

**MISSION STATEMENT: TO CREATE A HEALTHY, SAFE, DIVERSE, AND PROSPEROUS CITY
BY ENGAGING COMMUNITY MEMBERS TO DEVELOP AN ENRICHED QUALITY OF LIFE.**



**COUNCIL MEETING AGENDA
CITY COUNCIL – CITY OF ONTARIO OREGON
TUESDAY, JANUARY 24, 2023, 6:00 PM, MT**
[Zoom Link](#)

Pursuant to the Public Meetings Laws and Rules within the Oregon Revised Statutes, the City Council has the authority, ability, and standing to take action on any items on the Agenda, or add items to the Agenda, during the Study Session or Regular Meeting, as long as all public meeting notice requirements have been met.

1) CALL TO ORDER

Roll Call: Susann Mills ____ Sam Baker ____ John Kirby ____ Ken Hart ____
Penny Bakefelt ____ Eddie Melendrez ____ Mayor Deborah Folden ____

2) PLEDGE OF ALLEGIANCE

This Agenda was posted on January 20, 2023. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website at www.ontariooregon.org.

3) MOTION TO ADOPT THE AGENDA

4) PUBLIC COMMENTS Citizens may address the Council; however, Council may not be able to provide an immediate answer or response. Out of respect to the Council and others in attendance, please limit your comment to three (3) minutes. Please state your name and city of residence for the record.

5) CONSENT AGENDA

A) Approval of Council Meeting Minutes: January 10, 2023

6) NEW BUSINESS

- A) Appointments: City Committees
- B) Appointments: Council Liaisons
- C) Delinquent Utility Billing Accounts to Collections
- D) Resolution #2023-101: Create Homelessness Advisory Ad Hoc Committee
- E) Resolution #2023-102: Amending the Classification and Compensation Plan

7) DISCUSSION ITEMS

A) Beck-Kiwanis Park: Pond Safety Letter

8) HAND-OUTS

- A) Minutes: County Court 01-04-2023; 01-09-2023; 01-11-2023
- B) December 2022 Check Register

9) CORRESPONDENCE, COMMENTS AND EX-OFFICIO REPORTS

10) ADJOURN

The City Council may recess/adjourn to Executive Session under ORS 192.660(2) as follows: (a) Employment of Public Officers, Employees, or Agents; (b) Discipline of Public Officers, Employees, or Agents; (d) Labor Negotiations; (e) Real Property Transactions; (f) Exempt Public Records; (g) Trade Negotiations; (h) Litigation [Current or Potential]/Consult with Legal Counsel; (i) Performance Evaluation of Public Officers and Employees; (j) Trade Negotiations; and/or (l) Labor Negotiations.

The City of Ontario does not discriminate in providing access to its programs, services and activities on the basis of race, color, religion, ancestry, national origin, political affiliation, sex, age, marital status, physical or mental disability, or any other inappropriate reason prohibited by law or policy of the state or federal government. Should a person need special accommodations or interpretation services, contact the City at 889-7684 at least one working day prior to the need for services and every reasonable effort to accommodate the need will be made.



CITY COUNCIL MEETING MINUTES

January 10, 2023

The scheduled meeting of the Ontario City Council was called to order by Mayor Riley Hill at 6:00 p.m. on Tuesday, January 10, 2023, in the Council Chambers of City Hall. Council members present or attended via Zoom were Riley Hill, Susann Mills, Sam Baker, John Kirby, Michael Braden, Eddie Melendrez, and Ken Hart. Also present were Mayor-Elect Deborah Folden and Councilor-Elect Penny Bakefelt.

Members of staff present were Dan Cummings, Tori Barnett, Corinna Hysell, Clint Benson, Kari Ott, Casey Mordhorst, Al Haun, Jon Laurenson, and Andy Wood.

The meeting was recorded, and copies are available at City Hall.

AGENDA

This Agenda was posted on January 6, 2022. Copies of the Agenda are available from the City Hall Customer Service Counter and on the city's website www.ontariooregon.org.

KIRBY moved, BAKER seconded, **TO ADOPT THE AGENDA AS PRESENTED**. Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

PUBLIC COMMENTS

Kellie Weaver, Ontario: *I'm speaking on behalf of Freddy Rodriguez. He is not able to be in the room at this time because of a restraining order so I have a statement to read from him. (Transcribed from submitted letter) Hello Mayor and Council people, thanks for having me and allowing me to make a statement. I'm here today to say two things. Two very important things that need to be said. I'm'a make it short and sweet. First off I want to say a big giant thank you to our outstanding outgoing Mayor. Mayor Riley Hill, I can honestly say we have been so lucky the past four years to have such a hardworking, dedicated, and knowledgeable Mayor. He spent countless days and dollars to try and make Ontario great. It's definitely no easy task, but Mayor Hill has done his absolute best. No one else on Council had the courage to stand up for the innocent like he did. Mayor Hill can definitely leave office with his head held high as Ontario has not been led by a strong leader like him before. That being said, I wanna congratulate our new incoming Mayor and hoping the Mayor's shoes can be somewhat closely filled. I'm excited to see what happens. Lastly, I'm also here to address the discomforting news our community has been dealing with since New Year's. I'm sure it's no surprise that I am here to comment on this next topic I am no stranger to talks of unbecoming behavior of an elected official. Mainly because of all the preaching that was aimed at me before. One of the biggest critics I had was Councilman Melendrez. He was the one Councilperson who "per Malheur Enterprise" had the courage to stand up and demand I resign. Driving under the influence kills over 10,000 Americans a year. There is a national organization aimed at trying to end drunk driving due to the irreparable damage it causes in families: Mothers Against Drunk Driving. I'm not here to condemn Council Melendrez before his day in court but, I mean...we all read the arrest details including what you admitted to. Making a dangerous decision like that is definitely unbecoming of an elected official, especially one who works so closely with highly impressionable youngsters. I'd like to see your supporters tell a victim impact panel that this isn't a big deal. Imagine if you'd won the Mayor seat. Tonight we'd be looking at swearing in a freshly arrested Mayor. I won't go on, but I will say this: Eddie, please take your own advice and resign from the seats you occupy and let a more knowledgeable and wise decision maker fill them. Good night everyone.*



Deanna Sue Brown, Ontario: *I wanted to discuss the park safety at Beck Kiwanis with the pond. I'm concerned. I had a grandson pass away in that pond, drowned in that pond. It's irrelevant how all that happened. I just feel like if there, it appears to be danger because there's no signage or fencing or any type of safety items put in place at that park. There's going to be another child that will drown there, and I don't want that to happen, ever, to anyone, or their family, or anything else subsequently that went on with my family. What would I have to do as a citizen to work on getting a fence put around that pond. Or some signage, or some life jackets?*

Mayo Hill reminded Ms. Brown that those questions could not be answered right then, but staff took note of her comments.

CONSENT AGENDA

MILLS moved, KIRBY seconded, **TO ADOPT THE CONSENT AGENDA, WHICH INCLUDED THE 2023 FISCAL YEAR CITY MEETINGS CALENDAR; AND COUNCIL MEETING MINUTES OF JUNE 28, 2022; DECEMBER 13, 2022; AND DECEMBER 27, 2022.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Braden-yes; Melendrez-yes; Hill-yes. Motion carried 7/0/0.

NEW BUSINESS

Outgoing Mayor and City Councilor: Riley Hill And Michael Braden

Dan Cummings, City Manager, and Tori Barnett, City Recorder, presented Mr. Hill and Mr. Braden with a plaque, thanking them all for their service to the City of Ontario.

Mayor Hill stated it had been his honor and privilege to serve the citizens of Ontario over the past four years. He was proud of the things they'd accomplished. He then presented incoming Mayor Deborah Folden with the gavel.

Councilor Braden stated the City Council was a four-year commitment, and the past four years had been very difficult on personal and professional levels for everyone who served. In those four years, he entered the Council because of the influence and deep appreciation for former Mayor Ronald Verini. He thanked him for his service and for talking him into stepping up. In his years there, he got to know the staff, worked with staff, and appreciated the staff. From Tori Barnett, to Dan Cummings, to former CM Adam Brown, along with Mayor Riley Hill and the rest of the Council, working with those people as tirelessly as he had, and they did, appreciation was built for one another, and he appreciated them all. The future was Penny Bakefelt and Debbie Folden, and he was thankful, and had an opportunity to speak with both of them for what they wanted to step up and do for this community. They were fine ladies who would do wonderful things for this area. He was thankful for the future of Ontario.

Casey Mordhorst, Public Works Director, presented Riley Hill and Michael Braden with certificates of appreciation from JACOBS for their service to the city.

Swearing in New Mayor and City Councilors: Deborah Folden, Ken Hart, Penny Bakefelt, and Susann Mills

Tori Barnett, City Recorder, swore Ken Hart, Penny Bakefelt, Susann Mills, and Deborah Folden into their positions as Mayor and City Councilors.

Councilor Hart apologized for being unable to attend the meeting in person that night, but he and his wife were in Texas meeting their daughter who had been deployed to Poland for the past seven months. She would be home tomorrow, and they wanted to be there for her when she arrived.

Mayor Folden stated: *It is a great honor and pleasure to have all of you here this evening. I will serve the community by being committed to perform my duties to the best of my ability. My goal is to work hard and keep and improve our quality of life by keeping our neighborhoods safe for our children and our families. Our children are our future. Let's work together for our future generations, for a brighter tomorrow, with a commonsense mission of diversity, integrity, and justice for community with abundant offerings and optimal living for a safe, inclusive, welcoming city.*



I will provide strong leadership that listens and works alongside with the department heads and the Council to keep a destination of order with principles and integrity by keeping trust in our highly qualified management positions to lead our city. Thank you.

Councilor Bakefelt presented Mayor Folden with a Mayoral gavel.

Election of Council President

Councilor Hart nominated John Kirby for the position of Council President.

Mayor Folden nominated Penny Bakefelt for the position of Council President.

MILLS moved, BAKER seconded, **THAT THE NOMINATIONS FOR COUNCIL PRESIDENT BE CLOSED.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Bakefelt-yes; Melendrez-yes; Folden-yes. Motion carried 7/0/0.

Tori Barnett, City Recorder, called roll, asking each Councilor to state the name of either John Kirby or Penny Bakefelt for the position of Council President. Mills-Kirby; Baker-Kirby; Hart-Kirby; Bakefelt-Bakefelt; Melendrez-Kirby; Folden-Bakefelt; Kirby-Kirby. Councilor John Kirby was declared Council President in a 5/2 vote.

Altruistic Recovery: Introduction and Letter of City Support

Annette Volk, Director, Altruistic Recovery, stated: *I did not bring enough flyers. If I may set these at the end of the counter, they are business cards. It has a list of all of our services, our mission statement, that kind of thing. So those of you that haven't heard of us can read about the stuff we're doing in the community. We're addressing the City Council today as we are, February is our second year of business in Ontario. We provide mental health services, substance abuse services, domestic violence classes, anger management classes. We're also a certified DUI program and we have a MAT program, which is a medication assisted treatment program, and for those of you that don't know, it is an opioid medication assisted treatment for opioid users. As we seek funding, a lot of the grants require support from the City Council. I did forward Mr. Hart a letter earlier, so hopefully everybody's had time to review that. And it'll be an article that we will send in with our grant when we apply for the grant. There's a few letters of support from community members, and they like to see the support of the City Council as well. If anybody has any questions, I'm here, Mark's here, we can answer any questions about any of our services that we're providing. Thank you.*

Councilor Hart stated he had received the letter, and it was ready for the Council. He was hopeful that the Council would support the letter. Altruistic had done some wonderful things in the community, and the city was in desperate need for their services, especially MAT, which was very important. He urged the Council to support the letter to allow them to receive other grants to help meet those needs.

HART moved, KIRBY seconded, **THAT THE CITY COUNCIL SUPPORT THE LETTER AND HAVE THE MAYOR SIGN ON BEHALF OF THE COUNCIL.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Bakefelt-yes; Melendrez-yes; Folden-yes. Motion carried 7/0/0.

DISCUSSION ITEMS

Request Representative Owens and Senator Findley Continue to Pursue a Higher Local Split on Dispensary Revenues for Cities like Ontario

Dan Cummings, City Manager, stated Councilor Hart asked this be added to the Agenda to see if the Council wanted to continue – the previous Mayor had pursued trying to get a larger share of the state revenues for the City of Ontario since Ontario sent so much money over there and they returned very little back. Councilor Hart wanted to discuss this issue to see if the Council wanted to continue to ask Representative Owens and Senator Findley to pursue the action.



Councilor Kirby stated they had been through two legislative sessions with the local legislators fighting for this, including paying for a lobbyist to speak on the city's behalf. There had been majorities on both sides, just not at the same time. The current formula was based on population, not revenue submitted. Larger communities, like Portland, were receiving the money, but Ontario was sending the largest dollar volume in the State of Oregon. With Measure 110, a portion of the money was taken from Ontario. If the city was going to have marijuana in the community, they also needed to have the volume of dollars come here because the need was here, causing stress on the community through law enforcement and mental health, along with other issues that came before the community. He wanted the Council to move forward with the attempts to get his passed during the next legislative session.

KIRBY moved, HART seconded, **THAT THE CITY COUNCIL REQUEST THAT REPRESENTATIVE OWENS AND SENATOR FINDLEY CONTINUE TO PURSUE A HIGHER LOCAL SPLIT OF DISPENSARY REVENUES FOR CITIES LIKE ONTARIO.** Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Bakefelt-yes; Melendrez-yes; Folden-yes. Motion carried 7/0/0.

