIRECTOR

Mr. Stone reported that the Facilities Manager has announced he will retire at the end of the year. He said he and Human Resources Manager Nichole Biechler have been working to create a new position that would increase the capacity of facilities leadership to include PIO, grant writing, marketing, managing the Fair and Museum and taking on project management for QLife. He said his goal is for the

new position to be a wash regarding costs by pulling from the departments it supports. That may not be entirely possible, but there will be some offset. The primary role would still be facilities with an expanded look at future planning.

Ms. Biechler observed that this is not really a new position. Rather it is a combination of the Facility Manager and the role Mr. Stone played prior to becoming the Administrative Officer. She stated that for succession planning there is some urgency to fill the position in time to transfer the institutional knowledge from the current Facilities Manager.

Mr. Middleton added that the Fair and Museum will benefit from the guidance as both are currently managed by volunteer boards.

*****The Board was in consensus to move forward with the new Administrative Officer position for posting by the end of August.*****

COMPENSATION – DEPUTIES/SERGEANTS

Commissioner Schwartz commented that we need patrol sergeants – at present we have none. She referenced a memo from CIS to Sheriff Magill.

Discussion ensued around a variety of strategies to address the situation. Commissioner Schwartz said she is concerned about the pay discrepancy between patrol deputies and sergeants. Ms. Biechler observed that morale is low in that department and she is concerned about overloading the remaining sergeant. Mr. Stone stated that we need to make these adjustments through our compensation program, not through public opinion – we have a professional who looks at these issues considering the organization as a whole. Mr. Stone went on to say that staff has been working on this issue; pay equity has changed the conversation. He said this should be filtered through HR Answers.

Vice-Chair Hege noted the Board does not deal with the day-to-day; we look to staff to do the leg work. This problem is not easy to fix and it needs to be fixed. He said it is irritating that there was a memo in May that the Board and Administrative Officer have not seen – that is a breakdown in communication that needs to be addressed. He stated that Mr. Stone should have received all of this information. Mr. Stone agreed, saying he should have been advised prior to the contact with the insurance company. Chair Kramer concurred saying it is unacceptable.

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SOUTH COUNTY DEPUTY

Discussion occurred regarding the committee meeting about staffing in the Sheriff's Department. Commissioner Schwartz said she would like to have more information and be able to ask questions.

Vice-Chair Hege offered to step off of the committee in order to allow Commissioner Schwartz to step on. He said this will not be a quick process – it will take several months. Mr. Stone advised that Commissioner Schwartz can get updates from Vice-Chair Hege and can send constituents to him with their questions.

Commissioner Schwartz suggested that Vice-Chair Hege may be more qualified to serve on the committee but the disadvantage is that she won't have the opportunity to ask questions. Vice-Chair Hege said he will intensify his efforts to communicate and can carry the questions to the group. Commissioner Schwartz offered to attend any meetings Vice-Chair Hege cannot.

PACIFIC POWER

Commissioner Schwartz said she would participate in the Pacific Power Table Top Exercise.

COMMISSION CALL

Vice-Chair Hege reported that the NACo Conference was good. He mentioned one or two sessions that were particularly memorable. He noted that AOC's disorganization at the conference was frustrating to him and others. He stated he plans to write a letter to the AOC Board regarding their national leadership recruitment – if other members of the Board of Commissioners are interested in signing, he will offer that opportunity. Chair Kramer said he would be happy to sign.

Vice-Chair Hege announced that he is involved in an ethics complaint due to the improper noticing of an executive session at Mid-Columbia Center for Living. He said there will likely be a letter of education with additional ethics training. He advised that Commissioners make sure the Boards on which they serve have staff that know what they are doing.

Chair Kramer recessed the meeting at 1:53 p.m.

The session resumed at 5:30 p.m. in Room 301 of the Courthouse.

Agenda Item – 2nd Amendment Resolution

Chair Kramer announced that the Board wants to hear from the public. He said that there is a sign-in sheet for those who wish to speak. Speakers are to remain civil and respectful and will be allowed 2-3 minutes. He said that if someone has already expressed a viewpoint similar to yours, please do not repeat – merely express your agreement.

Brent Knoff submitted and read a written statement (attached).

Michael Knoff said that 17 signed a pledge to honor, protect and defend the constitution as written. He said he stands by that.

Mike Courtney submitted and read a written statement (attached).

Eric Schmidt said he is here on behalf of The Dalles Rifle and Pistol Club; he submitted and read a written statement (attached).

Steve Murray identified himself as a veteran and said he own several guns and has hunted since young. He said he opposes the resolution. The Commissioners took an oath to support the constitution – this calls out one amendment. These matters are left to the Supreme Court; the resolution would exceed the Board's authority. The Supreme Court will decide if it is lawful or not. If we get to that point, then we can ignore all laws we do not care for it. Leave it to the Supreme Court.

Vice-Chair Hege asked County Counsel to respond. Does the resolution say that we will not follow the law? County Counsel Brad Timmons said the resolution just recognizes the authority of the constitution.

Erin Vance questioned the wording of the resolution. Paragraph 3 and 4 outline what is written in the constitution - to that end, they are redundant as the 2nd amendment is part of the constitution as a whole. Paragraph 5 says the majority of guns will never be used in a crime – that needs data to support it otherwise it is just an opinion. The 1st statement affirms its support for “rights” – the word “responsibility” is as important as “rights” and “liberties.” We need to have responsible gun owners and law enforcement is responsible to enforce the laws.

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ORS 166.170 has two sections: First says it expressly grants the authority to regulate guns solely in the legislative assembly; Second section says no county, city or municipality can enact civil or criminal ordinances that supersede or is contrary to state law. An article or amendment grants the authority to pass laws so long as they obey the state and federal constitution. I do not support an ordinance but if you do pass this resolution as a statement – I would suggest you tighten up the language to support both state and federal constitution.

Claude Davis said he wants to know who started this. I assume you took an oath to uphold the constitution.

Dan Brophy said he has the heartfelt desire to retain the second amendment as written in all cases and at all times. A lot of us fought for that.

Connie Krummrich submitted and read a written statement (attached).

Matthew Chasen said he is writing a rebuttal to those who oppose the second amendment. Let's go back 229 years when it was signed. They attempted to have the forethought on any situation citizens would encounter and wrote laws for all citizens. All were enacted in the level of importance. When laws are written and passed, the most important are first. Without one the other cannot stand. If the words are altered or misconstrued it is a 230 year mistake. I believe when they wrote it was to defend against tyranny – to speak your mind and defend yourself. The right to bear arms "shall not be infringed" This country is the envy of the civilized world.

Eugene Sherar submitted a 1956 paper made by the County Court to work on the old cannery building and turn it into a rifle range. When you go to the 1st and 2nd amendment, the first thing the British tried to do was to take the weapons. The 1st amendment is supported by the second amendment. The fourth is about seizure of property. I don't think that crazy people or criminals should have guns, but others should. The 10th amendment reserves the rights to the people if the state goes against the federal constitution.

Lisa Nevara, a retired Nurse Practitioner, said she and neighbors were held up by guns and were witness to domestic violence. She said she feels strongly that the right to own guns should not outweigh the right to be safe. The AMA and Nurses Association support sensible gun laws. Public health did the best job of stating what we can do to prevent gun violence.

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Erin Haines of The Dalles thanked the Board for all they have done in consideration of this resolution and the respect for the public forum and the support it shows. I urge you to consider Mr. Courtney's statement. Part the funds for enforcing the gun safety laws would be county funding; that funding could go to support mental health – that is where the funding would help. We isolated it to review because it is the one being discussed. I have 250 signatures that support the resolution/ordinance (attached).

John Rogers of Mosier: I have lived here for 4 years. What troubles me is that this resolution is a stop gap to an ordinance. The ordinance would give authority to the Sheriff. The reason we have a constitutional government is to not allow one person to be in charge. That would undermine the rule of law. The resolution is a slippery slope. You already took an oath to support the constitution.

Vice-Chair Hege asked what ordinance he is referencing. Mr. Rogers replied it is the one that was submitted.

Steve Cassus of Mosier: When I read the ORS that govern the use of firearms I could see that a lot of thought went into those laws. It is difficult to both enforce safety and to ensure the 2nd amendment rights. I think you are tiptoeing into something that will detract from that. You need to be cautious and thoughtful.

Rob Barnett: I have been a security enforcement officer and did not as a kid understand the 2nd amendment until 9-1-1. The 2nd amendment supports all the others. Our military has fought and died to protect it. We stand ready as citizens to step up to defend ourselves and our community. I know decisions are difficult – thank you for listening.

Debbie Farrer: I understand the purpose is to comment on the resolution. I support 2nd amendment rights. A citizen asked the county to consider to an ordinance that would ask Law Enforcement to ignore the law – the three-percenters and oath keepers. They support lawlessness. I appreciate the intent to affirm support for the law of the land. You cannot single out one or two laws. "Strongly?" Does this mean that you would be less supportive of other laws? You took an oath to uphold the constitution – this is redundant, and could be misconstrued. No resolution would be better than this resolution. If you want to pass a resolution, then pass one supporting all laws.

Bob Hakrill: To the petitioners - I have to say, I think thou doth protest too much.

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Everyone is an advocate of supporting the 2nd amendment. I am a citizen and that means being willing to follow the constitution. All agree to abide by the governing agencies above them. This resolution is a very slippery slope – does the State not have to abide by federal laws, the counties do not have follow state law and citizens can choose what they want to follow? Let's let the legislators and scholars hash this out.

Bruce Schwartz – All has been said.

Rusty Whitney: I support 2nd amendment. My dad taught me how to shoot at the age of six. Gun control confuses me – some states are more successful than others in preventing unwanted deaths. But many times it is impossible to enforce. He provided a chart (attached) looking at the number of gun deaths compared to the strictness of the gun laws. Hawaii has the lowest death rate and the most guns per citizen.

Marilyn Wilks submitted and read a written statement (attached).

Judy Merrill: Thank each one and those who shared their professional experiences. A friend shared this story – back in the 1700s there were horse and buggies. There were not regulations; there was no need. Then came the automobile. Over time there have been a lot of rules and regulations to make us safe. The rules are still changing to improve safety. Safety belts, car seats, etc. I agree that this is a slippery slope.

Serena Smith – A well-regulated militia is allowed in the law already. My first response to the resolution is that if you are not law abiding, you should not be able to own guns. Presumably, law enforcement are law abiding citizens who will do their job and enforce the law

Cathleen Cantrell submitted and read a written statement (attached).

Joann Ward – I wish we would get away from black and white thinking. People who want gun safety laws are just as patriotic as anyone else. Looking at gun laws in Oregon – people should have guns locked up and no one needs assault rifles. I am not against guns, I am for gun safety. I discovered you have already sent in a letter in January, 2015, that is against gun laws. Read letter from January 2015. I wouldn't be surprised if you vote this in.

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Kate Wilson of The Dalles: I believe our bill of rights is important. I am concerned about the legal ramifications of this resolution. How are you going to enforce it and then not. What are you saying? I think this is not the normal procedure. The idea was to try to get something in similar to sanctuary cities. What sovereign rights do you have over the state? You have had an 8-month window from other counties – what has happened to those who have passed similar documents? How will this affect the right to carry? If you are not enforcing some laws, won't that change the picture? What about people that have to pass background checks to do their jobs?

Mike Ballinger: Thank you for the opportunity for public discourse. I am in favor of the rule of law and want the second amendment retained. There are those who are fearful that it is under threat of appeal. I am defending the English language – it takes about a well-regulated militia. We are a nation of laws. Every right that is guaranteed has responsibilities. This is just a political nod to those who are fearful. I think it is a false fear. The second word that needs to be considered is “infringement” – it is not encroachment. It is not under threat of appeal. You can compare statistics to other civilized countries. Infringement is repeal – it is not under threat of appeal. When cars first came, we had no regulations and that resulted in terrible losses. We cannot continue with all the guns without laws that make it safe. I think the energy should go to protecting the second amendment for making gun safety paramount.

Tom Labone of The Dalles: Infringement in Merriam Webster – an encroachment or trespass on a right or privilege.

Jim Wilcox: I found out in the last four years that I am a racist because I do not agree with others. If you take out Chicago, D.C. and New York we aren't in the top five for gun violence; yet those states have the strictest gun laws. Highest deaths are in the places with the highest restrictions. The people arguing against this resolution are the same ones who do not want to Eddy Eagle to teach gun safety at the schools. From about 1990 on we have been creating a nation of victims. When you are seconds away from needing help, you are minutes away from having law enforcement. Mass shootings – people get the weapons illegally. The states did not share information. Infringement – get your information from good sources not the media. We need to educate the kids about firearms . . . they will be much more respectful of the weapons. I encourage you to move forward with the resolution and move on to an ordinance. This is a nonviolent statement.

Chair Kramer said we have heard a lot of comments tonight and at this point there

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is a lot of information to gather. He stated that he is not in favor of a resolution or ordinance as it restricts us and our law enforcement. He said he did take an oath of office and supports all twenty-seven amendments. He commented that he feels this resolution would need work if we move in that direction. What we are missing federally and at the state is the mental health issue. He said he is attending a mental health conference this weekend and would like to take that message to Salem where they have cut the budget for mental health.

Vice-Chair Hege said he generally agrees with Chair Kramer. He expressed his appreciation for the turn out. It seems clear that everyone supports the 2nd amendment. He said he wants to think about what we have heard. He said he is curious about Counsel's thoughts on the comments.

Mr. Timmons said he thinks it is important to clarify the purpose of the resolution in the packet. He said that at a Board of Commissioners meeting, Erin Haines brought a couple of samples of ordinances and made a presentation. Chair Kramer indicated that there would be a response. He said he was asked to review a variety of adopted documents throughout the state and draft a working document that would create discussion such as was had tonight. This was based mostly on a Columbia County resolution. That is how it started. The ordinance that is being referred to is likely the one Ms. Haines submitted – we did not draft that.

Mr. Timmons went on to say that the constitution is read as a whole – the order in which amendments were adopted has no effect the weight or importance of an individual amendment. Articles of Confederation did not work, between the state rights and strong central government. In order to pass it, the states asked for the bill of rights to be passed to protect state rights. One is not more important than the other. An ordinance prescribes rules of conduct under the powers delegated by the state of Oregon – a burn ban is an example. A resolution is more an expression of opinion and policy.

