

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, September 30, 2020

9:00 a.m.

Senator Hearing Room  
555 Court Street NE  
Salem, OR 97301

**PRESENT:** Commissioner Colm Willis, Commissioner Sam Brentano, and Commissioner Kevin Cameron. Also present were Jane Vetto as county counsel and Brenda Koenig as recorder.

**ABSENT:** Jan Fritz, chief administrative officer

Commissioner Willis called the meeting to order at 9:00 a.m.

**PUBLIC COMMENT**

None.

**PRESENTATION**

*(Video Time 00:00:32)*

COVID-19 (Novel Coronavirus) update. –Katrina Rothenberger

- Ms. Rothenberger reported the following updates for the COVID-19 pandemic as of 8:00 a.m. on Wednesday, September 30, 2020:
  - There are currently an estimated 4,778 cases within the county;
  - An estimated 53,441 individuals have been tested; and
  - An estimated 96 individuals have died from symptoms related to COVID-19.
- The percent positivity rate for the week of September 21, 2020, through September 27, 2020, was estimated at 10.3 percent;
- The prior week Oregon reported the highest day of new cases within the state since the pandemic originated;
- The county continues to encounter a high number of cases:
  - An estimated 229 cases were reported for the week of September 21, 2020, through September 27, 2020;
  - An estimated 203 cases were reported for the week of September 14, 2020, through September 20, 2020; and
  - Small gatherings have had a significant impact on the county’s positive test counts.

- Marion County Health and Human Services (MCHHS) is encouraging the limit of 10 individuals or fewer at social gatherings;
- MCHHS is collaborating with community partners to renew testing clinics:
  - Woodburn Ambulance will be hosting testing events during the following dates and time periods:
    - October 8, 2020, from 12:00 p.m. to 3:00 p.m.; and
    - October 15, 2020, from 12:00 p.m. to 3:00 p.m.
- MCHHS provided the following suggestions for parents with children navigating the education process:
  - Become familiar with the learning platforms:
    - Several online platforms provide reminders and planning tools to assist with staying on track.
  - Learn the daily school schedules:
    - Plan educational support availability to coincide with the school's schedules.
  - Be prepared for interruptions during school education periods;
  - Verify that the home online network can accommodate both the school education time period and adult employment schedules working in conjunction;
  - Establish a routine; and
  - Implement a daily family schedule that includes some of the following:
    - Family wake-up times;
    - Meal periods;
    - Break periods for both children and adults;
    - Class transition periods;
    - Online network periods for school and employment; and
    - Off-line networking periods for school and employment.
- MCHHS is encouraging community members to obtain a flu vaccine to assist with reducing the strain of respiratory viruses on the county's health care system;
- Flu vaccines are available through some of the following:
  - Health care providers;
  - Clinics; and
  - Pharmacies.
- Flu and COVID-19 are both contagious respiratory illnesses:
  - They are caused by different viruses with some of the symptoms differing:
    - A change in the loss of taste or smell is a COVID-19 symptom;
    - Individuals with COVID-19 can be contagious for up to two days prior to the appearance of symptoms and up to a minimum of 10 days after symptoms appear;
    - Individuals with flu symptoms can be contagious for one day prior to the appearance of symptoms and up to seven days after symptoms appear; and
    - COVID-19 has been shown to spread more quickly and easily to a large number of individuals.

- The state has created several funding opportunities for individuals affected by COVID-19 who need to self-quarantine or isolate.

*(Video Time 00:04:33)*

Flu shot presentation – Dawn Lehman

- Benefits for receiving a flu vaccine include some of the following:
  - Assists with protecting the individual receiving the vaccine from contracting the flu virus;
  - It may reduce the time period for flu symptoms if contracted;
  - It may assist with protecting the following:
    - Citizens the individual may be in contact with;
    - Older family members and friends who are more vulnerable to illness;
    - Staff members and their families;
    - Individuals that are unable to receive a vaccine due to an illness; and
    - School children who are unable to receive a vaccine due to auto immune issues.
  - It may assist with the economy:
    - Thousands of revenue dollars are lost every year due to flu absences from work:
      - A small business owner’s profit margin may be impacted if employees remain at home with flu symptoms; and
      - Contract workers may not receive a paycheck if they are sick at home with the flu.
  - Assists with the emergency response system which includes response times for ambulance and paramedic services:
    - The response times for other health emergencies, such as individuals who may be experiencing a heart attack or a stroke, can be impacted; and
    - It may reduce the need for high demand Personal Protective Equipment (PPE) which includes:
      - Masks;
      - Gloves; and
      - Gowns.
- The flu is a preventable virus that can have a large impact on the community and businesses.

