

**Report on issues discussed at the weekly
Management Update meeting on March 24, 2014**

Commissioners present: Commissioners Sam Brentano, Patti Milne and Janet Carlson.

Others present: John Lattimer, Rod Calkins, Pam Hutchinson, Brandon Reich, Sara McDonald, Don Russo, Warren Jackson, Cindy Schmitt, Alan Haley, Dave Smith, Gloria Roy and Kim Hulett as recorder.

INFORMATIONAL

Health Accreditation Report and Health Rankings

Chief Administrative Office John Lattimer said that the Marion County Health Department is one of a few counties in the nation that has received accreditation. He introduced Health Department Administrator Rod Calkins to discuss the Health Accreditation Report. Mr. Calkins said that Public Health Division Director Pam Hutchinson and her staff put a lot of time and effort into the accreditation process and commended them for their ability to adapt to the constantly changing accreditation standards. He said that Health Department staff members and other supervisors who were the nexus of the group would attend Wednesday's board session to get the information out to the public and added that Marion County is the first county in Oregon to receive the accreditation. Ms. Hutchinson thanked board members who participated in the interview portion of the accreditation process and said that the accreditation board recognized the good communication between the Health Department and Board of Commissioners. Commissioner Milne asked Ms. Hutchinson to explain what the health accreditation means to the public and to discuss a few highlights of the process. Ms. Hutchinson said that accreditation means that the Health Department is meeting certain benchmarks, has shown good use of their resources, and is using evidence-based policies and practices. She said that the most difficult part of the process was the evolving accreditation standards, but that a new version was recently released that clarifies the process. Mr. Lattimer asked if the Center for Disease Control and Prevention (CDC) recognizes Marion County as a quality Health Department. Ms. Hutchinson said that at present there is nothing official, but it is predicted that there will be benefits to having the accreditation such as when applying for grants. Commissioner Carlson explained that a task force on the future of public health was created at the end of the last legislative session and that there have been concerns expressed to Association of Oregon Counties Policy Manager Ashley Horne about the task force's agenda to regionalize public health in Oregon. She said that the task force and public health in general will be discussed at the Governance Forum. Mr. Calkins said that the Conference of Local Health Officials (CLHO) has pulled back on Representative Mitch Greenlick's regionalization idea and are asking for specific presentations from state staff.

He said CLHO would have a chance to put a presentation together and then follow that up at the Governance Forum. Commissioner Carlson suggested that Tammy Baney and Bill Hansell from the Association of Oregon Counties (AOC) get involved in the conversation. Mr. Calkins presented the County Health Rankings Model (Attachment A) and said that Marion County ranked the same in the Health Outcomes category and lower, when compared to the rest of the counties, in the Health Factors category. He added that Marion County has gone up a significant step in the Health Factors category and that he would provide the board with the new measures in the ranking. Commissioner Milne asked why "drug use" was not included in the Health Behaviors category. Ms. Hutchinson said that it could be because drugs are an illegal substance and it is harder to interview people about the use. Commissioner Milne said that Marion County has drug use data. Mr. Calkins agreed and said that they are looking for data that is available nationwide and that has restricted a number of these categories. Mr. Lattimer asked how the information is used. Mr. Calkins said the Health Department looks at the trending as part of its strategic planning.

Butteville Inclusion in the Metro Metropolitan Planning Organization

Senior Planner Brandon Reich said that Butteville is going to be included into the Metro Metropolitan Planning Organization (MPO) and that the board has an opportunity to write a letter to Metro MPO discussing the county's perspective on the issue. He explained that Metro MPO's Technical Advisory Committee would meet in April to make a decision on Metro MPO's boundary amendment and that once their decision is made it would move on to Metro MPO's Policy Committee, the Governor, and then the Federal Transportation Administration for their approval. He added that the census requires that the Butteville area be included. Commissioner Milne asked if the boundary amendment includes a portion from each county and requested a map showing the amended boundary. Mr. Reich said he would provide a map and described the amended boundary that runs from the Portland metropolitan area down Butteville Road through Clackamas County and into Marion County. He added that Butteville would not be in Metro's jurisdiction because the voters would need to vote on the annexation and Marion County is not in Metro's charter. He added that Metro's legal counsel feels very sure that Marion County cannot be incorporated as it is right now, but that he would monitor the situation. Commissioner Milne said the addition of Butteville into Metro's jurisdiction is coming and requested that the county send a letter to Metro MPO requesting that they define their authority, the roles, and the purpose of the group and how it relates to Marion County and the Butteville situation. She suggested the county also attach the map and ask why Marion County was included in the boundary amendment. Commissioner Brentano said that the Census Bureau does not understand Marion County's land use laws and that the boundary amendment is an opportunity for Metro to help pay for certain mandates in the metro area that

have to do with driving restrictions. Commissioner Brentano said he does not want to participate in any of it and noted that this situation is similar to what happened with Jefferson and that even though it has not really hurt the county he does not want to play the game. He referred to Mr. Reich's "list of possible topics to be in a letter regarding Butteville's inclusion in the Metro MPO" (Attachment B) and suggested that the wording in the third topic be changed from "intends to cooperate and coordinate" to "does not intend to cooperate and coordinate." Commissioner Milne said if Metro MPO cannot define their authority, role, and purpose as it relates to Marion County then why should the county comply? Commissioner Brentano said that planning dollars will come with the boundary amendment, but just how much will Marion County receive? Mr. Reich said the only way to fight the boundary amendment is to hire an attorney that knows this particular part of the census and to get the county's congressional delegation involved. Commissioner Brentano said that it is not worth that fight, but what is worth the fight is to say the county will not coordinate or participate and that the county should be left alone. Commissioner Milne suggested that if the board is not satisfied with Metro MPO's response then the county's congressional delegation could get involved. Commissioner Carlson suggested that Mr. Reich draft a letter dealing with topics one, two, four, and five (Attachment B) and that the questions Commissioner Milne had suggested be asked. Commissioner Milne requested that the draft letter be sent to the board for review. Commissioner Carlson added that in topic one the board does not want to say that the boundary area cannot be challenged because it can. Commissioner Brentano said that the governor was to have signatures from all parties before approving the amendment, but he does not recall the county approving the Jefferson amendment and the governor approved it anyway. County Engineer Cindy Schmitt said that staff is expected to comment on the federal functional classifications for the roads that would be affected in this federal aid urban boundary and noted that it actually occurred with the 2000 census. She explained that the county roads in that area are already inside this boundary, but that the Metropolitan Claim Organization did not realize that in 2000 and did not formalize it which is the process they are going through now. She said that federal officials have already made federal functional or urban classifications for those roads and the process is in the open comment period which closes on March 31, 2014. Commissioner Carlson asked Ms. Schmitt for an opinion on the issue. Ms. Schmitt said that engineering has not reviewed all the roads, but the few they have are probably reasonable. Mr. Reich suggested a separate letter for the federal functional classifications. The board agreed. Commissioner Milne said the county wants to be involved in how federal transportation dollars are spent on local projects, but this process is part of a move towards the centralization of authority. She explained that the federal government is usurping the county's authority and that it is disappointing the state allowed it to occur. Mr. Reich confirmed that the letter needs to be from the board

and state that it occurred in the 2000 census and that the state agency did not inform the county. Mr. Reich said this is part of a bigger issue where the census is making a mistake with states that have a strong urban growth boundary (UGB) system, especially in Oregon. He said that for most of the counties this works because there is sprawl, but not for what happened in Jefferson and what is happening in Butteville. Mr. Reich explained that when looking at it from the census perspective, there is only so much money and they need to decide if they are going to spend the money in Butteville or Metro. He said very little money would be spent in Butteville and the two are not even connected transportation-wise. He said you do not decide to spend money in Jefferson or Albany and have the same impact on the traffic in the area. Commissioner Carlson asked that Mr. Reich include that point in the letter as well as the history, board's concerns, questions, and an explanation that it does not work in Marion County. Mr. Lattimer asked if the letter should be copied to the congressional delegation. The board said yes.

2014-15 Community Projects Grant Program

Policy and Research Manager Sara McDonald discussed the Community Projects Grant Program that begins in March. She presented a redline copy of proposed changes to the Projects Grant Program Overview and Funding Criteria and a timeline illustrating that funding that would begin July 2014. Ms. McDonald said that the county would stay with the \$60,000 amount and listed five projects interested in applying: Mt. Angel Community Foundation Building Project, Jefferson Library Project, Keizer Park Project, and Aurora Colony Historical Society Project. Commissioner Milne asked if the policy would continue to be one project per community. Ms. McDonald said that the proposed language was changed from "One project per incorporated city or unincorporated area will be funded each year" to "One project per incorporated city or unincorporated area is anticipated to be funded each year." There was discussion about giving all communities an opportunity to be awarded a grant, whether more than one community project could be submitted from the same geographic location, and that larger communities should not be penalized because they could have more than one worthy project. There was also discussion about the criteria language and previously funded projects. Ms. McDonald suggested a separate sentence in the criteria that states "The commissioners are interested in funding all areas of the county" and explained that the issue with using the word "will" is that if the board decides to fund two projects in one community then other communities could challenge the application process. Commissioner Carlson noted that the definition of funded is when the funds are allocated and asked that the proper term for "unincorporated area" be used. Ms. McDonald agreed and said she would work on the language in Criteria to Submit an Application and get the information out to the communities.

HB 4015 – AOC Districts to Convene for Regional Recommendations

Commissioner Carlson discussed an email the board received requesting its recommendation for a representative to serve Marion County's region of Oregon Solutions. She said the board needs to give its recommendation to AOC District Chair and Polk County Commissioner Jennifer Wheeler. She said she believes Craig Pope would like the position and asked if there were any other recommendations. The board agreed to recommend Craig Pope and that Commissioner Brentano would send a letter.