Commissioner Schwartz said she thought it would be helpful to read the oath of office: *I, Kathleen Schwartz, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Oregon, and the laws thereof, and the policies of Wasco County. I will faithfully and honorably perform the duties of WASCO COUNTY COMMISSIONER to which I have been elected to the best of my ability, so help me God..* She stated that in regard to the resolution, the Board does not see it before the public. She said she appreciates the public testimony and hearing from colleagues. She said

she especially appreciates the comment that it would be important for us to do our homework to see what has happened elsewhere as a result of passage. She commented that she would not vote on this without getting answers to many of the questions raised.

*****The Board was in consensus to continue the 2nd Amendment Resolution conversation and look at options.*****

Chair Kramer commented that it will either come back or quietly fade. We will continue to uphold the constitution of the United States and the State of Oregon.

The session was adjourned at 7:03 p.m.

Summary of Actions

MOTIONS

- **To approve the Department of Revenue ORMAP Intergovernmental Agreement Contract #DOR-185-19.**
- **To approve the 2019 Wasco County Management Team Leadership Summit Session Notes with the noted correction.**
- **To approve going forward with the sale of the property with a minimum bid of \$1,000.**
- **To approve the sale of the VFW property pending legal approval of the necessary documents.**
- **To approve Ordinance 19-005 in the matter of the Wasco County Planning Commission's request to approve proposed periodic review legislative amendments to update the Comprehensive Plan related to Land Use Planning Goals 10 and 14 in Chapters 10 and 14 of Wasco County 2040, the Comprehensive Plan (file number 921- 18-000214), changing the language in the short-term rental section from "shall regulate" to "shall address."**
- **To approve Orders 19-106 and 19-107 appointing Steve Kramer and Dave Anderson to the Wasco/Hood River Forestland Classification Committee.**
- **To approve Orders 19-108 and 19-109 appointing Jim Holycross to the Wasco County Special Transportation Funds Advisory Committee and the Statewide Transportation Improvement Funds Advisory Committee.**
- **To approve the batter recycling agreement pending legal review.**

CONSENSUS

- **For the Finance Director to make the proposed adjustments.**
- **To have the annual price sheet associated with the recycling program reviewed and approved by the Tri-County Hazardous Waste Steering Committee.**
- **To move forward with the new Administrative Officer position for posting by the end of August.**
- **To continue the 2nd Amendment Resolution conversation and look at options.**

Wasco County
Board of Commissioners

Steven D. Kramer, Board Chair

Scott C. Hege, Vice-Chair

Kathleen B. Schwartz, County Commissioner



AGENDA ITEM

Planning

[TMDL REPORTING STAFF MEMO](#)

[FEMA GRANT STAFF MEMO](#)



MEMORANDUM

SUBJECT: TMDL Reporting

TO: BOARD OF COUNTY COMMISSIONERS

CC: TYLER STONE (COUNTY ADMINISTRATOR), ANGIE BREWER (PLANNING DIRECTOR)

FROM: KELLY HOWSLEY-GLOVER, LONG RANGE PLANNER

DATE: 7/24/2019

Wasco County was identified as a Designated Managed Agency for the Miles Creek Subbasin Total Maximum Daily Load (TMDL) and the John Day. Planning Department staff was working on completion of the required implementation plan in 2012 for the Miles Creek Subbasin, but due to staff changes, this work was never completed or accepted by the Department of Environmental Quality (DEQ). Work on an implementation plan for John Day was never initiated.

DEQ has requested we finalize the implementation plan for Miles Creek and complete one for the John Day within the next six months. Participation is mandatory.

The implementation plan involves several elements that connect, for the most part, with existing Wasco County Planning work. This includes management strategies to reduce impacts to water bodies, including pollution. For instance, the Miles Creek Implementation Plan outlines existing setbacks from waterways and permitting for development within the floodplain as to direct management strategies. It also identifies indirect strategies, like outreach and developing a list of low maintenance shade trees for development.

Mandatory annual reporting on implementation measures is also a component of the TMDL implementation moving forward.

Previous work on the Miles Creek plan identified potential additions or inclusions in the Comprehensive Plan. The next phase of the Periodic Review work plan focuses on Goal 5 (Natural Resources, Scenic and Historic Areas, and Open Spaces) and may also include aspects of Goal 6 (Air, Land and Water Quality). This provides an opportunity to fold the TMDL efforts into existing work tasks and ensure consistent future implementation.

Staff proposes to finalize the Miles Creek Implementation Plan and initiate work on the John Day Implementation Plan upon approval from the Board of County Commissioners. The TMDL work will involve staff time for research and writing of the implementation plan. This work will fall under the scope of the long range planning program. To complete both implementation plans staff estimates a need of 60 hours, to include research, writing, editing and coordination with partners and DEQ. This will also include inclusion into the hearings process for Periodic Review.

MEMO: TMDL Reporting



MEMORANDUM

SUBJECT: Landslide Overlay Grant

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KELLY HOWSLEY-GLOVER, LONG RANGE PLANNER

DATE: 7/24/2019

Wasco County Planning Department mitigates potential hazards from landslides through implementation of Environmental Protection District 2, the Geologic Hazards Overlay zone.

Updating the County Landslide Ordinance, Landslide Hazard Maps, and improving understanding of Landslide Risks have been goals of Wasco County Natural Hazard Mitigation Plan since 2012. The language in the Land Use and Development Ordinance references a comprehensive 1977 study as the source for landslide information. However, the data (which is directly imported from the Oregon Department of Geology and Mineral Industries (DOGAMI)) consists of a variety of sources, some with data points as recent as the 1990s. Generally, the data and associated risk mapping is the most critical component of this hazard overlay that needs to be updated.

Partners at DOGAMI have informed us that, using the LIDAR data from several years ago, Wasco County is eligible for a FEMA grant to update the landslide hazard and risk data and information. The grant would be a joint effort between the County and DOGAMI. DOGAMI would be responsible for analyzing the data, based on LIDAR, of a Wasco County defined subject area to create new, up to date maps for landslide hazards.

Once the study is complete, Wasco County could then adopt new maps and information as part of our Comprehensive Plan Zoning Map and Land Use and Development Ordinance. This would require a legislative process through the Planning Department and some work from the Wasco County GIS department to incorporate the new maps into our online mapping tool.

Updating the hazard overlay potentially means that some property owners who have previously been in this overlay zone would be excluded while other, new properties may be included. It may also mean changing some of the approval standards for permitted development. However, generally, it means that Wasco County will have the best available data on which to ensure public safety with landslides.

Grant oversight, legislative action, and other planning work can be absorbed into the long range planning program. The next grant cycle would require a submitted application in the Fall of 2019 with likely awards announced in 2020.



AGENDA ITEM

Public Works

[ROAD VACATION](#)

[ROCK CRUSHING AGREEMENT](#)



AGENDA ITEM

Public Works – Road Vacation

[DIRECTORS REPORT](#)

[EXHIBIT A](#)

[STAFF MEMO](#)

IN THE BOARD OF COMMISSIONERS

OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE PROPOSED)	
VACATION OF A PORTION OF)	REPORT OF PUBLIC WORKS
CATRON ROAD NEAR MOSIER,)	DIRECTOR
OREGON)	

TO THE HONORABLE BOARD OF COMMISSIONERS OF WASCO COUNTY,
OREGON:

In compliance with the Order of the Board of Commissioners dated July 3, 2019
I have investigated the County Road as follows:

LEGAL DESCRIPTION

A portion of Catron Road, located in Section 18, Township 2 North, Range 12 East, Willamette Meridian; lying west of Dry Creek Road and southeast of Mosier, Oregon. The requested section of road is approximately 0.40 miles in length.

Attached hereto, and by this reference made a part hereof, are maps with photos marked as Exhibit "A" showing the location of the above described section of road.

Background

The petitioner owns all the land around the proposed section of Catron Road right-of-way, but not all of the adjoining property. The petitioner wishes to vacate because the majority of the road is not an improved road and is basically a private driveway that terminates at the existing house. Beyond that point, the right-of-way has never been developed and in fact the land has been planted in cherry orchard. The petitioner wishes to eventually build a new house and wants to develop the land and re-configure the road to suit these future needs.

Facts and Findings

The right-of-way proposed for vacation is a rural gravel surface road. The county has historically ended maintenance at the owner's property line. The road then winds through cherry orchard and appears to end at a large driveway area with several agricultural outbuildings and a house. The remainder of the road right-of-way has not been developed and has also been planted in cherry orchard for many, many years. The proposed vacation still guarantees access to all adjoining property. The County has no current or future road needs for this right-of-way. To my knowledge, there are no public utilities located in the right-of-way proposed for vacation.

Fiscal Impact

The right-of-way would revert to private ownership and onto the tax rolls. The County does not maintain this majority of the right-of-way now, so vacation would have no fiscal impact to the Public Works Department.

Recommendation

Per ORS 368.346, because less than 100% of the adjacent landowners have petitioned, notice must be given to owners of abutting land and a hearing must be held to consider the proposed vacation.

Dated this 17th day of July, 2019

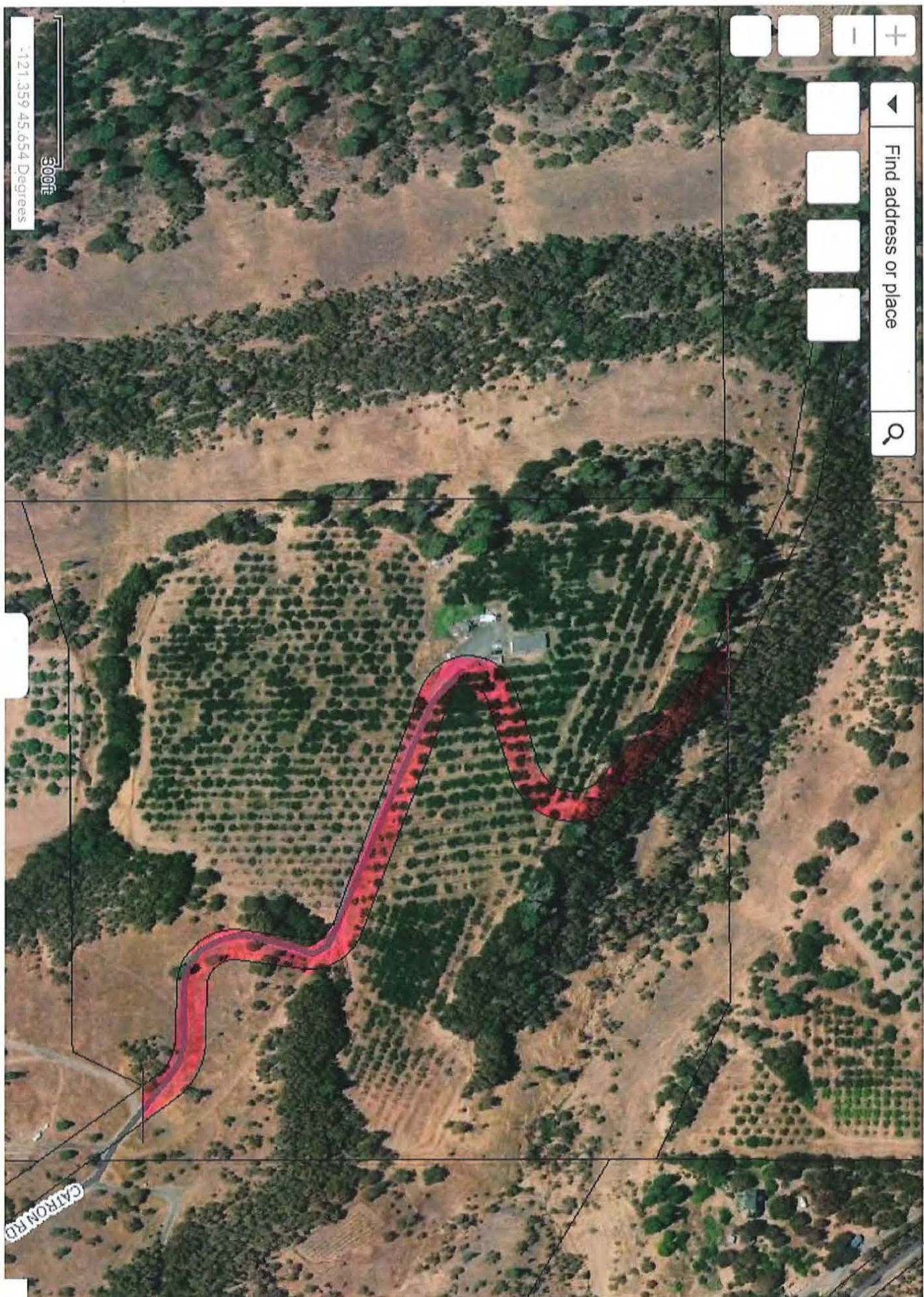
Arthur Smith
Director, Wasco County Public Works



Masco County Public Basemap

EXHIBIT A - MAPS
Visit our home page

Find address or place



300ft

-121.359 45.654 Degrees

GARCON RD



Wasco County Public Basemap

EXHIBIT A - MAPS
Visit our home page

Find address or place



Calron Rd

300ft

-121.360 45.655 Degrees



MEMORANDUM

SUBJECT: Catron Road Vacation Petition

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KATHY WHITE

DATE: JULY 30, 2019

Background Information

ORS sets a requirement for 30 day notice prior to a road vacation hearing. To allow the Public Works time to develop and distribute noticing, I suggest setting the hearing for the September 18, 2019 Board Session.



AGENDA ITEM

Public Works – Rock Crushing Contract

[CULLIGAN MACHINERY AGREEMENT](#)

[MOTION LANGUAGE](#)

AGREEMENT

THIS AGREEMENT made and entered into this 11 day of JULY, 2019, by and between CULLIGAN MACHINERY & CON. INC. hereinafter called Contractor and Wasco County, a Municipal Corporation and political subdivision of the State of Oregon, hereinafter called County.

WITNESSETH THAT:

WHEREAS, Pursuant to the invitation of the County, the Contractor did in accordance therewith, file with the County a proposal containing an offer which was invited by said County; and

That the applicable specifications bound herewith, and the proposal bound herewith are hereby specifically referred to and by reference made a part hereof, and shall by such reference have the same force and effect as though all of the same were fully written or inserted herein.