*(Video Time 00:10:09)*

Commissioner Brentano moved to add an item to the Action Agenda. Under Legal Counsel, consider approval of an order ratifying the September 28, 2020, request to Governor Brown for state and federal assistance with the household hazardous waste cleanup in the Santiam Canyon. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

## **CONSENT**

*(Video Time 00:10:41)*

### BOARD OF COMMISSIONERS

#### OLCC Applications – Recommended Approval

Vier Sterne II, LLC – dba, Time Food Mart

Lively Station, LLC – dba, Lively Station

### SHERIFF’S OFFICE

Approve a resolution extending the suspension of the Marion County Sheriff’s Office Jail Capacity Management Plan through January 15, 2021, due to the COVID-19 emergency and authorizing the Marion County Sheriff to restrict lodging of arrestees and to allow release of inmates as appropriate to maintain health and safety.

**MOTION:** Commissioner Brentano moved for approval of the consent agenda. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

## **ACTION**

*(Video Time 00:11:35)*

### HEALTH AND HUMAN SERVICES

1. Consider approval of the retroactive Intergovernmental Agreement (IGA) with Polk County in the amount of \$195,152 to provide funding for Polk County’s Rental Assistance Program for 15 units of rental housing from July 1, 2019 through December 31, 2020. –Corissa Neufeldt

#### ***Summary of presentation:***

- For multiple years both Marion County and Polk County have provided rental assistance through the Housing First Program to individuals experiencing severe and persistent mental illness:
  - The program allows eligible individuals to seek housing first; and
  - It assists with providing stability so that an individual may engage in treatment services.
- The Behavioral Care Network (BCN) previously managed the funds for both counties:

- The BCN disbanded in the prior biennium; and
- Funding for the program was transferred to Marion County.
- The existing IGA between the Oregon Health Authority (OHA) and Polk County had contracting issues and expiring deadlines:
  - As a consequence OHA was not able to contract with Polk County within the allotted time frame;
  - In order to expedite the funding to Polk County, the OHA requested that Marion County accept the full funding for both counties; and
  - Marion County would be responsible for distributing Polk County's portion of the rental assistance funding:
    - The funding was for 60 total bed slots for both counties; and
    - Polk County has 15 bed slots:
      - Marion County would bequeath 25 percent of the OHA funding to Polk County.
- The OHA funding provides for the following:
  - Rental assistance;
  - Barrier removal;
  - Full time employees; and
  - Indirect expenses.
- The funding process was delayed by the following:
  - Funding clarification;
  - The impacts of COVID-19; and
  - Turnover in Health and Human Services (HHS) leadership.
- Polk County's portion of the Rental Assistance Program is estimated at \$195,152; and
- The time period for the estimate is through December, 2020.

***Board discussion:***

- Polk County's existing IGA with OHA omitted information that was required by the OHA:
  - It was too late in the process to add the information into the IGA.
- Marion County prefers not to administer Polk County's rental assistance funding in the future:
  - The county has requested that conditions be clarified in future contracts.

**MOTION:** Commissioner Cameron moved to approve the retroactive Intergovernmental Agreement with Polk County in the amount of \$195,152 to provide funding for Polk County's Rental Assistance Program for 15 units of rental housing from July 1, 2019 through December 31, 2020. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

(Video Time 00:18:03)

### PUBLIC WORKS

2. Consider adoption of an administrative ordinance granting Zone Change/ Comprehensive Plan (ZC/CP) Case #20-002/Allied Rock, LLC and the estate of Lois M. Stuart. –Alyssa Schrems

#### ***Summary of presentation:***

- The property is currently zoned Exclusive Farm Use (EFU) with a Marion County Comprehensive Plan (MCCP) designation of Primary Agriculture;
- The applicant is requesting the following:
  - To change the zone from EFU to Timber Conservation (TC); and
  - Change the MCCP designation from Primary Agriculture to Forest Land.
- A hearing was conducted on June 11, 2020:
  - On July 14, 2020, the hearings officer recommended the request be approved subject to conditions.
- The board held a public hearing on August 12, 2020:
  - After consideration the board approved the request subject to the following condition:
    - No heavy truck traffic will be allowed to utilize Kingdom Lane as an access to Highway 22.
- The ordinance and findings were prepared and notice submitted on September 23, 2020;
- The board has the following options:
  - Adopt the ordinance as written;
  - Direct staff to prepare a modified ordinance; or
  - Choose not to adopt the ordinance.
- Staff recommended the board adopt the ordinance as written.

**MOTION:** Commissioner Brentano moved to approve an administrative ordinance granting Zone Change/ Comprehensive Plan (ZC/CP) Case #20-002/Allied Rock, LLC and the estate of Lois M. Stuart. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:20:28)

### LEGAL COUNSEL

3. Consider approval of an order ratifying the September 28, 2020, request to Governor Brown for state and federal assistance with the household hazardous waste cleanup in the Santiam Canyon. –Jane Vetto

#### ***Summary of presentation:***

- An invitation was received from the office of Governor Brown for the board to formally request that the state of Oregon enter into a contract with the federal government for the cleanup of household hazardous waste material in the Santiam Canyon; and
- The request was discussed at a Management Update meeting held on Monday, September 28, 2020:

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- It was resolved that a written request would be submitted; and
- Approval of the order will ratify the request.