HAND-OUTS

Monthly Department Stats *(Attached)*

Public Works; Fire & Rescue; Police; Code Enforcement

Minutes: *(Attached)*

County Court: 11-30-2022; 12-07-2022; 12-14-2022; 12-21-2022

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

Councilor Bakefelt had a few items:

- She thanked Chaplain Rhoades for the invocation and blessing;
- She thanked the citizens of Ontario for putting their faith in her;
- She thanked Liz and Gabriele for helping with her campaign. She hoped the community would remain engaged, because together they could do some good things;
- She thanked city staff Dan Cummings and Tori for always being available and helping her get up to speed on topics. That was a great team;
- She thanked Michael Braden for his service. It was bittersweet to win the seat because she unfortunately bounced Michael out. He had a great job for the city, and while she did feel bad about that, she was also glad to be on Council;
- She completed the six-week Malheur County Sheriff's Citizens Academy. The classes were in Vale, and had started mid-November, running through December. Each class was three hours in duration, along with a Saturday range day. She met department heads, toured the jail, went to the shooting range, and learned about the various departments and how they worked together. It was very informative and encouraged all the citizens to take that class. She also thought it would be great to have that type of program in Ontario;
- December 19th, she hosted the first National Night Out committee meeting. The 19 member team signed up for various tasks, and they were moving forward on the event. It was citywide, bringing first responders and the public together for a family fun and educational experience. It was scheduled for August 8, 2023, 4-9pm at Treasure Valley Community College;
- January 8, 2023, the first Neighborhood Watch training course was held at the Terry Leighton Training Center. Lt. James Swank took the lead, and there were two officers who volunteered to teach. Officer Mitchell taught situational awareness class and Sgt. Bolyard taught how to be a good witness. There were over 50 people in attendance. She thanked the Ontario Police Department, Lt. Swank, Officer Mitchell, and Sgt. Bolyard for doing an excellent job; and
- She congratulated Sheri Smith for her 34 years with the Ontario Police Department.



Councilor Mills stated she had enjoyed working with Mayor Hill and Councilor Braden. They had been assets to the city. She hoped they stayed involved with city functions and committees because they had a lot of knowledge and experience and that was very important when serving on a committee. She also commended Councilor Bakefelt for her work with the Neighborhood Watch. She had attending the Sunday training and they did a fabulous job. She also commended Lt. Swank, Officer Mitchell, and Sgt. Bolyard, for doing such an excellent job of making the attendees aware of what their surroundings were regarding safety in the community. It was a volunteer situation, and an organization that was separate from the city, but it was worthwhile, and anyone interested, there were six precincts, and they were trying to get a group in each area. It was good for the city, and volunteers were needed.

Councilor Bakefelt stated there were eight areas with coordinators, but they were always looking for more.

Dan Cummings also thanked Mayor Hill and Councilor Braden for their service, and for everything they had done for the city. He also welcomed the newly elected Mayor and Councilor, along with the returning Councilors.

Dan Cummings stated the City Attorney was going to be in Ontario on February 7, 2023, and he asked that the city set up a special meeting as there were multiple actions before them that would be best discussed with him in attendance, to include the newly revised nuisance ordinance, the Silverhawk FBO lease at the Ontario Airport, and to begin discussions regarding the TPMs for homelessness. Those three issues would be lengthy, so with the approval of Council, staff would move forward with that. Was the Council amenable to beginning meeting earlier?

Councilor Baker confirmed that was not a regularly scheduled meeting.

Mr. Cummings stated no, it was week prior.

Councilor Bakefelt stated she would be out of town Feb 6-19, for an event that was planned before the election.

ADJOURN

BAKER moved, MILLS seconded, **THAT THE MEETING BE ADJOURNED**. Roll call vote: Mills-yes; Baker-yes; Kirby-yes; Hart-yes; Bakefelt-yes; Melendrez-yes; Folden-yes. Motion carried 7/0/0.

ACCEPTED:

ATTEST

Deborah K. Folden, Mayor

Tori Barnett, MMC, City Recorder



Committee Appointments - 2023

Committee	New Term Expires	Current Member	Applicant-Interested
Airport [4 year term]			
Public Member	2026	Shay Myers	Shay Myers
Public Member		John Freeburg	John Freeburg
Public Member		Shawn Coleman	Shawn Coleman
Budget [4 year term]			
Public Member	2026	Darin Bell	Darin Bell
Public Member		LeRoy Cammack	Michael Braden
Diversity Advisory [3 year term]			
Public Member	2023	Julianna Hernandez	
Public Member	2024	Vacant	Leanne Swetland
Public Member	2025	Billy Carter	Billy Carter
Public Member	2025	Paul Cheny	Benjamin Merrill
Parks [3 year term]			
Recreation District Member	2025	Andrew Maeda	Andrew Maeda
Kiwanis Club Member	2025	Efren Garza	Efren Garza
Planning Commission [4 year term]			
Public Member	2026	Max Twombly	Max Twombly
Public Member		John Hall	
Public Works [3 year term]			
Public Member	2025	Bernie Babcock	Al Christiani
V&C [3 year term]			
Service Industry/WPP	2025	Doug Dean	Doug Dean
Chamber	2025	Cheryl Cruson	Cheryl Cruson

Airport: 1st Monday each month, 6:00 p.m. @ City Hall

Audit: As needed @ City Hall

Budget: As needed @ City Hall/Four Rivers Cultural Center

Business Loan Fund: As needed @ City Hall

Code Enforcement Review Ad Hoc: 2nd and 4th Thursday each month, 5:30 p.m., @ City Hall

Diversity Advisory: 3rd Wednesday each month, 5:30 p.m., @ City Hall

Parks: 3rd Thursday each month, 6:00 p.m. @ City Hall

Planning: 2nd Monday each month, 6:00 p.m. @ City Hall

Public Works: 3rd Tuesday each month, 3:00 p.m. @ City Hall

V&C: 1st Thursday each month, 7:00 a.m. @ Chamber Office



RECEIVED
01/04/2023

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Myers Shay _____
Last First, Middle Initial

HOME ADDRESS: 725 Canyon 3 RD Ontario 97914
Street City Zip Code

TELEPHONE: 2084053017 shay@owyheeproduce.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Airport Advisory Board 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
_____	_____	_____
_____	_____	_____
_____	_____	_____

Employment:

<u>Owyhee Produce, LLC</u>	<u>CEO</u>	<u>2005</u>
Current Employer:	Position:	Dates of Employment:

Education:

Bachelors

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

to serve

Additional Information you feel may be helpful in considering your request for appointment:

Shay Myers

Signature:

January 3, 2023

Date:

SUBMIT

RESET FORM

received
01-06-2023

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: **City of Ontario – City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: FREEBURG John D.
Last First Middle Initial

HOME ADDRESS: 1128 NW 34TH ST. ONTARIO 97914
Street City Zip Code

TELEPHONE: 208 740 7330 catpouse11@msn.com.
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. AIRPORT 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>AIRPORT</u>	<u>4 YEARS</u>	_____
_____	_____	_____
_____	_____	_____

Employment:

Current Employer:	Position:	Dates of Employment:
<u>UNEMPLOYABLE</u>	<u>RETIRED</u>	_____

Education:

HIGH SCHOOL

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

I WOULD LIKE TO HELP SHAPE THE FUTURE OF THE AIRPORT

Additional Information you feel may be helpful in considering your request for appointment:

I OWN A HANGER AND A PLANE AT THE ONTARIO AIRPORT MALHEUR COUNTY REGIONAL AIRPORT

[Signature]
Signature:

January 24, 2022
Date:

SUBMIT

RESET FORM



RECEIVED

01-04-2023

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: *City of Ontario – City Recorder*
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Coleman Shawn P
Last First, Middle Initial

HOME ADDRESS: 1481 arata way Ontario _____
Street City Zip Code

TELEPHONE: 15412125405 _____
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Airport 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:

Length of Service

Position (s) Held:

_____	_____	_____
_____	_____	_____
_____	_____	_____

Employment:

<u>Dmv</u>	_____	_____
Current Employer:	Position:	Dates of Employment:

Education:

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

I am a current owner of a hanger as well as an aircraft based at the Ontario airport

Additional Information you feel may be helpful in considering your request for appointment:

Shawn coleman January 24, 2022
Signature: Date:

SUBMIT

RESET FORM

Please Type or Print
With Blue Ballpoint

Please Type or Print
with Blue Ballpoint

received
11-30-2022 RL

CITY OF ONTARIO REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Bell Darin M
Last First, Middle Initial
HOME ADDRESS: 974 SW 5th St Ontario 97914
Street City Zip Code
TELEPHONE: 208-230-0023 tvccbell@gmail.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Budget Committee 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Budget Committee/Ontario</u>	<u>8 Years</u>	<u>Member, Chair</u>
_____	_____	_____
_____	_____	_____

Employment:

<u>Treasure Valley Community College</u>	<u>Business Faculty Member</u>	<u>Jan 2005 - Present</u>
Current Employer:	Position:	Dates of Employment:

Education:

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Additional Information you feel may be helpful in considering your request for appointment:

D. M. Bell
Signature:

November 30, 2022
Date:

RESET FORM

received
12-13-2022 RB

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Braden Michael L
Last First, Middle Initial

HOME ADDRESS: 715 SW 3rd St Ontario 97914
Street City Zip Code

TELEPHONE: 208-284-8046 _____
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Budget Committee 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>City of Ontario</u>	<u>4 years</u>	<u>City Councilor</u>
<u>EOCIL</u>	<u>12 years</u>	<u>Board Member</u>
_____	_____	_____

Employment:

<u>Self Employed</u>	<u>Accountant</u>	<u>Current</u>
Current Employer: _____	Position: _____	Dates of Employment: _____

Education:

Masters of Science in Accountancy with a focus in Taxation

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

To serve our community and council with solid fiscal perspective.

Additional Information you feel may be helpful in considering your request for appointment:

[Signature]
Signature:

December 13, 2022
Date:

received
12/08/2022

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: *City of Ontario -- City Recorder*
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Merrill Dr. Benjamin M.
Last First, Middle Initial

HOME ADDRESS: 1870 E. Fireside Dr. Meridian 83642
Street City Zip Code

TELEPHONE: 208-800-9311 Cellular, 541-881-5583 Office bmerrill@tvcc.cc
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

Diversity Advisory Committee
1. 2. 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Baker City Council, Baker City Oregon</u>	<u>2 years</u>	<u>Elected Council Member</u>
<u>Baker City Tree Board, Baker City Oregon</u>	<u>1 year</u>	<u>Committee Member</u>
<u>Scouts of America</u>	<u>2 years</u>	<u>Parent Volunteer / Dutch Oven Skill instructor</u>

Employment:

<u>Treasure Valley Community College</u>	<u>Interim Dean of Career & Technical Education</u>	<u>12/2021 - Current</u>
Current Employer:	Position:	Dates of Employment:

Education:

Doctorate, Capella University 2019 / Educational Specialist, Capella University 2015 / Masters of Ed., Grand Canyon University 2006 / B.A. History BSU 2001 / A.A.O.T. TVCC 1999

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

I am committed to expanding TVCC's Equity Lens focusing on educational opportunities for 1st generation students, underrepresented students of color, and economically disadvantaged students in Ontario.

Additional Information you feel may be helpful in considering your request for appointment:

I have served as a teacher in a Yupik Eskimo Village in Alaska, served as a Superintendent on the Nez Perce Reservation, and am committed to providing equity for diverse populations.

Dr. Benjamin M. Merrill
Signature:

December 29, 2022
Date:

Submit

Reset

received
01/16/2023 BB

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail , email or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Carter Billy C
Last First, Middle Initial

HOME ADDRESS: 582 Nw 15th St Ontario 97914
Street City Zip Code

TELEPHONE: 208-739-8624 bilcart2@msn.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Diversity Committee 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Rotary Club</u>	<u>5 yrs</u>	<u>Member</u>
<u>Elks Lodge</u>	<u>27 yrs</u>	<u>Past Exalted Ruler, Trustee</u>
<u>TVCC Foundation Board</u>	<u>12 yrs</u>	<u>Member</u>

Employment:

<u>8C School District</u>	<u>I/A</u>	<u>4/28/2020</u>
Current Employer:	Position:	Dates of Employment:

Education:

Prairie View A&M University: Bachelor of Science Degree, University of Phoenix: Masters work.

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Interested in improving the quality of life in the city for everyone.

Additional Information you feel may be helpful in considering your request for appointment:

Requesting reappointment.

Billy C. Carter
Signature:

January 17, 2023
Date:

RESET FORM

Date:

received
12/28/2022

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Maeda George Andrew
Last First, Middle Initial

HOME ADDRESS: 1581 NW 3RD AVE Ontario 97914
Street City Zip Code

TELEPHONE: 541-709-4407 andrew@ontariorecdistrict.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Parks Committee 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Eastern Oregon Border Board</u>	<u>January 2021-Current</u>	<u>Board Member</u>
<u>Tater Tots Trail Ad Hoc</u>	<u>December 2022-Current</u>	<u>Committee Member</u>
<u>OSD Advisory Council</u>	<u>August 2020-Current</u>	<u>Committee Member</u>

Employment:

Current Employer:	Position:	Dates of Employment:
<u>Ontario Recreation District</u>	<u>Executive Director</u>	<u>August 2019-Current</u>

Education:

M.S. Biomechanics - School of Kinesiology and Recreation

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Reappointment to continue to aid in the development and advancement of the City of Ontario Parks.

Additional Information you feel may be helpful in considering your request for appointment:

Currently studying for Recreation and Parks Association Playground Equipment Inspector Certification.

