

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, December 5, 2018
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97305

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

ABSENT: John Lattimer, chief administrative officer

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

PUBLIC COMMENT

(Video Time 00:01:29)

Shelaswau Crier:

- Ms. Crier congratulated Commissioner Cameron on his re-election as county commissioner;
- Ms. Crier stated that she is here to work with the commissioners to help address issues that were brought up during the re-election campaign; and
- Ms. Crier is concerned that Marion County does not have a voter's pamphlet in Spanish.

Angelina Lockhart:

- Ms. Lockhart feels the homeless population is rising;
- There is a lack of affordable housing;
- Most people only need help with move in costs and the first month's rent;
- Ms. Lockhart believes that offering housing, but not a way to get into housing, is an issue;
- The county needs to provide mental health and addiction services to the homeless;
- Ms. Lockhart comments on the public transportation system; and
 - Voices her opinion on a bridge addition; and
 - Suggested using those funds for homeless citizens.

Charles Fong:

- Mr. Fong commented on the Home Rescue Program:
 - A federal program that is offered by the State of Oregon;
 - It's funded by The Troubled Asset Relief Program (TARP);
 - The program started in 2010, and was designed to direct federal housing funds to home owners in need;

- Oregon has dispersed more than \$248 million in funding; and
- All Oregon residents can submit an application requesting assistance.

Susan Smith:

- Ms. Smith discussed areas hit by fire in the state of California;
- Ms. Smith believes that the fires had nothing to do with forest management:
 - Believes that it has to do with the drought associated with climate change.
- Ms. Smith believes that Marion County needs to rethink what it is doing when it comes to climate change:
 - Reduce carbon foot print;
 - Develop a climate action plan; and
 - Prepare for the consequences of what is happening in California.
- Ms. Smith believes that the county will receive more refugees from California that are homeless;
- Marion County needs to protect farmlands; and
- Ms. Smith states climate change is real and it's imperative that the county address it.

Laurie Doyle:

- Ms. Doyle is concerned about climate change;
- She believes that there are many areas in which county policy can affect the ability to contend with climate change;
- Ms. Doyle stated that there are many ways that the county will be affected by climate change, such as water, drought, and agriculture;
- Ms. Doyle asks that the county take the time to study and understand the issue of climate change; and
- She wants Marion County to be proactive in developing policy around this issue.

Lowell Wetzel:

- Mr. Wetzel commented on Oregon's minimum wage in relation to housing;
- He believes housing is not affordable; and
- Mr. Wetzel stated that the cost of housing needs to be based on the rate of the current minimum wage.

Naseem Rakha:

- Ms. Rakha stated that the time board session is scheduled is not accessible for the public;
- She stated that the meeting minutes are not current on the website;
- Ms. Rakha stated that the Marion County website does not engage the public:
 - Is not intuitive; and
 - Is not accessible.
- Ms. Rakha asks that board session be held in the evening once a month with childcare provided.

Board discussion:

- Commissioner Brentano just recently had an interview with KYKN and discussed climate change:

- Encourages the public to listen to the interview.
- A document will be coming soon that lays out the commissioners goals and objectives for the upcoming year;
- Communication is a strong priority for the board;
- The commissioners have set a goal to have more town hall meetings;
- There are several goals for public safety and mental health, including funding that comes from the legislature:
 - The Behavioral Health Justice Reinvestment Task Force has policy recommendations for the legislature on the integration of behavioral health and public safety;
 - The Psychiatric Crisis Center has been around for 23 years and has a 24-hour drop in center for individuals in crisis;
 - The Law Enforcement Assisted Diversion Program (LEAD) was a priority of the Mid-Willamette Valley Homeless Initiative:
 - Two grants were approved and funded;
 - There will be street outreach for the homeless:
 - Addiction; and
 - Those involved in quality of life crimes.
 - The Sobering Center is preeminent;
 - Developing more affordable housing, which is in short supply:
 - Oregon is 155,000 units behind in housing for the entire state:
 - The housing shortage is not just in Marion County.
 - The Oregon Business Plan is to build 30,000 units a year; and
 - Oregon is only building about 21,000 units a year.
- Marion County has been a leader in supporting the environment:
 - Public Works Department has been working on best management practices that support the environment including:
 - Spraying issues;
 - Storm drainage; and
 - The Waste to Energy facility.
- The commissioners are strong advocates in protecting farmlands;
- The county has a moratorium on solar farms that impact farmlands;
- An important priority is the preservation and protection of water supplies into Marion County:
 - The Detroit Dam; and
 - The Santiam River.
- There is a need to protect these water supplies for farmlands and cities; and
- Policies need to represent everyone living in Marion County.

