

MALHEUR COUNTY COURT MINUTES
January 12, 2022

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 present. Commissioner Don Hodge was absent. Staff present was Administrative Officer Lorinda DuBois. Members of the media, public, and staff were present electronically. 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 #2022-0205

AUDIT

John Russell of Zwygart John & Associates, Certified Public Accountants, met with the Court and reviewed the County's 2020-2021 Audit. Zwygart John & Associates audited the cash basis financial statements of the government activities, the business-type activities, each major fund, and the aggregate remaining fund information of Malheur County for the year ended June 30, 2021, and the related notes to the financial statements. Funds with expenditures over appropriations were 911 and General. Commissioner Jacobs moved to approve the County's 2020-2021 audit. Judge Joyce seconded and the motion passed. See instrument # 2022-0209 for the complete audit. The audit will also be placed on the County website.

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of January 5, 2022 as written. Judge Joyce seconded and the motion passed.

AMENDMENT - FROERER ROAD IMPROVEMENT AGREEMENT

Commissioner Jacobs moved to approve Second Amendment to the Road Improvement Agreement Recorded by the Malheur County Clerk as Instrument Number 2021-1345; First Amendment to the Road Improvement Agreement Recorded with the Malheur County Clerk as Instrument Number 2021-3699 between Froerer Family Limited Partnership, Malheur County Development Corporation, and Malheur County. Judge Joyce seconded and the motion passed. Various dates in the agreement are amended. See instrument # 2022-0207

CHECK REGISTER

Commissioner Jacobs moved to approve Accounts Payable Register for November 2021. Judge Joyce seconded and the motion passed.

UPDATED COUNTY POLICY 107 - USE OF COUNTY VEHICLES

Commissioner Jacobs moved to approve updates to County Policy 107 - Use of County Vehicles. Judge Joyce seconded and the motion passed. See instrument # 2022-0206

PURCHASE & SALE AGREEMENT – FARMERS

Commissioner Jacobs moved to approve Purchase and Sale Agreement with Charles Warren Farmer, and James G. and Margaret D. Farmer for Lot 3 of the Arcadia Industrial Park Subdivision (5 acres) in the amount of \$10.00. Judge Joyce seconded and the motion passed. See instrument # 2022-0208 County Counsel Stephanie Williams explained that the County purchased 290 acres and associated water rights from the Farmers in 2020; the Farmers reduced the sales price by \$50,000 with an option to purchase 5 acres back for \$10.00 (Option Agreement for Purchase of Land recorded as instrument #2020-0143) The County will pay Oregon Business Development Department (OBDD) per the terms of the Special Public Works Fund Financing Contract (mortgage) for the five acres (approximately \$35,300). (The financing contract is recorded as instrument #2020-0285)

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.