That the Contractor shall faithfully complete and perform all of the obligations of this Agreement, and in particular shall promptly, as due, make payments of all just debts, demands and obligations incurred in the performance of this Agreement; and shall not permit any lien or claim to be filed or prosecuted against the County or the Wasco County Commission. This agreement shall be binding upon the heirs, executors, administrators, successors and assigns of the Contractor. It is expressly understood that this Agreement in all things shall be governed by the laws of the State of Oregon.

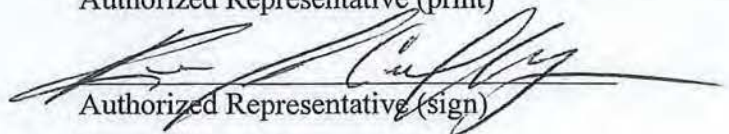
In consideration of the faithful performance of all of the obligations, both general and special, herein set out, and in consideration of the faithful performance of the work set forth in this Agreement, the applicable specifications, and the proposal which are a part hereof, the County agrees to pay said Contractor the amounts earned, as determined from the actual quantities of work performed and the prices and other bases of payment specified.

IN WITNESS WHEREOF, said Contractor and said County have caused this agreement to be executed on the date and year first above written.

CONTRACTOR:

CULLIGAN MACHINERY
& CONTRACTING INC.

KRISTOPHER J. CULLIGAN
Authorized Representative (print)


Authorized Representative (sign)

WASCO COUNTY
BOARD OF COMMISSIONERS:

Steve Kramer, Board Chair

Scott Hege, Commissioner

Kathy Schwartz, Commissioner

APPROVED AS TO FORM:

Legal Counsel for Wasco County

**PUBLIC WORKS**

2705 East Second Street • The Dalles, OR 97058 • www.co.wasco.or.us
road dept: [541] 506-2640 • weed & pest: [541] 506-2653 • fax: [541] 506-2641

Pioneering pathways to prosperity.

It shall be assumed that all companies submitting price quotes have checked all plans and are thoroughly familiar with the work to be performed, the materials and equipment to be furnished, and the conditions that exist.

All work shall be performed according to good engineering and construction standards, all to the satisfaction of Wasco County for the following prices:

<u>Item Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total</u>
3/4"-0 Aggregate (Crush & Stockpile)	8,000 CY 11,200 TWS	\$ <u>81</u> ⁻ \$ <u>5.75</u>	\$ <u>64,000</u>
2 1/2"-0 Aggregate (Crush & Stockpile)	2,000 CY 2,800 TWS	\$ <u>6</u> ⁻ \$ <u>4.50</u>	\$ <u>12,000</u>
Total Amount Quoted:	MOBILIZATION	\$18,500	\$ <u>94,500</u>

Contractor	<u>COLLIGAN MACHINERY & CON. INC.</u>
Address	<u>1075 RUSTLER PEAK ST.</u>
City & State	<u>CENTRAL POINT, OR</u>
By/Title	<u>KRIS COLLIGAN PRESIDENT</u>
Phone/Fax	<u>(541) 944-5094</u>
Email	<u>KRISTOPHERCOLLIGAN@GMAIL.COM</u>

Please submit your signed price quote by **1:00 pm, Wednesday, June 12, 2019.**

Wasco County will accept price quotes by e-mail or fax. Price quotes submitted via e-mail should be sent to Arthur Smith at arthurs@co.wasco.or.us

The Wasco County Public Works fax number is (541) 506-2641.



PUBLIC WORKS

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REQUEST FOR PRICE QUOTES

WASCO COUNTY PUBLIC WORKS
2705 E 2ND STREET
THE DALLES, OR 97058

The Wasco County Public Works is requesting Price Quotes for crushing and stockpiling approximately **8,000 cubic yards of 3/4"-0 aggregate** and **2,000 cubic yards of 2 1/2"-0 aggregate**.

The material source for this project shall be from specified sites at the county owned "Harvey Pit", located off of Seven-mile Hill Road, approximately 2.6 miles West of The Dalles, Oregon. (See attached vicinity map)

The aggregate to be produced is a "maintenance rock" and will be used for the repair and maintenance of gravel roads, road shoulders and other areas where dirty rock is not undesirable. The county will allow the finished aggregate to contain some dirt, clay, overburden and other materials normally prohibited. No scalping or reject screening will be required.

The county has pushed-up and stockpiled a sufficient quantity of material for the contractor to utilize. The successful contractor shall be responsible for feeding their crusher unit and stockpiling the finished aggregate.

The pay quantities of materials furnished will be by cross-section measurement of the completed stockpile to the nearest 0.1 cubic yard. There will be no allowance made for settlement or shrinkage.

Price quotes shall be received until **1:00 pm, Wednesday, June 12, 2019.**

Any questions regarding this solicitation or requests for site visits can be submitted via e-mail to Arthur Smith at arthurs@co.wasco.or.us or by phone at 541-506-2645.

Wasco County reserves the right to reject any or all price quotes, and to award the price quote according to the public's best interests.



PUBLIC WORKS

2705 East Second Street • The Dalles, OR 97058 • www.co.wasco.or.us
road dept: [541] 506-2640 • weed & pest: [541] 506-2653 • fax: [541] 506-2641

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It shall be assumed that all companies submitting price quotes have checked all plans and are thoroughly familiar with the work to be performed, the materials and equipment to be furnished, and the conditions that exist.

All work shall be performed according to good engineering and construction standards, all to the satisfaction of Wasco County for the following prices:

<u>Item Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total</u>
3/4"-0 Aggregate (Crush & Stockpile)	8,000 CY	\$_____	\$_____
2 1/2"-0 Aggregate (Crush & Stockpile)	2,000 CY	\$_____	\$_____
Total Amount Quoted:			\$_____

Contractor _____

Address _____

City & State _____

By/Title _____

Phone/Fax _____

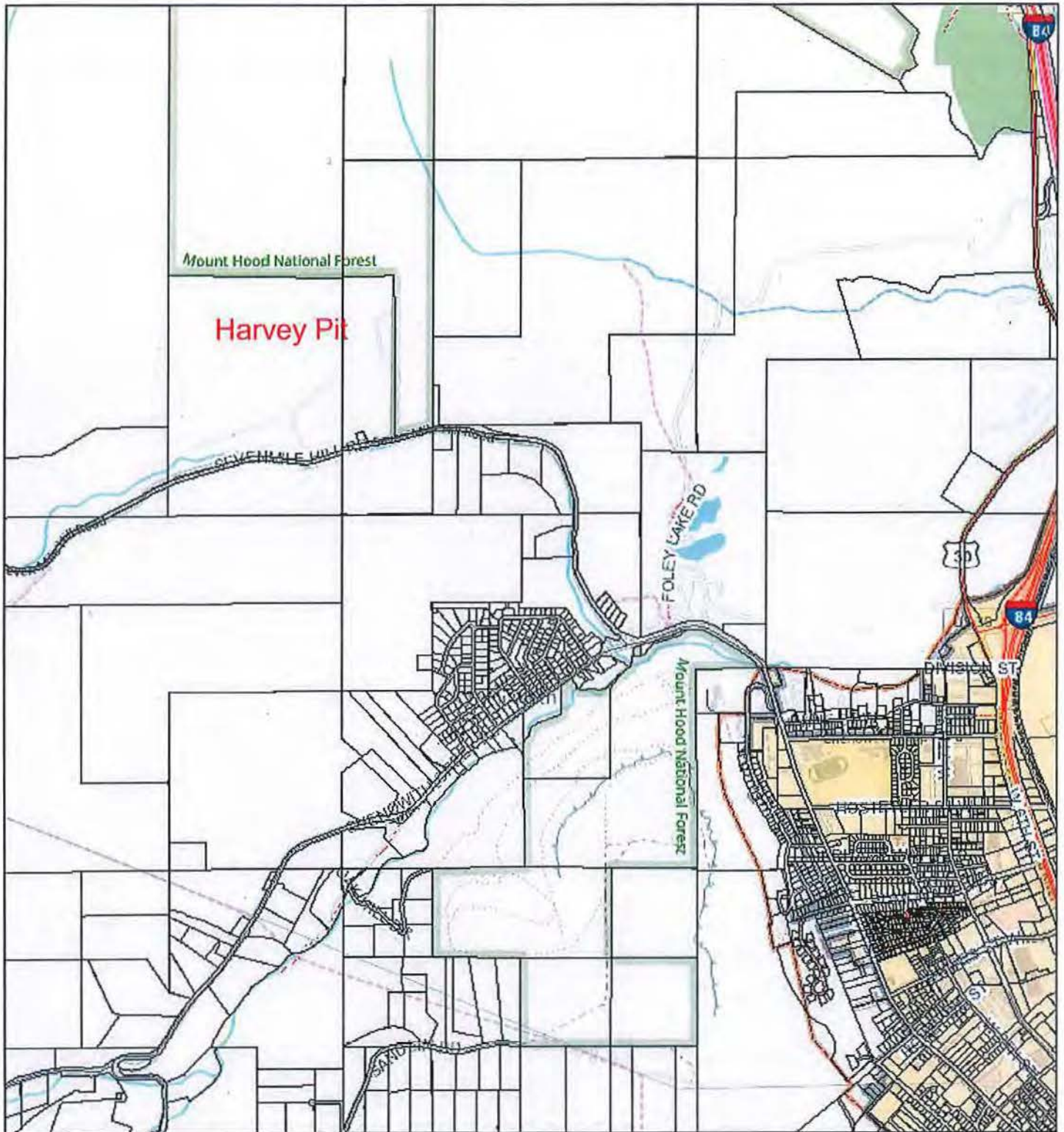
Email _____

Please submit your signed price quote by **1:00 pm, Wednesday, June 12, 2019.**

Wasco County will accept price quotes by e-mail or fax. Price quotes submitted via e-mail should be sent to Arthur Smith at arthurs@co.wasco.or.us

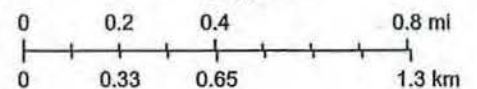
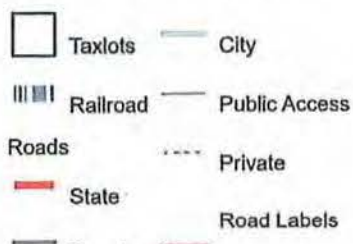
The Wasco County Public Works fax number is (541) 506-2641.

Wasco County Public Base Map



4/30/2019, 8:20:29 AM

1:36,112





MOTION

SUBJECT: Rock Crushing Agreement

Culligan Machinery Agreement: I move to approve the Culligan Machinery & Contracting Agreement to crush and stockpile aggregate for Wasco County.



AGENDA ITEM

Community Corrections Grant

[STAFF MEMO](#)

[PROGRAM SUMMARY](#)

[PRESENTENCE ASSESSMENT REPORT - EXAMPLE](#)

[DA CHECKLIST](#)



MEMORANDUM

SUBJECT: Justice Reinvestment Supplemental Grant Application

TO: BOARD OF COUNTY COMMISSIONERS

FROM: FRITZ BACHMAN

DATE: JULY 30, 2019

Background Information

1) Overview of Justice Reinvestment Supplementary Grant Program

In 2017, HB 3078 created a competitive grant to support **downward departure prison diversion programs**. In the 2019–21 biennium this supplemental grant is funded at \$7,266,000. These funds are limited to positions and trainings that directly support downward departure prison diversion programs.

2) Supplemental Victim Services 10%

Ten percent of supplemental funding requested must be dedicated to nonprofit community-based victim services providers approved in the county's formula-based Justice Reinvestment grant application.

3) Program Performance Objectives

Qualifying programs must:

- a) Identify a specific eligible population agreed upon by all key stakeholders, including the district attorney's office, the judiciary, and community corrections.
- b) Use presentencing assessments to inform downward departure sentencing. Assessments used may include, but are not limited to, the PSC, LS/CMI, URICA, TCUDS, ASUS, and WRNA.
- c) Establish regular communication regarding program participants' progress, including collaboration on revocation decisions.
- d) Use structured sanctions for all program participants.
- e) Provide supervision, sanctions, and services appropriate to participants' criminogenic risks and needs.
- f) Aim to decrease county prison intakes—including revocations—for the target population.
- g) Use data to monitor and evaluate program in order to improve program operations.

I've attached a summary of my program proposal and example forms we'd use for this program. District Attorney Nisley is on board with it and isn't requesting anything specific to help make this work, but you'll see in my summary that we can help the DA's Office and Wasco County with some of the collateral expenses that will be associated with this program.

I talked with the Criminal Justice Commission's JRI Grant Analyst and described Wasco's program concept to him. He said this was exactly what the grant was intended for and that it sounded like our plan is on track. I think we have a good chance of getting this award if we submit it as there is a minority of Oregon counties competing for this funding.

Justice Reinvestment Supplementary Grant

Wasco County Downward Departure Program Summary

The Downward Departure Program relies on communication between the District Attorney's Office and Community Corrections, placing eligible drug- and property-offenders on specialized supervision when being sentenced, collaterally diverting from prison, and tracking outcomes.

Step 1: Potential candidate is screened by District Attorney staff using the DA Checklist form. The DA's office plays the initial role of gatekeeper by identifying candidates based on established criteria and a brief risk assessment (PSC: <https://risktool.ocjc.state.or.us/psc>)

Inclusion Criteria:

- Resident of Wasco County
- Prison-bound repeat felony property or drug offender
- Medium or High risk as identified by online PSC assessment tool.
- Substance abuse problems as identified by assessments

Automatic Exclusion Criteria:

- Prior sexual offense convictions
- Prior domestic violence convictions in the past 5 years
- Felony person crime convictions within the past 5 years
- Offenders with serious mental health problems as identified by a mental health assessment

Step 2: If the DA determines that an offender is eligible they send a referral to Community Corrections. Community Corrections conducts a series of additional assessments to determine if the candidate is appropriate for the program. A final recommendation report is written and provided to the DA.

Step 3: The DA uses this report during plea negotiations.

Step 4: If a plea deal is reached, victim notification will occur through DA office victim's assistance staff. Any victims of the current crimes will be notified of the proposed sentencing program and given an opportunity to provide new relevant information related to the sentence.

Step 5: Offenders sentenced to supervision will go on a specialized caseload at Community Corrections. The PO makes all efforts to maintain offender engagement with supervision and targeted services, and communicates progress with the DA's office, treatment provider(s), an assigned peer mentor, transitional housing staff and other support personnel.

Expenses

All expenses for this program are covered by the JRI Supplemental Grant. There is no match requirement. The only follow-up grant requirement is a quarterly reporting of outcomes which I will be able to do.

(continued...)

A list of the Downward Departure Program's annual expenses might be estimated as:

P&P Specialized PO Wages: \$55,000
P&P Specialized PO PERS, Benefits, etc: \$40,000
P&P Travel and Training: \$3,000
P&P Office Supplies and Setup: \$2,000
DA Office Paralegal Workload Time: \$20,000
DA Office Travel and Training: \$3,000
DA's Office Supplies and Setup: \$2,000
10% Indirect Overhead Costs to Wasco County: \$12,500
10% to Victims Services (HAVEN): \$12,500

Estimated Total Annual Expenses: \$150,000

Total program amount to be requested for grant (biennium): \$300,000

**WASCO COUNTY COMMUNITY CORRECTIONS**

421 East Seventh St. Annex B • The Dalles, OR 97058
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Wasco County Community Corrections Presentence Assessment Summary

DEFENDANT SUMMARY	
NAME:	XXXXX, XXXXX
SID:	123456789
DOB:	04/18/1993
RESIDENCE:	

Defendant
Photo

INSTANT OFFENSE DETAIL			
Docket	DA	Offense	Classification
15CR44670/01	Nisley	Possession of Meth	CF
15CR44670/02	Nisley	Trespass II	CM
15CR50278/01	Nisley	Forgery II	AM
15CR50278/02	Nisley	Forgery II	AM
16CR11829/01	Nisley	Failure to Appear I	CF
16CR11829/02	Nisley	Failure to Appear I	CF
16CR11829/03	Nisley	Failure to Appear I	CF
16CR11829/04	Nisley	Failure to Appear I	CF
16CR13250/01	Nisley	ID Theft	CF
16CR13250/02	Nisley	ID Theft	CF
16CR13250/03	Nisley	ID Theft	CF
16CR13250/04	Nisley	Mail Theft	CF
16CR13250/05	Nisley	Mail Theft	CF
16CR13250/06	Nisley	Mail Theft	CF
16CR13250/07	Nisley	Mail Theft	CF
16CR13250/08	Nisley	Mail Theft	CF
16CR13250/09	Nisley	Mail Theft	CF
16CR13250/10	Nisley	Mail Theft	CF
16CR13250/11	Nisley	Mail Theft	CF
16CR13250/12	Nisley	Mail Theft	CF
16CR13250/13	Nisley	Mail Theft	CF
16CR13250/14	Nisley	Mail Theft	CF
16CR13250/15	Nisley	Mail Theft	CF

Downward Departure Eligibility:



Eligible

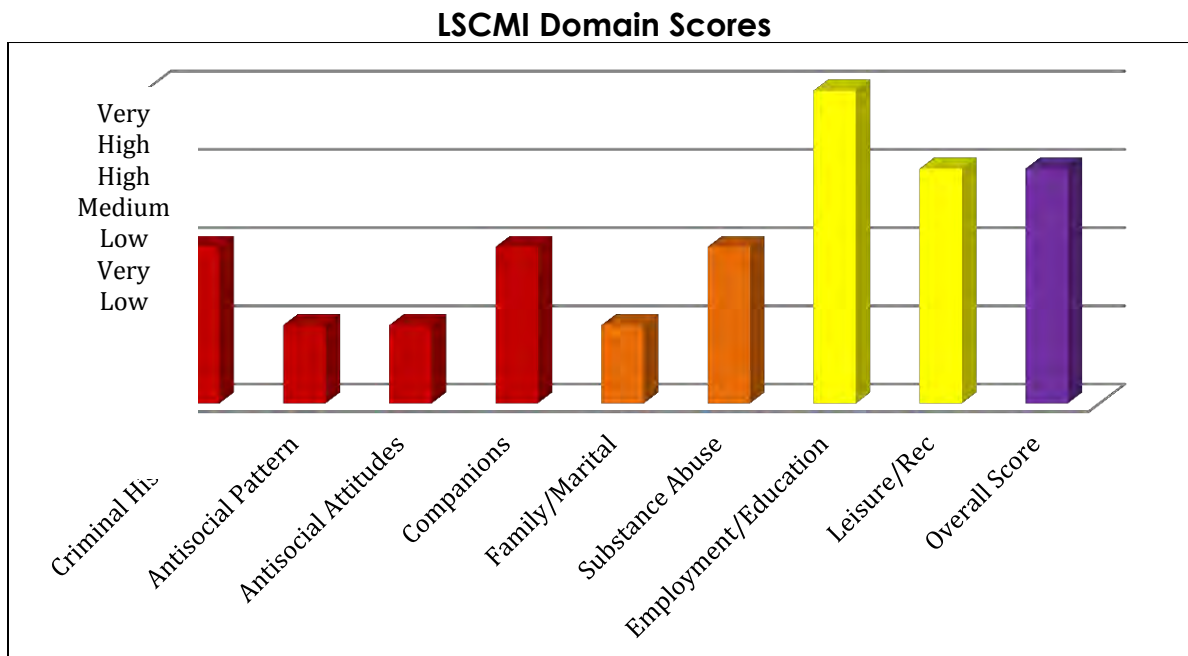


Ineligible



LSCMI (Level of Service Case Management Inventory): Assessment that measures the risk and need factors of late adolescent and adult offenders. The LSCMI is also a fully functioning case management tool. This single application provides all the essential tools needed to aid professionals in the treatment planning and management of offenders in justice, forensic, correctional, prevention and related agencies. The graph below displays the criminogenic risk areas in order of relevance to recidivism from left to right. The top four criminogenic risk areas are displayed in red, while secondary risk areas are orange and risk factors least related to recidivism are in yellow.

Assessment Results		
Instrument	Score	Risk Level
LSCMI	24	High





URICA (University of Rhode Island Change Assessment Scale): Assessment that measures an individual's readiness to change a specific behavior.

Assessment Results		
Instrument	Score	Stage of Change
URICA	9.86	Precontemplation

TCU: Assessment that measures the severity of an individual's drug use prior to incarceration. The assessment focuses on usage patterns, consequences associated with use (social, emotional, etc.) and withdrawal symptoms.

Assessment Results		
Instrument	Score	Severity
TCU	3	Mild Disorder

Substance Use History: XXXXX reports she first tried marijuana in middle school. XXXXX reports she was 18 when she first tried methamphetamine and reports using meth 2-3 times per week prior to her arrest.

Substance Use History		
Drug of Choice	Age at First Use	Date of Last Use
Methamphetamine	18	05/08/2016.
Comments:		

Criminal History: XXXXX's Oregon CCH shows one prior conviction for Giving False Information to Police in December of 2011. In addition, XXXXX reports she was on Juvenile Probation in Linn County from the ages of 12-18. XXXXX reports she was on supervision for not attending school and marijuana use.

Supervision History		
Prior Adult Supervision?	PSANC	Warrants
No	N/A	N/A
Comments from PO: N/A – Not currently on supervision		

Family Situation: XXXXX reports she has one daughter who is currently a year old. Hunt reports her daughter has been in DHS- Foster Care (with relatives) since she was approximately 6 months old. In addition, Hunt reports the father of her child is XXXX XXXX who is currently pending DV charges against her.

Family Situation		
Has Children?	Has Custody of Children?	DHS Involvement?
Yes – 1	No	Yes
Comments: XXXXX reports her DHS caseworker is xxxxxx.		



WASCO COUNTY COMMUNITY CORRECTIONS

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Comments from Defendant: XXXXX stated she wants to live a sober life with her daughter. She realizes that she messed up and wants to change that. She doesn't want to be a criminal and wants to learn how to be a better person.

Downward Diversion Program

Initial Eligibility Determination

District Attorney Checklist

- ☐ Eligible
☐ Not Eligible

Date eligibility determined

OFFENDER INFORMATION

Name: _____ SID#: _____ Date Reviewed: _____

POLICE REPORT

Crime type: _____

REQUIRED CRITERIA (data found in CCH)

- ☐ Yes, appears to live in correct County (Make note of transience or concerns) ☐ No (END and mark as Not Eligible)
- ☐ Yes, prison-bound repeat felony property offender (Use Sentencing Guidelines Grid) ☐ No (END and mark as Not Eligible)
- ☐ Yes, substance abuse problems appear to be present (Note: offender may or may not have a current drug offense)
- ☐ Drug offense ☐ DUI ☐ Unauthorized Use of Vehicle ☐ Forgery ☐ Fraudulent Use of Credit Card ☐ Prostitution
- ☐ Officer remarks/police report data _____ ☐ other _____
- ☐ No (END and mark as Not Eligible)

AUTOMATIC EXCLUSIONS (data found in CCH)

- ☐ Exclude due to prior sexual offense conviction
- ☐ Exclude due to recent (past 10 years) domestic violence conviction or felony person crime conviction (not including Robbery III if only minimal force is used)
- ☐ Offender has serious mental health issues (e.g., psychotic disorders) that would be better addressed by another program
- ☐ Exclude due to crimes with vulnerable victim and/or violation of trust:
- ☐ elder abuse ☐ embezzlement/employee theft ☐ organized ID theft/forgery/check fraud ring [racketeering] ☐ other

AUTOMATIC EXCLUSIONS ARE PRESENT? ☐ Yes (END and mark as Not Eligible) ☐ No (CONTINUE to next section)

OTHER CONSIDERATIONS IN DETERMINING INELIGIBILITY (data found in CCH)

- ☐ Exclude due to repeated violence convictions (i.e., repeated felony person convictions and/or misdemeanor person convictions)
- ☐ Exclude due to domestic violence convictions or felony person crime convictions from more than 10 years ago that raise enough concern to exclude this candidate (e.g., multiple prior such convictions; not completing terms successfully)
- ☐ Exclude due to excessive arrest cycles (e.g., 30 and above)
- ☐ Exclude due to pattern of repeated (i.e., 5+) instances of Failure to Appear (FTA)
- ☐ Exclude due to significant amount of other crimes associated with the targeted crime
- ☐ Exclude due to multiple assaultive arrest cycles
- ☐ Exclude due to other person-to-person crimes (i.e., endangering, tampering with witness, etc.)
- ☐ Other high risk exclusion concerns (i.e., Restraining/Stalking Orders, outstanding warrants incl. municipal/out-of-state)

OTHER CONSIDERATIONS ARE PRESENT? ☐ Yes (END and mark as Not Eligible) ☐ No (CONTINUE to next section)

PUBLIC SAFETY CHECKLIST (PSC) SCORE REVIEW

Determine if PSC Score is Medium or High risk. Access the PSC website at <https://risktool.ocjc.state.or.us/psc/>. The offender should have a PSC "effective risk" score above 20 to initially qualify for further screening. This is the percentage score listed under the New Conviction (felony) column located on the left side of the screen, which "estimates the likelihood the offender will be convicted of a new felony within 3 years of release from prison or imposition of probation."

PSC New Conviction (felony) Score: _____ ☐ Score is > 20 (Eligible) ☐ Score = 20 or below (END and mark as Not Eligible)



AGENDA ITEM

Emergency Operations Updates

[UPDATE MEMO](#)

[MEETINGS SUMMARY](#)

[NATIONAL GUARD AMORY MEMO](#)

[EMAIL – OREGON MILITARY](#)

[OREGON STATUTE](#)



EMERGENCY MANAGEMENT

511 Washington Street, Suite 102 • The Dalles, OR 97058

p: [541] 506-2790 • f: [541] 506-2791 • www.co.wasco.or.us

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Board of County Commissioners
511 Washington St. Ste 302
The Dalles, OR 97058

Emergency Management Update since 12 June

Potential issues identified:

ASA – Currently there are no active contracts with any of the Ambulance Service Providers since December 31, 2017. The Wasco County Ambulance Service Area Plan is still in the update process, the plan had been returned to us by the Oregon Health Authority (OHA) with a list of required changes. Due to the EM position being vacant at the time the review letter was received, OHA is giving us an extension. The estimated time for updating the plan with the required changes is approximately 3 months due to the need to meet with all providers for input or changes, additional required documentation and maps and submittal to Board of Commissioners before it can be sent to OHA in addition to 2 to 3 months for OHA to approve the plan.

Recommendation: take to work session

- Lack of volunteers for EMS in rural areas

Long term solution:

1. Career day at school to include response organizations such as EMS, Fire, Law Enforcement.
2. A study for ambulance service staffed by paid full or part time in the southern part of the county.

Fire – lack of volunteers and in need of newer equipment in the rural areas (Fire Trucks and PPE)

Short/Long Term solution:

1. look for surplus equipment from Federal agencies, City Fire Departments and Forestry; Grants
2. Career day at school to include response organizations such as EMS, Fire, Law Enforcement

Railroad – High traffic area for Union Pacific (UP) (Mosier and The Dalles) and BNSF (Maupin) transporting HAZMAT including Bakken Crude, Chlorine, Ammonia, Gasoline and Oxidizers among others.

Neither Mid-Columbia Fire & Rescue, Mosier nor Maupin Fire Dept. has the capability to do air monitoring if a train derailment should occur within the city limits and is carrying one of the chemicals

such as Chlorine or Ammonia, the nearest HAZMAT Unit with that capability is in Gresham(response time 1 hr.). Although Fire Dept. are trained to set up an initial safety zone utilizing the Emergency Response Guidebook (ERG), the Gorge's and Deschutes unique terrain and high winds would make those ERG recommendations inaccurate.

Solution: engage UP and BNSF for training for our first responders, possible assistance in purchase of air monitoring equipment for our first responders and have joint exercises with all agencies that would respond to a train derailment in a city.

Pine Hollow – large influx of people during the summer months, potential accidents on the reservoir, fire dangers and a potential need to evacuate.

