



MARION COUNTY BOARD OF COMMISSIONERS

Board Session Agenda Review Form

Meeting date: May 15, 2019

Department: Legal Counsel Agenda Planning Date: May 9, 2019 Time required: 5 minutes

Audio/Visual aids: None

Contact: Jane Vetto Phone: 5691

Department Head Signature: Jane E Vetto

TITLE: Appointment of Stephanie Schuyler as a temporary, on-call hearings officer for Marion County.

Issue, Description & Background: The county needs backup on-call hearings officers to fill in when the regular hearings officer is unavailable or disqualified and when, because of a backlog of cases, the service of an additional hearings officer is needed to ensure timely issuance of orders and recommendations. Currently the county employs three backup on-call hearings officers. One of these hearings officers recently retired leaving a vacancy in the on-call hearings officer pool. Ms. Schuyler is qualified and willing to work for the county as a backup on-call hearings officer.

Financial Impacts: As this appointment would fill a vacant already budgeted position there should be no additional financial impacts of the county.

Impacts to Department & External Agencies: Appointment of an additional backup hearings officer will ensure that county hearings are conducted efficiently and that decisions are issued in a timely manner

Options for Consideration: Appoint backup /on-call hearings officer. Do not appoint backup /on-call hearings officer

Recommendation: Appoint backup on-call hearings officer.

List of attachments: Board order appointing Stephanie Schuyler backup on-call hearings officer for Marion County.

Presenter: Jane Vetto

Copies of completed paperwork sent to the following: (Include names and e-mail addresses.)

Copies to:

BEFORE THE BOARD OF COMMISSIONERS
FOR MARION COUNTY

In the matter of appointing a)
Hearings Officer for Marion)
County.)

ORDER No. _____

This matter came before the Board of Commissioners at a regularly scheduled public meeting on May 15, 2019, for the purpose of appointing a temporary, on-call hearings officer for Marion County.

WHEREAS, a previously appointed temporary, on-call hearings officer has left county service, making it necessary to update Marion County hearings officer appointment orders; and

WHEREAS, hearings officers are authorized to hear matters including but not limited to:

(1) Land use matters under Marion County Code titles 16 and 17;

(2) Marion County Health Department matters under ORS 446.425 (tourist facilities), 448.100 (pool facilities) and 624.510 (food service facilities);

(3) The validity of the towing of certain vehicles under ORS 819.190, and Marion County Code 10.10.200 and 10.20.060;

(4) Marion County Dog Control matters under Marion County Code chapter 6.05 and ORS chapter 609;

(5) Appeals of monetary penalties for building code violations under Marion County Code 1.25.240;

(6) Expedited redemption of tax foreclosed property under Marion County Code 3.05.040;

(7) Appeals of nuisance vegetation abatement notices under Marion County Code 8.15.090;

(8) Excessive noise disturbance civil infractions under Marion County Code 8.45.070;

(9) Appeals of graffiti abatement notices under Marion County Code 8.50.090;

(10) Open burning civil infractions under Marion County Code 8.70.120;

(11) New street names, renaming roads, or assignment or reassignment of addresses under Marion County Code 11.55.170;

(12) Appeals of dangerous building abatement notices under Marion County Code 15.05.260, through Uniform Building Code chapter 6;

(13) Stormwater discharge appeals under Marion County Code 15.15.240 and 15.15.250;

(14) Post construction runoff control appeals under Marion County Code 15.20.140; and

(15) Other matters as provided in state and federal law and the Marion County Code allow or as directed by the Marion County Board of commissioners; now, therefore,

IT IS HEREBY ORDERED as follows:

- (1) Stephanie Schuyler is formally appointed as Marion County temporary, on-call hearings officer, with the authority to hear the matters described above and such other matters the board may subsequently determine appropriate to delegate to her. The hearings officer will serve at the pleasure of the Board of Commissioners.

Signed at Salem, Oregon, this ____ day of May 2019.

MARION COUNTY BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner