

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, June 7, 2017

9:00 a.m.

Senator Hearing Room  
555 Court Street NE  
Salem, OR 97301

**PRESENT:** Commissioner Sam Brentano and Commissioner Kevin Cameron. Also present were John Lattimer as chief administrative officer Gloria Roy as county counsel and Kristy Witherell as recorder.

**ABSENT:** Commissioner Janet Carlson

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

**PUBLIC COMMENT**

None.

**CONSENT**

*(Video Time 00:01:04)*

**PUBLIC WORKS**

Approve an order appointing Ryan Mann and Kyleen Zimber to the Marion County Parks Commission with terms ending May 30, 2021.

Approve an order appointing Keith Bondaug-Winn, Richard Dysinger and Christopher Ream to the Solid Waste Management Advisory Council with terms ending May 31, 2021.

Receive hearings officer's recommendation and schedule a public hearing for Zone Change/Comprehensive Plan Case #17-001/Sharabrin, Clerk's file #5724.

Receive hearings officer's decision approving conditional Use (CU) Case 17-004/Orton.

Approve an order scheduling a public hearing for a Mass Gathering MG17-003/Whitewind Woodland, LLC, Clerk's file #5725.

**SHERIFF'S OFFICE**

Approve the Intergovernmental Agreement with the City of Sublimity for \$170,775 to provide patrol services through June 30, 2018.

Approve the Intergovernmental Agreement with the City of Aurora for \$175,040 to provide patrol services through June 30, 2018.

## TAX OFFICE

Approve a property tax refund in the amount of \$49,832.33 to Panasonic Eco Solutions Solar America, LLC, Tax ID #R349671. –

Approve a property tax refund in the amount of \$272,725.49 to Panasonic Eco Solutions Solar America, LLC, Tax ID #29389.

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

## **ACTION**

*(Video Time 00:03:55)*

## PUBLIC WORKS

1. Consider approval of an order adopting the changes to the Solid Waste Management Advisory Council (SWMAC) Bylaws. – Brian May

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

- Marion County Board of Commissioners formed SWMAC on Feb 1, 1989;
- It is a public body formed by the board to make recommendations on matters related to solid waste reduction, recycling, composting, and disposable waste;
- The county's policy states that the board must approve any changes to the bylaws;
- Three changes are as follows:
  - Page 4, section 10 titled "Officers" now states that the board does not have to approve newly voted in chairs and vice-chairs for the council;
  - In the same section, paragraph 2a and 2b clarifies the term of a chairperson and designates that the April SWMAC meeting nominations of the council positions take place; and
  - Page 6, section 13 titled "Guidelines for Community Relations", subsection C addresses who someone should contact if they would like to voice an opinion or present information and concerns to SWMAC.
- SWMAC has approved the changes and made a motion to move it forward for consideration and approval.

**MOTION:** Commissioner Cameron moved for approval of an order adopting the changes to the Solid Waste Management Advisory Council Bylaws. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

(Video Time 00:07:24)

SHERIFF'S OFFICE

2. Consider approval of an order referring issue of the acceleration of the tax foreclosure redemption period for the property at 795 Lancaster Drive SE, Salem to the hearings officer for a public hearing and a recommendation. – Laura Pakarek and Scott Norris

**Summary of presentation:**

Laura Pakarek:

- House is within the unincorporated area of Marion County;
- In November 2012, homeowner passed away;
- When the homeowner was alive, she lived on the property with two adult sons;
- In late 2012, the property sustained a fire;
- Worked with estate attorney and grandson who was handling property to evict brothers;
- Lien on property for back mortgage;
- Boarded up the building and removed solid waste from fire;
- In July 2015, code enforcement received a call that someone lived in an RV on property;
  - Grandson was living on property;
  - Creating solid waste issue; and
  - Removed grandson from property.
- July 2016 another fire happened on property from squatters;
  - Burned out garage;
  - Kitchen; and
  - Living area.
- The bank called off servicing company in March 2016 and was not pursuing foreclosure;
- Posted as dangerous and hazardous property;
- Still solid waste on property;
- Discovered it is in tax foreclosure;
- Now wanting to expedite foreclosure; and
- Squatters are still living in an area of the house.

Scott Norris:

- The property is in 2015 tax foreclosure;
- The two year redemption period expires on November 30, 2017;
- Under ORS 312.122 the board may accelerate tax foreclosure period for 30 days;
- Marion County Code Chapter 3.05 lays out a process for accelerating tax foreclosed properties;
- The process is as follows:
  - The board issues an order referring the matter to the hearings officer to conduct a hearing and provide recommendation to the board;
  - The hearings officer sends out notice which has a 30 day notice requirement to any prior owner or interest holders;
  - The hearings officer conducts a hearing and provides a recommendation;
  - Recommendation comes back to the board to consider accelerating redemption period; and
  - If the board approves the acceleration of the redemption period, the redemption period expires 30 days after the date of the board's order.

- The timeline would shorten the redemption period by approximately 90 days.

***Board Discussion:***

- There have been issues with this property for a long time; and
- The commissioners would like to see it get cleaned up and secured.

**MOTION:** Commissioner Cameron moved for approval of an order referring issue of the acceleration of the tax foreclosure redemption period for the property at 795 Lancaster Drive SE, Salem to the hearings officer for a public hearing and a recommendation. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

**PUBLIC HEARINGS**

**9:30 A.M.**

None.

Commissioner Brentano read the calendar.

Commissioner Brentano adjourned the meeting at 9:27 a.m.



CHAIR

Not Present At Meeting

COMMISSIONER



COMMISSIONER

**Board Sessions can be viewed on-line at <http://www.youtube.com/watch?v=VYF8Y6U7178>.**