**MOTION:** Commissioner Cameron moved to approve the ratification of the September 28, 2020, request to Governor Brown for state and federal assistance with the household hazardous waste cleanup in the Santiam Canyon. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

The commissioners recessed at 9:22 a.m.  
The commissioners reconvened at 9:30 a.m.

## PUBLIC HEARINGS

### 9:30 A.M.

#### PUBLIC WORKS

A. Public hearing to consider adopting the Aurora/Donald Interchange Area Management Plan and conforming amendments. –Brandon Reich, Janelle Shanahan, and Dan Fricke, Oregon Department of Transportation

***Summary of presentation:***

Janelle Shanahan:

- The Oregon Department of Transportation (ODOT) has prepared an Interchange Area Management Plan (IAMP) to address interchange improvements at the Aurora-Donald Interchange located on Interstate 5 (I-5);
- The IAMP was submitted as an amendment to the Marion County Rural Transportation System Plan (RTSP):
  - The RTSP is the transportation element of the county’s comprehensive plan; and
  - The board can amend or make changes to the comprehensive plan after a public hearing is conducted for the proposed amendment:
    - On August 26, 2020, the board approved the following:
      - A board order initiating amendments to the county’s comprehensive plan to consider concurring to the RTSP; and
      - The scheduling of a public hearing for September 30, 2020.
- ODOT considered an estimated 20 design concepts for the IAMP based on the following:
  - Public feedback;
  - Stakeholder feedback; and
  - Analysis.
- A diverging diamond interchange design was selected as the preferred alternative and will require the following:
  - New construction of the I-5 bridge that extends over Ehlen Road;
  - Realignment of the following roadways:
    - Ehlen Road;
    - Bents Road; and
    - Dolores Way.

- Conditional Use (CU) approval prior to the construction of additional travel lanes on Ehlen Road; and
- A portion of land zoned Exclusive Farm Use (EFU).
- Details for the roadway widening proposed improvements include:
  - Will not create any new parcels;
  - Will not remove or displace any buildings;
  - Is consistent with Goal 3; and
  - Will not require a goal exception.
- ODOT has recommended that alternative mobility targets be set:
  - To provide for additional capacity at the interchange ramp; and
  - To allow for growth beyond the 20 year planning horizon.

Dan Fricke:

- Mr. Fricke presented a PowerPoint presentation for the interchange project. (**Reference attachment "A"**);
- The interchange provides access to businesses in north Marion County;
- An estimated 32,000 vehicles use the interchange every day;
- A diverging diamond interchange prevents opposing traffic from making left turns;
- Proposed improvements include some of the following:
  - Reconstructing new bridges over I-5;
  - Widening road surfaces to achieve appropriate vertical clearance;
  - Moving the southbound bridge to create one structure;
  - Realign the southbound lanes to line up with the new bridge;
  - Widening the on-ramps and the off-ramps;
  - Lengthening the on-ramps and the off-ramps;
  - Realign Ehlen Road;
  - Widen Ehlen Road;
  - Realign Bents Road; and
  - Realign Dolores Way to achieve appropriate spacing between the following:
    - Ramp terminals; and
    - Private property assets.
- Oregon House Bill 2017, titled Keep Oregon Moving, has provided funding for Phase I of the project;
- Major elements of Phase I include the following:
  - Constructing a new southbound bridge;
  - Realigning the I-5 southbound lanes;
  - Widening Ehlen Road to provide for the following:
    - A left turn lane in each ramp terminal; and
    - Signaling the ramp terminals.
  - Lengthening the off-ramps;
  - Widening the off-ramps; and
  - Realigning Bents Road.
- Construction expense for Phase I of the project is estimated at \$50 million;

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- Adoption by the Oregon Transportation Commission will be the last step in getting the IAMP approved;
- Phase II of the project includes some of the following:
  - Widening the on-ramps;
  - Lengthening the on-ramps;
  - Widening Ehlen Road;
  - Realigning Ehlen Road; and
  - Replacing the stormwater trunk lines.
- Construction expense for Phase II of the project is estimated at \$29 million;
- If the entire project is constructed in one phase the estimated project expense would be \$72 million;
- Budget constraints require the project to be constructed in two phases, which when combined is estimated at \$79 million;
- The projections for both Phase I and Phase II are based off of afternoon and evening peak hours;
- ODOT's design standards are based on ratio's from a normal day over a 24 hour period;
- The schedule for the project entails some of the following:
  - Work on the IAMP will occur between August, 2020, and October, 2021:
    - Right-of-way will be purchased;
    - The final design will be completed; and
    - Work on construction plans will be performed.
  - Project bidding is scheduled for November, 2021; and
  - Construction will begin in the spring of 2022:
    - It is estimated that construction for Phase I will take place over a two year time period.
- Public outreach for the interchange area has been performed:
  - Multiple briefings with the following have been completed:
    - The Board of Commissioners;
    - City councils with the following:
      - The City of Aurora; and
      - The City of Donald.
    - Stakeholders;
    - Public open houses; and
    - The ODOT Mobility Adversary Committee.
- No negative comments related to the project have been received.

