

MALHEUR COUNTY COURT MINUTES
April 5, 2023

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. Staff present was Administrative Officer Lorinda DuBois. 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 # 2023-0946

SECOND PUBLIC HEARING - ORDINANCE NO. 230 IMPLEMENTING MEASURES TO REDUCE INCIDENTS OF TRUANCY FROM MALHEUR COUNTY SCHOOLS

Present for the second public hearing for Ordinance No. 230: In the Matter of an Ordinance Implementing Measures to Reduce Incidents of Truancy from Malheur County Schools; and Declaring an Emergency were: Malheur ESD (Educational Service District) Superintendent Mark Redmond and Vale School District Superintendent Alisha McBride. Notice of the hearing was published in the Argus Observer and posted on the County website.

Judge Joyce opened the public hearing.

No proponent or opponent testimony was received; no written comments were received.

Commissioner Jacobs thanked Mr. Redmond and the school superintendents for the work they had done on the ordinance.

Judge Joyce closed the hearing.

Commissioner Jacobs moved to approve Ordinance No. 230: In the Matter of an Ordinance Implementing Measures to Reduce Incidents of Truancy from Malheur County Schools; and Declaring an Emergency. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # 2023-0948

Mr. Redmond thanked the Court.

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of March 29, 2023 as written. Commissioner Mendiola seconded and the motion passed unanimously.

FUNDING AGREEMENT - MCDC

The funding agreement is still out for review/signature with Malheur County Development Corporation (MCDC).

AMENDMENT TO CONTRACT WITH VALLEY FAMILY - JAIL MEDICAL SERVICES

Commissioner Jacobs moved to approve First Amendment to Personal Service Contract for Medical Services in the Malheur County Jail Recorded with the Malheur County Clerk as Instrument Number 2020-0594. Commissioner Mendiola seconded and the motion passed unanimously. The contract is extended to March 31, 2026 and the financial consideration is amended. A copy will be returned for recording. See instrument #2023-1046

LEASE AGREEMENT - GEM STATE POWDER COATING

Commissioner Jacobs moved to approve Lease Agreement between Malheur County Sheriff's Office and Gem State Powder Coating Inc. Commissioner Mendiola seconded and the motion passed unanimously. The lease agreement is for the use of a portion of the property located at 390 N. Ironhead Street, Vale. See instrument # 2023-0947

QUITCLAIM DEED - JM DOWELL LLC

Commissioner Jacobs moved to approve Quitclaim Deed to JM Dowell LLC for Ref. # 11870. Commissioner Mendiola seconded and the motion passed unanimously. JM Dowell is an adjoining landowner; purchase price was \$2,874. See instrument # 2023-0949

AMENDMENT - IGA # 173143

Commissioner Mendiola moved to approve Eighth Amendment to Oregon Health Authority 2022 Intergovernmental Agreement for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services #173143. Commissioner Jacobs seconded and the motion passed unanimously. The Financial Assistance Award is amended. A copy will be returned for recording. See instrument # 2023-0983

BUDGET COMMITTEE

Commissioner Jacobs moved to appoint Lee Newman to the Malheur County Budget Committee. Commissioner Mendiola seconded and the motion passed unanimously.

EMPLOYMENT AGREEMENT - EDWARDS

Commissioner Jacobs moved to approve County Surveyor/Professional Engineer - employment of PERS (Public Employees Retirement System) retiree Employment Agreement with James T. (Tom) Edwards. Commissioner Mendiola seconded and the motion passed unanimously. Mr. Edwards will work no more than 25 hours during the term of the agreement; the agreement is to primarily engage Mr. Edwards as a professional engineer to review and stamp financial assurances for DEQ (Department of Environmental Quality) pertaining to the Lytle Boulevard Landfill as Mr. Edwards is familiar with the assurances and calculations. Mr. Edwards may also work "as needed". A copy will be returned for recording.

ORDER APPOINTING TRAVIS JOHNSON AS SHERIFF

Sheriff Travis Johnson joined the session. Commissioner Jacobs moved to approve Order GO-05-23: In the Matter of Appointing R. Travis Johnson as Malheur County Sheriff. Commissioner

Mendiola seconded and the motion passed unanimously. R. Travis Johnson was appointed as Malheur County Sheriff effective 3:01 p.m. on April 4, 2023 to perform the duties of the office of Sheriff until the vacancy created by the resignation of Sheriff Wolfe is filled by election. See instrument # 2023-0951

SUPPLEMENTAL BUDGET HEARING

Judge Joyce opened the public hearing for consideration of Resolution R23-09: In the Matter of Fiscal Year 2022/2023 Supplemental Budget by Resolution Under Local Budget Law ORS (Oregon Revised Statutes) 294.471. The purpose of the supplemental budget is to allocate Oregon State Fire Marshall and Homeland Security reimbursed grant funds in the Emergency Management fund that were not anticipated when the adopted budget was prepared; these funds will be used for projects approved by the State Fire Marshall and Homeland Security. No public comments were received. Commissioner Jacobs moved to approve Resolution R23-09. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # 2023-0950

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.