BECC Motions in 2018	BECC Seconded & Votes on Motions	Agency Responses	Accepted by Agency	-	Partially Accepted by Agency
January 26, 2018 BECC Meeting					
That any past minutes not already approved be approved.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed (with Steve Gordon absent).	Agency Response: 2018-01 This motion does not require active participation.	N/A	N/A	N/A
That the agency henceforth distribute to all vending facility managers a copy of all surveys, in accessible format, unless a manager requests otherwise.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed (with Steve Gordon absent).	Agency Response: 2018-02 This motion is accepted.	Х		
That the agency include the blind licensed managers' definition of active participation in the bylaws.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed (with Jerry Bird abstaining, Steve Jackson absent and Steve Gordon absent).	Agency Response: 2018-03 this motion is not accepted. Active participation is already define in OAR 585-015-0005 as "ACTIVE PARTICIPATION means an ongoing process of information sharing, discussions and good faith negotiations between the Business Enterprise Consumer Committee and the Commission to achieve joint planning, developing and understanding of the Commission's major administrative, policy and program development decisions that impact the Commission's Business Enterprise Program, prior to their implementation". A separate definition is not proper or valid.		X	
January 31, 2018 BECC Meeting That minutes for the January 26 th BECC Special Meeting be approved.	Proposed: Art Stevenson. Seconded: Steve Gordon. Passed (with Derrick Stevenson absent).	Agency Response: 2018-004 This motion does not require active participation.	N/A	N/A	N/A

That the Elected Committee send a	Proposed: Art Stevenson. Seconded: Steve	Agency Response: 2018-005 This motion is		Х	
request to RSA to conduct a complete	Gordon. Passed (with Steve Jackson and Derrick	not accepted. The Elected Committee is		~	
monitoring of the Oregon BE Program.	Stevenson absent).	supposed to actively participate with the			
monitoring of the oregon be program.	Stevenson absent).	agency. 585-015-0005 as "ACTIVE			
		•			
		PARTICIPATION means an ongoing process of			
		information sharing, discussions and good faith			
		negotiations between the Business Enterprise			
		Consumer Committee and the Commission to			
		achieve joint planning, developing and			
		understanding of the Commission's major			
		administrative, policy and program			
		development decisions that impact the			
		Commission's Business Enterprise Program,			
		prior to their implementation". A separate			
		definition is not proper or valid.			
	Proposed: Steve Jackson. Seconded: Steve	Agency Response: 2018-06 This motion is not		Х	
	Gordon. Passed (with Derrick Stevenson absent).	accepted. The agency has requested the			
That if Director Morris cannot provide		Elected Committee assist with developing an			
legal justification for the withholding		objective process that can be used to assign			
of unassigned vending, then he will		individual vending sites to vending facility			
start assigning those sites to vending		managers.			
facility managers. And if there are no					
managers willing to take a site, then					
11% of the net proceeds for that site					
will go to the Commission.					
March 8, 2018 BECC Meeting				,	
	Proposed: Art Stevenson. Seconded: Derrick	Agency response: 2018-07 – This motion does	N/A	N/A	N/A
Special Meeting be approved.	Stevenson. Passed unanimously.	not require active participation.			
That Director Morris provide	Proposed: Art Stevenson. Seconded: Derrick	Agency response: 2018-08 - This motion does		Х	
justification for how the new BE rules	Stevenson. Passed unanimously.	not require active participation. HB3253			
can be in effect at the state level even		required the agency to work with the Elected			
though they have not been approved		Committee to develop and implement			
at the federal level.		program rules by a set time line. Those rules			
		have been adopted through the Oregon			
		Administrative Rules process. Federal			
		approval of the rules was not discussed in			
		HB3253.			