***Board discussion:***

- Phase I of the project will improve the interchange area:
  - Congestion will still be noticeable during certain times of the day;
  - Extending the off-ramps should reduce excessive traffic;
  - Maneuvering safely through the area may improve;
  - Traffic signals should improve delays;

- Delays at traffic signals may be reduced; and
- Conducting left turns will be easier.
- Conducting a left turn on the northbound ramp is challenging:
  - Traffic backups for left turns are a contributing factor for the delays; and
  - Traffic flow from the following sources add to the intersection issues:
    - The ramp terminals;
    - Bents Road;
    - Eastbound traffic; and
    - Westbound traffic.
- Performance in the area should improve once Phase I and Phase II are complete;
- The standard for design in a ramp terminal is 0.6:
  - Sixty percent of the capacity is being used;
  - Forty percent is considered excess capacity;
  - The highway plan suggests setting the target standard at 0.85; and
  - The recommendation is to amend the highway plan mobility target down to 0.6 to be consistent with the Highway Design Manual:
    - This will cover the operations expected to occur over the 20 year period with the full designs; and
    - It preserves capacity for the next increment of development beyond the 20 year time period.
- All traffic projections are based on existing comprehensive plans:
  - Speculation is not used for future land use.
- A time frame for the Phase II funding of the project is unknown;
- Applications for federal grant funds were unsuccessful; and
- Funding for Phase I of the project has been guaranteed.

Brandon Reich:

- The volume to capacity ratio defines the following:
  - How many vehicles are coming through an intersection or roadway; versus
  - What the capacity of the roadway is for vehicle traffic.
- Graph reports throughout the day show the following:
  - There is ample capacity; but
  - There are traffic choke points during the following:
    - Morning commutes;
    - Afternoon commutes; and
    - Certain times of the day on Saturday and Sunday.
- The volume to capacity ratio is reviewed when new development is being introduced into an existing area to determine if changes need to be made to accommodate the new development; and
- The intersection is already exceeding the volume to capacity ratio:
  - The intent is to reduce the ratio so that the intersection is more functional for the public.

**Board discussion:**

- Commissioner Brentano expressed the following:
  - The improvement project is estimated to have started two years prior;
  - Both Phase I and Phase II may have been completed in the same time period that it will take to do one phase;
  - Another option to consider in order to reduce displaced traffic during construction may be to complete both phases at the same time:
    - The completion of both phases simultaneously may reduce expense; and
    - The project capacity would not expand.
  - The interchange area is currently a safety issue;
  - Completing Phase I may improve safety concerns; and
  - Traffic congestion in the area may ease.
- Funding for the purchase of the right-of-way has only been received for Phase I:
  - A two acre parcel necessary for Phase II will be purchased as part of the right-of-way:
    - An archeological site has been located on the two acre parcel; and
    - Research and recovery will be performed at the archeological site while Phase I is being implemented.
- Two project grants that were applied for were not received;
- If funding for both phases becomes available then the project could be completed in just one phase;
- Commissioner Cameron expressed his appreciation to Mr. Fricke and ODOT for their efforts on the project; and
- Public outreach for the project has been positive.

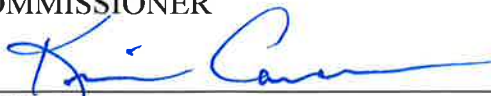
**MOTION:** Commissioner Brentano moved to close the public hearing and adopt the Aurora-Donald Interchange Area Management Plan and conforming amendments. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

Commissioner Brentano read the calendar.

Commissioner Willis adjourned the meeting at 9:58 a.m.

