

MALHEUR COUNTY COURT MINUTES

July 29, 2020

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 Don Hodge present; Commissioner Larry Wilson was present telephonically initially and then joined the meeting in person. Staff present was Administrative Officer Lorinda DuBois. Various members of the public, media and staff were present electronically. Notice of the meeting was posted on the County website 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 # [2020-2655](#)

ENTERPRISE ZONE APPLICATION - FIELD FRESH FOODS

Judge Joyce asked for public comments regarding the enterprise zone application for a five-year tax exemption from Field Fresh Foods. Ryan Bailey explained this is new investment from Field Fresh Foods, an agricultural production company. The initial investment is approximately \$3.2 million on property in Nyssa and the creation of a minimum of 25 jobs. Field Fresh is a family-run company and just recently launched a partnership with Trader Joe's. The enterprise zone was a factor that helped the company choose the Nyssa property rather than an Idaho property.

Judge Joyce asked for further public comments; there were none.

Commissioner Wilson moved to approve Resolution R20-29: A Resolution Approving the Enterprise Zone Application for a Five-Year Tax Exemption on New Investments for Field Fresh Holdings IV, LLC (Field Fresh Foods). Commissioner Hodge seconded and the motion passed unanimously. See instrument # [2020-2656](#)

COURT MINUTES

Commissioner Hodge moved to approve Court Minutes of July 15, 2020 as written. Commissioner Wilson seconded and the motion passed unanimously.

CROSSING PERMIT

Commissioner Hodge moved to approve Crossing Permit #30-20 to Idaho Power Company to install a bank of transformers on an existing pole on Morgan Avenue #926. Commissioner Wilson seconded and the motion passed unanimously. The original permit will be kept on file at the Road Department.

QUITCLAIM DEED - MCLERAN

Commissioner Hodge moved to approve Quitclaim Deed to Sarah McLeran for Ref. #3649. Commissioner Wilson seconded and the motion passed unanimously. This property was offered for sale at the 2020 County Land Sale and did not sell. See instrument # [2020-2657](#)

QUITCLAIM DEED - 200 PARK

Commissioner Hodge moved to approve Quitclaim Deed to 200 Park LLC for Ref. #8159. Commissioner Wilson seconded and the motion passed unanimously. This property was offered for sale at the 2020 County Land Sale and did not sell. See instrument #[2020-2658](#)

FUND EXCHANGE AGREEMENT

Commissioner Wilson moved to approve 2020 Fund Exchange Agreement, Various County Road Repairs, Malheur County, Agreement No. 34274 with Oregon Department of Transportation. Commissioner Hodge seconded and the motion passed unanimously. Projects include an asphalt overlay on Railroad Avenue, asphalt patch on Highway 52 Spur, and chip seals on portions of Gem Avenue, Cloverdale Road, Sarazin Drive, Echo Road, Enterprise Avenue, Lytle Boulevard, Owyhee Avenue, Jefferson Drive, River Road, Heritage Road, Emerald Slope Road, and Arcadia Boulevard. A copy of the agreement will be returned for recording.

FUND TRANSFER RESOLUTION

Commissioner Wilson moved to approve Resolution No. R20-30: In the Matter of Fund Transfers Under Local Budget Law ORS 294.463. Commissioner Hodge seconded and the motion passed unanimously. The resolution accounts for end of the 2019-2020 fiscal year necessary budget transfers. See instrument# [2020-2659](#)

EASTERN OREGON BORDER BOARD

Consensus of the Court was to submit the following names to the Governor's Office for consideration to fill the vacant position on the Eastern Oregon Border Economic Development Board: Monica Landaverde, Eluterio Martinez, Torie Ramirez, Moses Martinez, Roberto Gamboa, and Jaime Moreno.

EMPLOYMENT AGREEMENT - HATCH

Commissioner Hodge moved to approve Temporary Employment Agreement for Tobacco Prevention and Education Program (TPEP) Coordinator with Kirsten Hatch. Commissioner Wilson seconded and the motion passed unanimously. The agreement period is August 1, 2020 through June 30, 2021. A copy will be returned for recording.

AMENDED AND RESTATED AGREEMENT - CORONAVIRUS RELIEF FUNDS

Commissioner Wilson moved to approve State of Oregon Amended and Restated Grant Agreement No. 1023 - Coronavirus Relief Fund. Commissioner Hodge seconded and the motion passed unanimously. The agreement is for reimbursement of federally eligible expenses under the CARES Act incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19) during the period of March 1, 2020 through December 30, 2020. A copy will be returned for recording. See instrument #2020-2712

CONTRACT - VALLEY FAMILY HEALTH CARE

Commissioner Wilson moved to approve Personal Service Contract between Valley Family Health Care, Inc. (VFHC) and Malheur County for School Based Mental Health Services - MHS13. Commissioner Hodge seconded and the motion passed unanimously. Valley Family Health Care will provide the School Based Mental Health Services MHS 13 as defined in IGA #159173 between Malheur County and Oregon Health Authority. See instrument #[2020-2660](#)

FUND TRANSFER RESOLUTION - EXTENSION SERVICE DISTRICT

Acting as the governing body of the Malheur County Agricultural Educational Extension Service District, Commissioner Hodge moved to approve Resolution No. R20-31: In the Matter of Fund Transfers Under Local Budget Law ORS 294.463. Commissioner Wilson seconded and the motion passed unanimously. The resolution accounts for end of the 2019-2020 fiscal year necessary budget transfers. See instrument# [2020-2661](#)

UPDATED COUNTY POLICY 104

Commissioner Hodge moved to approve updates to County Policy 104 - Internet, Electronic Mail, Text Messaging and Social Media Acceptable Use and Retention Policy. Commissioner Wilson seconded and the motion passed unanimously. The Social Media section of the policy was updated to include restrictions and disclaimers applicable to County social media sites. See instrument # [2020-2662](#)

AMENDMENT - IGA WITH BAKER CITY

Commissioner Wilson moved to approve Amendment #1 to Intergovernmental Agreement Contract No. 2059 with the City of Baker City for building code plan reviews; the amendment expires August 29, 2019. Commissioner Hodge seconded and the motion passed unanimously. The original IGA is recorded as instrument # [2019-3281](#) Amendment #1 is recorded as instrument #[2020-2673](#)

COURT ADJOURNMENT

The meeting was adjourned.