George Andrew Maeda
Signature:

December 28, 2022
Date:

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JAN 16/23

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Garza Last Efren First, A. Middle Initial
HOME ADDRESS: 746 SW 16th ST. Street Ontario City 97914 Zip Code
TELEPHONE: 916-413-0134 Home, Work, Cell, or Business (Include Area Code) The Rev. Ed@gmail.com E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Parks Committee 2. 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Kiwanis</u>	<u>1 1/2 years</u>	<u>Vice President</u>
<u>City of Ontario Parks</u>	<u>1 year</u>	
<u>FRCC Board</u>	<u>Recent Appointment</u>	<u>Board Member</u>

Employment:

TVCC Current Employer: Adjant Professor Nursing Position: 12/2022 Dates of Employment:

Education:

AASN

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Requesting Reappointment for full term

Additional Information you feel may be helpful in considering your request for appointment:

to Efrén Garza, RN
Signature:

January 6, 2023
November 13, 2019
Date:

Submit

Reset

Please Type or Print
With Blue Ballpoint

Please Type or Print
with Blue Ballpoint

received
12/30/22

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: **City of Ontario -- City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME:
Last First Middle Initial

HOME ADDRESS:
Street City Zip Code

TELEPHONE:
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. 2. 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:

Employment:

Twombly Tile LLC	Owner	19 years
Current Employer:	Position:	Dates of Employment:

Education:

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Additional Information you feel may be helpful in considering your request for appointment:

Max J Twombly	October 20, 2022
Signature:	Date:

RESET FORM

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1/20/23

CITY OF ONTARIO REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: City of Ontario -- City Recorder
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Christiani Albert h.
Last First Middle Initial

HOME ADDRESS: 385 NW 5th St Ontario 97914
Street City Zip Code

TELEPHONE: 208-230-2130 a.christ@fntc.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. Public Works 2. _____ 3. _____

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>knight of Columbus</u>	<u>10</u>	<u>NA</u>
_____	_____	_____
_____	_____	_____

Employment:

<u>Christiani Const</u>	<u>owner</u>	<u>20</u>
Current Employer:	Position:	Dates of Employment:

Education:

BS Business University of Oregon

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Civic duty, Help if I can

Additional Information you feel may be helpful in considering your request for appointment:

50 yr resident of Ontario, Familiar with const

Albert Chrit
Signature:

January 20, 2023
Date:

RECEIVED
12-11-2022

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail or personally deliver to: *City of Ontario -- City Recorder*
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 FAX (541) 889-7121

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME: Dean Douglas _____
Last First, Middle Initial

HOME ADDRESS: 1017 SW 2nd Ave Ontario 97914
Street City Zip Code

TELEPHONE: 541-709-8368 = cell dougd933@gmail.com
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

V & C Board _____
1. 2. 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
<u>Veteran Advocates of Ore-</u>	<u>11 years</u>	<u>Advisor/Volunteer</u>
_____	_____	_____
_____	_____	_____

Employment:

Retired	Financial Consultant	Dates of Employment:
_____	_____	_____
Current Employer:	Position:	

Education:

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Since moving to Ontario in 2004 I have been interested in serving our City & Community.

Additional Information you feel may be helpful in considering your request for appointment:

I do have a few years experience in serving on this V & C Board

Douglas Dean
Signature:

Dec 11, 2019
Date:

Submit

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received
11/17/2023
1225

email 12/29/2023 Tbb

CITY OF ONTARIO

REQUEST FOR BOARD OR COMMISSION APPOINTMENT

Mail, email or personally deliver to: **City of Ontario — City Recorder**
444 SW 4th St., Ontario, OR 97914
(541) 889-3232 tori.barnett@ontariooregon.org

The Ontario City Council appoints individuals to numerous Boards, Committees, and the Planning Commission. Persons who wish to serve need to provide the following information.

NAME:
Last First Middle Initial

HOME ADDRESS:
Street City Zip Code

TELEPHONE:
Home, Work, Cell, or Business (Include Area Code) E-mail Address

Name of Board, Committee, or Commission for appointment requested:

1. 2. 3.

Community Activities/Civic Organization/Boards/Committees:

Activity / Organization:	Length of Service	Position (s) Held:
V&C Board	Since inception	Chair, Vice Chair, member
TVCC Board of directors	14 Years	Chair, Vice Chair, member
Ontario Airport Board	10 years	member

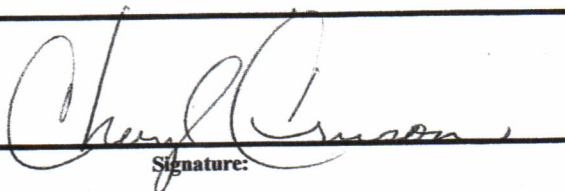
Employment:

Current Employer: Position: Dates of Employment:

Education:

Please indicate why you are requesting appointment to this Board (s) /Commission (s):

Additional Information you feel may be helpful in considering your request for appointment:


Signature:

December 28, 2022

Date:

RESET FORM

Council Liaison Appointments - 2023

Committee	Current Councilor	Appointed
Airport (non-voting) Councilor	John Kirby	
Audit Committee (voting) Councilor Councilor Councilor	Michael Braden Ken Hart Susann Mills	
Business Loan Fund (voting) Councilor Councilor	Michael Braden Eddie Melendrez	
Diversity Advisory (non-voting) Councilor	Eddie Melendrez	
Ontario Promise/529 Plan Councilor Councilor	Michael Braden Ken Hart	
Parks (voting) Councilor	Eddie Melendrez	
Planning Commission (non-voting) Councilor	Ken Hart	
Public Works (non-voting) Councilor	Sam Baker	
V&C (voting) Councilor	Ken Hart	

Airport: 1st Monday each month, 6:00 p.m. @ City Hall

Audit: As needed @ City Hall

Business Loan Fund: As needed, 5:00 p.m., @ City Hall

Diversity Advisory: 3rd Wednesday each month, 5:30 p.m., @ City Hall

Parks: 3rd Thursday each month, 6:00 p.m. @ City Hall

Planning: 2nd Monday each month, 6:00 p.m. @ City Hall

Public Works: 3rd Tuesday each month, 3:00 p.m. @ City Hall

V&C: 1st Thursday each month, 7:00 a.m. @ Chamber Office



**AGENDA REPORT
NEW BUSINESS
January 24, 2023**

To: Mayor and City Council
FROM: Kari Ott, Finance Director
THROUGH: Danny K. Cummings, City Manager
SUBJECT: **DELINQUENT UTILITY BILLING ACCOUNTS TO COLLECTIONS**
DATE: January 17, 2023

PROPOSED MOTION:

I MOVE THE CITY COUNCIL APPROVE THE LIST OF UTILITY BILLING WRITE OFFS AS PRESENTED AND AUTHORIZE SENDING THE APPLICABLE ACCOUNTS TO COLLECTIONS.

SUMMARY:

Attached is the following document:

The list of utility billing accounts that are over 120 days old and proposed for write off/ sending to collections.

BACKGROUND:

As required by the Allowance for Bad Debts and Write Offs Policy, the Council needs to approve accounts to write-off before they are written off and/or sent to collections. The list of accounts proposed to write off is attached to the report, and are all over 120 days past due.

CURRENT SITUATION:

The collections agency (Advantage Financial Credit Services) will be sent accounts totaling \$23,581.26 (which includes the allowable interest). The remaining interest not allowed to go to collections will be written off.

ANALYSIS:

- A. **STRATEGIC PLAN** No direct impact to the strategic plan.
- B. **FINANCIAL** \$5,471.05 in utility bills are deemed uncollectible by the city and will go to Advantage Financial Credit Services. The remaining interest of \$9,84.06 will be written off. The total amount to be written off the books is only approximately 0.09% of the \$7.2 million water, sewer, and storm revenues.
- C. **TIMING** Staff would like to get the utility accounts sent to collections as soon as possible.

- D. **POLICY/LEGAL** These write-offs need to be approved by the Council per the Allowance for Doubtful Accounts Policy.

ALTERNATIVES:

A. Take No Action - The Council could take no action on this matter; this would leave the past due accounts on the city's books.

RECOMMENDATION:

Staff recommends the City Council approve the utility billing accounts to be sent to collections.

ATTACHMENTS:

1. UB accounts to write off

**DELINQUENT ACCOUNTS TO WRITE-OFF
CITY COUNCIL MEETING - JANUARY 24, 2023**

Utility Billing

ACCOUNT #	NAME	DATE FINALED	TOTAL DUE	INTEREST TO WO	AMOUNT TO COLLECTIONS
009927-001	KIMBERLY & JEFF GEELAN	2/3/2022	\$ 228.46	\$ 104.65	\$ 123.81
014308-000	RICHARD & MICHELLE BERGHUIS	7/28/2022	\$ 56.97	\$ -	\$ 56.97
015272-000	DAVID WINTERS	7/20/2022	\$ 406.03	\$ -	\$ 406.03
003076-000	PEDRO CUNA	5/20/2022	\$ 159.08	\$ 29.38	\$ 129.70
006136-002	MICHELLE WELLS	5/31/2022	\$ 56.67	\$ 10.47	\$ 46.20
009234-002	AMANDA MC COSHUM	3/22/2022	\$ 280.71	\$ 94.12	\$ 186.59
012307-000	EFREN MARTINEZ	5/18/2022	\$ 44.39	\$ 8.20	\$ 36.19
012526-001	SAVANA ROBERTSON	5/19/2022	\$ 438.06	\$ 115.58	\$ 322.48
013284-000	JARED SALGADO M/R	5/18/2022	\$ 88.50	\$ 16.35	\$ 72.15
014529-000	DOING DIRT GARDEN SUPPLY LLC M/R	6/20/2022	\$ 269.42	\$ 26.15	\$ 243.27
014842-000	MARIAH RAMOS	8/19/2022	\$ 634.76	\$ -	\$ 634.76
014950-000	JOHN CLARK	6/16/2022	\$ 83.43	\$ 8.10	\$ 75.33
015230-000	TIRINI WISHARD	6/6/2022	\$ 262.69	\$ 48.52	\$ 214.17
015709-001	TAYLER ELIZONDO M/R	6/17/2022	\$ 311.05	\$ 57.45	\$ 253.60
015953-001	BRINA HARRIS M/R	6/20/2022	\$ 362.01	\$ 35.14	\$ 326.87
016057-000	DOLORES MATA	6/28/2022	\$ 72.94	\$ 7.08	\$ 65.86
016124-000	ALLEN PITTA M/R	4/19/2022	\$ 30.37	\$ 8.01	\$ 22.36
016155-000	RICHARD SPENCER M/R	4/28/2022	\$ 684.50	\$ 180.60	\$ 503.90
016166-000	CODY DINSMORE	6/8/2022	\$ 351.70	\$ 64.96	\$ 286.74
016406-000	ROSAURA SOLIS M/R	8/24/2022	\$ 316.69	\$ -	\$ 316.69
016450-000	ZAK TRUJILLO M/R	6/29/2022	\$ 233.84	\$ 78.41	\$ 155.43
016560-000	JOHN JENNINGS	8/2/2022	\$ 614.41	\$ -	\$ 614.41
016564-000	RYAN BALFOUR	7/20/2022	\$ 270.02	\$ -	\$ 270.02
016194-001	RIGOBERTO RIVERA M/R	1/31/2022	\$ 198.41	\$ 90.89	\$ 107.52

\$ 6,455.11	\$ 984.06	\$ 5,471.05
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**AGENDA REPORT
NEW BUSINESS
January 24, 2023**

To: Mayor and City Council

FROM: Dan Cummings, City Manager

THROUGH: Danny K. Cummings, City Manager

SUBJECT: **RESOLUTION #2023-101: CREATE HOMELESSNESS ADVISORY AD HOC COMMITTEE**

DATE: January 17, 2023

PROPOSED MOTION:

I MOVE THE CITY COUNCIL TO APPROVE RESOLUTION #2023-101, A RESOLUTION CREATING THE HOMELESSNESS ADVISORY AD HOC COMMITTEE.

SUMMARY:

ORS 195.530 requires that any city law that regulates the acts of sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public must be objectively reasonable as to time, place, and manner with regards to persons experiencing homelessness. The Council and city staff wish to solicit input concerning city camping regulations from members of the community, including interested stakeholders and organizations that assist low-income and/or homeless members of the community. Therefore, the Council desires to establish a Citizen Advisory Committee to work with knowledgeable community members to, among other things, (a) assist the city in developing reasonable time, place, and manner regulations concerning homeless camping, and (b) provide advice to the Council on homeless camping-related matters.

BACKGROUND:

ORS 195.530 requires that any city law that regulates the acts of sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public must be objectively reasonable as to time, place, and manner with regards to persons experiencing homelessness. Pursuant to ORS 195.530, the Council must adopt zoning and reasonable time, place, and manner regulations concerning homeless camping in city by June 30, 2023.

The City of Ontario ("City") has the authority to adopt zoning regulations and reasonable time, place, and manner restrictions concerning homeless individuals camping on public property and the Ontario City Council (the "Council") is aware of concerns raised by community members relating to homeless camping within the city's incorporated limits.

CURRENT SITUATION:

Staff and the City Attorney have prepared draft time, place, and manner regulations and are ready to have community input into the regulations. The Council needs to adopt a resolution establishing the Homelessness Advisory Committee, which prescribes the Committee's power and duties.

The proposed committee would consist of the following:

The Committee will operate subject to, and in accordance with, this proposed resolution. The Committee will have a minimum of seven members. Members will be appointed by the Council and will consist of the following individuals: two members of the Ontario City Council and five members of citizens who reside within the 8C School District. Members will receive no compensation but will be reimbursed for expenses authorized by the Council. If the Council is unable to fill the Committee membership with individuals meeting the classifications described above after the exercise of reasonable efforts, the Council may appoint individuals to the Committee to fill the unfilled positions even if such individuals may not meet the membership classification(s).

The City Manager, City Attorney, and other city staff requested by the Committee will support the work of the Committee. The City Attorney will act as the Committee's legal advisor in the conduct of all hearings and matters. Notwithstanding anything contained in this resolution to the contrary, the Committee must obtain the consent of the City Manager prior to requesting the assistance of the City Attorney and/or other city staff.

ANALYSIS:

- A. **STRATEGIC PLAN** The establishment of this Committee helps in the strategic plan for disability and lifestyle.
- B. **FINANCIAL** The Committee will operate at the direction of the Council and in conformance with, and subject to, this resolution, Oregon law, and any and all city rules, procedures, resolutions, and ordinances now in force and/or which may hereafter be created, amended, modified, enacted, or promulgated. The Committee has no authority to bind the city or represent to any person that the Committee may bind the city. The Committee has no authority to make expenditures on behalf of the city, or to obligate the city for payment of any sums of money, unless and until the Council has authorized such expenditures by appropriate ordinance or resolution (which ordinance or resolution will provide the administrative method by which funds will be drawn and expended).
- C. **TIMING** It is important to move quickly on the proposed resolution to allow staff time to solicit letters of interest from the community to serve on the Committee; have individuals appointed by the Council to serve; establish meeting dates; conduct meetings; prepare proposed TMP ordinance for Council adoption; and have all steps accomplished prior to the June 30, 2023, deadline.

- D. **POLICY/LEGAL** The City of Ontario (“City”) has the authority to adopt zoning regulations and reasonable time, place, and manner restrictions concerning homeless individuals camping on public property. The City Council must approve/adopt resolutions for city.

ALTERNATIVES:

The City could do nothing and be bound by the regulations set by the state, which will become effective on July 1, 2023.

RECOMMENDATION:

Staff recommends the Council to approve Resolution #2023-101.