  
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CHAIR

  
\_\_\_\_\_  
COMMISSIONER

  
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COMMISSIONER

**Board Sessions can be viewed on-line at**

**<https://www.youtube.com/playlist?list=PLSUQ1gg6M78UsBE3q6w4rdf59Z5rXkEi5>**

# I-5: AURORA-DONALD INTERCHANGE PROJECT

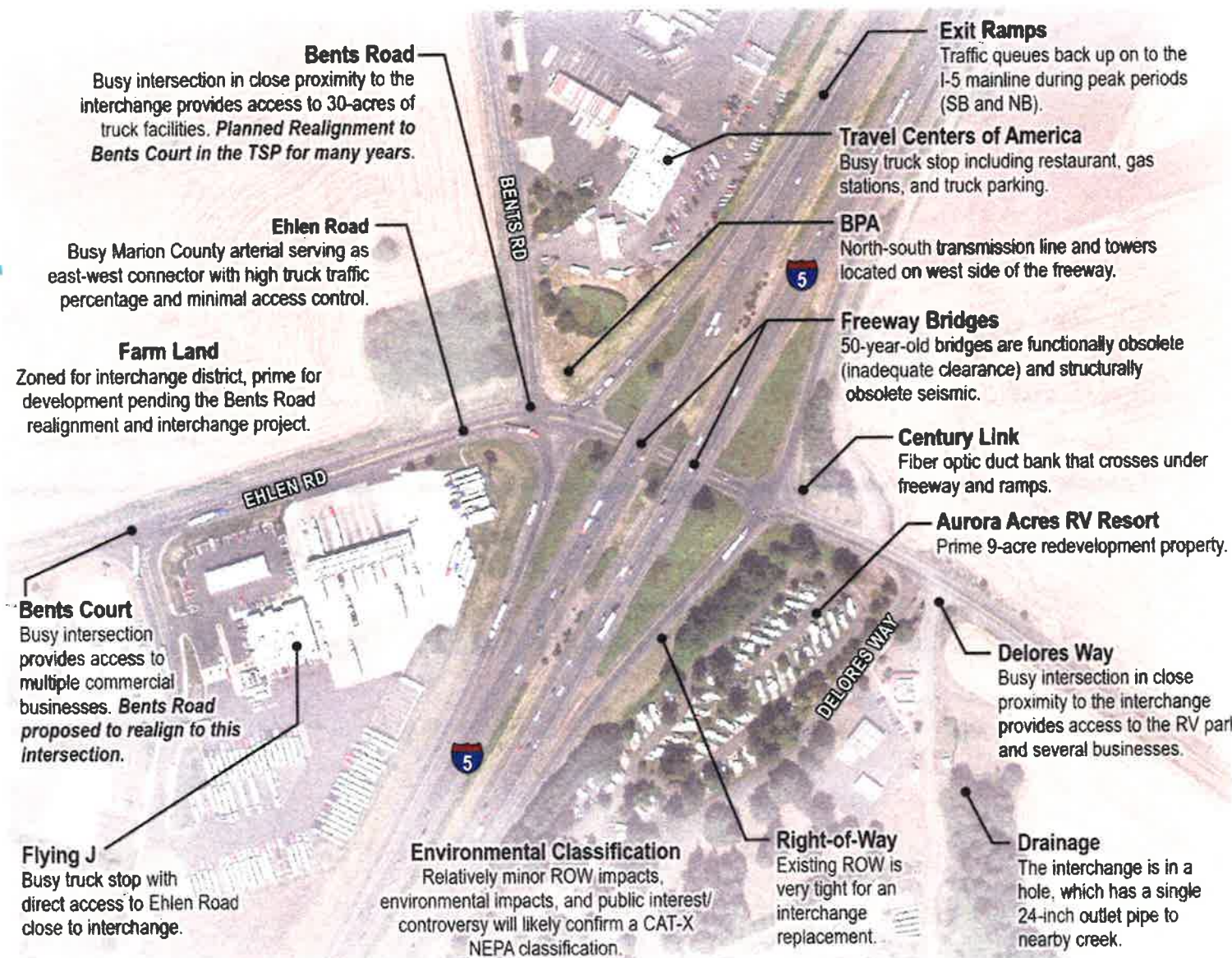
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Project Type: Modernization  
Presenter: Dan Fricke (ODOT)  
HB 2017 Project  
Key #19062

Marion County Board of  
Commissioners  
Sept 30, 2020



# Project Area and Issues

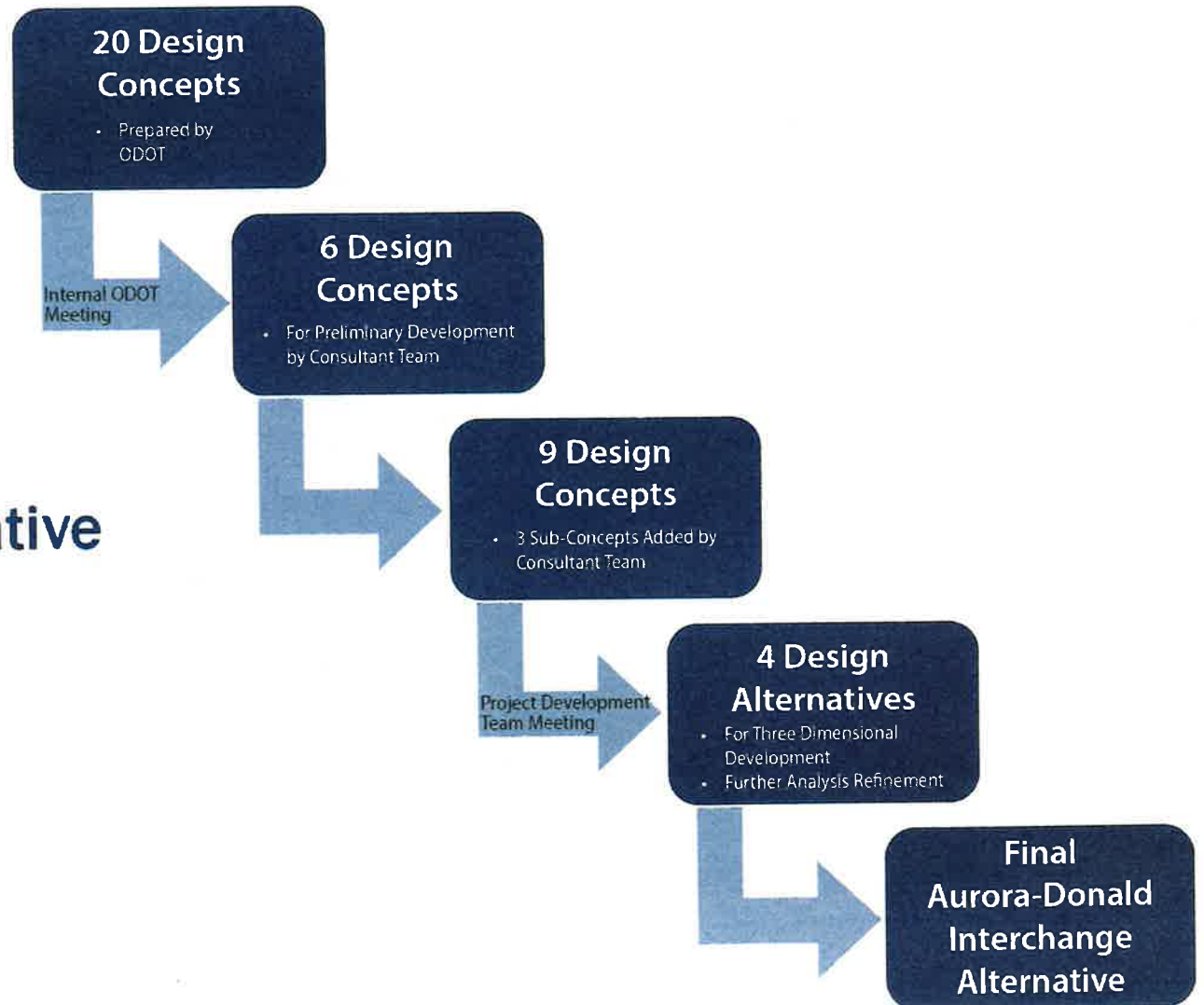


# Importance of the Interchange

- Major access for businesses and agricultural land in north Marion County
- Busy interchange with important auto and truck fueling facilities
- 32,000 vehicles use the interchange each day



