

MALHEUR COUNTY COURT MINUTES

April 10, 2024

The regularly scheduled meeting of the County Court was called to order by Judge Dan Joyce at 9:00 a.m. in the County Court Office of the Malheur County Courthouse with Commissioner Ron Jacobs and Commissioner Jim Mendiola present. Members of the media public and staff had the opportunity to join the meeting electronically or in-person. Notice of the meeting was posted on the County website, Courthouse bulletin board and emailed to the Argus Observer, Malheur Enterprise and those persons who have requested notice. The meeting was audio recorded. The agenda is recorded as instrument # 2024-1059

DELIBERATION - ORDINANCE NO. 235

The Court continued their deliberation regarding proposed Ordinance No. 235: An Ordinance Adopting a Post Acknowledgement Plan Amendment (PAPA) to Include Approximately 80 acres of Tax Lot 3200, Assessor's Map 16S47E on the Malheur County Comprehensive Plan Goal 5 Resource Inventory as a Significant Aggregate Site. The Applicant in the matter is Darren Lee; Property Owner is Dallas Head; and the Planning Department File No. is 2023-12-010. Public hearings regarding the PAPA were held on March 20, 2024 and April 3, 2024. Present were County Counsel Stephanie Williams, and Brian Sheets, attorney for applicant Darren Lee. Commissioner Jacobs explained he had extensively reviewed the file; additional information on the quantity of aggregate was presented in the hearing but not on the quality. Commissioner Jacobs explained that he did believe that the samples were more than likely similar but he would have appreciated it if Mr. Lee would have done additional testing on the quality of the aggregate; and that he believed that the criteria for location and quantity had been met. Judge Joyce concurred with Commissioner Jacobs and noted that adding the site to the Goal 5 Inventory does not authorize mining of the site. Commissioner Mendiola stated he believed that all three criteria - quality, quantity and location - were met and that Mr. Lee could have possibly done things a bit different with the neighbors but that was not a consideration in the quality, quantity and location criteria. Commissioner Mendiola moved to adopted a Post Acknowledgment Plan Amendment to include approximately 80 acres of tax lot 3200, Assessor's Map 16S47E on the Malheur County Comprehensive Plan Goal 5 Resource Inventory as a Significant Aggregate Site. Commissioner Jacobs seconded and the motion passed unanimously. An Ordinance will be prepared for the Court's signature next week.

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of April 3, 2024. Commissioner Mendiola seconded and the motion passed unanimously.

Administrative Officer Lorinda DuBois joined the meeting.

SUPPLEMENTAL BUDGET RESOLUTION

Commissioner Jacobs moved to approve Supplemental Budget Resolution R24-08: In the Matter of Fiscal Year 2023/2024 Supplemental Budget by Resolution Under Local Budget Law ORS (Oregon Revised Statutes) 294.471. Commissioner Mendiola seconded and the motion passed

unanimously. The purpose of the supplemental budget is to allocate JSI Research & Training Institute grant funds in the Health Department budget that were not anticipated when the budget was adopted - these funds will be used to participate in the Reproductive Health National Training Center (RHNTC) project to implement initiatives that work to establish or strengthen evidence-based strategies to improve maternal health outcomes; and to allocate additional Exchange Funds in the Road Fund that were not anticipated when the budget was adopted - these funds are dispersed between the County and the Special Road District for projects. See instrument # 2024-1060

CERTIFICATION STATEMENT

Commissioner Mendiola moved to sign the Oregon Parks and Recreation Department County Parks Assistance Program Certification Statement for July 1, 2024 - June 30, 2025. Commissioner Jacobs seconded and the motion passed unanimously. The estimated RV (Recreational Vehicle) fee revenue distribution for Malheur County is \$58,994 which will be budgeted in the Marine and Parks budget. See instrument # 2024-1061

VALE TEXTILES - LETTER OF SUPPORT

Tim Stephenson met with the Court and requested a letter of support for Vale Textiles' grant application(s) to develop the former Oregon Trail Mushroom facility. Vale Textiles is focused on producing mycelium leather at the facility which will serve the non-plastic textiles market. Financing to buy the facility is being pursued. It is estimated that a minimum of 72 jobs would be created. Mr. Stephenson answered various questions from the Court members about the proposal. Commissioner Mendiola moved to sign a letter of support. Commissioner Jacobs seconded and the motion passed unanimously. See instrument # 2024-1062

RALLY NETWORKS - LETTER OF SUPPORT

Colten Richards with Rally Networks met with the Court and requested a letter of support for the Oregon Broadband Office's Broadband Deployment Grant. (Rally Networks is the DBA (Doing Business As) for Oregon Telephone and Midvale Telephone.) Rally Networks is an internet service provider in Malheur county in the communities of Ironside, Brogan, Juntura, and Harper. The grant would help Rally Networks develop and deploy high speed broadband fiber infrastructure to serve rural broadband serviceable locations in the county that currently do not receive broadband service that reliably meet at least 100/20 Mbps. Commissioner Jacobs moved to sign a letter of support. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # 2024-1063 for the letter and instrument # 2024-1097 for the map of the proposed application area.

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.