ATTACHMENTS:

1. Reso #2023-101 Creating Homelessness AdHoc Committee



RESOLUTION #2023-101

A RESOLUTION OF CITY OF ONTARIO CREATING THE HOMELESSNESS ADVISORY COMMITTEE; AND PRESCRIBING THE COMMITTEE'S POWERS AND DUTIES

- WHEREAS,** City of Ontario ("City") has the authority to adopt zoning regulations and reasonable time, place, and manner restrictions concerning homeless individuals camping on public property; and
- WHEREAS,** the Ontario City Council (the "Council") is aware of concerns raised by community members relating to homeless camping within City's incorporated limits; and
- WHEREAS,** the Council desires to establish a citizen advisory committee to work with knowledgeable community members to, among other things, (a) assist City in developing reasonable time, place, and manner regulations concerning homeless camping, and (b) provide advice to the Council on homeless camping-related matters; and
- WHEREAS,** pursuant to ORS 195.530, the Council must adopt zoning and reasonable, time, place, and manner regulations concerning homeless camping in City by June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED, by and through the Council meeting in regular session, as follows:

1. Findings. The above-stated findings are hereby adopted.
2. Creation; Membership. This Resolution #2023-101 (this "Resolution") hereby establishes the Homelessness Advisory Committee (the "Committee"). The Committee will operate subject to, and in accordance with, this Resolution. The Committee will have a minimum of seven members. Members will be appointed by the Council and will consist of the following individuals: two members of the Ontario City Council and five members from citizens who reside within the 8C School District. Members will receive no compensation but will be reimbursed for expenses authorized by the Council. If the Council is unable to fill the Committee membership with individuals meeting the classifications described above after the exercise of reasonable efforts, the Council may appoint individuals to the Committee to fill the unfilled membership classification(s) even though such individuals may not meet the unfilled membership classification(s).
3. Term. Each member is appointed to serve on the Committee commencing upon adoption of this Resolution and ending on such date as the Council determines necessary or appropriate.
4. Removal of Committee Members. Notwithstanding anything contained in this Resolution to the contrary, a member may be removed by the Council for any of the following reasons: (a) failure to attend three regular Committee meetings; (b) commission of a felony; (c) incompetence; (d) failure to declare conflicts of interest; and/or (e) any other member acts of misconduct or nonperformance.
5. Committee Duties. The Committee will act as an advisory body to the Council. To this end, and except as otherwise provided or directed by the Council from time to time, the Committee will have the following advisory duties and responsibilities: (a) serve as an advisory body to the Council concerning the development of the City's homeless camping regulations; and (b) provide advice to the Council and Planning Commission on general homeless camping-related matters concerning or affecting City. The Committee will review homeless camping-related issues that have been referred to the Committee by the Council from time to time and will make recommendations on these issues.

6. Member Responsibilities. In addition to any other duties and/or responsibilities assigned to the members under this Resolution, each member must regularly attend Committee meetings and must notify the city recorder or chair when he or she will be unable to attend a Committee meeting. In addition, if requested by the Council, one or more members will attend any Council meeting that relates to homeless camping-related issues that may impact or affect City. Prior to each Committee meeting, members will review all pertinent written documents in preparation for deliberation and decision making. All Committee recommendations and suggestions made to the Council will be in writing.

7. Election of Officers. The Committee will, at its first meeting, elect a chair, vice-chair, and secretary. The chair and vice-chair will hold office at the pleasure of the Committee. The secretary need not be a member of the Committee. The secretary will receive no compensation but will be reimbursed for expenses authorized by the Council.

8. Duties of the Chair and Vice-Chair. The chair will call Committee meetings, preside at all meetings, and sign all correspondence on behalf of the Committee. The vice-chair will perform the duties of the chair in the absence of the chair and such other duties as may be assigned by the chair from time to time. In the absence of the chair and vice-chair, the Committee will elect a temporary chair for the particular meeting in question.

9. Minutes; Reports. The secretary will keep an accurate record of all Committee proceedings, including written minutes of all meetings. A copy of each meeting minutes will be delivered to the city recorder for filing. Committee minutes are a public record available for public inspection. At the request of the Council, the Committee will prepare and deliver to the Council a written report summarizing all Committee activities, actions, and matters before the Committee (and any other information requested by the Council).

10. Staff to the Committee. The City Manager, City Attorney, and other City staff requested by the Committee will support the work of the Committee. The city attorney will act as the Committee's legal advisor in the conduct of all hearings and matters. Notwithstanding anything contained in this Resolution to the contrary, the Committee must obtain the consent of the City Manager prior to requesting the assistance of the City Attorney and/or other City staff.

11. Committee Meetings. The Committee will hold at least one regularly scheduled meeting per calendar month, unless canceled at the direction of the chair due to lack of committee business or other reason. In addition to the regular meetings, the Committee will meet at such other times, dates, and places as may be deemed necessary or appropriate to carry out Committee business. Special meetings may be called by the chair, a majority of the members, City Manager, City Attorney, or the Council by giving at least forty-eight (48) hours' prior notice. All meetings of the Committee will be held in accordance with applicable Oregon law.

12. Quorum; Voting. A majority of the members will constitute a quorum. A majority vote of a quorum will be necessary to act on any matter before the Committee.

13. Conflict of Interest Activities. A member will not participate in any Committee proceeding or action in which any of the following has a direct or substantial financial interest: (a) the member or the spouse, brother, sister, child, parent, father-in-law, mother-in-law of the member; (b) any business in which the member is then serving or has served within the previous two years; or (c) any business for which the member is negotiating or for which the member has an arrangement or understanding concerning prospective partnership or employment. Any actual or potential conflict of interest will be disclosed at the meeting of the Committee where the action or proceeding is being taken.

14. Authority; Expenditures. The Committee will operate at the direction of the Council and in conformance with, and subject to, this Resolution, Oregon law, and any and all City rules, procedures, resolutions, and ordinances now in force and/or which may hereafter be created, amended, modified, enacted, or promulgated. The Committee has no authority to bind the City or represent to any person that the Committee may bind the City.

The Committee has no authority to make expenditures on behalf of the City, or to obligate the City for payment of any sums of money, unless and until the Council has authorized such expenditures by appropriate ordinance or resolution (which ordinance or resolution will provide the administrative method by which funds will be drawn and expended).

15. Interpretation; Severability; Errors. The provisions of this Resolution are severable. If any section, subsection, sentence, clause, and/or portion of this Resolution is for any reason held invalid, unenforceable, and/or unconstitutional, such invalid, unenforceable, and/or unconstitutional section, subsection, sentence, clause, and/or portion will (a) yield to a construction permitting enforcement to the maximum extent permitted by applicable law, and (b) not affect the validity, enforceability, and/or constitutionality of the remaining portion of this Resolution. Any reference to a federal, state, or local law means the federal, state, or local law as now existing and hereafter amended. This Resolution will be in full force and effect from and after its approval and adoption.

EFFECTIVE DATE: Immediately upon passage.

PASSED AND ADOPTED by the Ontario City Council this ____ day of _____, 2023.

Ayes:

Nays:

Absent:

SIGNED by the Mayor this ____ day of _____, 2023.

Deborah K. Folden, Mayor

ATTEST:

Tori Barnett, MMC, City Recorder



**AGENDA REPORT
NEW BUSINESS
January 24, 2023**

To: Mayor and City Council

FROM: Dan Cummings, City Manager

THROUGH: Danny K. Cummings, City Manager

**SUBJECT: RESOLUTION #2023-102: AMENDING THE CLASSIFICATION AND
COMPENSATION PLAN**

DATE: January 18, 2023

PROPOSED MOTION:

I MOVE THE CITY COUNCIL TO APPROVE RESOLUTION #2023-102, A RESOLUTION AMENDING THE CLASSIFICATION AND COMPENSATION PLAN TO ADD THE POSITION OF "PLANNING AND OFFICE TECHNICIAN".

SUMMARY:

The Classification and Compensation Plan (Resolution #2022-116) was approved by the City Council on April 26, 2022, and last amended on November 8, 2022 (Resolution #2022-145). The Plan provides a means to comply with the Oregon Pay Equity Law by objectively providing vertical and horizontal equity among non-represented positions. The Community Development Department would like to create the position of "Planning and Office Technician". When a new position is created, it needs to be added to the Plan so the city can equitably compensate the employee.

BACKGROUND:

During the appointment of the Economic Development Director to the City Manager position, succession planning efforts were discussed around either adding a Planner, a Planning Technician, or a Planning or Economic Development Director. It has been identified that a Planning and Office Technician is needed to assist in the work load within the Community Development, Economic Development, and Planning Department because staff has been unsuccessful at finding a Planning Director. As such, the recruiting of a Planning and Office Technician is needed to help assist the City Manager/Community Development Director in the Planning Department, as well as other office help in the Community Development Center.

CURRENT SITUATION:

It has been determined by the City Manager/Community Development Director that because a Planning Director position has not had any successful applicants meeting the needs of the community and the need for help in the Community Development Center, the City Manager/Community Development Director determined it is best to create the position of Planning and Office Technician. That position can be trained as a future replacement for the Planning Director or replacement for the current Building Permit Technician. This will help fill the void in the Community Development Center. The City Manager will retain the title of Planning Director until such time a suitable replacement can be found.

The City Manager and the Human Resources Manager collaborated on creating a job description for the Planning and Office Technician, using that document to identify the corresponding class and grade on the overall Compensation and Classification Plan. It has been identified that the position of Planning and Office Technician falls within grade H.

ANALYSIS:

- A. **STRATEGIC PLAN** There is no strategic plan impact.
- B. **FINANCIAL** There is no financial impact from amending the Classification and Compensation Plan.
- C. **TIMING** Human Resources has started the process of recruiting to fill the Planning and Office Technician position and in order to fill it, there will need to be an identified position on the Plan.
- D. **POLICY/LEGAL** The City Council is required to adopt all city resolutions, and must adopt proposed Resolution #2023-102 to add the Planning and Office Technician position to the plan.

ALTERNATIVES:

The City Council could choose not to adopt Resolution #2023-102, which would result in higher pay due to a "working out of class" wage to fill the position needed in the Community Development Center.

RECOMMENDATION:

Staff recommends approving Resolution #2023-102, amending the Classification and Compensation Plan to add the position of Planning and Office Technician.

ATTACHMENTS:

- 1. Reso #2023-102 Amending Class & Comp Plan Add Planning Office Tech
- 2. Planning & Office Technician Position Comp Plan



RESOLUTION #2023-102

A RESOLUTION OF CITY OF ONTARIO AMENDING THE CLASSIFICATION AND COMPENSATION PLAN

- WHEREAS,** the Oregon Pay Equity Law prohibits discrimination between employees in the payment of wages or other compensation; and
- WHEREAS,** a Classification and Compensation plan objectively provides vertical and horizontal equity among non-represented positions; and
- WHEREAS,** the City of Ontario wants to compensate its employees fairly and competitively; and
- WHEREAS,** the City of Ontario staff studied and created a Classification and Compensation Plan for non-represented employees of the City; and
- WHEREAS,** the Classification and Compensation plan was reviewed and approved by multiple human resource professionals, both public and private, in the community; and
- WHEREAS,** the Ontario City Council approved the Classification and Compensation Plan in Resolution #2022-116 on April 26, 2022, and was last amended by resolution #2022-145 on November 8, 2022; and
- WHEREAS,** a new position has been approved by the Ontario City Council that has not yet been added to the Classification and Compensation plan.

NOW, THEREFORE, BE IT RESOLVED by the Ontario City Council, to amend Resolution #2022-116 and Resolution #2022-145 and adopt the attached City of Ontario Classification and Compensation Plan.

BE IT FURTHER RESOLVED that the edits to the City Personnel Manual to implement the Classification and Compensation Plan that were approved in Resolution #2019-123 on June 18, 2019, remain unchanged.

BE IT FURTHER RESOLVED that the Classification and Compensation Plan will be adjusted only by Council action during the budget for cost-of-living adjustments or outside of the budget for market adjustments or to add new positions.

EFFECTIVE DATE: Effective immediately upon passage.

PASSED AND ADOPTED by the Ontario City Council this ____ day of _____, 2023.

Ayes:

Nays:

Absent:

SIGNED by the Mayor this ____ day of _____, 2023.

ATTEST

Deborah K. Folden, Mayor

Tori Barnett, MMC, City Recorder

Position	Grade	Hourly Wage Range		Annual Min	Annual Max	Monthly Min	Monthly Max
		Min	Max				
	A	\$ 11.41	\$ 14.28				
	B	\$ 12.11	\$ 15.16				
	C	\$ 12.86	\$ 16.09				
	D	\$ 13.65	\$ 17.08				
Front Desk Receptionist	E	\$ 14.49	\$ 18.14	\$ 30,140.42	\$ 37,724.38	\$ 2,511.70	\$ 3,143.70
Planning Tech	F	\$ 15.38	\$ 19.26	\$ 31,999.42	\$ 40,051.14	\$ 2,666.62	\$ 3,337.59
Fire Admin Assistant	G	\$ 16.33	\$ 20.44	\$ 33,973.07	\$ 42,521.41	\$ 2,831.09	\$ 3,543.45
Planning and Office Tech	H	\$ 17.34	\$ 21.70	\$ 36,068.46	\$ 45,144.03	\$ 3,005.70	\$ 3,762.00
PPS	I	\$ 18.41	\$ 23.04				
	J	\$ 19.55	\$ 24.46				
	K	\$ 20.75	\$ 25.97	\$ 43,162.42	\$ 54,022.98	\$ 3,596.87	\$ 4,501.92
	L	\$ 22.03	\$ 27.57				
Tech Specialist	M	\$ 23.39	\$ 29.28	\$ 48,650.94	\$ 60,892.54	\$ 4,054.25	\$ 5,074.38
HR Manager, Police Office Manager	N	\$ 24.83	\$ 31.08	\$ 51,651.63	\$ 64,648.25	\$ 4,304.30	\$ 5,387.35
City Recorder, Airport Manager, Building Inspector	O	\$ 26.36	\$ 33.00	\$ 54,837.39	\$ 68,635.62	\$ 4,569.78	\$ 5,719.63
	P	\$ 27.99	\$ 35.03				
Planning Director	Q	\$ 29.72	\$ 37.19	\$ 61,810.50	\$ 77,363.31	\$ 5,150.87	\$ 6,446.94
Building Official	R	\$ 31.55	\$ 39.49	\$ 65,622.83	\$ 82,134.91	\$ 5,468.57	\$ 6,844.58
	S	\$ 33.50	\$ 41.92				
	T	\$ 35.56	\$ 44.51				
Community and Economic Development Director	U	\$ 37.75	\$ 47.25	\$ 78,529.57	\$ 98,289.24	\$ 6,544.13	\$ 8,190.77
Fire Chief	V	\$ 40.08	\$ 50.17	\$ 83,373.10	\$ 104,351.51	\$ 6,947.76	\$ 8,695.96
Police Chief	W	\$ 42.56	\$ 53.26	\$ 88,515.37	\$ 110,787.68	\$ 7,376.28	\$ 9,232.31
	X	\$ 45.18	\$ 56.55				
	Y	\$ 47.97	\$ 60.04				
	Z	\$ 50.93	\$ 63.74				

PRINT this

received
1-19-2023

They need to MAKE Signs

Signs

PARENTS WATCH OVER
YOUR CHILDREN WHEN
YOU ARE IN THIS PARK
MOSTLY WHEN THEY
ARE BY THE POND
DO NOT LET THEM
GO AROUND THE
POND BY THEMSELVES!