# Interchange Alternative Design Process

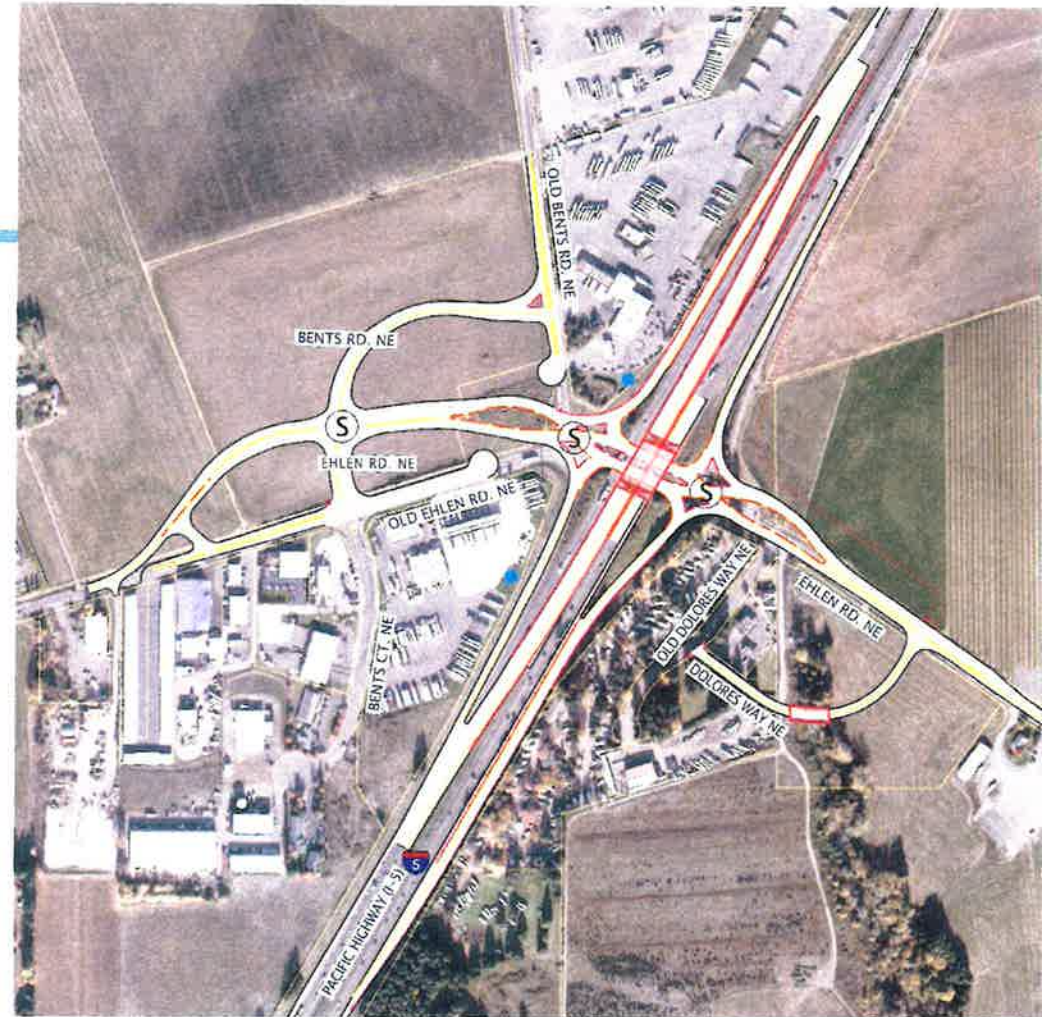




## Preferred Alternative Diverging Diamond Interchange

- Construct new I-5 bridge
- Reconstruct/realign I-5 travel lanes
- Lengthen/widen northbound and southbound on- and off-ramps
- Realign/widen Ehlen Road
- Realign Bents Road to align with Bents Court
- Realign Dolores Way

