

## **MALHEUR COUNTY COURT MINUTES**

**October 20, 2021**

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 and Commissioner Ron Jacobs present. Staff present was Administrative Officer Lorinda DuBois. Members of the media, public and staff had the opportunity to join electronically. Notice of the meeting was emailed to the Argus Observer, Malheur Enterprise, and those persons who have requested notice, and posted on the Courthouse bulletin board. The meeting was audio recorded. The agenda is recorded as instrument # 2021-5208

### **ASSESSOR REPORT - APPEALS**

Assessor Dave Ingram met with the Court and briefed them on large property tax appeals. Four public utility companies have accounts in appeal; there are an additional two that may appeal and deferred billing credits will be held in accounts by the Treasurer. One appeal case was recently completed; this account began with the 2014-2015 tax year and a refund to the company will be due. The appeal cases are in the Oregon Tax Court.

### **COURT MINUTES**

Commissioner Hodge moved to approve Court Minutes of October 6, 2021. Commissioner Jacobs seconded and the motion passed unanimously.

### **CROSSING PERMITS**

Commissioner Hodge moved to approve Crossing Permit #30-21 to Ben Palmer for an irrigation mainline on Copeland Road #615; Crossing Permit #31-21 to Track Utilities LLC for a road bore on Alameda Road #863 to provide CenturyLink service to a customer; and Crossing Permit #32-21 to Brent Grasty for installation of a culvert along Bench Road #1010. Commissioner Jacobs seconded and the motion passed unanimously.

### **CORRECTED DEED - KINCADE**

Commissioner Jacobs moved to approve corrected Quitclaim Deed to Michael Kincade Revocable Trust of 2014 for Ref. #11975. Commissioner Hodge seconded and the motion passed unanimously. The legal description of recorded instrument # 2021-1880 was corrected. See instrument # 2021-5202

### **BROGAN COMMUNITY SOCIETY**

Commissioner Jacobs moved to sign correspondence to Brogan Community Society regarding their request to further economic and community development in Brogan and for relief due to loss of revenue. Commissioner Hodge seconded and the motion passed unanimously. See instrument # 2021-5211

### **REF. # 12430**

The Court received an offer to purchase Ref. #12430 from Kimball Wallis. The County acquired the property through the tax foreclosure process and offered it for sale at the 2013 County Land Sale; no bids were received. Mr. Wallis offered \$2,000 cash plus the County's administrative fee. Commissioner Jacobs moved to accept the offer of Kimball Wallis for Ref. #12430. Commissioner Hodge seconded and the motion passed unanimously. See instrument # 2021-5228 for the written offer.

### **EASOM PROPERTY**

Commissioner Jacobs moved to authorize payment of \$3,000 directly to Yturri Rose LLP to be used for legal expenses to probate the Irvin Easom estate. Commissioner Hodge seconded and the motion passed unanimously. (Cody Easom did not sign the promissory note.)

### **MCDC OFFER TO PURCHASE**

Commissioner Hodge moved to accept the offer of Malheur County Development Corporation (MCDC) to purchase Lot #2 of the Arcadia Industrial Park Subdivision for \$830,000, contingent on approval by Oregon Department of Transportation and Business Oregon releasing its first deed of trust on the property. Commissioner Jacobs seconded and the motion passed unanimously.

### **SECOND AMENDMENT ORDINANCE**

Commissioner Jacobs inquired if the Court was drafting a letter supporting Harney and Yamhill Counties in regards to the lawsuit filed against them by the Oregon Attorney General. Sheriff Wolfe voiced that Malheur County should send a letter to the Governor and the Attorney General expressing disappointment in the lawsuit against the two counties in addition to a letter of support for the two counties. After discussion, Commissioner Jacobs said he would work on a draft letter.

### **COURT ADJOURNMENT**

Judge Joyce adjourned the meeting.