THE MAN THAT WROTE THIS IS
70 YEARS OLD HE LIVED BY THAT POND
WITH HIS WIFE AND KIDS BACK ABOUT
30 YEARS AGO. THEY LIVED IN THE
HOG CABINS BY THE TRADING POST
PLACE BACK THEN. THEY WERE TORN
DOWN. HE STORED MANY YOUNG KIDS OVER

From going INTO THOSE Ponds
He Done A LOT of Fishing BACK
them. He ALSO Saved Kids From Drowning
in the pond. there is Fish Hooks
Fish Hooks in the bottom of that
Pond to hurt there feet, if they
try to swim in there. He work
where all the deep places out

THAT Pond is very
DANGEROUS FOR KIDS I WO
30 YEARS WORTH.

ONE of Gleen keeps
FRIENDS cheif of police
70 years Old

~~Kenneth W Burro~~

541-212-3702

MALHEUR COUNTY COURT MINUTES

January 4, 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. Members of the media, public, and staff had the opportunity to join the meeting electronically or in-person. Staff present was Administrative Officer Lorinda DuBois. 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 # [2023-0024](#)

CITY OF VALE - WASTEWATER PROJECT

City of Vale Mayor Tom Vialpando and City Manager Todd Fuller met with the Court and provided information about the City Wastewater Project and made a request for funding for the project. The City is currently about \$300,000 short in funding for the project; the total project cost is approximately \$1.4 million and the City has secured \$1,100,000 in grant funds for the project. The current Willowcreek lift station has been in service for 70 years; the new lift station would be built about 75 yards west of the current lift station. City employees currently spend hours each week pulling tripped pumps and untangling materials that shouldn't be in a sewer system from the impellers. Ms. DuBois noted that the County installed a valve flushing system in the jail that regulates the number of flushes in an effort to curb the flushing of sheets, clothing etc. Mayor Vialpando and Mr. Fuller answered questions from the Court members. The Court took the request under advisement. See instrument # [2023-0029](#) for the written correspondence regarding the project request.

Mayor Vialpando also explained that he is a member of the Oregon Mayors Association Taskforce on Homelessness; a meeting is currently being held with Governor Kotek's transition team. Mayor Vialpando requested the Court have an open mind and be a partner. Commissioner Jacobs expressed appreciation to Mayor Vialpando for serving on the taskforce and requested he keep the Court updated.

COURT MINUTES

Commissioner Jacobs moved to approve Court Minutes of December 21, 2022 as written. Judge Joyce seconded and the motion passed.

AUTHORIZATION OF REFUNDS

Commissioner Jacobs moved to approve Resolution R23-01: In the Matter of Authorization of Refunds by Tax Collector. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # [2023-0026](#)

JUSTICE OF THE PEACE

Commissioner Jacobs moved to approve Order GO-01-23 Appointing Justice of the Peace Pro Tempore for Malheur County Justice Court during the 2023 Calendar Year. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # [2023-0027](#)

INVESTING FUNDS

Commissioner Jacobs moved to approve Order GO-02-23: In the Matter of Investing Any Sinking Fund, Bond Fund or Surplus Funds. Commissioner Mendiola seconded and the motion passed unanimously. See instrument # [2023-0028](#)

REQUEST FOR PROPOSALS - SECTION 5310

One application for funding in response to the County's Request for Proposals for eligible transportation providers to apply for Federal assistance under 49 U.S.C. Section 5310, Formula Grants for the Enhanced Mobility of Seniors and Individuals with Disabilities was received. MCOA&CS Transportation Manager Brittany White explained that the STIF Advisory Committee had reviewed the application, deemed it complete, and recommended award to the applicant, Malheur Council on Aging & Community Services. Commissioner Jacobs moved to award the Section 5310 to MCOA&CS and authorized Ms. DuBois to submit the 5310 grant application (after the protest period has expired). Commissioner Mendiola seconded and the motion passed unanimously. Funding is for the 2023/2025 biennium.

IGA #173143 - AMENDMENT

Commissioner Jacobs moved to approve Fifth Amendment to 2022 Intergovernmental Agreement for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services #173143. Commissioner Mendiola seconded and the motion passed unanimously. Funding is added for Invoice Services. See instrument # [2023-0025](#)

BUDGET OFFICER

Commissioner Jacobs moved to appoint Administrative Officer Lorinda DuBois as Budget Officer for FY 2023-24. Commissioner Mendiola seconded and the motion passed unanimously.

AOC DUES

Commissioner Jacobs moved to approve payment of Association of Oregon Counties 2023 membership dues in the amount of \$20,643.69. Commissioner Mendiola seconded and the motion passed unanimously.

IGA #169522 - AMENDMENT

Commissioner Jacobs moved to approve Tenth Amendment to Oregon Health Authority 2021-2023 Intergovernmental

Agreement for the Financing of Public Health Services. Commissioner Mendiola seconded and the motion passed unanimously. Funding is reduced in Program Element (PE) 10-02 for the 2022 year; and funding is added in Program Element 13-01 for the 2023 year. A copy will be returned for recording.

FAIR BOARD

Commissioner Jacobs moved to reappoint Helen Thomas, Warren Osborne, Chris Johnston, and Garrett Chamberlain to the Fair Board. Commissioner Mendiola seconded and the motion passed unanimously. Terms are three years.

EXECUTIVE SESSION

Executive Session was called in accordance with ORS 192.660(2)(e) - Real Property Transactions with Judge Joyce presiding and Commissioner Jacobs and Commissioner Mendiola present. Also present were County Counsel Stephanie Williams and Administrative Officer Lorinda DuBois. No decisions were made during the session.

REAL PROPERTY NEGOTIATIONS

Commissioner Jacobs moved to authorize Ms. Williams to continue conversations with the landowner about terms for a possible sale. Commissioner Mendiola seconded and the motion passed unanimously.

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.

MALHEUR COUNTY COURT SPECIAL MEETING MINUTES

Pursuant to Initiative Measure No. 23-64

January 9, 2023

The Special Meeting of the County Court was called to order by Judge Dan Joyce at 9:00 a.m. with Commissioner Ron Jacobs and Commissioner Jim Mendiola present. The Special Meeting was held pursuant to Initiative Measure 23-64 to discuss how to promote the interests of Malheur County in any negotiations regarding the relocation of the Oregon-Idaho border. Present in the meeting room were public members Bob Doughty, Sue Owen, Ron Owen, Pat Barfield, Bob Wheatley, and Charles Pike. Present electronically were Brent Grasty, Greater Idaho Spokesperson Matt McCaw, James (last name unknown), Mitch (last name unknown), and Leslie Thompson of the Argus Observer. Notice of the meeting was emailed to the Argus Observer and Malheur Enterprise and posted on the Courthouse bulletin board and County website. The meeting was audio recorded. The agenda is recorded as instrument # [2023-0073](#)

Judge Joyce asked for comments from those present.

Matt McCaw: My name is Matt McCaw, I'm the spokesperson for Greater Idaho. I wanted to give you all an update on what's going on with the movement and where we're at, and just be here to answer any questions that you might have or anybody else in the meeting.

Judge Joyce: You're on deck. Go ahead.

Matt McCaw: As you guys know, or maybe not everybody does, our movement has been for the last two years, going county by county, asking voters if they want their elected leaders to look into moving the border. So, we are proposing moving 15 Eastern Oregon counties, state governance, into Idaho instead of Oregon. So of those 15 counties, 11 counties have already voted on our measures, saying, yes, we do want our elected leaders to look into moving the border, and Malheur county is one of those counties. We have a 12th, Wallowa county is going to be voting on it in May. So, that's what we've been doing for the last two years is we've been going county by county and saying, is this a solution that the people in these counties want to have their elected leaders pursue? So, what we've been hearing from voters is: yes. They've been passing our measures, asking their elected leaders to meet and talk about what would be best for their county as far as any future border relocation. So, the next step in this process, and just so everybody knows, the process for moving state borders, is actually a relatively simple one. It's through something called an interstate compact, so a border is an imaginary line, it's a line that's placed to better communities where it makes sense to group similar peoples to better communities. And the border between Idaho and Oregon was set almost 200 years ago at the time that may have made sense, but almost 200 years later, we don't feel that the border makes sense where it is currently, and it can be moved. It's not permanent set in stone for all eternity; it's there as a tool to make our lives better. So the process for moving a border is that the two states, any two states, can come together that share a border and the two state legislatures decide that where the border currently is doesn't make sense and it needs to be moved to someplace where it does make sense. This has happened multiple times in the history of the United States. It happened between Oregon and Washington in 1958 where they solidified where the border would be on the Columbia River. This is not something that's unheard of, or never been done; and there's a process. And so the process is for the two state legislatures to agree to where it makes sense to put a border, create an interstate compact, and then that goes to the US Congress to get signed off on. So where we're at in the process of this is we stated by saying, we had this idea, we thought a good solution to the urban rural divide in Oregon and the West side East side political tension that's been going on for decades, we thought that a good solution to that would be to move the border so that people in Eastern Oregon could get their state level governance from Idaho. We've gone to the people in 11 counties now, and about to be a 12th in Wallowa, and they have said that yes, they like this solution. We proposed this solution, they want their elected leaders to look into the solution, so our next step is at the state legislative level. We have a representative in Idaho who is ready to present a memorial in the next session, and that memorial basically is the Idaho legislature inviting the Oregon legislature to begin talks about where it makes sense to put the border. So we have that ready to go in Idaho and it's ready to be introduced and it's got lead sponsors and co-sponsors, it's ready to go. We also have a mirror image memorial in the state of Oregon ready to be introduced in the Oregon Senate. It has a lead sponsor, it has co-sponsors and does just the opposite. It invites the Idaho legislature to begin talks with the Oregon legislature to start talking about where it actually makes sense to put the border. So that's where we're at, that legislation is going to be introduced in both states in this upcoming session. And so what we need is, we need, the people that voted for this are voters to contact those, their state representatives and state senators, and let them know that they still want to look into this and to look into moving the border. And specifically, what we would ask of county courts and county commissioners, is we've asked that they would write a letter of, it doesn't even have to necessarily be support, but just encouraging our state senators and state representatives to look at moving the border. Because at the county level, you don't actually have a say, as far as moving that border, but you do have input, and you do, you can advocate for your constituents, and you can advocate specifically for the needs of Malheur county. The best way to do that is through your state representative or senator.

Commissioner Jacobs: You mentioned that when the sessions are taken up; the Oregon legislators are in session right now. So is that going to be introduced this session? And if so, when is the Idaho session meeting? And when will they introduce that?

Matt McCaw: I don't have firm dates yet, but the legislation will be introduced in these sessions. We already have a legislative number for the bills, they will be introduced, we're thinking sometime mid to late January in Oregon, possibly sooner in Idaho. But that's up to factors out of our control, when the sessions, you know, various sessions start and they have their own process for doing things. But it will be, to answer your question, it will be this session, yes.

Commissioner Jacobs: You know, there's been a proposed boundary of the area that would be, I guess, introduced, to change. Is that subject to change, depending on what the legislators propose or submit?

Matt McCaw: Yes. The border can go wherever the two states decide it makes sense for the border to go. So, everything that we've, you know, if you go to our website, we have a proposal and we have a line, and that line has changed. We originally thought that Southern Oregon would want to be part of this, because when you look at voting patterns in their rural versus urban population, we thought they would want to be part of this. When we went to a vote of the people in Southern Oregon we lost, we lost narrowly, but we lost and so we said these, the folks in Southern Oregon do not want to continue to pursue this. So, we changed our proposal and changed where we have the border going. But that's part of the beauty of a border. Like I said, these things aren't set in stone. They go where it makes the most sense for communities, for those borders to go. The two state legislatures will get together and they will hash these things out and say, here's where we think it makes sense, here's where people have indicated they want it to go. What we would perceive as the process, it would not have to go back to a vote of the people. The two state legislatures could do this without ever going back to the people and asking them again. What we would perceive as the process though is that the two state legislatures talk, they come up with an interstate compact proposal and that they would kick it back to the counties that are affected and ask the folks involved, now that we have a hard proposal, here's exactly where the border is going to go, do you still want to move forward with this? And that's what we would push for and support.

Pat Barfield: I have a question Matt. I'm just here for information, this is the first meeting I've been to. I've been a resident of Malheur county for about 40 years. I moved from North Carolina. This is all new to me, does it require all 11 counties to have consensus on where the border is going to be? That's one question. Number two: Will it go before the voters in Oregon and Idaho to implement prior to implementation?

Matt McCaw: So that's kind of what I was just referencing. So technically, no, they don't have to, the legislatures can meet and create an interstate compact as representatives of the people and put the border wherever they want. It wouldn't have to go back to a vote of the people. We would push as an organization, you know, our whole core principle as an organization is self-determination and matching people to government that they want and that matches their values. So, we don't want, we're trying to get people matched up to government they want; we're not trying to force anybody into government that they don't want. So, we would push for, and we would perceive that once an interstate compact was created, that it would go back to those people, and they'd say, okay, do you still want to be part of this? Do you still want to move forward with this? And if people said yes, once they saw the final details, then it's as simple as that, that interstate compact goes back to the US Congress and if they sign off on it the border moves. And like I mentioned, borders have moved multiple times throughout the history of the United States, this is not something that's new or has never been done. It has not been done in a very long time, and it has not been done to the scale that we're asking for it to be done for a very long time, but there is a process. It is legal and it is doable.