PRESENTATION

(Video Time 00:48:51)

Marion County Veteran Services Program. – Barb Young and Linda Strike

Summary of presentation:

- There are veteran services officers in every county throughout the state;
- The Oregon Department of Veterans Affairs has been providing services for Marion County;
- In May 2017, the Department of Veterans Affairs asked Marion County to take over these services;
- Marion County received a large grant to start the Veteran Services Program;
- The county solicited proposals from companies that could help provide those services;
- The Mid-Willamette Valley Community Action Agency was awarded the contract, which already had a variety of veteran housing programs available;
- The agency held their grand opening in June 2018;
- The last quarterly report from the Mid-Willamette Valley Community Action Agency shows the following:
 - 218 in office interviews;
 - 13 out of office interviews; and
 - 776 walk-ins that came in on Walk-in Wednesdays.
- The Veteran Services Program offered the following:
 - Suicide prevention event in September;
 - Postcards and brochures with local resources for veterans;
 - National hotline;
 - Veterans crisis line;
 - T-shirts for veterans; and
 - Barbeque event on September 22nd.

Board discussion:

- Complaints or notices have been received that veterans can't get in to be seen;
- The veteran services officers are scheduling appointments into January;
- The Oregon Department of Veterans Affairs needs to continue to provide help, not just training;
- Information on location and services can be provided to the public through newspapers and the commissioners' newsletter; and
- The long-term goal of the Mid-Willamette Valley Community Action Agency is to be able to go out to the community to help veterans in need.

CONSENT

(Video Time 01:08:43)

BUSINESS SERVICES

Approve a Broker Services Agreement between Marion County and Brown and Brown of Oregon for Employee Benefits and Property Casualty Insurance effective January 1, 2019.

Approve a Private Stormwater Facility Maintenance Covenant and Access Agreement between Marion County and the City of Salem for the Marion County Juvenile Services Building.

LEGAL COUNSEL

Approve an order for payment of a judgement against Marion County in the amount of \$209,675 in the matter of Trattner v. Marion County, et al.

PUBLIC WORKS

Receive notice of hearings officer's decision approving Administrative Review (AR) Case 18-014/Hill Marital Trust.

Approve a funds transfer agreement between Marion County and the State of Oregon Department of Transportation for exchange of federal funds for state funds in the amount of \$1,175,000.

Approve an amendment to the Wave Broadband franchise agreement which would extend the term through December 31, 2019.

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

ACTION

(Video Time 01:10:14)

PUBLIC WORKS

1. Consider approval of an ordinance amending the Marion County Code Chapter 6.15 related to the keeping of chickens and fowl in residential zones. –Joe Fennimore and Scott Norris

Summary of presentation:

- In 2015, Marion County adopted a backyard chickens ordinance to regulate the keeping of hens on residential zoned properties inside the Urban Growth Boundary (UGB);
- The ordinance limited the number of hens that could be kept:
 - Required the keeper to meet certain standards, such as setbacks and fencing.
- There has been very few issues since the adoption of the ordinance;
- The county received a complaint earlier this year from a property owner in an Acreage Residential (AR) zone outside the UGB regarding a neighbor keeping chickens that were allowed to roam the neighborhood:
 - The chickens damaged the property owner's garden, the landscaping, and became a nuisance.
- Marion County Code Enforcement receives several of these complaints every year;
- The AR zone permits farm use, so there is not a tool to deal with these types of problems;
- On October 22, 2018, a meeting was held that discussed the issue:
 - The board directed staff to return with a proposal addressing the issue;
 - Staff proposed the code be amended in two ways:

- Apply the existing standards to single family residential to properties outside the UGB; and
 - Regulate the keeping of fowl on properties zoned AR by requiring them to be confined to the property.
- The amendments will provide code enforcement with ability to cite when responding to complaints.

Board discussion:

- If the ordinance is approved as drafted, today would be considered the first reading:
 - In two weeks, there will be the second reading; and
 - If approved, the ordinance will take effect 90 days after the second reading.
- The board has the option of approving this ordinance by emergency procedure:
 - The text of the ordinance would be changed slightly stating that the ordinance is by emergency;
 - The board can vote on the ordinance in today's board session; and
 - If approved, the ordinance would take effect immediately.
- Code enforcement stated that they prefer not to wait three months for the ordinance to take effect;
- Code enforcement stated that they have other cases that this could also be applied to; and
- The individuals in these cases would be notified that the ordinance had passed and the individuals would be given a time frame to be in compliance.

MOTION: Commissioner Cameron moved that the chair read the ordinance by title only twice. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

The chair read the ordinance by title only twice.

MOTION: Commissioner Cameron moved to adopt an ordinance amending the Marion County Code Chapter 6.15 related to the keeping of chickens and fowl in residential zones and declaring an emergency. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

(Video Time: 01:17:49)

2. Consider scheduling a public hearing for December 19, 2018, to consider amendments to the Marion County Urban and Rural Zone Codes LA 18-001. – Joe Fennimore

Summary of presentation:

- On August 1, 2018, the board initiated consideration of code updates to the Marion County Urban and Rural Zone Codes and directed the planning commission to conduct a public hearing on the amendments;
- On October 30, 2018, the planning commission held a public hearing to consider the proposed amendments:
 - No parties appeared to testify; and

- The planning commission voted unanimously recommending the board adopt the amendments.
- At the November 26, 2018 Management Update meeting, the board considered the scope of the amendments and directed staff to schedule a public hearing with a suggested hearing date of December 19, 2018.

Board discussion:

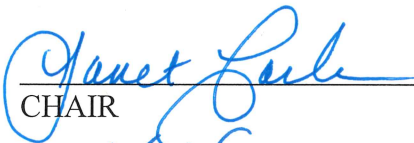
- The planning commission meeting was held at 6:30 p.m.:
 - There was opportunity for the public to make comments on this issue.
- Marion County has a planning commission for these types of issues:
 - The commission conducts its hearings in the evening;
 - The issues come to the board;
 - The board conducts a second public hearing; and
 - If approved, the board can adopt the amendment on the same date as the scheduled public hearing;
- These are statutory changes that are being put into the Marion County Code:
 - They are technical; and
 - None are controversial.


MOTION: Commissioner Brentano moved for approval scheduling a public hearing for December 19, 2018, to consider amendments to the Marion County Urban and Rural Zone Codes LA 18-001. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

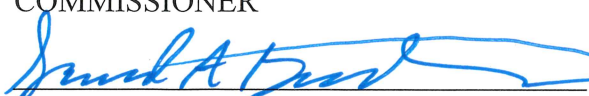
**PUBLIC HEARINGS
9:30 A.M.**

None.

Commissioner Carlson read the calendar;
Commissioner Carlson adjourned the meeting at 10:33 a.m.



 CHAIR


 COMMISSIONER


 COMMISSIONER

Board Sessions can be viewed on-line at
<https://www.youtube.com/playlist?list=PLSUQ1gg6M78UsBE3q6w4rdf59Z5rXkEi5>