Possible Solutions:

1. Evacuation signs and flyers showing evacuation routes (a lot of summer residents may or may not be familiar with the layout), designated volunteers with Reflective vests and radios that have assigned areas to direct traffic.
2. Volunteer lifeguards with Jet ski/boat (funds would have to come from the community)
3. Grants to assist with the initial purchase possibly?

Very respectfully,

Sheridan McClellan, Emergency Manager
Wasco County Emergency Management
Email: sheridanm@co.wasco.or.us
Phone: 541-506-2790



EMERGENCY MANAGEMENT

511 Washington Street, Suite 102 • The Dalles, OR 97058

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Board of County Commissioners
511 Washington St. Ste 302
The Dalles, OR 97058

Emergency Management Update since 12 June

12 - Jun Resilience Workshop – Workshop with Wasco County Planning, Mid-Columbia and Mosier Fire, FEMA Region 10, OEM, DOGAMI, DLCDD, OPDR, ODF for supporting existing planning efforts and discussion around national hazard risk reduction.

13 Jun – Mid-Columbia Fire and Rescue meeting – discussed Mid-Columbia needs such as mobile repeaters, predesignated base camps/ICP, air monitoring equipment, assistance with refueling vehicles while in field, mutual aid agreements with neighboring Fire Dept. and Ambulance; Fire Protection area's; hazards such as train derailments and possible training and monitoring equipment with/from Union Pacific.

26 Jun –North Wasco County School District 21 meeting – discussed School District needs such as emergency generators, reunification Trailer, and possible assistance from Red Cross and National Guard for evacuation / Shelter and cooling areas; a request to have National Guard attend Crisis Response Team meeting, discussed usage of School buses for evacuation during emergencies, was informed of existing Emergency Protocols, plans and pre-identified Reunification Centers. A need to work on a recovery Plan for after an Active Shooter incident was also discussed.

27 Jun – Eastern Oregon Interoperable Multi-County Radio Study meeting (Sheriff, 911, The Dalles Police, Mid-Columbia, Juniper Flat RFPD, - discussed past issues with comms, needs for mobile platform/mobile communications unit/trailer, emergency alert system issues currently only works at Bi-Coastal Media, discussed repeaters in county and simulcast vs multicast, digital frequencies and interoperability with other agencies.

02 Jul – Wamic RFPD and Ambulance, Juniper Flat RFPD, Maupin Fire and Ambulance, Tygh Valley RFPD, and Dufur Fire Station and Ambulance meetings.

Wamic RFPD – discussed current concerns/hazards/issues such as large influx of people in Pine Hollow/Rock Creek area, evacuation and nearest identified Shelters, discussed needs such as updating

equipment, training, new personal protective equipment (PPE) such as SCBA's, expanding building or new substation, need for a fire boat for on water rescue in summer, drone program to assist with fire, newer Type 3 or 4 and Type 6, discussed current fire response assets and PPE.

Juniper Flat RFPD – discussed evacuations, shelters, current population in district, FEPP program – ODF for surplus equipment, current fire response assets and PPE and EnRoute Pro 3 (Software/Application utilized by Fire Dept's for deployment and available assets)

Maupin Fire and Ambulance – met with Fire Chief, Ambulance Chief and Maupin City Manager, discussed concerns/hazard/issues such as lots of comms issues, constant issues with repeater now only sure way of getting information from 911 is through Everbridge, lack of volunteers for Fire Dept./Ambulance – not enough people to service area (no interest from students and schools are not representing Fire, Paramedics and Law Enforcement, during Career day).

Discussed need for newer equipment such as SCBA and additional comms equipment including 2 radio base stations in Civic Center. AMS Chief asked about status of the Ambulance Service Plan.

Tygh Valley RFPD – discussed concerns/hazard/issues – large influx of people in summer especially at Fair Grounds, lack of fire hydrants at Fair Grounds currently have to use pump to creek for additional water if needed, comms issue (need more repeaters), currently EMS coming from Wamic and or Maupin potential long response time depending on volunteer. Current needs are replacing Type 2 Tender and Type 4, new comms and newer PPE.

Suggestions where creating a consolidated North and South Fire/Ambulance Service District with potentially Ambulance being paid? lack of volunteers major issue.

Dufur Fire Dept. and Ambulance - discussed major issues / concerns such as comms issues especially during large fires (potential solution is adding additional frequencies for Fire South for usage during fire without impacting rest of county), need additional repeaters due to hills/canyons, another issues are not able to talk to farmers during fire due to handhelds farmers use are not authorized to use same frequency; equipment needs is fixing Type 1 engine and are looking for a Type 3 (Urban Interface) Dufur Fire Dept is also looking to expand to Rural Area and create new District.

03 Jul – Red Cross conference – discussed with Red Cross on who the new POC is, how to reach out to Red Cross for immediate assistance, support they can provide such as Water/snacks for canteening during fire or other emergencies, language support, shelter training (FEMA) and pre-identified shelters.

09 Jul - EM / Planning Dept. meeting – discussed relationship/coordination and support from Planning Dept. during emergencies; talked about the Natural Hazard Mitigation Plan and Community Wildfire Protection Plan

06 Jul – Wamic RFPD Family Event

08 Jul – Northern Wasco County PUD meeting – discussed Emergency Response, training, fire safety, Pacific Power shutoff

09 Jul – Health Preparedness Exercise Subcommittee Meeting (OHA Region 6 and 9 Liaison, North Central Public Health District, HPP Liaison, 911 and MCMC interim EM) – discussed joint exercise coordination to ensure that exercises / events are done jointly not separately thereby potentially saving work hours for planning and ensuring a good communication flow when an actual incident happens.

10 Jul – EM / Planning Dept. meeting – discussed Flood Plain ordinance, Landslide Hazards, Columbia Gorge Scenic Area; areas of concern such as Pine Hollow and Rock Creek during emergencies, discussed

possible issues during the Cascadia Event – the displacement of a large population to The Dalles and Wasco County.

10 Jul – National Guard Readiness Center – met with the Readiness NCO, discussed shelters and support from National Guard, was told although he was open to provide assistance during an emergency the usage of the building is coordinated through Oregon Military Department State Rental Program Office.

10 Jul – Hood River Emergency Manager meeting – met with Hood River EM and discussed EOC usage, OEM, mutual aid, grants, EOC layout and public outreach.

12 Jul – 3rd and 4th quarter EMPG report submitted

15 Jul – Clerk Office Continuity of Operations Plan (COOP) – discussed emergency/crisis in building, evacuation, shelter in place and moving operations offsite

15 Jul – Local Emergency Managers Update (LEMU) – Agenda and discussion on Oregon Inclusive Emergency Planning Workshop Brief, Auxiliary Emergency Response Operations, FEMA Integration Team update, NIMS and Capability Assessment, 2019 EMPG grant, State 911 Program, Public Information/Outreach tools – Oregon Epic Program, Wildfire Toolkit and Publications.

16 Jul – Area Trauma Meeting (MCMC, Wasco 911, Providence Hospital (Hood River), LifeFlight, Condon Ambulance, Region 6 State, Skyline Hospital) – discussed EMS OTR Integration, ATAB 6 Trauma Plan, community, education and exercises.

16 Jul – Crisis Response Team meeting – discussed emergency plans, drills/exercises, shelters/reunification and recovery.

16 Jul – WARS (Wasco Amateur Radio Services) Meeting – discussed comms issues, sharing air time on repeaters, repeater locations, exercises and upcoming meetings/exercises.

18 Jul – Region 6 HCC Comms meeting (Sherman EM, Gilliam EM, Hood River EM, OHA Region 6 and 9 Liaison, HPP Liaison) – discussed communications Guide for Region 6 Health Care Coalition – processes, target audiences, risk management and communications tools.

18 Jul – Klickitat County EM meeting – discussed mutual aid during emergencies such as ambulance services, joint exercises, comms issues, ASA and Fire Service areas.

22 Jul – Clerk Office COOP plan continuation – discussed current and possible new location for off-site operations

22 Jul – Northern Wasco County PUD ICS 100 class – attended and met PUD response folks

23 Jul – Environmental Protection Agency OSC meeting – discussed with EPA OSC passed incidents, potential future hazards/incidents, coordination between agencies, available training, exercises, contacts and air monitoring.

24 Jul – MCEDD / LINK Public Transit meeting – discussed transport needs during emergencies, MOU for usage of transport during emergency, current service area and current transportation assets

25 Jul – NOAA Weather Service – discussed weather updates during emergencies, spot reports, plume modeling for HAZMAT, Weather forecast for large events, services provided and potential inclusion during exercise.

26 July – School District 21 tour – visiting all the schools in The Dalles

Upcoming meetings: The Dalles Public Works, ODOT, Union Pacific, DEQ, Barlow Grange, Young Life, EPA Field Office

Very respectfully,

Sheridan McClellan, Emergency Manager
Wasco County Emergency Management
Email: sheridanm@co.wasco.or.us
Phone: 541-506-2790



EMERGENCY MANAGEMENT

511 Washington Street, Suite 102 • The Dalles, OR 97058

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Pioneering pathways to prosperity.

Board of County Commissioners
511 Washington St. Ste 302
The Dalles, OR 97058

Dear Commissioners Hege, Kramer and Schwartz,

National Guard Readiness Center

Due to the extreme weather conditions and possible emergencies Wasco County Emergency Management (EM) has made it its top priority to reach out to different agencies, school districts and service providers for possible locations for shelters, reunifications centers and distribution centers. One of the few places that have the space and the infrastructure to support these types of operations is the National Guard Readiness Center.

I had the opportunity to meet the Readiness NCO (Non-Commissioned Officer) on July 10th, who expressed a great willingness to assist in case of an emergency but did not have the authority to sign a MOU or allow usage of the facility. The Rental Program Manager at the Oregon Military Department (OMD) has the authority to sign MOU's and do rental agreements for the building. Wasco EM reached out to the Rental Program Manager via phone on July 11th and followed up with an email (see attached for email and the response from OMD).

It was surprising to read in the email that the Readiness Center would not be available during an emergency. It is understandable not being able to use the Center during a non-emergency when the space is being rented or leased; however since it is a State Building, a National Guard Armory, an emergency in the County should trump any rental agreements in place for that duration.

The Oregon Statute covering Military Affairs; Emergency Services should be able to assist us in getting a dialog started on the utilization of Readiness Center for Emergency purposes.

Below is an excerpt from the Oregon Statutes dealing specifically with the usage of armories:

Title 32 Military Affairs; Emergency Services ORS 396.540 Use of armories

(3) Armories may be used by any federal, state, county and municipal bureau, agency or department or by the Armed Forces of the United States, including the Coast Guard, or by the reserve components thereof for their official business, provided that such use does not interfere with the members and units of the organized militia stationed in such armory, and provided that such use is approved by the officer in charge thereof and by military superiors as prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399.

In order to best serve our populace and provide possible shelters, reunification and or distribution centers during emergencies, Wasco County EM requests the assistance from the County Commissioners in reaching out to the Oregon Military Department, for the usage of the National Guard Readiness Center during such events.

Very respectfully,

Sheridan McClellan, Emergency Manager
Wasco County Emergency Management
Email: sheridanm@co.wasco.or.us
Phone: 541-506-2790

Enclosure (1) Email to Oregon Military Department State Rental Program Manager

Enclosure (2) Title 32 Military Affairs; Emergency Services



Sheridan McClellan <sheridanm@co.wasco.or.us>

The Dalles National Guard Readiness Center

3 messages

Sheridan McClellan <sheridanm@co.wasco.or.us>
To: timothy.lainhart@mil.state.or.us

Thu, Jul 11, 2019 at 11:49 AM

Good Afternoon,

it was nice talking to you and congratulations on the new job/position. I wanted to reach out to you concerning the usage of your building during a emergency in the county either has a Shelter during an evacuation or a reunification site during a School incident. my cell phone is 541-980-0200.

thank you,

Sheridan

**Sheridan McClellan** | *Emergency Management Services Manager*
SHERIFF'S OFFICEsheridanm@co.wasco.or.us | www.co.wasco.or.us

541-506-2790 | Fax 541-506-2791

511 Washington St. Suite 102 | The Dalles, OR 97058

Timothy Lainhart <timothy.lainhart@mil.state.or.us>
To: Sheridan McClellan <sheridanm@co.wasco.or.us>

Fri, Jul 12, 2019 at 2:46 PM

Good Afternoon Sheridan,

I apologize for my delayed response. I was able to get some information on your request and at how we have handled these requests historically. I run the rental program for the state which handles short term rentals (Weddings, birthdays, concerts, etc) at our facilities across the state. I check in with the unit to ensure it is not being used for their use, and then setup a short term rental event to take place. Unfortunately it seems what you are requesting would be a more long term agreement without set dates, which I would not be able to setup or we would be able to agree to. If an event did take place where you needed to rent our space please contact me and I can definitely assist you as best I can.

Timothy Lainhart
Oregon Military Department
State Rental Program Manager
p: 503-584-3867
c: 971-645-7714
timothy.lainhart@mil.state.or.us

From: Sheridan McClellan <sheridanm@co.wasco.or.us>
Sent: Thursday, July 11, 2019 11:49 AM

7/25/2019

Wasco County Mail - The Dalles National Guard Readiness Center

To: Timothy Lainhart

Subject: The Dalles National Guard Readiness Center

[Quoted text hidden]

Sheridan McClellan <sheridanm@co.wasco.or.us>

Mon, Jul 15, 2019 at 4:06 PM

To: lanem@co.wasco.or.us

This was the reply from last week.

