



MARION COUNTY BOARD OF COMMISSIONERS

# Management Update Minutes

**Monday, October 1, 2018, 9:00 a.m.**

Courthouse Square, 555 Court St. NE, Salem  
5th Floor, Suite 5232, Silverton Conference Room

## ATTENDANCE:

Commissioner Kevin Cameron, Commissioner Sam Brentano, Jan Fritz, Jane Vetto, Colleen Coons-Chaffins, Justine Flora, Joe Fennimore, Tom Hogue, Brandon Reich, Barb Young, Lisa Trauernicht, Jolene Kelley, and Joanna Ritchie as Recorder.

John Lattimer called the meeting to order at 9:00 a.m.

## INFORMATIONAL:

### **Introduction of Maria Pope, President and CEO of Portland General Electric**

- Commissioner Kevin Cameron

Ms. Pope was unable to attend the meeting.

### **Update the Board of Commissioners on the Solar Array Work Group and Rule Making Committees**

- Joe Fennimore

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

- There have been two meetings since the last update in July;
- Three presentations at the first meeting:
  - Portland General Electric (PGE) gave an overview of the role solar will have in the company's future;
  - 1000 Friends of Oregon discussed concerns regarding impacts to agriculture; and
  - Oregon Department of Agriculture summarized the concerns of the Board of Agriculture related to solar farms.
- Renewable Northwest gave a presentation on current community solar projects at the second meeting;
- During general discussion at the second meeting, the Farm Bureau brought up several concerns:
  - Siting on high value farmland;
    - Only 35 percent sited on Class I and II soils.
  - Loss of water rights.
- The Solar industry wants to be right by the power line;
- PGE does not have a big concern about meeting its urban renewable goals;
  - Doing a lot for conservation;
  - Need for power is not high at this time; and

- Problem is with getting power from east to west side over transmission lines.
- Mr. Fennimore will be meeting with the work group in the next couple of weeks and will come back before the board with updates;
- Oregon Department of Land Conservation and Development (DLCD) is starting rule making on Thursday (10/4);
  - DLCD adopted a temporary rule after the Clackamas County case;
    - Original rule stated a solar farm “shall not preclude more than 12 acres from agricultural use without requiring a goal exception”;
    - New emergency rules states that a solar farm “shall not occupy more than 12 acres without requiring a goal exception”;
    - Two sites in Clackamas County were approved under the original rule at about 70 acres:
      - Underlying ground isn’t precluded because it can still be used for grazing and bees.
  - The temporary rule will become permanent during the rule making process; and
  - Energy Facility Citing Council regulates solar farms over 100 acres and requires an operating license.

***Board discussion:***

- Commissioner Brentano agreed with the information in the Farm Bureau letter;
  - Especially item number 1; and
  - The solar array should be contiguous to some power base.
- Commissioner Cameron stated this is good because some farmers want this, it gives them some income;
- The board inquired when the item would be presented for a decision; and
- Mr. Fennimore responded that after DLCD and the Energy Facility Citing Council conclude their meetings and have made decisions, the item will come back before the board for an update and decision.

**Review Benefits Renewal, Health Insurance Study Committee (HISC), and Marion County Law Enforcement HISC Recommendations**

- Justine Flora

***Summary of presentation:***

- Update on HISC recommendations from MCLEA and non-MCLEA groups;
- Seeking guidance on next steps;
- Non-MCLEA plans:
  - Kaiser HMO has a five percent reduction;
  - Regence PPO has an increase of 9.3 percent; and
  - Regence high deductible plan has an increase of 10.7 percent.
- MCLEA plans:
  - Kaiser HMO has a .3 percent reduction; and
  - There is a ten percent increase in the Regence PPO plan.
- Both committees recommended renewing the Kaiser plans;

