

MALHEUR COUNTY COURT MINUTES
July 18, 2018

County Court met with Judge Dan Joyce presiding with Commissioner Don Hodge and Commissioner Larry Wilson present. Staff present was Administrative Officer Lorinda DuBois and County Counsel Stephanie Williams.

Also present was Larry Meyer of the Argus Observer.

FIRST PUBLIC HEARING - ORDINANCE NO. 216

Judge Joyce opened the first public hearing for consideration of Ordinance No. 216: An Ordinance Relating to a Tax Imposed on the Sale of Marijuana Items that are Sold in the Unincorporated Areas of Malheur County by a Marijuana Retailer that Holds a License Issued Under ORS 475B.105; and Referring the Ordinance to the Voters for Approval. Notice of the hearing was published in the Argus Observer and Malheur Enterprise. The purpose of the ordinance is to establish a 3% tax on the retail sale of marijuana items in the event Ordinance No. 210 (prohibits activities related to marijuana) is repealed at the November 6, 2018 election. Two hearings on the ordinance will be held; and the ordinance will be referred to the electors of Malheur County at the election on November 6, 2018. No public comments were received. Judge Joyce closed the hearing. The next hearing is August 8, 2018.

Ms. Williams noted that Planning and Zoning rules also need developed in the event Ordinance No. 210 is repealed at the November 6, 2018.

COURT MINUTES

Commissioner Hodge moved to approve Court Minutes of July 11, 2018 as written. Commissioner Wilson seconded and the motion passed unanimously.

LETTER OF SUPPORT - COMMUNITY IN ACTION GRANT APPLICATION

The Court signed a letter of support for Community in Action's (CinA) grant application for a USDA Section 533 Housing Preservation Grant. If received, the grant funds will provide additional rehabilitation efforts within the housing repair program. See instrument #[2018-2683](#)

CROSSING PERMIT

Commissioner Hodge moved to approve Crossing Permit #41-18 to Idaho Power Company to install an inline pole with bank of transformer and service across the road for two shops on Enterprise Avenue #662. Commissioner Wilson seconded and the motion passed unanimously. The original permit will be kept on file at the Road Department.

PURCHASE AND SALE AGREEMENT – FARMER

Commissioner Wilson moved to approve Purchase and Sale Agreement between Malheur County and James and Margaret Farmer. Commissioner Hodge seconded and the motion passed unanimously. The property is approximately 290 acres and the purchase price is \$3,019,900. The property is for the reload facility and will be purchased from funding as set out in House Bill 2017. See instrument #[2018-2681](#)

SUPPLEMENTAL BUDGET

Commissioner Hodge moved to approve Supplemental Budget Resolution No. R18-16: In the Matter of Fiscal Year 2018/2019 Supplemental Budget by Resolution Under Local Budget Law ORS 294.471. Commissioner Wilson seconded and the motion passed unanimously. The purpose of the supplemental budget is to allocate funds that were received but not anticipated when the adopted budget was prepared. Funds are Aquatic Invasive Species Boat Inspection reimbursement funds from the Oregon State Marine Board in the Boat License Fund; and Veteran Suicide Awareness and Prevention Funds from the Oregon Department of Veterans' Affairs in the County Veterans Service Officer (CVSO) Expansion Fund. See instrument #[2018-2684](#)

Ms. Williams left the meeting.
Mr. Meyer left the meeting.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Stephanie Wilkins. No decisions were made during or following the session.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Angelene Mendez. No decisions were made during or following the session.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Jamie Willet. No decisions were made during or following the session.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Inga Williams via Skype. No decisions were made during or following the session.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Lonnie Bezona. No decisions were made during or following the session.

The meeting recessed for lunch.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2) (a) - Employment of Public Officers, Employees and Agents with Judge Joyce presiding with Commissioner Hodge and Commissioner Wilson present. Also present was Administrative Officer Lorinda DuBois and Eric Evans. No decisions were made during or following the session.

PLANNING DIRECTOR VACANCY

The Court requested the Planning Director vacancy be put on the agenda for its next meeting, August 1, 2018, to discuss performance measures for the position.

COURT ADJOURNMENT

The meeting was adjourned.