That at least three managers, selected by the BECC, be funded out of set-aside for travel, lodging and meal per diem in order to attend the NABM fly-in in May.	Stevenson. Passed unanimously.	Agency response: 2018-09 – This motion is accepted. I have requested that RSA provide guidance to ensure this is an allowable expense. They are researching it. I will advise the Elected Committee when RSA responds.	Х		
	Proposed: Randy Hauth. Seconded: Art Stevenson. Passed unanimously.	Agency response: 2018-10 – This motion is not accepted. The "white paper" referenced during the discussion of this motion is not supported by State or Federal language. 34 CFR 361.5 Applicable definitions, says "(xiii) Costs incurred in conducting reviews of determinations made by personnel of the designated State unit, including costs associated with mediation and impartial due process hearings under §361.57; and (xiv) Legal expenses required in the administration of the program", are allowable expenditues for VR monies.		X	
	Proposed: Art Stevenson. Seconded: Steve Gordon. Passed (with Derrick Stevenson absent and Chair Hauth abstaining).	Agency response: 2018-11- This motion is not accepted. The agency and the Elected Committee need to actively participate in developing a fair and equitable process for the assignment of vending locations. The agency believes this conversation should start with formally documenting geographic areas of assignment. The new rules include a fair minimum return for those managers who are struggling. Here is a link to the rule on Fair Minimum Return: https://secure.sos.state.or.us/oard/viewSingle Rule.action?ruleVrsnRsn=238782		X	

That Director Morris re-send the Capitol Café bid announcement with clarification about whether a bidder can keep their existing facility if they win the bid for the Capitol Café.	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed unanimously.	Agency response: 2018-12 – This motion is not accepted. The Capitol Café bid announcement used language directly from the BE rules. Here is a link to the applicable rules: https://secure.sos.state.or.us/oard/viewSingle Rule.action?ruleVrsnRsn=238702		Х	
April 18, 2018 BECC Meeting					
That minutes for the March 8 th BECC Special Meeting be approved.	Proposed: Derrick Stevenson. Seconded: Jerry Bird. Passed (with Steve Gordon absent).	Agency response: 2018-13. This motion does not require active participation.	N/A	N/A	N/A
That the vending facility managers adopt the strategic priorities and budget priorities as presented by Chair Hauth, and that Chair Hauth be the spokesperson to present those priorities to the OCB Commissioners at the April 20 strategic planning meeting.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed (with Steve Gordon absent).	Agency response: 2018-14. This motion is accepted, Chair Hauth was allowed to present the information to the Commission Board.	Х		
•	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed (with Steve Gordon and Derrick Stevenson absent).	Agency response: 2018-15. This motion is accepted. RSA granted prior approval for attendance. Flights and hotels have been booked.	Х		
May 3, 2018 BECC Meeting		Agency response: Per verbatim meeting minutes & Email from Eric Morris on January 2, 2019, No motions were made or adopted by the Elected Committee during this meeting			
May 31, 2018 BECC Special Meeting					
That minutes for the previous two BECC Meetings (April 18 th and May 3 rd) be approved.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed (with Steve Gordon and Steve Jackson absent).	2018-16: No active participation is necessary.	N/A	N/A	N/A

That OCB store BEP invoices separately from all other invoices, in order to make them more easily accessible in the event of a request for information.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed (with Steve Gordon absent).	2018-17: This motion is not accepted. While the BE program is a separate and unique program within the agency, it must also follow the established agency protocols for payments of invoices and documentation retention. The BECC and VFMs currently receive detailed financial information on a quarterly basis.		X	
That the Elected Committee get Jesse Hartle's input on the agency's proposed policy regarding harassment and discrimination.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed (with Steve Gordon absent).	2018-18: This motion is not accepted. As part of a State of Oregon agency, the BECC does not have the option to ignore the policy.		Х	
That the Elected Committee support the policy option package for vending facility development, in concept.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed (with Steve Gordon absent).	2018-19: This motion is accepted.	Х		
June 12, 2018 BECC Meeting					
That minutes for the May 31st BECC Meeting be approved as recorded.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed unanimously.	2018-20: No active participation is necessary.	N/A	N/A	N/A
That a meeting be organized to include OCB, Terry Smith and VendEngine to develop a strategic plan for the implementation of the commissary program in Oregon.	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed unanimously.	2018-21: This motion is accepted. It is important that all parties understand that the agency is required to follow State procurement policies, which may require the agency to issue an RFP for the types of services VendEngine provides. The agency is currently reviewing what options would be available to contract with VendEngine.	Х		
That the BECC board adopt the list of strategic priorities as compiled by Chair Hauth, based on the discussion at the 2018 spring in-service.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed (with Derrick Stevenson abstaining).	2018-22: This motion is partially accepted. The BECC adopted the following strategic priorities; improve communication and responsiveness, marketing strategy and outreach, site Development and maximize manager's earnings. The strategic priority categories are accepted, but the goals outlined with each priority will need more refining to ensure a successful outcome.			Х

