



MARION COUNTY BOARD OF COMMISSIONERS

# Management Update Minutes

**Monday, August 24, 2020, 9:00 a.m.**

Courthouse Square, 555 Court St. NE, Salem  
5th Floor, Suite 5231, Commissioners Boardroom

## ATTENDANCE:

Commissioners Colm Willis, Sam Brentano, Kevin Cameron, Jan Fritz, Jane Vetto, Brian Nicholas, Michelle Shelton, Brandon Reich, Scott Norris, Lani Radtke, Don Alexander, Justine Flora, Janelle Shanahan, Barb Young, Chad Ball, Lisa Trauernicht, Jolene Kelley, and Kristy Witherell as recorder.

Jan Fritz called the meeting to order at 9:00 a.m.

## INFORMATIONAL:

### **Discuss the Aurora-Donald Interchange Area Management Plan**

- Janelle Shanahan, Brandon Reich

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

- The Oregon Department of Transportation (ODOT) has been developing this plan over the last several years;
- In 2019, they involved the county in their process of bringing it through to the stakeholders;
- The plan addresses and plans for the future conditions at the interchange;
- There are traffic and safety issues at the interchange;
- ODOT has selected the Diverging Diamond Plan;
- Due to funding, they have to develop it in two phases;
- Phase one has been identified and will be started in 2022;
- In order to have it be approved through the county's process, it needs to be included in the county's Transportation System Plan;
- ODOT is asking the county to adopt their plan in order to move forward; and
- A public hearing is scheduled for September 30<sup>th</sup> on the matter.

#### ***Board discussion:***

- Encouraging Public Works to complete the total project; and
- Public Works hasn't heard any pushback from the Department of Land Conservation and Development.

### **Review Revisions to Policy 304 – Americans with Disabilities Act (ADA)**

- Lisa Trauernicht, Justine Flora, Don Alexander, Michelle Shelton, and Scott Norris

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

- There are three procedures that go with this policy:
  - Employment;
  - Public Access to Programs and Facilities; and

- Public Rights-of-Way, which is a new procedure:
    - Part of Public Works Transition Plan.
- There are a few changes to the policy;
- Language changes;
- Changed department from Business Services to Human Resources;
- There were no changes to the employment portion of the policy and procedures;
- The Public Rights-of-Way procedure covers the Public Works Transition Plan:
  - Part of the plan requires establishing a request for accommodations and grievance procedure;
  - This will allow individuals accommodations for any rights-of-way ADA facilities, which would include the following:
    - Curb ramps;
    - Signalized intersections;
    - Push-button signalized intersections; or
    - Any other types of sidewalk obstructions that would create an issue with people with disabilities in the rights-of-way.
  - The procedure allows individuals to request an accommodation, which would be followed-up by a grievance process;
  - Typical accommodations include reprioritization of ADA projects;
  - There is a steering committee that is providing development of the Transition Plan:
    - There are representatives from the ADA community:
      - Cherriots;
      - Salem-Keizer School District;
      - Northwest Seniors and Disabilities; and
      - Garten.
    - They will be presenting the prioritization criteria at the next focus group meeting, which will allow them to help develop a schedule of needs.
  - The grievance procedure is one piece of the overall plan that relates to the rights-of-way, including prioritization of projects:
    - Matching it up with existing road projects.
  - The ADA legislation has a list of requirements:
    - Has a methodology for establishing priorities;
    - Has an ADA accommodation request process; and
    - Has a grievance process.
  - Sidewalk repair is a grey area regarding where the responsibility lays:
    - The county ordinance requires for the homeowner to maintain the sidewalk in sound working condition, not to upgrade or improve the condition.
- The steering committee focus group meets next week:
  - After that meeting, Public Works will put together a draft ADA Transition Plan;
  - Will bring the draft before the board for review;
  - The draft will be completed by the end of the year; and
  - Will bring the plan for final approval before the board in January or February of 2021.

- The policy will be put on hold until Public Works is further along in their ADA Transition Plan.

***Board discussion:***

- As part of the Transition Plan, the county has done a self-assessment of all the curb ramps in the county right-of-way; and
- The commissioners believe that the Public Rights-of-Way procedure is legally binding, which may cause some issues:
  - The accommodations should be reasonable.

**COVID-19 Update:**

***Summary of presentation:***

School District Plans for Reopening:

- Half of Salem-Keizer School District plans have come in and been reviewed; and
- All of the smaller school districts in the county have been reviewed.

OTHER:

Barb Young:

- Marion County Health and Human Services (MCHHS) has drafted a letter of support and they are asking the commissioners to sign:
  - Asking the Oregon Health Authority to get more testing capacity for Marion County and get testing results quicker.

Jan Fritz:

- Working with MCHHS doing research on long-term care facility programs around the country:
  - Looking into paying wages for low income workers at the facilities.

Kevin Cameron:

- Received a call from a local business owner stating that their representative was in a meeting with the governor's office and it was conveyed to them that they need to put pressure on local elected officials to enforce the governor's rules:
  - If that doesn't happen, then she would shut down businesses again.
- Commissioner Cameron believes that the governor is putting pressure on other organizations to put pressure on local officials in order to enforce mandates;
- Restaurants, bars, and salons are not the places where the virus is spreading:
  - Family gatherings;
  - Long-term care facilities; and
  - Gatherings in an uncontrolled environment are where cases are spreading.
- Commissioner Willis stated that he was on a call with the governor's office:
  - The governor stated that the metrics are not being met for schools reopening:

- Local governments need to start enforce wearing face masks, or businesses will need to be shut down again.
- All of the county chairs stated that they do not have the resources to enforce the mask rule;
- Less than one percent of cases come from restaurants and bars;
- The governor accepted what the group said:
  - Stated that she would put more resources towards helping people quarantine.
- At the press conference the next day, the governor reversed her position from the meeting the previous day; and
- The commissioners are not in favor of using resources to enforce the mask mandate when legitimate businesses are not the source of significant risk for COVID-19 transmission.

Jolene Kelley:

- Asking the commissioners if they are interested in holding virtual town hall meetings.

Meeting adjourned at 10:10 a.m.

COMPLETED BY: **Kristy Witherell**

*Reviewed by: Joanna Ritchie*