

Blue Mountain Translator District
Board of Directors Regular Meeting
March 10, 2020

Regular Meeting at 1:00PM
Misener Room, Daniel Chapin Building
1001 4th St.
La Grande, OR 97850

Agenda

1. Call to Order and Roll Call Vote
2. Declaration of Conflict of Interest
3. Reports
 - a. Director Reports
 - b. Staff Report
4. Old Business
 - a. Safety
5. New Business
 - a. Expenditures
 - b. Refund Request
 - c. Legislative Affairs
 - d. Political Activity Norms
 - e. Bylaws Amendments
 - f. Performance Review Update
 - g. Minutes
6. Public Comment
7. Scheduling of Next Meeting and Adjournment.

5.a. Expenditures

Payee	Description	Requirement	Amount
Baum Smith	Legal Research	Professional Services	\$400.00
Blue Book	Phone Book Bolded Listing	Advertising	\$150.00
Chave Consulting	Reminder Letter Expenses	Consultant	\$67.50
La Grande Observer	RFP Legal Notice	Advertising	\$65.34
Payroll & Accounting Services, PC	Accounting Services	Professional Services	\$689.95
Jean Innerarity & Mike Kenny	Mileage Baker City visit 2/25	Travel & Education	\$52.10
Hancock Forest et. al	Annual Passes	Leases	\$1,200.00

5.b. Refund Request

31-008699

The service charge was enrolled on the property owner's fall 2019 tax statement. BMTD has no record of receiving an exemption request. However, the property is not in District boundaries. Furthermore, there is no TV antenna on the property. This property was added to the District's database by a previous employee, and there is no record of the addition date.

Suggested Motion: I move to extend a refund to the owner of property 31-8699.

5.c. Legislative Affairs

Staff Summary

The District seeks to make improvements to the Mt. Fanny broadcast facility. Improvements under consideration include the introduction of a second facility, or the installation of additional features to improve the existing facility and site. Members of the Oregon Legislative Assembly will consider submitting capital construction funding requests on behalf of during the 81st Legislative Assembly. Prior to submitting a formal request, BMTD will discuss

necessary improvements, seek approval from tenants, and request support from other government agencies and community groups.

5.d. Political Activity Norms

Staff Summary

BMTD's Executive Director is considering running for office in the 2020 elections. The 1st Amendment of the United States Constitution and Article 1 Section 8 of the Oregon Constitution both guarantee the right of both BMTD's employees and board members to take political action, including making endorsements* and contributing to campaigns. In order to ensure that the work of the district, and actions of elected officials and employees, remains apolitical, the following voluntary norms are suggested.

- Directors and Budget Committee Members will refrain from publicly endorsing district employees for political office.
- The Board will not take any negative action against a media outlet that produces news features covering or commenting on an employee's political activity.
- Directors and Budget Committee Members will not consider the political ramifications for district employees when making decisions and taking actions.
- Directors and Budget Committee Members will not make donations to the campaigns of District employees.
- BMTD employees will not accept campaign donations from BMTD Directors or Budget Committee members. Campaign donations will not be accepted by an employee or official of any entity with which BMTD has a contractual relationship.
- BMTD employees will not accept the endorsement of an employee or official of any entity with which BMTD has a contractual relationship.

The Board may ask for a formal but non-binding resolution to be adopted reflecting norms for Directors. BMTD employees may draft and sign documents reflecting voluntary commitments to norms requested by the Board if they run for office. Written commitments from employees and a resolution adopted by the Board may be included in a single document posted on both the website of the District and the employee's campaign.

*Government employees may not use their titles in giving endorsements, but may express support for candidates as private citizens. Elected and appointed officials do not have this restriction.

5.e. Bylaws Amendments

Staff Summary - Board Eligibility

SB 393 permits service charge payers to serve on BMTD's Board of Directors regardless of elector status. Rules to govern the appointment of non-electors to the Board should be included in the Bylaws. The following amendments to Section II are suggested following discussion with the Clerk of Baker County.

II. Board of Directors

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Directors (officers) may be removed prior to completion of term of office by: (1) Submitting a letter of resignation; (2) Request for resignation by unanimous vote of all other Directors; (3) Officers may be requested to step down from officer position by unanimous vote of all other Directors. **Directors who are not electors of the District but pay the service charge may be removed from office if the Secretary/Treasurer does not receive a service charge payment from this board member during the annual billing period.**

...

In accordance with ORS 354.655, individuals who pay the service charge but are not electors of the District may serve on the Board of Directors. In order to certify that an individual may be elected to the Board of Directors, the individual must have paid a service charge directly to the District prior to filing candidacy paperwork with the Baker County Clerk. When a non-electors who has paid the service charge files campaign paperwork with the Baker County Clerk, the Secretary/Treasurer will verify to the Baker County Clerk that the individual has paid the service charge. When a vacancy occurs on the Board of Directors, BMTD will first consider the appointment for non-electors who have already directly paid the service charge. If no elector of the District or non-electors who has paid the service charge applies for appointment to the Board, a non-electors may be appointed conditional upon the receipt of a service charge payment.

5.f. Performance Review Update

Staff Summary

Vice President Innerarity will present the composite performance review scores completed for the Executive Director.

5.g. Minutes

Minutes Presented

- 2/20/20 Regular Meeting.
 - Suggested Motion: *I move to approve the 2/20/20 Regular Meeting minutes.*