That the Elected Committee send a letter to RSA requesting a complete, comprehensive list of all the existing concerns with the rules. July 26, 2018 BECC Meeting That minutes for the June 12 th BECC Meeting be adopted. That Patrick O'Neill be accepted into the training program.	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed unanimously. Proposed: Jerry Bird. Seconded Art Stevenson: Passed unanimously. Proposed: Art Stevenson. Seconded: Steve Jackson. Did not pass (with Jerry Bird, Steve Jackson, and Randy Hauth abstaining).	 2018-23: This motion is not accepted. The agency has already shared RSA's questions on the rule with the BECC. 2018-24: Agency response: This motion does not require active participation. 2018-25: Agency response: This failed motion is not accepted. The subject matter is not appropriate for active participation, as it is not 	N/A N/A - failed motion	X N/A N/A - failed motion	N/A N/A - failed motion
That the BECC he provided conics of		a major administrative, policy and program development decision.		V	
That the BECC be provided copies of program invoices.	Proposed: Art Stevenson. Seconded: Jerry Bird. Passed unanimously.	2018-26 : Agency response : this motion is not accepted. This motion would require additional staff time and resources. The Elected Committee and vending facility managers routinely receive program financial information.		х	
That Randy Hauth submits a communication protocol paper to Eric for his consideration.	Proposed: Randy Hauth. Seconded: Art Stevenson. Passed unanimously.	2018-27 : Agency response : This motion is accepted. The agency will work with the Elected Committee to develop a communication protocol.	Х		
each contract.	Proposed: Randy Hauth. Seconded: Art Stevenson. Voted yea: Art Stevenson, Jerry Bird, Randy Hauth. Steve Jackson unavailable.	2018-28 : Agency response: This motion is not accepted. The role of the Elected Committee is to actively participate in the Commission's major administrative, policy and program development decisions that impact the overall administration of the Commission's Business Enterprise Program. The Elected Committee already actively participated in developing the criteria for approval of subcontractors, as is required in ORS 346.553. The agency will actively participate with the Elected Committee to establish a contract mechanism for VFM's to utilize that is compliant with ORS chapter 279A and ORS chapter 279B.		X	
August 30, 2018 BECC Meeting					

That the BECC table the adoption of	Proposed: Seconded: Derrick Stevenson. Passed	2018-29: Agency response: This motion does	N/A	N/A	N/A
the minutes until the verbatim is out.	unanimously.	not require active participation.			
That the OCB purchase Jerry Bird a van for his vending route.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed unanimously (with Bird noting a conflict of interest). Steve Jackson silent (possibly on mute).	2018-30: Agency response: This motion is not accepted. The Elected Committee is to actively participate with the agency on major administrative, policy and program development decisions that impact the overall administration, not individual VFM equipment requests.		Х	
That the OCB provide Steve Jackson a machine that accepts cash, rather than the cashless machine for which Director Morris previously requested prior approval.	Proposed: Art Stevenson. Seconded: Steve Jackson, noting a conflict of interest. Passed unanimously.	2018-31 : Agency response: This motion is not accepted. The Elected Committee is to actively participate with the agency on major administrative, policy and program development decisions that impact the overall administration, not individual VFM equipment requests.		х	
That the OCB provide the BECC with the legal citations justifying decisions that the OCB makes concerning what the BECC may or may not do with bylaws.	Proposed: Art Stevenson. Seconded: Derrick Stevenson? Passed unanimously.	2018-32: Agency response: This motion is not accepted. The agency is not clear on what the Elected Committee is requesting in this motion. The agency will assist the Elected Committee in updating its by-laws.		x	
That managers be able to choose to receive per diem reimbursement from the OCB for in-service training and similar programs.	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed unanimously.	2018-33: Agency response: This motion is not accepted. The agency has agreed to pay for flights, hotel and event registration.		Х	
That the BECC move item C, "Third- Party Contract Template Concerns," to the top of New Business in the meeting agenda.	Proposed: Art Stevenson. Seconded: Randy Hauth. Passed unanimously.	<u>2018-34</u>: Agency response: This motion does not require active participation.	N/A	N/A	N/A