Construction cost= \$72M



# Phase 1

Construct new I-5 bridge

Reconstruct/realign I-5 travel lanes

Lengthen/widen northbound and southbound off-ramps

Widen Ehlen Road

Realign Bents Road to align with Bents Court

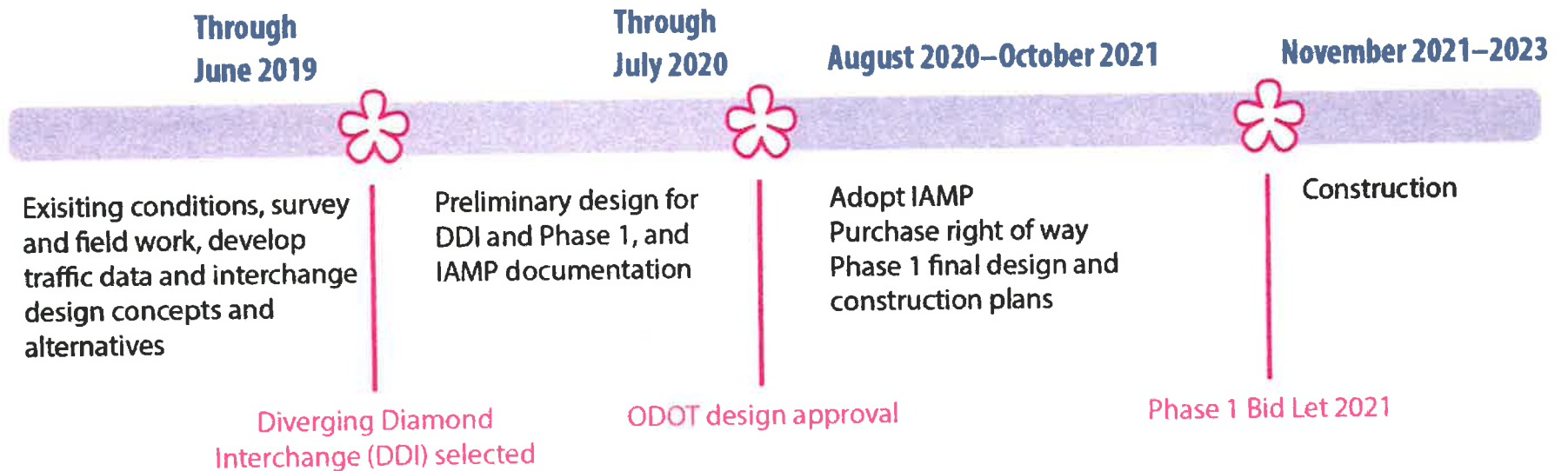
Construction cost = \$50M

2042 Traffic Performance (v/c)

- NB ramp intersection = 1.43
- SB ramp intersection = 0.97



# SCHEDULE AND NEXT STEPS



## Phase 2

Lengthen/widen northbound and southbound on-ramps

Realign/widen Ehlen Road

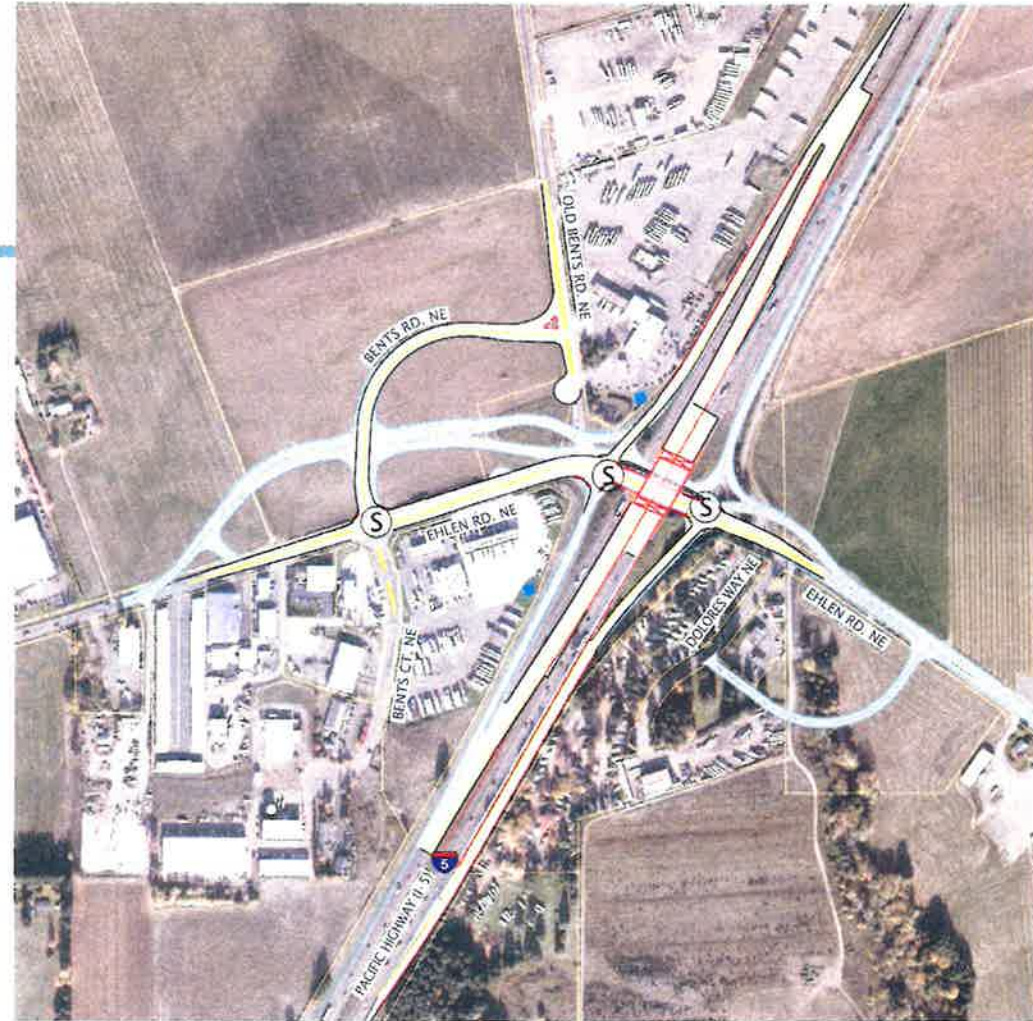
Realign Dolores Way

Replace stormwater trunk line

Construction cost = \$29M

2042 Traffic Performance (v/c)

- NB ramp intersection= 0.27
- SB ramp intersection= 0.34



# Tentative Phase 1 Construction Schedule

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- Bid opening date – November 2021
- Two construction seasons
- Construction timeline summary
  - 2022 Build – SB I-5 Bridge and Bents Road
  - 2023 Build – NB I-5 Bridge and Ehlen Road

# PUBLIC OUTREACH

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January 2019 – May 2020

- Project newsletters
- Aurora and Donald city council briefings
- Local stakeholder meetings
- Two public open houses
- Marion County Commissioners briefings
- ODOT Mobility Advisory Committee briefings

# I-5: AURORA-DONALD INTERCHANGE PROJECT

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## QUESTIONS



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[auroradonaldinterchange.org](http://auroradonaldinterchange.org)