Brent Grasty: So, I just want to point out some folks have been to these and had a chance to look at the proposal and maybe participated in the vote. But Matt, what you just described as, well one, it's an oversimplification. What the experience in other states is an adjustment, for example, between Oregon and Washington was to use the center of the river and then formalized it. So yeah, there's a process, but something like this, as you said, it's never been done at this kind of scale. And I want to be clear on one thing, this is the first time that I know of you being at a meeting in Malheur County, but the consistent question that has been raised is, where's the effect of a move? And you guys are not providing that. It's not on your website. If you go back through the notes of the minutes of the, this is the fourth meeting if I remember right, fifth meeting, and every time we've said, address what the impacts of a change like this would be; I don't think it's the Court's responsibility to do that. I don't think it's the legislature's responsibility to do that, to initiate, what is the effect on roads, what's the effect on taxes, because we've got different taxes, what's the effect on the prison, what's the effect on the college. Just run through the whole list. You have a state university in this area, not just community colleges, but there's a big deal here that it's really been, it's drifting away from what the ballot measure that you all used, and I think you've been consistent on this among the counties, it's to discuss it. What Mike has always said is, we just want to discuss it. Well fine, we're discussing it. But it's incumbent on you and how you move forward to gain any headway on this to answer these fundamental questions that nobody else is addressing. And that list, if you go back through those notes, there's probably at least 15 starters and it's as simple as, you know, road maintenance and how do we deal with PILT taxes, I mean, it's extensive. It's really, I think disingenuous to say this is going to be a simple, maybe you didn't say that, but that it'd be a simple process. And I need an answer to two things: who's the Idaho sponsor and who's the Oregon sponsor?

Matt McCaw: Sure, so to address, I'll answer your last question first, because those are very simple answers – there's a name attached. Barbara Ehardt, Representative Barbara Ehardt in Idaho is our lead sponsor in Idaho and Senator Linthicum is our lead sponsor in Oregon. As far as the details, so, Brent, we hear you loud and clear and we understand, there are going to be big changes, there are going to be ripple effects. We are not able to precisely tell people exactly what's going to happen. And part of the reason for that is that, because everything is going to be negotiated; everything is going to be a negotiation between Oregon and Idaho. So, we don't know how Oregon and Idaho are going to negotiate a prison, or how they're going to negotiate what happens with a state university. We can give you some ideas of what we think might make sense. So, there's this question about like state assets. What we're asking to do by moving 9% of Oregon's population, there's assets that go with that, right? Like 9% of our population has paid for 9% of the state's assets. So, we would suggest that a starting point for negotiations would be that 9% of the state's assets go with the people that helped pay 9% of it. But that's, you know, that's just a starting point, that's just a recommendation from us. All of those answers that you want are going to come when the negotiation process begins. And that's part of why we're having these meetings, Brent, is to address, have those concerns brought up. So, people want to know, if Malheur county became part of Idaho, what do we do to ensure that our roads continue to get the same level of funding. And that's all in the negotiation process, and that's all something that the two state legislatures would hammer out and say, what are we grandfathering in? What is Oregon going to send with these people? What debt of any, if any, is going to go with these people when they move? There are a ton of questions and a ton of details, but we can't tell you those answers because we don't know how those negotiations are going to be sorted out.

Brent Grasty: I think that's fair and that makes sense to me, but how about just putting together the list that we keep providing of those questions? I mean, it's going to be voluminous right? It's going to be extensive. The thing that I'm struggling with the most I think is, I'm not sure exactly how you said this Matt, but the purpose of a state boundary is not to align like-minded people. The purpose of the state boundary is administrative and yeah, there's loads of history. We could still be back to State of Oregon territory and have Washington, Western Montana and Idaho as one territory, but that's not how our history developed. And what I struggle with, with a comment that you made like that is, how are you thinking about, how is your organization thinking about the, well in Malheur county's case, the 46% of people that voted on this ballot that voted against it? I mean, it's kind of like you're saying that everybody thinks the same way in Eastern Oregon, and this is an old issue, right? Rural - urban, as soon as we, if this was to go into place, what are you going to do with the Ada county transition to a more metropolitan area? Sure as heck it's going to become more left leaning as that population increases; it always does in an urban area. I just want to make sure that we're being realistic on this, this is not a simple thing, it's very involved. But you guys are not stepping up with at least the list of the questions.

Matt McCaw: Well Brent, I'm not entirely sure what list of questions you're talking about; if you have a list of questions that you want to send me, or email me at MattGreaterIdaho, I'd be happy to try to address whatever your concerns are.

Brent Grasty: I think you just go through the notes, go through the minutes Matt, you've got five meetings worth of minutes, you know, taxes, all the infrastructure that we've talked about already, but you know, city government, county government, you guys know, my big picture perspective on this is, there are better ways to work out the differences between urban and rural communities not being represented as equally, than to take the time that we're taking on you guys not making headway on responding to our questions, and, you know, I think it's you, Ron, that has said a couple of times in the past meetings that it's not the responsibility of the Court to either promote or reject this proposal or to develop some kind of working committee. But that has come up a couple of times that maybe each county needs to put a committee together, but there are other solutions too, you know, I'm a proud Oregonian, born and raised, and there are load of efforts that we've made in our path. Some of you guys might remember the old NOVA project right, Nyssa, Ontario, Vale and Adrian. I mean, why wouldn't we have the kind of relationship with Payette and Canyon counties. We share a river, we share a border. And for sure some really important points have been raised in past meetings about the challenges of minimum wage being so much higher in Oregon and how it impacts farm and ranch industries. There's big ticket stuff that we need to continue to address, but if we're spending a great deal of time on this, with such a longshot opportunity for it to happen, we're missing the opportunity to develop some of those other more realistic solutions. I don't mean to dominate this Judge and Court, but I just think we're locked in this, apparently, given the first meeting, Kim did some research with the County Clerk, and these meetings will go on without end, until as far as I can tell from the Attorney General's Office with no resolution. And so, even if it passed, there's no termination to this, to that ballot measure until it's over so, or until it's voted again I guess. So, I'm just thinking, you know, let's have some balance here on how do we address these with our representatives and not just lock ourselves into this is the only conversation we should be happy. Sorry, I'll shut up, but that list Matt is in the minutes, I'm not going to send you a list of questions that we've already discussed.

Bob Wheatley: Just a couple of things, several comments I can make, but right off the bat to help everybody kind of (staff interrupted asking for the speakers to announce their names) I'm Bob Wheatley from Ontario. I think before we get to much farther into this discussion today let's think about how and why did this start in the first place? Let's take a look at a map of Oregon. This is the results of the last election, okay. The counties that are in red are those that voted primarily Republican. Those in blue are the counties that voted Democratic. If you were just to look at this map, where's the dominance? It looks like it'd be Republican wouldn't it? No folks.

Unknown: Except for population.

Bob Wheatley: It's based on population. Most of the population lives in the northwest corner of this state and it's been that way for years; this is nothing new. But what is happening is, finally, people throughout the rest of the state of Oregon, those who live in rural areas, those who are farmers and ranchers, small businessmen, are starting to say, you guys are killing us over there. You're passing legislation that is making it harder and harder for us to survive. People have suggested that one of those answers to that would be, why don't you move? Well I'll tell you what, if you look at Ontario, a lot of people and businesses have moved. They've gone across the border into Idaho, because they got tired of waiting for these changes that never come, for the people in the legislature to sit down and talk about the problems we have and why we're unhappy. They don't want to do it, they don't have to do it, and they won't do it. I think in this last election we've seen some impact from this movement in the election for governor. When was the last time you can remember that a Republican candidate for governor in the state of Oregon came as close as they did this time of winning that election? It's not because she was the prettiest. It's not because she had the best message. But it was because people in Oregon are tired of the way things have been. Okay.

Pat Barfield: Bob, can I comment on one of the things you said; this is Pat Barfield. The same people that don't like the politic in Oregon who moved to Idaho are happy to drive across the bridge to not pay taxes. That's going to be a really thorny issue and resolution of this.

Bob Wheatley: I think Matt, that your organization has addressed that to a certain extent. Do you want to comment on that?

Matt McCaw: As far as, what's your question exactly Bob?

Bob Wheatley: About the taxes, it has come up about the taxes and the sales tax in Idaho as opposed to Oregon not having a sales tax. But I think there is a, there are some set offs to that as I understand it.

Matt McCaw: Well, I'm not entirely sure what you're referencing. Here's what I can say about taxes, are taxes going to change, just like a lot of things in a state governance change, there's going to be changes of all sorts of things. What we're seeing though, what Bob said I think is what's true, people understand there's going to be big changes, there's going to be new tax systems,

there's going to be different minimum wages. People know, they understand all these things. And when asked, do you want to pursue doing this? They're still saying, knowing all the changes in all the ways, things will be different, and there will be some plus and there will be some minuses, when we're asking voters, do you want your leaders to look into doing this? They're still saying, yes, we do, because there's that much, not only frustration with the current state level governance that they're getting, but they also see this as a solution. It makes sense. Most people in Eastern Oregon would prefer to have this, the state level governance and all that comes with it from Idaho than they would from Oregon. And so, again, like when it comes to taxes, are there going to be people that hate sales tax? Yes. People in Oregon have always disliked sales taxes, it's been voted down a million times. But, in totality, when people say, would you rather have what the state of Idaho has got going, state governance wise, or the state of Oregon, people in Eastern Oregon are saying, we want it. We want to look into getting Idaho instead.

Bob Wheatley: Just to kind of add to that. I know I've looked on the GreaterIdaho.org website and there have been studies shown and I'm sure, I don't know how current they are, but an original study showed that the offset in the taxation, personal and property taxes that Oregonians pay, the savings that would be received from becoming a part of Idaho would greatly offset paying what they would be paying out in sales tax. So, there are offsets in all of these things. I don't want to dominate this either. I am a lifetime Oregonian myself, I was born and raised in Ontario. I have lived in other areas, but been back in Ontario for probably the last 40 years. My family grew up there, I had a business there. I love being an Oregonian. And if what Brent said, if there are other proposals that would address problems that we're having, I don't think any of us would be opposed to looking at those proposals. And I think that would be part of the discussion if you would, between the two legislatures, that ultimately seems to be where the question needs to go to. I would also like to address the question that came up about as far as answering, or putting together a list of topics that need to be addressed as this goes. Again, as Matt said, we can't go very far with that because there's no way for us to have the answers. But I think part of the problem we've had, and I've been involved in these meetings from the beginning, and my partner over here, Chuck Pike and I, helped to get the petitions signed that were needed to get the measure on the ballot in Malheur county in the first place. But the thing that we need to do, I mean, we don't, this is a grassroots movement in Malheur county at least. We don't have a formal organization. We don't have a leader that you can go to and ask questions, and do those type of things. So, from that standpoint, I think it would be beneficial if the Court thinks that is something that would be helpful and would consider appointing a committee to look at. And you would, you know the people in Malheur county, throughout the county, and would know people, I'm sure, that you think would be good and wise enough to serve on such a committee. That could be done. I've volunteered in the past. I don't think we'd have any problem. One of the things that's been pointed out about these meetings is the poor turnout, that only 15 or 20 people that show up for these meetings. Well, first of all, I'm not sure where you'd put them. But if that's a real issue and a point that you would like to have addressed, just give us a little more lead time so that we know the exact dates of the next meeting. I can have 50 people here if you want. If you want numbers, that's not a problem. But I don't think that's going to get us anywhere. But I think if we had a group of people who live in Malheur county, both pro and con, because this is just a discussion. Some of the questions that are being asked, maybe we could answer those in that way. Maybe we could find out that, hey, we don't have an answer, and we probably never will. We need to follow the format that's been said by the Greater Idaho organization, and this needs to be moved to the legislatures. That's where they're moving to. It looks like they've got a good first step set up for this legislative session; I'm glad to hear that. The thing that I would ask of this Court, this commission, is that you do listen, listen to the people of Malheur county. This article that was in the Argus Observer last Friday had a number of issues that I would argue with or at least like to address. First of all, it addresses a questionnaire that was sent out to, and this was northwestern Oregon voters. On the map, that's that blue section of the map. And it says, 3% of respondents think keeping Eastern and Southern Oregon in the state is worth the cost. So those people over there, on that side of the state are not sure they really want us anyway. Okay, let's talk about that. Other questions include whether the government should look into the causes of discontent in Eastern and Southern Oregon and then consider how to respond. 81% said yes, and I don't think you'd have any problem of getting that percentage of respondents in Malheur county that we would like to have it addressed. That's what this has been all about. And now that group in northwestern Oregon, when asked if they should allow the county, our counties, to become part of Idaho, and only 22% responded definitely to that question. So obviously there's some missed feelings there. One questions they answered heavily, 81%, that they'd be glad to let us go and only 22% said that they would definitely go for that. So, there are questions, and there are questions that as a small county in Oregon, Malheur county is not going to be able to address and answer all those questions. And the legislative move seems to me to make sense. In the past, we've had very little support for doing such a thing from our local legislators. I think that perhaps this group here, you commissioners, could not necessarily pressure them – I'm not asking for that, but in representing your constituency, which voted 54% in favor of the ballot measure to discuss this issue, I think it would be good to see you step up and talk to our local legislators, and ask them to join that movement, to look at it from a legislative standpoint and try and get answers to these questions. The questions that Brent is asking; they're legitimate questions, there's no doubt about it. And this is not an easy process, certainly nothing that's going to happen overnight. But I think the people, not only in Malheur county, but in most of the counties in Eastern Oregon, who have voted and passed this measure, are saying the same thing, and they want some answers, and they want some action.

Judge Joyce: So, before you leave, I have a question for you. On your map, go back to your red and blue, and this is for you Matt too, so what would happen on that map there if every bill that came out of Salem had to pass county by county?

Bob Wheatley: No, I'm not asking for that.

Judge Joyce: No, I'm asking you.