[Quoted text hidden]

TITLE 32

MILITARY AFFAIRS; EMERGENCY SERVICES

Chapter	396.	Militia Generally
	398.	Military Justice
	399.	Organized Militia
	401.	Emergency Management and Services
	402.	Emergency Mutual Assistance Agreements
	403.	Emergency Communications System; 2-1-1 System; Public Safety Communications Systems
	404.	Search and Rescue

Chapter 396

2015 EDITION

Militia Generally

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396.015	Definitions	396.305	Oregon Military Department; duties and functions
396.025	Purposes; rules of construction	396.310	Enumeration of duties not exclusive
396.035	Construction against implied repeal	396.315	Adjutant General as director of department
396.045	Severability; conflicts	396.320	Organization of department
COMPOSITION; COMMAND AND STAFF OFFICERS		396.325	Army and air technicians as federal employees
396.105	Militia comprised of organized and unorganized militia	396.330	Employees of military department; civil service status; conditions of employment; application of civil service and employment laws
396.115	Persons exempt from militia service	396.332	Authority of Oregon Military Department to require fingerprints for criminal records check
396.117	Prohibition on active federal service of sibling of person killed while in military; exceptions	396.335	Drawing warrants
396.120	Authority to administer oaths	396.340	Receipt and disposition of certain federal moneys
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396.128	Operation of regulations adopted by Adjutant General; conflict with state law; Oregon Code of Military Justice	396.355	Property loss incident to activities of organized militia
396.130	Service of organized militia outside state	396.360	Department programs for at-risk youth; policies and procedures
396.135	Militia call by United States	396.362	Oregon Military Emergency Financial Assistance Program
396.140	Registration of unorganized militia; failure to appear	396.364	Oregon Military Emergency Financial Assistance Fund
396.145	Military staff of Governor; Military Council	396.375	Report to legislature on military cultural barriers
396.150	Adjutant General; appointment and tenure; qualifications; grade	ARMORIES, CAMPS AND OTHER PROPERTY	
396.155	Adjutant General; compensation; bond; traveling expenses	396.505	Definition of "armory" for ORS 396.505 to 396.545
396.160	Adjutant General; duties	396.510	Control of armories and camps; care of property
396.165	Assistant Adjutants General		
396.170	Acting Adjutant General		
396.175	United States Property and Fiscal Officer		

MILITARY AFFAIRS; EMERGENCY SERVICES

396.515	Sale, exchange or lease of military department property	396.540	Use of armories
396.520	Applicability of laws governing sale, exchange or lease of military department property generally	396.545	Leases and agreements for use of armories
396.525	Military Department Construction Account; disposition of moneys received from sale of real property	396.555	Oregon Military Museum established at Camp Withycombe
396.530	Location of new armories; title to armories and grounds	396.560	Grants and donations for Oregon Military Museum
396.535	Acquisition of property for military use; payment for use of property	396.565	Disposal of property
			MISCELLANEOUS
		396.595	Military Family Appreciation Day
		396.600	Task Force on Military Families

396.010 [Repealed by 1961 c.454 §213]

GENERAL PROVISIONS

396.015 Definitions. The terms “unorganized militia,” “all or any part of the organized militia,” and “organized militia or any force thereof,” whenever used in this chapter and ORS chapters 398 and 399, unless a different meaning is plainly required by the context, shall be deemed to include any unit, command, component, element, headquarters, staff or cadre thereof as well as any member thereof. [1961 c.454 §5(4)]

396.020 [Repealed by 1961 c.454 §213]

396.025 Purposes; rules of construction. (1) It is the intent of this chapter and ORS chapters 398 and 399 to provide for the Oregon Military Department and for the State Militia and for the organization, equipment, regulation and use thereof.

(2) All matters relating to the organization, discipline and government of the organized militia, not otherwise provided for in this chapter and ORS chapters 398 and 399 or in military department regulations issued pursuant thereto, shall be decided by the customs and usage of the appropriate force or forces of the Armed Forces of the United States. [1961 c.454 §1; 1989 c.360 §2]

396.030 [Repealed by 1961 c.454 §213]

396.035 Construction against implied repeal. This chapter and ORS chapters 398 and 399 being a general law intended as a unified coverage of its subject matter, no part of them shall be deemed to be impliedly repealed by subsequent legislation if such construction can reasonably be avoided. [1961 c.454 §2]

396.040 [Repealed by 1961 c.454 §213]

396.045 Severability; conflicts. (1) If any clause, sentence, paragraph or part of this chapter and ORS chapters 398 and 399 or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this chapter and ORS chapters 398 and 399, and the application thereof to other persons or circumstances, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which judgment shall have been rendered and to the person or circumstance involved. It is hereby declared to be the legislative intent that this chapter and ORS chapters 398 and 399 would have been adopted had such invalid provisions not been included.

(2) In so far as the provisions of this chapter and ORS chapters 398 and 399 are inconsistent with the provisions of any other

Act, general or special, or of any local law, the provisions of this chapter and ORS chapters 398 and 399 shall be controlling. [1961 c.454 §§3,4]

396.050 [Repealed by 1961 c.454 §213]

396.060 [Repealed by 1961 c.454 §213]

396.070 [Repealed by 1961 c.454 §213]

396.080 [Repealed by 1961 c.454 §213]

396.090 [Repealed by 1961 c.454 §213]

396.100 [Repealed by 1961 c.454 §213]

COMPOSITION; COMMAND AND STAFF OFFICERS

396.105 Militia comprised of organized and unorganized militia. (1) The militia of the state shall be divided into the organized militia and the unorganized militia.

(2) The organized militia shall be composed of the Oregon Army National Guard and the Oregon Air National Guard, which forces together with an inactive National Guard shall comprise the Oregon National Guard; the Oregon State Defense Force whenever such a state force shall be duly organized; and such additional forces as may be created by the Governor.

(3) The unorganized militia shall consist of all able-bodied residents of the state between the ages of 18 and 45 who are not serving in any force of the organized militia or who are not on the state retired list and who are or who have declared their intention to become citizens of the United States; subject, however, to such exemptions from military duty as are created by the laws of the United States. [1961 c.454 §5(1),(2),(3); 1989 c.361 §2; 2005 c.512 §3]

396.110 [Repealed by 1961 c.454 §213]

396.115 Persons exempt from militia service. The following persons shall be exempt from militia service:

(1) Persons exempt from militia service by the laws of the United States.

(2) Regular or duly ordained ministers of religion, or duly elected church officials regularly conducting church services, or those recognized by their church as devoting the major portion of their time to the practice of religion.

(3) Students preparing for the ministry in accredited theological or divinity schools.

(4) Persons whose religious tenets or conscientious scruples forbid them to bear arms. [1961 c.454 §18]

396.117 Prohibition on active federal service of sibling of person killed while in military; exceptions. (1) If the Adjutant General receives notice that an Oregon National Guard unit will be called into active federal service outside this state under Title 10 of the United States Code, the Adjutant

General may not place or retain a servicemember in the unit if the servicemember is the sibling of a person who was killed while serving under Title 10 of the United States Code with the Armed Forces of the United States, unless the Adjutant General has first provided notice to the Governor. The notice must include documentation of:

(a) The determination by the chain of command that placement or retention of the servicemember in the unit is a military necessity to accomplish the unit's mission; or

(b) The servicemember's request for active federal service with the unit, completed in a manner that complies with Oregon National Guard regulations.

(2) The Oregon Military Department shall adopt regulations as necessary to carry out the provisions of this section.

(3) This section does not require action by the Oregon National Guard that is contrary to federal law or regulations, or that degrades the readiness of the Oregon National Guard to perform federal or state missions. [2011 c.395 §1]

Note: 396.117 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

396.120 Authority to administer oaths.

(1) The following persons of the organized militia may administer oaths for the purposes of military administration, including military justice, and affidavits may be taken for those purposes before those persons who shall have the general powers of a notary public:

(a) The State Judge Advocate and all Assistant State Judge Advocates.

(b) All law specialists.

(c) All summary courts-martial.

(d) All adjutants, assistant adjutants, acting adjutants, personnel adjutants and other persons of equivalent responsibility who may be assigned a different position title by their respective force.

(e) All legal officers.

(f) The president, law officer, trial counsel and assistant trial counsel for all general and special courts-martial.

(g) The president and the counsel for the court of any court of inquiry.

(h) All officers designated to take a deposition.

(i) All persons detailed to conduct an investigation.

(j) All other persons designated by military department regulations issued by the Governor.

(2) The signature without seal of any such person, together with the title of office, is prima facie evidence of authority. [1961 c.454 §198]

396.125 Governor as Commander in Chief; military regulations; conflict with state law.

(1) The Governor of this state, by virtue of office, is the Commander in Chief of the militia of this state, and may issue military regulations for the governance of the militia. Military regulations issued by the Governor shall have the full force and effect of law. To the extent a regulation issued under this section conflicts with any other law of this state, the regulation shall supersede the conflicting law.

(2) In issuing regulations under this section, the Governor may give consideration to the laws and regulations of the United States relating to the organization, discipline and training of the militia, to the provisions of this chapter and ORS chapters 398 and 399 and to the laws and regulations governing the United States Army and United States Air Force.

(3) The Governor may delegate to the Adjutant General authority to issue the regulations described in this section for the governance of the militia. [1961 c.454 §6; 2005 c.512 §1; 2013 c.81 §1]

396.128 Operation of regulations adopted by Adjutant General; conflict with state law; Oregon Code of Military Justice.

(1) If the Adjutant General issues regulations for the governance of the organized militia as provided under ORS 396.125, the Adjutant General shall specify in the regulations a date on which the regulations become operative for the purposes of all conduct subject to the regulations occurring on or after the specified date. To the extent a regulation issued under this section conflicts with a provision of this chapter, ORS chapter 398 or 399 or any other law of this state, the regulation shall supersede the conflicting provision or law.

(2) Regulations issued by the Adjutant General under this section and ORS 396.125 that have become operative shall be known and cited as "the Oregon Code of Military Justice." [2005 c.512 §47; 2013 c.81 §2]

Note: 396.128 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

396.130 Service of organized militia outside state.

(1) The Governor may order the organized militia or any part thereof to serve outside the borders of this state or of the United States in order to perform military duty of every description and to participate in parades, reviews, cruises,

conferences, encampments, maneuvers or other training, and to participate in small arms and other military competitions and to attend service schools.

(2) The provisions of this chapter and ORS chapters 398 and 399 shall apply to the members of the organized militia while serving without the state and while going to and returning from such service without the state in like manner and to the same extent as while serving within the state. [1961 c.454 §15]

396.135 Militia call by United States.

When the militia of the state or any part thereof is called forth under the Constitution and laws of the United States, the Governor shall order out for service the organized militia or such part thereof as may be necessary, and if the number available is insufficient the Governor may call for and accept from the unorganized militia as many volunteers as are required for service in the organized militia or the Governor may direct the members of the unorganized militia or such of them as the Governor may deem necessary to be drafted into the organized militia. [1961 c.454 §16]

396.140 Registration of unorganized militia; failure to appear. (1) Whenever the Governor deems it necessary, the Governor may direct the members of the unorganized militia to present themselves for and submit to registration at such time and place and in such manner as may be prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399.

(2) Any member of the unorganized militia who is ordered to register under the provisions of this section or to be drafted into the organized militia under ORS 396.135, and who fails to appear at the time and place designated in such order, shall be guilty of a misdemeanor. [1961 c.454 §17]

396.145 Military staff of Governor; Military Council. (1) The military staff of the Governor shall consist of the Chief of Staff to the Governor, the Military Council and such personal aides-de-camp as the Governor shall deem necessary.

(2) The Adjutant General shall be Chief of Staff to the Governor.

(3) The Military Council hereby is established as an advisory board to the Governor for the purpose of advising the Governor in all matters of military interest to the state. It shall consist of the Adjutant General and not fewer than 6 nor more than 10 officers of the Oregon National Guard selected for their knowledge of the service. The Oregon Army National Guard and the Oregon Air

National Guard shall be represented on the Military Council in proportion to their total strength.

(4) Personal aides-de-camp to the Governor may be selected from the commissioned officers of the Oregon National Guard or from reserve officers of the Armed Forces of the United States who are residents of Oregon and who are not serving on extended active duty. Officers detailed under this section shall not be relieved from their ordinary duties except when actually on duty with the Governor.

(5) The military staff of the Governor shall, in addition to its other duties, perform such ceremonial functions and duties as the Governor may prescribe. [1961 c.454 §7; 2005 c.512 §4]

396.150 Adjutant General; appointment and tenure; qualifications; grade.

(1) The Governor shall appoint an Adjutant General who shall hold office for a four-year term or until relieved by reason of resignation, withdrawal of federal recognition or for cause to be determined by a court-martial. The current term of an Adjutant General continues until its prescribed expiration date while such Adjutant General is serving in a federal active duty status under an order or call by the President of the United States. Voluntary entry onto extended active duty by a person holding the office of Adjutant General is an automatic resignation of such officer.

(2) A person is eligible for appointment to the office of Adjutant General if the person is an officer of the Oregon National Guard, federally recognized in the grade of lieutenant colonel or higher, and has completed at least six years' service in the Oregon National Guard as a federally recognized officer.

(3) The Adjutant General may be appointed in the grade of lieutenant colonel or higher, but not exceeding that of lieutenant general. If appointed in a lower grade, the Adjutant General may be promoted by the Governor to any grade not exceeding that of lieutenant general. [1961 c.454 §8; 2009 c.434 §1]

396.155 Adjutant General; compensation; bond; traveling expenses.

(1) The Adjutant General shall receive such salary as may be provided by law or, if not so provided, as may be fixed by the Governor.

(2) Before entering upon the duties of office, the Adjutant General shall give to the state a fidelity bond in such penal sum as may be fixed by law or, if not so fixed, as may be fixed by the Governor, with a corporate surety who is authorized to do business in this state. The premium for such bond shall be paid by the military department.

(3) The Adjutant General shall be reimbursed for actual and necessary traveling expenses. [1961 c.454 §9]

396.160 Adjutant General; duties. (1) The Adjutant General shall be the Director of the Oregon Military Department, and Chief of Staff to the Governor. The Adjutant General shall be the Commander of the Oregon National Guard.

(2) The Adjutant General shall be charged, under the direction of the Governor, with the supervision of all matters pertaining to the administration, discipline, mobilization, organization and training of the Oregon National Guard and the Oregon State Defense Force.

(3) The Adjutant General shall perform all duties required by the laws of the United States and of the State of Oregon, and the regulations issued thereunder, now or hereafter promulgated.

(4) The Adjutant General may employ such deputies, assistants and other personnel as the Adjutant General shall deem necessary to assist the Adjutant General in the performance of those duties required of the Adjutant General as Director of the Oregon Military Department. The Adjutant General shall fix the compensation of such deputies, assistants and other personnel in accordance with then existing state laws, budgetary restrictions and employment policies.

(5) The Adjutant General shall supervise the preparation and submission of all returns and reports pertaining to the militia of the state as may be required by the United States.