That the BECC be involved in the development and execution of any third party contracts the OCB makes involving unassigned vending and the BEP.	Proposed: Randy Hauth. Seconded: Derrick Stevenson. Passed unanimously.	2018-35: Agency response: This motion is not accepted. The Elected Committee is to actively participate with the agency on major administrative, policy and program development decisions that impact the overall administration. The Elected Committee will be asked to actively participate in the development of subcontracting contracts, but not in the execution of contracts.		Х	
That the BEP provide the BECC with all current contracts they have with all subcontractors.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed unanimously.	2018-36: Agency response: This motion is not accepted. The requested information is not program relevant. The Elected Committee routinely receives program this financial information.		Х	
September 25, 2018 BECC Meeting					
That the August meeting minutes be adopted.	Proposed: Randy Hauth. Seconded: Art Stevenson. Passed unanimously.	2018-37 agency response : This motion is not part of active participation.	N/A	N/A	N/A
That OCB pursue the espresso/coffee service facility in The Portland Building for BEP managers.	Proposed: Art Stevenson. Seconded: Randy Hauth. Passed unanimously.	2018-38 agency response: This motion is accepted. The agency will pursue this opportunity.	x		
That the communications protocol document created by Randy Hauth be officially incorporated into the BECC rules.	Proposed: Art Stevenson. Seconded: . Passed unanimously.	2018-39 agency response: This motion is not accepted. The agency has committed to developing a communications process, but the OARs would not be an appropriate venue for a communications process.		Х	
That links to relevant federal code, state statutes, etc., previously on the BEP section of the OCB website be added back to that section.	Proposed: Art Stevenson. Seconded: . Passed unanimously.	2018-40 agency response: This motion is not accepted as part of active participation, as it is not a major administrative, policy and program development decision. The agency has accepted the feedback on the website changes and has duplicated the content for ease of access.		X	

That the BECC objects to OCB	Proposed: Randy Hauth. Seconded: Art	2018-41agency response: This motion is not		Х	
denials of some requests made via	Stevenson. Passed unanimously.	accepted. The BE rules state that "ACTIVE		~	
motions passed. These motions		PARTICIPATION means an ongoing process			
include, as phrased by Randy Hauth		of information sharing, discussions and good			
in verbatim above: a. That the		faith negotiations between the Business			
BECC be provided copies of program		Enterprise Consumer Committee and the			
invoices. b. The BECC actively		Commission to achieve joint planning,			
participate in the entirety of the		developing and understanding of the			
contracting process, including the		Commission's major administrative, policy and			
development of the contracts. c. To		program development decisions that impact the			
provide a van for Jerry Bird. d. To		Commission's Business Enterprise Program,			
provide Steve Jackson with the proper	r	prior to their implementation". This motion is			
equipment. e. Provide per diem. f.		not appropriate for the active participation			
The BECC actively participate in the		process, as it is not a discussion or/and good			
development of any third party		faith negotiations. The Elected Committee has			
contract regarding unassigned		requested formal responses to their motions, as			
vending. g. The agency provides the		a way to document active participation. It			
BECC with all contracts it has with		would more appropriate for the Elected			
subcontractors.		Committee to continue discussions or good			
		faith negotiations on topics that they do not			
		agree with the agency, instead of simply			
		making a motion to reject the agency response.			
That the vending machines near	Proposed: Art Stevenson. Seconded: Derrick	2018-42 agency response: This motion is not		Х	
Charlotta Hawkins' micro market at City	Stevenson. Passed unanimously.	accepted. This is not a major administrative,			
Hall be assigned to her.		policy and program development decision.			
		Since no detailed information was provided			
		relevant to this motion, the agency will			
		investigate the vending machines mentioned			
		and take appropriate action.			
November 13, 2018 BECC BLAST Meeting					
That the previous meeting's	Proposed: Art Stevenson. Seconded: Jerry Bird.	Agency Response: Email from Eric Morris dated	N/A	N/A	N/A
minutes/verbatim be adopted	Passed, with Derrick Stevenson and Steve Gordon	January 2, 2019. November 13th had no motions			
	absent.	requiring active participation.			
That Art Stevenson continue to be	Proposed: Randy Hauth. Seconded: Lewanda	Agency Response: Email from Eric Morris dated	N/A	N/A	N/A
Vice Chair.	Miranda. Passed with Steve Jackson silent and	January 2, 2019. November 13th had no motions			
	Art Stevenson noting the conflict of interest.	requiring active participation.			

December 6, 2018 BECC Meeting					
That the previous meeting's minutes be adopted.	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously.	2018-37: Agency response , this motion is not appropriate for active participation.	N/A	N/A	N/A
That rules be adopted for how surveys are performed in the establishment of vending facilities, and that the Vending Facility Development Committee be involved in the process.	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously.	2018-38: Agency response, this motion is partially accepted. This motion would not be appropriate for the administrative rules. The agency is willing to work with the Elected Committee on developing an updated process for conducting surveys.			x
That the BECC be part of the presentation that OCB gives to the Human Services Ways and Means Subcommittee.	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously.	2018-39: Agency response, this motion is not accepted. This motion exceeds the scope of the Elected Committee's purpose. Please see the Elected Committee rule 585-015-0030.		x	
That the BECC stands ready to write the rules so that they are in compliance with the law, and so that the BEP is administered as intended by the federal and state governments; and that the BECC urges OCB to work with them on that.	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously.	2018-40: Agency response, this motion is not accepted. The Elected Committee already actively participated with the agency on developing program rules in 2017.		X	
That the BECC create a communications protocol rule for communication with OCB and Director Morris.	Proposed: Art Stevenson. Seconded: Steve Jackson. Passed unanimously.	2018-41: Agency response , this motion is not accepted. This motion would not be appropriate for the administrative rules. The Elected Committee is free to develop communication protocols for its own governance and memorialize those protocols in their by-laws.		x	
That the undiscussed agenda items be moved to the next meeting, and discussion on this occur within the next week following the 12/6 meeting.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed unanimously.	2018-42: Agency response, this motion is not appropriate for active participation.	N/A	N/A	N/A
December 18, 2018 BECC Meeting					
That the previous meeting's minutes be adopted.	Proposed: Steve Jackson. Seconded: Lewanda Miranda. Passed, with Randy Hauth not yet present.	2018-43: Agency response, this motion is not appropriate for active participation.	N/A	N/A	N/A

adopted as submitted. That the process of developing a	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously. Proposed: Art Stevenson. Seconded: Derrick	 2018-44: Agency response, this motion is not accepted. The Elected Committee is free to develop communication protocols for its own governance and memorialize those protocols in their by-laws. 2018-45: Agency response, this motion is not 	x	
subcontracting list be started anew with consensus and active participation from the BECC.	Stevenson and Lewanda Miranda. Passed unanimously.	accepted. Chair Hauth has agreed to have the rules subcommittee review the draft document and actively participate with the agency based on their input.		
That Randy Hauth's proposed guideline for directing use of set-aside be adopted by the BECC for submission to OCB.	Proposed: Art Stevenson. Seconded: Derrick Stevenson. Passed unanimously.	2018-46: Agency response, this motion is not accepted. The agency and Elected Committee can actively participate about the operational budget, once it is approved by the legislature.	X	
That the BECC send a letter to the commissioners (specifically Scott McCallum) stating that as the commissioners make decisions about the BEP, the BECC has the right to actively participate in those decisions, inform commissioners of BECC concerns, and put BECC updates on record at commission meetings.	Proposed: Art Stevenson. Seconded: Lewanda Miranda. Passed unanimously.	2018-47: Agency response, this motion is not accepted. The Elected Committee is free to testify in front of the Commission for the Blind's governing board during the public comment portion of the Commission's agenda.	X	
That the RSA-15 report and the annual report by OCB that is submitted to the legislators be provided to the BECC prior to its submission for their review and input.	Proposed: Randy Hauth. Seconded: Lewanda Miranda. Passed unanimously.	2018-48: Agency response, this motion is not accepted. These reports are accumulation of data from the previous year. There is not opportunity for "input" from the Elected Committee. The agency has provided copies of both reports after their submission.	X	
That Randy Hauth draft a letter requesting clarification from RSA on various points Randy Hauth and Art Stevenson heard from Jesse Hartle during BLAST, as discussed in this meeting.	Proposed: Art Stevenson. Seconded: Lewanda Miranda and Derrick Stevenson. Passed, with Steve Jackson not responding.	2018-49: Agency response, this motion is not accepted. The Elected Committee is to actively participate with the agency, not RSA. Please refer to BE rule (585-015-0030)	Х	