Charles Pike: May I be addressed? My name is Charles Pike; I was born and raised here in Malheur county and Bob has asked me to, well he asked me to present this petition (inaudible) to this vote. I was born and raised here and I know a lot of people, I even know Dan's family; I don't know if it's his uncle or his father, but my father come to this country in 1929 and he homesteaded and these farmers here generate an awful lot of tax. I don't know if it's more than all of those people in the big cities over there, but

they deserve better legislation. Everything's getting harder and harder for them to produce; price of fuel and everything else. It's not just the state but it's the federal government also. I passed this petition around to these people and these farmers and what have you in Juntura, Vale, Harper, Jordan Valley, and Ontario. I explained what it was, laid it on the table, and these people signed it. I didn't do a lot of selling on it. I didn't force anybody. I just put it there and if anybody's interested please sign it and your voting district, whatever it was. Bob asked me to help him with this and I support Bob, I really do, and I support these farmers in Eastern Oregon. They think (inaudible) and they think people on the other side of the state also and they deserve better legislation or better representation anyway. But this map, this map shows the difference between the Democrat and the Republican; that leaves all of these people here that's producing all this food for the world paying the bill for nothing. They just keep including taxes and making it harder for them. I feel like we'd be better off with Idaho, I didn't even get any return off the election from Oregon; everything come from Idaho. There's another one, that's another point. I come here to support Bob and I think he's correct. I think his interest is what is best for the people of the state of Oregon. Those people over there (inaudible) they might be the majority of population but they're a minority in the area. We need better legislation. And again, I say, I circulated this petition and I had no trouble getting signatures. These people don't like what's going on here. I even set down with a table, a group of women, and set that down and explained to them what it was, I set it down and I had a man from Baker City, an attorney, come and sign it. So that's a plus in Baker City too for the same reason. Bob asked me to present this and I support him; and if I've offended anybody that wasn't, I didn't mean it that way. I'll bow out, Bob's got all the details and everything.

Commissioner Mendiola: Matt, this is Jim Mendiola, one of the few people here that this is the first meeting. Could you repeat the representatives in Oregon and Idaho that are doing the proposal?

Matt McCaw: Representative Ehardt in Idaho is introducing the memorial and Senator Linthicum in Oregon.

Commissioner Mendiola: And to follow that up, if this is passed between Idaho and Oregon, is there a federal process there too?

Matt McCaw: Yes. Once the two states have created an interstate compact; Idaho and Oregon sat down and said here's where we want to move the border, and here's all the pieces that go along with that, that would go to the US Congress and US Congress would have to give its okay, essentially. And in the past, that's typically happened; most interstate compacts in the past have typically, you know, the federal government says, if these two states want to do this, and they're good with the details, we're not going to get involved. And typically, that's been something that's been approved.

Brent Grasty: This is really kind of following up on Bob and Mr. Pike. Oregon's land use planning is pretty old, pretty well developed, and while it can be really limiting for rural communities, for sure, in particular, part of the reason it was there was to preserve farmland. Bob, you and I have driven to Boise all our lives here, and we've watched those back roads and the freeway for that matter go from farmland to little subdivisions, some of them not so little. And the water use is changing from ag use to residential; that's not happening in Malheur county. Malheur county's, the thing that keeps us together, by and large, is agriculture, and Idaho doesn't see, doesn't protect ag interests like we do in this state. I mean, think back to Boardman to Hemingway, right, the first proposal was to run a 500KV line on one side of our county symbol or the other, the Butte. And we stepped up and one of the things that kept that from happening was Oregon's priorities for maintaining agricultural land. This is what I'm saying Matt with, even if those questions cannot be answered clearly until further study happens at some level, and I don't know where that happens, that list of questions is revealing, right. What happens with land use planning? Well it's not going to be protect the farmland we've got in the Treasure Valley. It's going to be, how do we, it's going to encourage people to sell off and subdivide. So that last of questions would be so helpful and what would be really cool is if your organization kind of kept a record of how these meetings have gone. You could post each of these meetings. People could research that, they could see what other questions are being raised. You've got 11 counties, share that stuff out.

Matt McCaw: Sure. And you know, I completely hear what you're saying Brent. And what you just brought up is a perfect example of what, you know, we can lay out there what currently happens in Idaho, I can tell you how Idaho currently has their land use laws and what currently the road structure is. But when we get to the negotiating table talking about actually moving the border, these are exactly the sorts of things that these meetings are for, is to say, if people in Oregon want to be part of Idaho but they want their land use laws to stay the same, then that's something that they need to address. That's something that the voters of Malheur county, through this Court, through this process, need to say, we've identified, we want this to be grandfathered in when the border moves. And so that's a great example of why this meeting and what happens here is important, is to find out what issues specifically are important to the people in Malheur county that they want to make sure, when we get to the negotiating table, that they make sure, hey, we want to make sure that this is addressed, and this stays the same, or this changes. But again, as an organization, I can't tell you what the people of Malheur county want the land use laws to be. I can tell you that a majority of voters in Malheur county, when they voted said that they wanted to look into moving the border, but I can't specify all of these other issues for you.

Commissioner Jacobs: I would like to address Bob about the committee that you mentioned. I guess I don't feel like it's the Court's responsibility to appoint a committee, but I did mention earlier that I would like to see a committee get together with people on that committee, with both sides, the views of both sides, so that you can bring all these issues, they're going to have to be discussed and come to a resolution of how we would like to see, or your committee would like to see those resolved. And have that list that Brent has suggested, and the only way to have complete list is to have people from both sides on that committee. Personally, I would like to see a committee brought together in the county.

Bob Wheatley: In answer to Ron's point there, I'm an old retired guy, but I would definitely put my name out there, and I'll bring my partner Chuck along with me, and we would be willing to try and put together a committee. I know Chuck would be really helpful because he knows a lot of people in Malheur county. But it would be helpful to us, and I'll be glad to give the Court my contact information, I can understand your hesitancy about being a committee appointed by the Court, by the commissioners as

such, but certainly we would want to have your input, suggestions, or people that you think would be of help in answering these questions. And as you mentioned, both pro and con. I would also ask Matt if the Greater Idaho organization has names of people in Malheur county that you've worked with in the past that supported getting the initiation on the ballot, any names that you would suggest. We would volunteer to step up and try to put together a committee and try and by, I think the next meeting is in May, and so, see if we couldn't have something to report back to you by that time. So, I put that out there.

Pat Barfield: I would just advocate that if a committee is established that it represent both pro and con in the same sort of distribution that was voted, 46 -54, so that's five and four, so just like basically the Supreme Court, we need to hear from everyone because certainly there's plenty of people who are satisfied that they would rather keep Oregon's borders where they're at, who voted perhaps on the 46 side, and obviously it's a slight majority of those in favor of moving the border. But as I say, this is a very thorny issue and is going to require a lot of discussion and issue resolution moving forward, right.

Brent Grasty: I think that's a great idea. And I wonder if maybe you guys at the next meeting, and for all the counties, as I assume you attend their Court meetings, I wonder if you could maybe also summarize what the other counties are doing. Having a committee here that has, in Malheur county, that raises the questions and tries to identify some of the solutions that are specific to Malheur county, I mean, great, there are some for sure. When we're right on the border with Idaho, it's always been a pain in the tail to have to get another license to hunt across the border, you know, a half a mile away from my house. So, there's always been down sides, but how about at each of these meetings let us know what the other counties are doing. And maybe we can get an 11 county, or I don't know, all Eastern Oregon counties, because some of them did vote against it. What was that argument? What were the questions? How are they proceeding? How about putting together, I mean right now it feels like all you guys are doing is getting it on the ballot. We don't know what else your doing. You're not answering questions. Catch us up, that'd be cool on your guy's end.

Commissioner Jacobs: I'm not sure that, what this committee would have to do is come up with a list of those concerns that you have, for and against moving the border, but you're not going to be able to, you can voice your opinion and let us know how you feel about that, but as far as any decisions that are going to be made, they're going to be made by the legislators. And so, you could contact your legislators and let them know what came from organizing this committee and let them know that list of concerns that everyone has and those things that need to be addressed. So I think that's the main thing that this committee would need to do. You're not going to be making any decisions; the legislators are going to make the decisions.

Brent Grasty: That's a good point Ron. I was just suggesting that if we have a local committee, that makes sense, but maybe, you know, an Eastern Oregon committee that is, I guess, are you saying there wouldn't be a regional committee until the legislature started, if they decided to bring it up on the floor and decided to carry it forward, are you saying that we couldn't have a, because the questions are largely going to be the same is all I'm saying. There will be some differences for each county and we could isolate those, but, are you saying we can't, I mean, Matt's group could encourage a regional committee somehow and get some representation. That's all I'm saying. You're right, the final answers can't be done until it really gets some momentum if it does.

Commissioner Jacobs: To answer your question, no, I'm not against having some type of organization between the committees of the counties so that they know what other counties are thinking, so I'm not against that at all if that's something that we feel like would be beneficial.

Matt McCaw: Brent, to that end, I talk to commissioners from all over the state and the Eastern Oregon Counties Association – I'd be more than happy to talk to them and sit down with all the county commissioners and talk about something like this because I do believe you're right and a lot of the issues are going to be similar and having a working committee to say when these negotiations start, what do we want to make sure we get in moving forward. That's definitely valuable and important.

Leslie Thompson: This question is for Matt. I did ask in the chat about recreational marijuana businesses being grandfathered in and I know you guys keep saying that will be up for negotiation. And you're quick to say what people have been saying that are for the measure, which makes me believe you've also heard plenty against it. What have the people said in places where medical and recreational marijuana are legal, what have been some of the drawbacks they have mentioned to you and organizers about the concerns about going to Idaho where it is not legal?

Matt McCaw: So, Leslie, to answer your question, we have not specifically asked our voters about the marijuana issue; we haven't done any polling, we haven't done any specific questioning of people, and I can tell you personally, I have not had, people ask about it, I've not had anybody personally say, well have to keep XYZ or we have to do away with XYZ. It's more of just people, it's a question, it's one of those other questions that's out there. It's a difference between Idaho and Oregon and if I could point you to what do we think most people feel about it, I would point you back towards what the votes were when we were having votes about legalized marijuana in the first place and look at what the people who voted on that issue said, because I don't specifically have any insight or knowledge about what people are feeling about that.

Commissioner Jacobs: I think that's really indicative of some of the questions that are going to have to be brought up and talked about, discussed in these committees. And then once the committees have produced a list and discussed these things, you can go, and I would be willing to go to the legislators and discuss, our personal legislators, and discuss these things with them. But I think we need to get to that point.

Judge Joyce: Any other comments or questions? Bob, I'd like to go back to that question and see if Matt's got an answer for us on that one, on your map. How many counties are red? 26, 27, 30? How many's not?

Bob Wheatley: If this is accurate and I believe it is, there are seven blue counties and the rest of the state is red.

Judge Joyce: 29. Okay. So, Matt, what would happen if every law that you bring out of Salem has to pass county by county?

Matt McCaw: Not very many laws would pass. I think we all know the answer to that. Unfortunately, that's not the way it works. This is why our solution, I think this is why people are latching on to our solution is because they understand that Western

Oregon, especially in Northwestern Oregon, is a completely different culture than Eastern Oregon. They have the population numbers to dictate government and policy to us at the state level, but they're completely different than us, and the policies that they dictate to Eastern Oregon don't make sense for Eastern Oregon, they don't make sense for our communities. People of Eastern Oregon would be much better served by getting state level government from a culture that is much more similar to theirs, and that's Idaho's. And this is a solution, it solves that problem, it solves this longstanding urban-rural divide, and it gets people in Eastern Oregon government that understands them, that represents them, and that shares their values.

Judge Joyce: Other comments.

Brent Grasty: So, I can't pass this up you guys, I know we've only got a minute. But the bottom line for me is, when did we get to a place where the minority is so dismissed? I mean, that's really what we're talking about here. If we want a solution that has better representation for Eastern Oregon, I mean, it is a problem – there's no question this is a challenge and every state has it. But gosh, somebody, I can't remember, I think he's a legislator from the South, just proposed representation by each county. That's what you asked Judge. That's a proposal out there; or maybe the regions are divided up so there's more, a greater likelihood that there's a bigger balance between rural and urban. But gosh Matt, I just completely disagree that we don't share similar values with the west side. Those folks have been coming over here and giving us business, pheasant hunting, deer hunting, traveling through and staying in our motels, going down the Owyhee, going down the Deschutes, the Wallowa, the Grand Rhonde, we do share a lot. And this, to me, is just another moment where we're pushing ourselves apart instead of finding solutions to bring us together. That's really my message here, and I'll continue to participate, but I'm just standing here saying, there's no problem here. But 46% of this county voted against it, and so to just ignore that, it's over simplistic.

Judge Joyce: I've got a follow up for Brent on that one. You had another senator in Oregon that said what we really need to do here is to make sure that our red map has a senator per county, and that would change the demographics just a little bit. So, on the same page, I don't know who the senator was in the South, I'd love to hear what his name is, but with that we'll get together later.

There were no further comments; Judge Joyce adjourned the meeting. The next meeting is May 8, 2023

Written comments were submitted by Bob Doughty encouraging the Court to ask Senator Findley and Representative Owens to cosponsor a bill to introduce the proposal to the State Legislature. See instrument # [2023-0074](#) for the written comments.

MALHEUR COUNTY COURT MINUTES

January 11, 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 Jim Mendiola present. Commissioner Ron Jacobs was absent. Members of the media, public, and staff had the opportunity to join the meeting electronically or in-person. Leslie Thompson from the Argus Observer was 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 # [2023-107](#)

ODOT GRANT APPLICATIONS

Malheur Council on Aging & Community Services (MCOA&CS) Executive Director Sandy Shelton and Tiyanha Harvey met with the the Court. The 5311 Formula Grant and the Statewide Transportation Improvement Fund (STIF) Project Funding Grant applications have been completed and recommended for submission by the Advisory Committee. Also present electronically was Angie Jones from ODOT. Grant funds will be used for expenses related to the administration, operation, and preservation of transit services. Commissioner Mendiola moved to authorize the submittal of both grant applications and signature of the FY 2023-2025 Statewide Transportation Improvement Fund Formula Fund STIF Plan Certification of Agreement. Judge Joyce seconded and the motion passed. See instrument # [2023-109](#) for the STIF Plan Certification

COURT MINUTES

Commissioner Mendiola moved to approve Court Minutes of January 4, 2023 as written. Judge Joyce seconded and the motion passed.