(6) The Adjutant General shall be the channel of official military correspondence with the Governor, and shall, on or before November 1 of each year, make a report to the Governor of the transactions, expenditures and condition of the Oregon National Guard. The report shall include the report of the United States Property and Fiscal Officer.

(7) The Adjutant General shall be the custodian of records of officers and enlisted personnel and all other records and papers required by law or regulations to be filed in the office of the Adjutant General. The Adjutant General may deposit with the State Archivist for safekeeping in the official custody, records of the office of the Adjutant General that are used for historical purposes rather than the administrative purposes assigned to the office of the Adjutant General by law.

(8) The Adjutant General shall attest and record all military commissions issued by the Governor and keep a roll of all commissioned

officers, with dates of commission and all changes occurring in the commissioned forces.

(9) The Adjutant General shall record, authenticate and communicate to troops and individuals of the militia all orders, instructions and regulations.

(10) The Adjutant General shall cause to be procured, printed and circulated to those concerned all books, blank forms, laws, regulations or other publications governing the militia needful to the proper administration, operation and training thereof or to carry into effect the provisions of this chapter and ORS chapters 398 and 399.

(11) The Adjutant General shall have an appropriate seal of office and affix its impression to all certificates of record issued from the office of the Adjutant General.

(12) The Adjutant General shall render such professional aid and assistance and perform such military duties, not otherwise assigned, as may be ordered by the Governor.

(13) The Adjutant General shall, in time of peace, perform the duties of quartermaster general and chief of ordnance.

(14) The Adjutant General may issue regulations as described in ORS 396.125 (1) if authority is delegated to the Adjutant General by the Governor. [1961 c.454 §10; 1989 c.360 §3; 1989 c.361 §3; 2001 c.104 §137; 2005 c.512 §2]

396.165 Assistant Adjutants General.

(1) The Adjutant General may appoint three Assistant Adjutants General, two from the Army National Guard of Oregon and one from the Air National Guard of Oregon who shall serve at the pleasure of the Adjutant General or until relieved by reason of resignation, withdrawal of federal recognition or for cause to be determined by a court-martial. Voluntary entry onto extended active duty by a person holding the office of Assistant Adjutant General shall be deemed automatic resignation of such officer.

(2) To be eligible for appointment to the office of Assistant Adjutant General, a person must be an officer of the Oregon National Guard, federally recognized in the grade of lieutenant colonel or higher, and must have completed at least six years service in the Oregon National Guard as a federally recognized officer.

(3) An Assistant Adjutant General may be appointed in the grade of lieutenant colonel or higher, but not exceeding that of brigadier general. An Assistant Adjutant General may be promoted by the Governor to any grade not exceeding that of brigadier general, to serve in such grade only upon receipt of federal recognition therein.

(4) The Assistant Adjutants General shall perform such duties as may be assigned by the Adjutant General.

(5) An Assistant Adjutant General shall be compensated at a rate determined by the Oregon Department of Administrative Services.

(6) In any absence of the Adjutant General caused by death or other inability to perform the duties of the office, the Governor or the Adjutant General may designate an Assistant Adjutant General to be the Acting Adjutant General. Except when the Governor or the Adjutant General designates another of the Assistant Adjutants General to be the Acting Adjutant General, the Assistant Adjutant General senior in military grade shall assume the responsibilities and powers and perform all the duties required of the Adjutant General, and shall be Acting Adjutant General. An officer serving as Acting Adjutant General under this section shall continue to receive the salary authorized for an Assistant Adjutant General, when the officer is a state employee, but shall otherwise receive the salary authorized for the Adjutant General. The Acting Adjutant General shall serve until the Adjutant General is again able to perform the duties of the office, or if such office is vacant, until an Adjutant General is regularly appointed and qualified. While so serving, the Acting Adjutant General shall give to the state a fidelity bond in the same manner and in the same sum as is required from the Adjutant General. [1961 c.454 §11; 1963 c.62 §1; 1983 c.534 §1; 1999 c.96 §1]

396.170 Acting Adjutant General. (1) If the federally recognized Oregon National Guard, or any portion thereof, is called or ordered to active federal duty by the President, and if such call or order shall include the Adjutant General and Assistant Adjutants General, the Governor may appoint an Acting Adjutant General who shall assume the responsibilities and powers and perform all duties required of the Adjutant General, and who shall be selected from the federally recognized officers not called or ordered to active duty and who meet the qualifications established for the appointment of an Adjutant General, or if no such officer is available, then from the following:

(a) Officers of the National Guard Reserve.

(b) Inactive or retired officers of the Oregon National Guard.

(c) Army or Air Force officers who have retired and are residents of the State of Oregon.

(2) If, on the occurrence of a vacancy in the office of Adjutant General, there is no

duly qualified and appointed Assistant Adjutant General, the Governor may designate an Acting Adjutant General who shall assume temporarily the responsibilities and powers and perform all duties required of the Adjutant General until such time as an Adjutant General is regularly appointed and qualified. An Acting Adjutant General designated under this provision shall have the same qualifications as are required for the appointment of an Adjutant General.

(3) The Acting Adjutant General serving under the terms of this section shall be compensated as determined by the Governor, but the amount shall not exceed that authorized for a regularly appointed Adjutant General.

(4) The Acting Adjutant General, before entering upon the duties of office, shall give to the state a fidelity bond in such penal sum as may be fixed by law, or if not so fixed, as may be approved by the Governor, with a corporate surety who is authorized to do business in this state. The premium for such bond shall be paid by the military department. [1961 c.454 §12; 1963 c.62 §2]

396.175 United States Property and Fiscal Officer. (1) The Adjutant General shall recommend to the Governor, who shall appoint, designate or detail, subject to the approval of the Secretary of the Army and the Secretary of the Air Force, a qualified commissioned officer of the Oregon National Guard who is also a commissioned officer of the Army National Guard of the United States or the Air National Guard of the United States, as the case may be, to be the United States Property and Fiscal Officer for Oregon. If the officer is not on active federal duty, the President may order the officer to active duty, with the consent of the officer, to serve as a Property and Fiscal Officer as provided in section 708 of title 32, United States Code. The United States Property and Fiscal Officer shall function under the direction of the Adjutant General, and cooperate fully with National Guard Regulations and Air National Guard Regulations and the regulations and policies of the Department of the Army and Air Force. The United States Property and Fiscal Officer may serve until 60 years of age if otherwise qualified.

(2) As long as the position of the United States Property and Fiscal Officer is covered by a Position Schedule Bond authorized by the United States Code, and such position bonding is automatic upon acceptance of property accountability, no further bonding action on the part of the state or the individual appointed shall be required. [1961 c.454 §13]

396.180 [1961 c.454 §14; repealed by 1971 c.418 §23]

OREGON MILITARY DEPARTMENT

396.305 Oregon Military Department; duties and functions. (1) The Oregon Military Department is established. The department, under the direction of the Governor, shall be responsible as provided in this chapter and ORS chapters 398 and 399 for the supervision of the military affairs of the state.

(2) The military department shall prepare and promulgate necessary regulations for the organization, governance, armament, equipment, training and compensation of the militia of the state in conformity with the provisions of this chapter, ORS chapters 398 and 399 and the laws of the United States. Regulations so made shall be subject to the approval of the Governor.

(3) The military department shall make such changes in the military organization of the Oregon National Guard as are necessary from time to time to conform to the requirements of the laws of the United States and the directives of the National Guard Bureau.

(4) The military department shall fix the location of the units and headquarters of the Oregon National Guard, and shall, subject to the approval of the National Guard Bureau, transfer, attach, consolidate or inactivate any organization or unit when in its judgment the efficiency of the present organization will be increased thereby.

(5) The military department shall have the power to establish awards and decorations and to approve the design therefor. [1961 c.454 §19; 1989 c.360 §4; 2005 c.512 §34]

396.310 Enumeration of duties not exclusive. The enumeration of duties and functions in ORS 396.305 to 396.360 and 396.505 to 396.545 shall not be deemed exclusive nor construed as a limitation on the powers and authorities vested in the department by other provisions of law. [1961 c.454 §20]

396.315 Adjutant General as director of department. (1) The military department shall be under the supervision and control of the Adjutant General, who shall also serve as director of the department, and who shall be appointed by the Governor as provided in ORS 396.150.

(2) The Adjutant General shall be responsible for the performance of the duties imposed upon the department, and for such other duties as may be prescribed by this chapter and ORS chapters 398 and 399, or by the Governor. [1961 c.454 §21]

396.320 Organization of department. The Adjutant General shall organize and reorganize the military department as necessary to the accomplishment of its functions

and duties. Such organization or reorganization shall be approved by the Governor prior to implementation. [1961 c.454 §22]

396.325 Army and air technicians as federal employees. Army and air technicians are federal civilian employees authorized by section 709, title 32, United States Code and paid from federal funds allocated to the state. As such they are subject to the jurisdiction and control of the Adjutant General. [1961 c.454 §23; 1969 c.367 §1]

396.330 Employees of military department; civil service status; conditions of employment; application of civil service and employment laws. (1) State employees of the Oregon Military Department who are not otherwise members of the Oregon National Guard may be required as a condition of employment to obtain membership in the Oregon State Defense Force when in the judgment of the Adjutant General the membership maintains or enhances the readiness and stability of the department to provide services if the need for Oregon State Defense Force assistance should arise. The decision of the Adjutant General shall be carried out by written regulation and shall not be subject to collective bargaining.

(2) Members of the Oregon National Guard or Oregon State Defense Force who are ordered to state active duty under the provisions of ORS chapter 399 shall be considered as being in the military service of the state and shall be considered temporary employees of the military department.

(3) State employees of the military department may be ordered to state active duty under ORS chapter 399 without jeopardizing their status as regular employees. Employees so ordered must be in an authorized leave status from their regular military department employment during the period served on active duty.

(4) State employees of the military department shall be subject to ORS chapter 240 or 243 when performing as regular employees.

(5) Members of the Oregon National Guard who are serving under Title 10 or Title 32 of the United States Code are not eligible, by reason of that service, for the rights or benefits of public employees granted or authorized by ORS chapter 236, 237, 238, 238A, 240 or 243. Except as required by federal law or regulation, ORS chapters 652, 653, 654, 656, 657, 659, 659A, 661 and 663 do not apply to members of the Oregon National Guard who are serving under Title 10 or Title 32 of the United States Code. [1961 c.454 §24; 1969 c.367 §2; 1989 c.361 §4; 1995 c.571 §1; 1999 c.96 §2; 2001 c.621 §78; 2003 c.733 §78]

396.332 Authority of Oregon Military Department to require fingerprints for criminal records check. For the purpose of requesting a state or nationwide criminal records check under ORS 181A.195, the Oregon Military Department may require the fingerprints of:

(1) A person who is applying for or is employed in a position in a job category for which a state or nationwide criminal records check is a job qualifier and in which personnel:

- (a) Are assigned to the at-risk youth alternative education program;
- (b) Are issued firearms and munitions;
- (c) Have fiscal and purchasing responsibilities as their primary responsibilities; or
- (d) Have regular access to restricted areas within a military installation.

(2) A person who is applying to join the organized militia of this state, as described in ORS 396.105, or is a member of the organized militia of this state. [2001 c.407 §2; 2005 c.730 §§21,79]

396.335 Drawing warrants. Unless otherwise specially provided in this chapter and ORS chapters 398 and 399, warrants on the State Treasury for all duly authenticated bills of the military department as approved by the Adjutant General or the person designated by the Adjutant General, in favor of the persons to whom the state is indebted for military purposes shall be drawn and paid in the same way other claims against the state are paid. [1961 c.454 §25; 1975 c.614 §12]

396.340 Receipt and disposition of certain federal moneys. The Adjutant General may accept, receive and receipt for moneys made available from the federal government in connection with maintenance service contracts for federal property used by the state. All federal moneys received by the Adjutant General under this section shall be deposited in the State Treasury in the Military Department Miscellaneous Receipts Account to be available for Oregon Military Department expenses. [1961 c.454 §27; 1973 c.297 §1; 1989 c.360 §5]

396.345 Disposition of receipts generally. The moneys received by the Adjutant General from fines imposed by courts-martial and, except as provided in ORS 279A.280, 279A.285 and 283.110, the moneys received from other miscellaneous sources shall be deposited in the General Fund in the State Treasury, to be available for general governmental expenses. [1961 c.454 §26; 1963 c.169 §5; 1965 c.445 §1; 2003 c.794 §272]

396.350 [1961 c.454 §28; 1975 c.614 §13; 1979 c.95 §4; repealed by 2013 c.722 §6]

396.355 Property loss incident to activities of organized militia. (1) As used in this section, “settle” means consider, ascertain, adjust, determine and dispose of a claim, whether by full or partial allowance or by disallowance.

(2) Under such military department regulations as the Governor may prescribe, the Governor or, subject to appeal to the Governor, the Adjutant General, may settle and pay in an amount not more than \$500 a claim against the state for:

(a) Damage to or loss of real property, including damage or loss incident to use and occupancy; and

(b) Damage to or loss of personal property, either caused by a member of the organized militia acting within the scope of assigned duties, or otherwise incident to noncombat activities of the organized militia.

(3) A claim may be allowed under subsection (2) of this section only if:

(a) It is presented in writing within one year after it accrues;

(b) It is not payable under section 2733 or 2734 of title 10, United States Code, under section 2672 of title 28, United States Code or under section 715 of title 32, United States Code;

(c) The damage to, or loss of, property was not caused wholly or partly by a negligent or wrongful act of the claimant, agent or employee of the claimant; and

(d) It is substantiated as prescribed in regulations issued pursuant to this chapter and ORS chapters 398 and 399.

(4) No claim may be paid under this section unless the amount tendered is accepted by the claimant in full satisfaction.

(5) Notwithstanding any other provision of law, the settlement of a claim under this section is final and conclusive.

(6) Claims approved for payment under this section shall be paid from moneys available to the military department. [1961 c.454 §29; 1963 c.169 §6; 1981 c.471 §1]

396.360 Department programs for at-risk youth; policies and procedures. (1) The Oregon Military Department may adopt reasonable policies or procedures for any program operated by the military department for at-risk youth where attendance by at-risk youth is voluntary. The policies or procedures adopted by the military department may include but are not limited to drug testing policies designed to ensure that a person enrolled in the program is not engaging in unlawful drug use.

