

**Report on issues discussed at the weekly
Management Update meeting on August 3, 2009**

Commissioners present: Commissioner Milne and Commissioner Brentano

INFORMATIONAL

Status of Board of Commissioners/City of Donald joint public hearing

Les Sasaki, planning division, provided an update regarding the upcoming joint public hearing with the Marion County Board of Commissioners and the City of Donald. The public hearing is in response to a Land Use Board of Appeals (LUBA) remand, following an appeal of the county's concurrence and approval of an urban growth boundary amendment for the city. Les said a full staff report will be available for review in the next few days. The commissioners confirmed with Les and Jo Stonecipher, legal counsel, that testimony will be limited to information addressing the LUBA decision. The public hearing is scheduled for 6:45 p.m. on Tuesday, August 11, at the Donald City Hall.

Section 511 of the Tax Increase Prevention and Reconciliation Act (TIPRA)

Jeff White, chief financial officer, asked the commissioners to consider writing a letter in opposition to IRS Section 511 of the Tax Increase Prevention and Reconciliation Act (TIPRA). This provision requires governments that spend in excess, with certain exclusions, of \$100 million to withhold three percent on payments made for most goods and services. The new requirement is scheduled to go into effect in January 2010. Jeff said this requirement would place a heavy burden on local governments and would be expensive to implement. Jeff provided a draft copy of a proposed letter to the congressional delegation. The commissioners indicated their support for sending a letter. Jeff will work with the senior policy advisors to coordinate a final letter for signature by the commissioners.

ACTION

Red Flag Policy

Jeff White and Jo Stonecipher discussed a new regulation under the Fair and Accurate Credit Transactions Act of 2003 (FACTA). The red flag policy is designed to identify and detect activities that could indicate identity theft. This policy is meant for entities that provide credit accounts. Jo said that implementation had been deferred to November 1. Jeff said that covered accounts could include special district utility accounts, some solid waste accounts and a few others. Commissioner Milne asked if there would be any liability for the county if they failed to detect fraudulent activity. Jo said she did not believe the intent of the legislation was to create liability. She said it regulates some practices that are already in place by the banking and consumer credit industry. John Lattimer, chief administrative officer, said that in the departments where there are covered accounts polices and procedures will be put into place. Commissioner Brentano asked what the county's responsibility would be if potential fraudulent activity is detected. Jo said the obligation will be to make notification to the person on the account. Jeff said there is a possibility there could be some crossover with the identify theft policy already in place. John closed by saying he thought it was good public policy to protect county constituents. Commissioner Milne and Commissioner Brentano (Commissioner Carlson was not in attendance) voted to adopt the Red Flag Identity Theft Prevention Program. The motion passed unanimously.

OTHER

Marion County Assessor Dick Kreitzer discussed a letter received from the Oregon Department of Revenue regarding the 2009 Assessor's Certified Ratio Study. The review found that the county meets statutory requirements and standards required by OAR. Dick said their ratio study has been very good the last few years. There was discussion regarding some of the

challenges surrounding completing the study in the Mill City, Idanha and Detroit areas. Dick pointed out that these areas are still within the standard. John Lattimer asked about reductions in real market value for property in Marion County. Dick answered that there has been a six to seven percent average reduction in residential property values. However, those reductions are still a long way from the assessed values. There was additional discussion of how short sales affect the analysis. Dick said that at this time foreclosures and short sales are only about three percent of the market and do not have an impact on the analysis.

Dick also provided information regarding distribution of the County Assessment Function Funding Assistance (CAFFA) grant. He said that distribution amounts came out better than projected. He provided a spreadsheet that showed the first quarter disbursement.

Dan Estes, senior policy advisor, said that on Monday afternoon a conference call was planned with congressional offices to discuss the summer flow schedules at the Detroit Dam.

WORK SESSIONS AND OTHER MEETINGS

- 8/5 Board Session, 9:00-1:00
Woodburn/County meeting, 12:00-1:00
- 8/6 Salem/County meeting, 8:00-9:00
Department Head/Elected Officials meeting, 9:30-11:30
- 8/10 Commissioners' calendar review, 8:30-9:00
Management Update, 9:00-11:00
Solid Waste Management Plan – Keizer City Council Work Session, 5:45-6:45

This all-county e-mail authorized by John Lattimer, chief administrative officer.