DETENTION AGREEMENT - CANYON COUNTY

Judge Joyce moved to approve Memorandum of Agreement between County of Malheur, State of Oregon and County of Canyon, State of Idaho. Commissioner Mendiola seconded and the motion passed. The agreement is for juvenile offenders under the jurisdiction of Malheur County to be temporarily housed at the Canyon County Detention Center. The agreement expires September 2023. A copy will be returned for recording.

Administrative Officer Lorinda DuBois joined the meeting.

BUDGET TRANSFER RESOLUTION

Commissioner Mendiola moved to approve Resolution R23-02: In the Matter of Fund Transfers Under Local Budget Law ORS 294.463. Judge Joyce seconded and the motion passed. See instrument # [2023-108](#)

COURT ADJOURNMENT

Judge Joyce adjourned the meeting.

Accounts Payable

Checks by Date - Summary by Check Date

User: kari.ott
Printed: 1/20/2023 10:12 AM



Check No	Vendor No	Vendor Name	Check Date	Check Amount
129387	183201	CK3, LLC	12/01/2022	2,697.50
129388	22427	Conсор North America, Inc.	12/01/2022	12,576.25
129389	879530	Nicholas Ducote	12/01/2022	922.50
129390	360015	Home Depot Credit Services	12/01/2022	359.20
129391	879247	Idaho Communications, LLC	12/01/2022	5,080.00
129392	408200	J-U-B Engineers, Inc.	12/01/2022	59,560.15
129393	412500	Keller Associates, Inc.	12/01/2022	34,747.00
129394	879655	M2 Construction	12/01/2022	534,082.00
129395	461607	MicroTechnology Systems, Inc.	12/01/2022	1,575.00
129396	516494	State of Oregon Department of Transportati	12/01/2022	25,000.00
129397	879138	Stantec Consulting Services, Inc.	12/01/2022	833.50
129398	863995	White Cloud Communications-Boise, Inc.	12/01/2022	12,506.00
Total for 12/1/2022:				689,939.10
ACH	878915	Jacobs Engineeering Group, Inc.	12/02/2022	447,715.23
ACH	878915	Jacobs Engineeering Group, Inc.	12/02/2022	5,782.64
Total for 12/2/2022:				453,497.87
ACH	718100	State of Oregon Department of State Lands	12/08/2022	885.00
Total for 12/8/2022:				885.00
129399	033300	Argus Observer	12/09/2022	2,620.00
129400	037600	AT&T	12/09/2022	23.07
129401	879637	Bryant Lovlien & Jarvis PC Attorneys at La	12/09/2022	13,461.50
129402	626400	Campo & Poole Distributing, LLC	12/09/2022	10,784.33
129403	UB*12055	SHANNON CASAD	12/09/2022	536.08
129404	637830	Century Link	12/09/2022	1,174.23
129405	637828	Century Link Communications, LLC	12/09/2022	96.18
129406	UB*12054	CLARION INN	12/09/2022	149.21
129407	879653	FileOnQ	12/09/2022	650.00
129408	01503	Riley Hill	12/09/2022	1.00
129409	UB*12056	KELLY HOUSTON	12/09/2022	48.03
129410	376000	Idaho Power	12/09/2022	13.72
129411	879191	Kristy Lynn Janti	12/09/2022	96.00
129412	434231	Lighthouse Uniform Co.	12/09/2022	842.29
129413	451600	Malheur County Administration Office	12/09/2022	200.00
129414	879225	Malheur Media, LLC	12/09/2022	805.00
129415	879464	Merchant McIntyre Associates, LLC	12/09/2022	6,000.00
129416	879719	Michels Utility Services	12/09/2022	400.00
129417	461607	MicroTechnology Systems, Inc.	12/09/2022	8,850.00
129418	879301	Net Assets Corporation	12/09/2022	276.00
129419	879723	State of Oregon Department of Administrat	12/09/2022	500.00
129420	879551	Painter Holdings & Business Ventures, Inc.	12/09/2022	7.00
129421	642080	Petty Cash	12/09/2022	30.15

Check No	Vendor No	Vendor Name	Check Date	Check Amount
129422	879166	Pitney Bowes Global Financial Services, LJ	12/09/2022	882.93
129423	614087	PORAC LDF	12/09/2022	435.00
129424	642093	Red's Automotive Repair, Inc.	12/09/2022	68.79
129425	879469	SBRK Finance Holdings, Inc.	12/09/2022	1,361.00
129426	UB*11590	SCHOOL DIST 8C BB	12/09/2022	68.43
129427	UB*11956	SCHOOL DIST 8-C IRRIGATION	12/09/2022	112.78
129428	879626	Silverhawk Properties Oregon, LLC	12/09/2022	425.00
129429	130950	Sparklight Business	12/09/2022	13.23
129430	704400	Star Fire District	12/09/2022	4,097.20
129431	729500	Storage On Site	12/09/2022	170.00
129432	879720	Total Package Enterprises, LLC	12/09/2022	126.76
129433	879553	Training & Employment Consortium	12/09/2022	330.00
129434	788402	TransUnion Risk & Alternative Data Soluti	12/09/2022	75.00
129435	288897	Verizon	12/09/2022	1,744.82
129436	879151	Waste-Pro	12/09/2022	40.05
129437	879635	Western Building Maintenance, Inc.	12/09/2022	3,962.08
Total for 12/9/2022:				61,476.86
ACH	878915	Jacobs Engineering Group, Inc.	12/12/2022	474,645.51
129438	879726	Mark L Clark	12/12/2022	6,000.00
129439	879724	Cathylee Iwai	12/12/2022	6,000.00
129440	879728	Katherine Johnson	12/12/2022	13,578.00
129441	879727	William L. Johnson	12/12/2022	17,923.35
129442	879725	Jacob Lionel May	12/12/2022	6,000.00
129443	879616	Donald L. and Elayne M. Ray	12/12/2022	1,500.00
129444	879729	Rock Store Company	12/12/2022	25,000.00
129445	879590	Yvette Muniz Tuckness	12/12/2022	1,500.00
Total for 12/12/2022:				552,146.86
ACH	878915	Jacobs Engineering Group, Inc.	12/15/2022	520.16
129446	144000	Cascade Natural Gas Corporation	12/15/2022	2,258.54
129447	184450	Clay Peak Landfill	12/15/2022	16,182.90
129448	376000	Idaho Power	12/15/2022	2,029.64
129449	456402	Malheur County Clerk	12/15/2022	97.00
129450	461607	MicroTechnology Systems, Inc.	12/15/2022	1,770.72
129451	539200	Ontario Area Chamber of Commerce	12/15/2022	125.00
129452	582200	Oregon Association Chiefs of Police	12/15/2022	103.57
129453	110805	State of Oregon Bureau of Labor & Industri	12/15/2022	334.64
129454	516494	State of Oregon Department of Transportati	12/15/2022	4,907.66
129455	879730	Norman Alexander Poole	12/15/2022	10,000.00
129456	642093	Red's Automotive Repair, Inc.	12/15/2022	87.31
129457	879682	Schneider Tree Service & Construction, LL	12/15/2022	3,500.00
129458	130950	Sparklight Business	12/15/2022	95.97
129459	738002	Symbol Arts, LLC	12/15/2022	1,394.50
129460	879720	Total Package Enterprises, LLC	12/15/2022	1,175.00
129461	878992	Wolfcom Enterprises	12/15/2022	425.00
Total for 12/15/2022:				45,007.61
129462	879721	American Road Maintenance, Inc.	12/16/2022	270,918.24
129463	528405	Oster Professional Group, CPA's PC	12/16/2022	25,925.08
129464	879553	Training & Employment Consortium	12/16/2022	400.00
129465	823500	Vale Electric, Inc.	12/16/2022	4,973.16
129467	237002	Dell Marketing,L.P.	12/16/2022	884.49

Check No	Vendor No	Vendor Name	Check Date	Check Amount
129468	879563	Andrew P Bentz	12/16/2022	1,500.00
129469	879572	Scott S Browen	12/16/2022	1,500.00
129470	879562	Kevin Gene and Maria Draper	12/16/2022	1,500.00
129471	879731	James Frederick Harrington	12/16/2022	6,000.00
129472	879674	Ernesto Juarez	12/16/2022	1,500.00
129473	879559	Lisa Maeda	12/16/2022	1,500.00
129474	879571	The Estate of Patricia Molt	12/16/2022	1,090.81
129475	879603	Christina Marie Musser	12/16/2022	1,500.00
129476	879730	Norman Alexander Poole	12/16/2022	6,000.00
129477	879538	Lisa L. Reeser	12/16/2022	1,500.00
129478	879732	Stacy Ann Sehorn	12/16/2022	1,500.00
129479	879668	Stephanie A Wilson	12/16/2022	1,500.00
Total for 12/16/2022:				329,691.78
129480	879349	State of Oregon Public Retirement System	12/20/2022	2,047,378.00
Total for 12/20/2022:				2,047,378.00
ACH	832852	Wells Fargo Business Elite Card	12/22/2022	8,469.67
Total for 12/22/2022:				8,469.67
ACH	PRFED	PAYROLL TAXES	12/23/2022	1,125.01
ACH	PRORTAX2	OREGON DEPARTMENT OF REVENUE	12/23/2022	4.04
ACH	PRORTAXE	OREGON DEPARTMENT OF REVENUE	12/23/2022	277.89
ACH	PRPERS	OREGON PERS	12/23/2022	1,439.95
ACH	PRFED	PAYROLL TAXES	12/23/2022	613.82
ACH	PRORTAX2	OREGON DEPARTMENT OF REVENUE	12/23/2022	2.47
ACH	PRORTAXE	OREGON DEPARTMENT OF REVENUE	12/23/2022	155.90
Total for 12/23/2022:				3,619.08
129481	033300	Argus Observer	12/28/2022	72.00
129482	879583	Benson's Trophies & Plaques, Inc.	12/28/2022	60.00
129483	21409	Big Sky Sportswear	12/28/2022	1,028.31
129484	879494	Bruneel, LLC	12/28/2022	1,132.26
129485	637830	Century Link	12/28/2022	678.62
129486	237003	Defense Technology, LLC	12/28/2022	995.00
129487	336784	G.W., Inc.	12/28/2022	434.00
129488	376000	Idaho Power	12/28/2022	6,317.46
129489	392200	Interstate Business Forms	12/28/2022	958.40
129490	420000	John Deere Financial	12/28/2022	100.91
129491	879417	LightSpeed Networks, Inc.	12/28/2022	1,163.42
129492	441140	Looks Nu, Inc.	12/28/2022	135.00
129493	&509	Matsy's Restaurant & Catering	12/28/2022	36.00
129494	461607	MicroTechnology Systems, Inc.	12/28/2022	9,037.50
129495	879173	Tonia Montgomery	12/28/2022	438.00
129496	583401	State of Oregon Department of Environmen	12/28/2022	11,980.00
129497	879012	State of Oregon Dept of Public Safety Stan	12/28/2022	46.25
129498	642093	Red's Automotive Repair, Inc.	12/28/2022	557.36
129499	716553	Saint Luke's	12/28/2022	160.00
129500	879145	Silver Signet, LLC	12/28/2022	319.80
129501	702008	Staples Business Credit	12/28/2022	287.89
129502	702100	Staples Credit Plan	12/28/2022	169.99
129503	879680	US Bank Equipment Finance	12/28/2022	1,497.00

Check No	Vendor No	Vendor Name	Check Date	Check Amount
129504	288897	Verizon	12/28/2022	1,731.85
129505	879733	Waste Connections of Oregon, Inc.	12/28/2022	313.06
129506	879735	Krishna Bagha	12/28/2022	104.56
129507	UB*12057	FRONT STREET BROKERS	12/28/2022	199.67
129508	879734	JP Hospitality, LLC	12/28/2022	1,986.01
129509	UB*12058	EVAN LEARY	12/28/2022	10.69
129510	632305	Project Dove	12/28/2022	1,000.00
129511	879240	Advanced Control Systems, LLC	12/28/2022	38,135.28
129512	183201	CK3, LLC	12/28/2022	6,223.45
129513	336725	Core & Main	12/28/2022	38,592.00
129514	879006	Idaho Materials & Contruction	12/28/2022	37,469.57
129515	408200	J-U-B Engineers, Inc.	12/28/2022	23,758.15
129516	412500	Keller Associates, Inc.	12/28/2022	10,105.00
129517	879138	Stantec Consulting Services, Inc.	12/28/2022	5,331.25
Total for 12/28/2022:				202,565.71
129518	879736	Desert Sage Event Center	12/29/2022	3,004.65
129519	&260	Four Rivers Cultural Center	12/29/2022	29,425.65
129520	081902	Norwest Hospitality, LLC	12/29/2022	942.35
129521	539200	Ontario Area Chamber of Commerce	12/29/2022	24,156.18
Total for 12/29/2022:				57,528.83
ACH	PRAFLAC	AMERICAN FAMILY LIFE ASSURANCE	12/30/2022	706.36
ACH	PRAMERF	AMERICAN FUNDS GROUP	12/30/2022	225.00
ACH	PRCCIS	E B S TRUST	12/30/2022	71,576.38
ACH	PRCOLONI	COLONIAL LIFE	12/30/2022	831.39
ACH	PRFED	PAYROLL TAXES	12/30/2022	72,312.59
ACH	PRNATW	NATIONWIDE RETIREMENT SOLUTIO	12/30/2022	500.00
ACH	PRORJU	OREGON DEPARTMENT OF JUSTICE	12/30/2022	732.00
ACH	PRORTAX2	OREGON DEPARTMENT OF REVENUE	12/30/2022	277.54
ACH	PRORTAXE	OREGON DEPARTMENT OF REVENUE	12/30/2022	18,385.21
ACH	PROSGP	OREGON SAVINGS & GROWTH PLAN	12/30/2022	5,175.00
ACH	PRPERS	OREGON PERS	12/30/2022	106,197.80
129522	PRLINC	LINCOLN NATIONAL LIFE INS CO	12/30/2022	600.00
129523	PRSFIRE	UMPQUA BANK	12/30/2022	440.00
Total for 12/30/2022:				277,959.27
Report Total (160 checks):				4,730,165.64