(2) The military department may adopt policies or procedures pursuant to subsection

(1) of this section by regulation or may provide notice of policies or procedures to at-risk youth prior to enrollment in the program.

(3) The results of any drug test performed pursuant to this section shall be used solely for the purpose of determining eligibility for enrollment or continuing attendance in the program and shall not be used against the person in any criminal prosecution. [1999 c.1053 §49; 2005 c.512 §35]

396.362 Oregon Military Emergency Financial Assistance Program. (1) The Oregon Military Emergency Financial Assistance Program is created in the Oregon Military Department. The purpose of the program is to provide hardship grants and loans to members and immediate family of members of the Oregon National Guard on active duty.

(2) The department shall adopt regulations implementing subsection (1) of this section, including but not limited to establishing procedures for applying for a hardship grant or loan and criteria for determining eligibility to receive a hardship grant or loan.

(3) As used in this section, "immediate family" means a spouse, child or stepchild. [2005 c.836 §9]

Note: 396.362 and 396.364 were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

396.364 Oregon Military Emergency Financial Assistance Fund. The Oregon Military Emergency Financial Assistance Fund is established in the State Treasury, separate and distinct from the General Fund. The Oregon Military Emergency Financial Assistance Fund shall consist of moneys appropriated to the fund by the Legislative Assembly and moneys contributed through the charitable checkoff program described in ORS 316.491. Moneys in the fund are continuously appropriated to the Oregon Military Department for the purposes of funding hardship grants and loans described in ORS 396.362. Interest earned by the fund shall be credited to the fund. [2005 c.836 §10]

Note: See note under 396.362.

396.366 [2009 c.870 §1; repealed by 2013 c.722 §6]

396.370 [2005 c.831 §11; 2012 c.106 §11; 2013 c.236 §4; repealed by 2013 c.722 §6]

396.375 Report to legislature on military cultural barriers. On or before October 1 of each even-numbered year, the Oregon Military Department shall report to a legislative committee dealing with the military on the existing military cultural barriers that discourage service members from identifying their medical, emotional, psycho-

logical and other barriers to reintegration into civilian life. [2011 c.128 §1]

Note: 396.375 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

ARMORIES, CAMPS AND OTHER PROPERTY

396.505 Definition of "armory" for ORS 396.505 to 396.545. As used in ORS 396.505 to 396.545, "armory" means any building, together with the grounds upon which it is situated, used for the storage and maintenance of military property or the training of troops, and in addition real property acquired or held in contemplation of such use. [1961 c.454 §30; 2001 c.104 §138]

396.510 Control of armories and camps; care of property. (1) The military department shall have control of armories and shall prescribe the regulations governing the same. All state and United States property must, as far as possible, be kept in them, and the commanders of troops using the armories will be held responsible for the safekeeping and proper care of such property and its protection against damage, misappropriation or loss. Armories, while occupied by troops, shall be considered military posts under the exclusive jurisdiction of the officer commanding the post.

(2) The military reservations known as Camp Rilea, purchased for the State of Oregon; Camp Withycombe, transferred to the state by the federal government; and any military reservations acquired in the future; and any property licensed or leased to the state by the federal government for military use, shall be under the control of the military department. [1961 c.454 §31]

396.515 Sale, exchange or lease of military department property. (1) Subject to the restriction contained in subsection (4) of this section, the Oregon Military Department may sell, exchange or lease any military department real property that is found to have become unsuitable for military department purposes. The Adjutant General shall make a determination of the unsuitability of the property for military department purposes and the advisability or necessity of sale, exchange or lease of the property.

(2) Title to any real property sold or exchanged shall be given in the name of the State of Oregon, and the deed conveying the title shall be signed by the Adjutant General. Title to real property received in exchange of military department real property shall be taken in the name of the State of Oregon, and the control of the property shall be vested in the military department.

(3) Military department real property owned jointly by the State of Oregon and the United States, or military department real property subject to federal restrictions in conflict with ORS 396.505 to 396.545, shall, with appropriate federal authorization, be subject to the provisions of ORS 396.505 to 396.545.

(4) Prior to the sale of military department real property, the military department shall submit to the Legislative Assembly, or to the Emergency Board or the Joint Interim Committee on Ways and Means when the legislature is not in session, the proposed sale of military department real property, for approval. [1961 c.454 §32; 2003 c.28 §1; 2008 c.18 §9; 2012 c.107 §12]

396.520 Applicability of laws governing sale, exchange or lease of military department property generally. The sale, exchange or lease of Oregon Military Department real property, as authorized in ORS 396.515, which the State of Oregon owns or in which it has an equitable interest or estate, shall be subject to the provisions of ORS 270.020, 273.225 to 273.241. [1961 c.454 §33; 2003 c.28 §2]

396.525 Military Department Construction Account; disposition of moneys received from sale of real property. (1) The Military Department Construction Account, separate and distinct from the General Fund, is established in the State Treasury. Moneys received by the State of Oregon in payment for military department real property sold shall be deposited in the Military Department Construction Account. All moneys in the account are appropriated continuously and shall be used by the military department for capital construction expenses.

(2) Interest received on deposits credited to the Military Department Construction Account shall accrue to and become part of the Military Department Construction Account. [1961 c.454 §34; 1973 c.297 §2; 1989 c.254 §1]

396.530 Location of new armories; title to armories and grounds. Armories may be constructed in locations not already provided with armories or in which existing armories are inadequate, where one or more units of the organized militia, fully organized under this chapter and ORS chapters 398 and 399, may be located and where, in the judgment of the military department, it will be most convenient to the units, and where most needed. All title to the armory and grounds upon which it is situated shall vest in the State of Oregon. [1961 c.454 §35; 2011 c.87 §1]

396.535 Acquisition of property for military use; payment for use of property. (1) The military department shall be a body corporate and shall have the powers of a corporation for the purpose of purchasing,

leasing, renting or otherwise acquiring buildings or parts thereof, grounds, premises, offices, rooms, warehouses, garages, shops and storage areas for the use of the department or any unit of the organized militia. For such purpose the military department, subject to the review and supervision of the Oregon Department of Administrative Services as required by ORS 276.428 and 276.429, may make and execute contracts and agreements the legal form and sufficiency of which shall first be approved by the Attorney General.

(2) Costs and charges in connection with the acquisition and use of property under this section shall be paid from funds appropriated for the use of the military department and shall not be general obligations of the State of Oregon. [1961 c.454 §36]

396.540 Use of armories. (1) Armories may be used by members and units of the organized militia in accordance with regulations issued pursuant to this chapter and ORS chapters 398 and 399.

(2) Armories may be used by any veterans' organizations and their auxiliaries located in the community where the armory is located, provided such use will not interfere with the use of the facilities by the organized militia or result in risk to federal or state property, and provided that the organization makes a written request therefor and pays for heat, lights, janitor service and other expense required by such use.

(3) Armories may be used by any federal, state, county and municipal bureau, agency or department or by the Armed Forces of the United States, including the Coast Guard, or by the reserve components thereof for their official business, provided that such use does not interfere with the members and units of the organized militia stationed in such armory, and provided that such use is approved by the officer in charge thereof and by military superiors as prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399.

(4) Armories may be rented for use by a person, firm, association or corporation, not specified elsewhere in this section, for such purposes and upon such terms as may be approved by the officer in charge of the armory and by military superiors as prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399 and provided that such use will not, and only so long as such use does not, interfere with the use of the armory by the members and units of the organized militia stationed therein.

(5) The Oregon National Guard Association described in ORS 399.460 may use an

armory or other military facility at no cost, provided that the use is approved by the officer in charge and by military superiors as prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399. [1961 c.454 §37; 1991 c.421 §1; 2003 c.28 §3; 2011 c.87 §2]

396.545 Leases and agreements for use of armories. (1) The person, firm, association or corporation applying for the rental of an armory or space within an armory shall execute and deliver a written agreement which shall include among its provisions its full name and address, the purpose for which such use is desired, the nature and manner of the intended use of such space, a reasonable rental to be paid for such use and the amounts to be paid for heating, lighting, janitorial and other services connected with such use. The terms and provisions of such agreement shall be governed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399, which regulations shall include provisions designed to prevent unfair competition with privately owned property and business.

(2) No agreement for use made under this section shall be effective until such agreement or lease has been approved and executed by the officer in charge of the armory and has been approved by military superiors as prescribed by military department regulations issued pursuant to this chapter and ORS chapters 398 and 399.

(3) No agreement or lease made under this section may be assigned in whole or in part nor may such space or any part thereof be sublet to or used by a person, firm, association or corporation not a party to such agreement, unless each assignment, subletting or use is first approved in writing by the officer in charge of the armory.

(4) All moneys paid or given, directly or indirectly, for the use of an armory or to obtain an agreement or permission to use the armory shall be use fees within the meaning of this section and shall be paid to the officer in charge of the armory. Any person other than the officer in charge of the armory who receives any such moneys shall immediately pay over the moneys to the officer in charge of the armory, who shall immediately forward such moneys for deposit in the Military Department Miscellaneous Receipts Account in the State Treasury to be available for Oregon Military Department expenses.

(5) Notwithstanding any of the provisions of ORS 396.505 to 396.545, when use of an

armory is by a federal, state, county or municipal bureau, agency or department or by any of the Armed Forces of the United States or any of the reserve components thereof, or by any reserve officers training corps unit, the Adjutant General, in the discretion of the Adjutant General, may require the execution of a contract or agreement for such use, upon such terms and conditions as the Adjutant General may prescribe. [1961 c.454 §38; 1973 c.297 §3; 1989 c.360 §6]

396.555 Oregon Military Museum established at Camp Withycombe. (1) The Oregon Military Museum is established at Camp Withycombe in Clackamas County. The Oregon Military Department shall establish an official repository in the museum for military weapons, documents and artifacts relating to the military history of the citizens of Oregon, whether service is in the Oregon National Guard or the Army, Navy, Air Force, Marine Corps or Coast Guard of the United States.

(2) The department may enter into agreements with the contributors of such artifacts as it considers necessary. [1975 c.235 §2; 1989 c.360 §7; 2001 c.656 §1]

396.560 Grants and donations for Oregon Military Museum. The Oregon Military Department may seek, solicit, receive and administer monetary grants or donations for the support and improvement of the Oregon Military Museum established under ORS 396.555. Grants and donations so received are continuously appropriated to the Oregon Military Department for the purposes of this section and ORS 396.565. [1977 c.118 §2; 1989 c.360 §8; 2001 c.656 §2]

396.565 Disposal of property. The Oregon Military Department may donate, exchange or otherwise dispose of property not required for the current or anticipated needs of the Oregon Military Museum. Disposal shall be made in a manner appropriate to the historic or intrinsic value of the property and shall be performed to engender goodwill and to improve the museum. [1977 c.118 §3; 1989 c.360 §9; 2001 c.656 §3]

MISCELLANEOUS

396.595 Military Family Appreciation Day. May 8 of each year shall be known as Military Family Appreciation Day. [2009 c.84 §1]

Note: 396.595 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

396.600 Task Force on Military Families. (1) The Task Force on Military Families is established, consisting of at least nine members appointed by the Governor as follows:

- (a) At least one parent of a member of the military or one parent of a veteran;
 - (b) At least one family member of a person who was killed in action during an armed conflict while serving in the Armed Forces of the United States;
 - (c) At least one family member of a person who has been awarded the Purple Heart for wounds received in combat;
 - (d) At least one adolescent dependent of a veteran who was a member of the Oregon National Guard;
 - (e) At least one spouse of a member of the military or a veteran;
 - (f) At least one representative of the Department of Veterans' Affairs; and
 - (g) At least one representative of the Oregon National Guard who works on issues relating to military families.
- (2) In selecting the members of the task force, the Governor shall strive to include members representing:
- (a) All geographic areas of this state;
 - (b) All branches of the military; and
 - (c) Active duty, Oregon National Guard and reserve units.
- (3) The term of each member of the task force is four years, but a member serves at the pleasure of the Governor. Before the expiration of the term of a member, the Governor shall appoint a successor. A member is eligible for reappointment. If there is a vacancy for any cause, the Governor shall make an appointment to become immediately effective for the unexpired term. A member may not be appointed to serve more than two consecutive terms on the task force.
- (4) The task force shall:
- (a) Review and evaluate proposals for legislation relating to military families;
 - (b) Provide witnesses to testify before the Legislative Assembly;
 - (c) Conduct meetings with military families throughout this state;

(d) Prepare materials and conduct outreach to assist in bridging the gap between military and civilian sectors;

(e) Educate the public about the needs of military families; and

(f) Identify, review and propose community-based initiatives, programs, tools and resources to assist military families.

(5) A majority of the voting members of the task force constitutes a quorum for the transaction of business.

(6) Official action by the task force requires the approval of a majority of the voting members of the task force.

(7) The task force shall elect one of its members to serve as chairperson.

(8) The task force shall meet at times and places specified by the call of the chairperson or of a majority of the voting members of the task force.

(9) The task force may establish subcommittees of its members as it determines to be necessary to assist the task force in the performance of its duties.

(10) The task force may adopt rules necessary for the operation of the task force.

(11) The Department of Veterans' Affairs and the Oregon Military Department shall provide staff support to the task force.

(12) Members of the task force are not entitled to compensation, but may be reimbursed for actual and necessary travel and other expenses incurred by them in the performance of their official duties in the manner and amounts provided for in ORS 292.495. Claims for expenses shall be paid out of funds appropriated to the Department of Veterans' Affairs and the Oregon Military Department for purposes of the task force.

(13) All agencies of state government, as defined in ORS 174.111, are directed to assist the task force in the performance of its duties and, to the extent permitted by laws relating to confidentiality, to furnish such information and advice as the members of the task force consider necessary to perform their duties. [2011 c.727 §1]

Note: 396.600 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 396 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.



AGENDA ITEM

Executive Session

[PURSUANT TO ORS 192.660\(2\)\(H\) CONFERRING WITH LEGAL COUNSEL
REGARDING LITIGATION](#)



AGENDA ITEM

Work Session

[NO DOCUMENTS HAVE BEEN SUBMITTED FOR THIS ITEM – RETURN TO AGENDA](#)