- The stand-alone insurance plan for part-time, temporary employees required by the Affordable Care Act increased by 11.1 percent;
  - This is a self-pay plan; and
  - There are minimum benefits.
- Contract between Regence and Salem Hospital will most likely not be renewed after the July 2019 expiration and members would be without a local network hospital;
- Went out to bid and received proposals from four carriers;
  - The committee voted to eliminate Cigna and Moda from consideration;
  - Past experiences with United Healthcare were poor;
  - The Non-MCLEA committee opted to go with Pacific Source;
  - The MCLEA group recommend staying with Regence;
    - Language in bargaining agreement specifies Regence as a carrier at the same benefit levels;
- Problematic to have three different carriers;
- Quote is for both groups; and
- There are no increases in dental plans;
  - Only change is to pull preventative services outside of the annual maximum benefit; and
  - The committees recommended renewing both plans as offered.

***Board discussion:***

- The commissioners inquired about the language in the bargaining agreement, the county's contribution to the plan, and
- This item will be discussed further at the Executive Session being held on Thursday, October 4<sup>th</sup>.

**Discuss Intergovernmental Agreement on the Coordination of Growth Management and Transportation Issues pertaining to the Aurora State Airport Impact Area**

- Commissioner Kevin Cameron

***Summary of presentation:***

- Commissioner Cameron will be attending the Aurora Joint Planning and City Council meeting on Thursday, October 4<sup>th</sup>, with Jane Vetto, Marion County Legal Counsel to listen, discuss, and answer questions regarding the Intergovernmental Agreements (IGA) with the City of Aurora;
- Commissioner Cameron attended the Emergency Board General Government Subcommittee Meeting on Monday, and Barb Young attended both the subcommittee meeting, as well as the full board meeting, on Wednesday:
  - The approval for the retroactive acceptance of the grant for Department of Aviation's budget for the extension of the airport runway was deferred until the December meeting;
    - Engaged Oregon Solutions to conduct an assessment, frame key issues of the stakeholders around the expansion, and identify information and a process that could be helpful in addressing those issues.
- Clackamas County and Wilsonville submitted a draft IGA to the county for inclusion in coordination and communication efforts;

- Ms. Vetto said the current IGA states because Clackamas County and Wilsonville are interested parties, notice will be given to them;
- Brandon Reich provided a background on all the IGA's:
  - There are two IGA's;
    - The first IGA is between the county and the City of Aurora for coordination and communication purposes:
      - It was updated in 2010;
      - The city gets notified of land use activity in the area of mutual concern; and
      - The map includes the airport and south of the airport.
    - The second IGA is a trilateral agreement between the City of Aurora, Marion County, and the Oregon Department of Aviation;
      - Occurred around 2010;
      - It is solely a communication IGA, there is no coordination responsibility; and
      - The notice area (map) for communication includes the entire airport.
- The Oregon Department of Aviation (ODA) developed a state agency coordination program:
  - Originally went through ODOT;
  - Includes communication and a little coordination;
  - Defines ODA's role when they propose land use;
  - Interaction with jurisdictions:
    - Appeals;
    - Comments; and
    - Notification.
  - Mirrors, supersedes some of the requirements in the trilateral IGA.
- The City of Aurora is asking for a different level of communication regarding land use activity within the current IGA:
  - There are no agreements with other cities;
  - Cities do not have jurisdiction outside their city limits;
  - Informal communication with the City of Aurora and other jurisdictions regarding land use activities that are beyond the minimum requirements of the IGA;
  - Map is problematic:
    - If rescinded ODA would be responsible for notification statewide;
  - City can choose to have COG for representation on land use issues, billed hourly; and
  - Proposal expands from land use coordination to things that are not land use related.
- In response to a question by Commissioner Cameron, Mr. Reich stated that the trilateral IGA is duplicative at this point and ODA's program supersedes it; from a planning perspective it is not necessary to have it because ODA's program is much more thorough and involved;
- Ms. Vetto inquired regarding the requirements in the IGA versus ODA's plan:

- Mr. Reich stated there is a horizontal surface area at the airport, any land use or transportation issues that happen in that area ODA sends out a notice;
- The trilateral IGA compiles everything into one document;
- Ms. Young said the difference between the two documents is one is ODA's communication plan and the other is the county's land use process;
- ODA would not normally coordinate on transportation items;
- Mr. Hogue stated the City of Wilsonville wants to assert transportation impacts in their jurisdiction from activities in our jurisdiction, they want to open that door and get involved there; and
- If the trilateral IGA is broader than the ODA plan, the county may want to consider staying in it.
- If all three parties don't agree to disband, two parties can continue and can add other people;
- With the way the agreement is written currently all three parties have to agree;
- There is no coordination in the trilateral agreement, all parties can disagree and land use stays in effect, agreement is all about communicating;
- The two party agreement has not been used very much, standard coordination done for communication has covered everything;
- The map attached is only an outline of Marion County;
- The whole circle is the horizontal approach going to airport, it does not include the City of Wilsonville or Clackamas County because there are no requirements in the IGA to provide notice to them;
- If the City of Wilsonville or Clackamas County develop in that area they are not required to provide notice to Marion County or the City of Aurora although they are probably still providing notice to ODA when required;
- There may be a perception that there is more coordination in the IGA than what has been done in the past;
- The master plan is out of date:
  - Airport is supposed to revisit every five years;
  - More like a capital improvement plan, a list of things that needs improvement;
  - Land use component needs to be added for adoption by state; and
  - FAA approved the plan a couple of years ago.
- Commissioner Cameron asked Mr. Reich to provide some points on the Aurora Airport Master Plan to him.

***Board discussion:***

- Commissioner Brentano inquired where the city of Aurora stands;
- Commissioner Cameron responded the mayor of Aurora was instructed that he could not take a position on the issue;
- The proposed IGA by Clackamas County and Wilsonville is illogical to follow along;
- Inquired how another jurisdiction can claim to have rights in county jurisdiction;

- Would be willing to accept comments and address concerns from Wilsonville and Clackamas County;
- Commissioner Brentano commented that he would decline the request for notification on development at the airport and asked how the land use planning process works for the city;
- Commissioner Cameron discussed the pros and cons of rescinding the trilateral IGA;
- Only informational at this point in time:
  - No direction needed today;
  - No decisions being made at this point in time; and
  - Need to be educated and continue to wait and see where process leads.
- Not sure who will be invited to Oregon Solutions deal; and
- County needs to make sure that both airports are successful; both are important to county and bring in revenue.

### **Communications Update**

- Jolene Kelley
- Ms. Kelley gave a brief update on a variety of topics, including comments received regarding a guest opinion on recycling, upcoming scheduled events, articles for the monthly newsletter, press releases, and the status of the county social media account consolidation.

### **COMMISSIONERS' COMMITTEE ASSIGNMENTS AND UPDATE:**

#### **Sam Brentano:**

- Attended the Northwest Senior and Disability Service meeting in Tillamook:
  - Resignation of co-director;
  - New director is Tanya DeHart;
  - Deputy director approved;
  - Members to represent the county on the board.
- Oregon Garden discussion with Gloria Roy:
  - Enough revenue for foundation to pay debts; and
  - Capital for upkeep and improvements.

#### **Kevin Cameron:**

- Aurora Airport update;
- Attended Santana Village Park Association meeting;
- Attended the Willamette Workforce Board meeting:
  - Outreach session at Chemeketa.
- Attended the United Way Board meeting:
  - Presentation by Ron Hays on affordable housing; and
  - Grant Makers.
- Attended the City of Keizer Chamber meeting:
  - Recycling issues.
- Attended the Justice Reinvestment Council meeting:
  - Update of LEAD results.
- Participated in the SOLV cleanup project at Breitenbush Hot Springs.

OTHER:

Meeting adjourned at 10:21 a.m.

COMPLETED BY: **Joanna Ritchie**  
*Reviewed by: Cindy Johnson*