OTHER

Economic Development Manager Don Russo said that Ed McKenney would host the Mt. Angel State of the County Address and that the commissioners are invited to attend a luncheon following the event. Mr. Russo said that the Keizer address is scheduled for April 15 and that Keizer Chamber of Commerce Executive Director Christine Dieker has offered the board some feedback regarding the State of the County Address format. Mr. Russo said that according to Ms. Dieker, chamber members are looking for a different format and would like the board to address more business concerns and possibly have a back and forth between the board and chamber members on the members' priorities of commerce, permitting processes, the UGB, land use, property tax, public safety, and the medical marijuana issue. There was discussion about last year's low attendance, if the chamber's priorities are the same as other attendees, and that the need for members to be prepared with questions is there is a back and forth. Mr. Russo said that Ms. Dieker believes she can get 30 to 40 people to attend the event with a lunch and he is working with Ms. Dieker to build up attendance and make it a more dynamic event for everybody. Commissioner Brentano suggested that each board member take one item to discuss and he would talk about Covanta due to its proximity to Keizer. Commissioner Milne agreed and said she could discuss medical marijuana. He said the board could see what that generates and convey that the board wants to know what is important to Keizer. There was discussion about the format and that many of the chamber's priorities are not governed by the county. Commissioner Carlson said she would need more information on the priorities they would like to discuss. Mr. Russo said that he would provide more specifics on the chamber's priorities

John Lattimer said that Covanta and Portland General Electric (PGE) have come to an agreement on the electrical contract, however it has not been finalized. He said it is his understanding that the money is going to be approximately the same as last time. Public Works Director Alan Haley said that there is a draft agreement between Covanta and PGE, but nothing has been signed. Commissioner Milne asked if the county is satisfied with the agreement. Commissioner Brentano said not compared to historic rates. Mr. Haley agreed. Commissioner Carlson asked if the renewable issue had been resolved. Mr. Haley said it has not. Commissioner Brentano explained that the next contract would contain a benefit, but that the county needs to be

clear on what the benefit is, when it takes effect, and how the county could share in that benefit. Commissioner Carlson asked when the current contract ends. Mr. Haley said 2017. Commissioner Brentano said that a shorter contract term was a significant part of the strategy so that it would not be a 20 year contract.

COMMISSIONERS' UPDATE

Commissioner Brentano said that following his meeting with the East Salem Suburban Neighborhood Association (ESSNA) he agreed to ask a few questions and report back. He said the first item is the synchronization of traffic lights on Cordon Road. He explained that if they are all green on Cordon Road then the side streets will all back up. He noted that the City of Salem controls the lights on Cordon Road. Mr. Haley said he could talk with the city, but that the distance between traffic lights on Cordon Road is too far to synchronize the lights and that there are a host of other factors such as traffic speed that would effect synchronization. Mr. Lattimer said that Salem City Manager Linda Norris has said that synchronization is state controlled on Mission Street and the Parkway. Mr. Haley said he believes the Parkway is the City of Salem and the first portion of Mission Street is also the City of Salem and then state highway. Commission Carlson said there are sections that are synchronized downtown, however not by the Convention Center and that it is an unrealistic expectation that the lights on Cordon Road be synchronized. Mr. Haley agreed.

Commissioner Brentano said the next question ESSNA had was on calming devices. Mr. Haley said the county does not do a lot of calming devices, especially in neighborhoods where people are allowed to drive 25 mph. He said calming devices are used to lower speeds to five to ten miles per hour. Commissioner Carlson explained that there are some calming devices on Baxter Road where the speed is 25 mph, but people do not drive 25 mph and asked if this is a similar situation. Mr. Haley said he did not have the name of the particular street and Commissioner Carlson asked that the ESSNA work session minutes be reviewed to see if particular street names were mentioned.

Commissioner Brentano said that ESSNA also discussed having one lighting district. He said that after discussing the matter with Mr. Haley he learned that there are over 100 lighting districts that encompass half the area which translates to technical issues with eliminating districts and starting a new district. He said that a bigger issue would be that the county would have to front the money annually for this entire east county lighting district and then try to collect it on future tax bills and be ready to absorb any losses. Commissioner Carlson said ESSNA wants Marion County to fill in the gaps in areas where the population is low and the cost would be exorbitant. There was discussion about the lighting district petition process and Mr. Haley estimated that a large East Salem lighting district would require about 4,000 signatures. Mr. Haley said that if all the lighting districts

in that area choose to sign a new agreement to become a single lighting district and reduce their bill that would be great, however bills could go up. Commissioner Carlson agreed since they would include areas that do not have anything now. County Counsel Gloria Roy said that she and Assistant Legal Counsel Scott Norris discussed how lighting districts could be merged. She said that even if some of the lighting districts wanted to merge they would have to go back to PGE to get a blended rate and have a rate study conducted. Mr. Haley described issues he and Mr. Norris are currently working on the Elma Lighting District.

Commissioner Carlson said that one of her constituents had approached her and asked the question, "If a county ordinance was adopted allowing chickens in the unincorporated areas would that ordinance supersede neighborhood covenants, conditions, and restrictions (CC&R) that prohibit domestic fowl." She said her impression would be that if the county permits something and a CC&R does not, it is up to the neighborhood to align their CC&Rs if they would like to have domestic fowl. Ms. Roy agreed and said that CC&Rs are recorded on the properties.

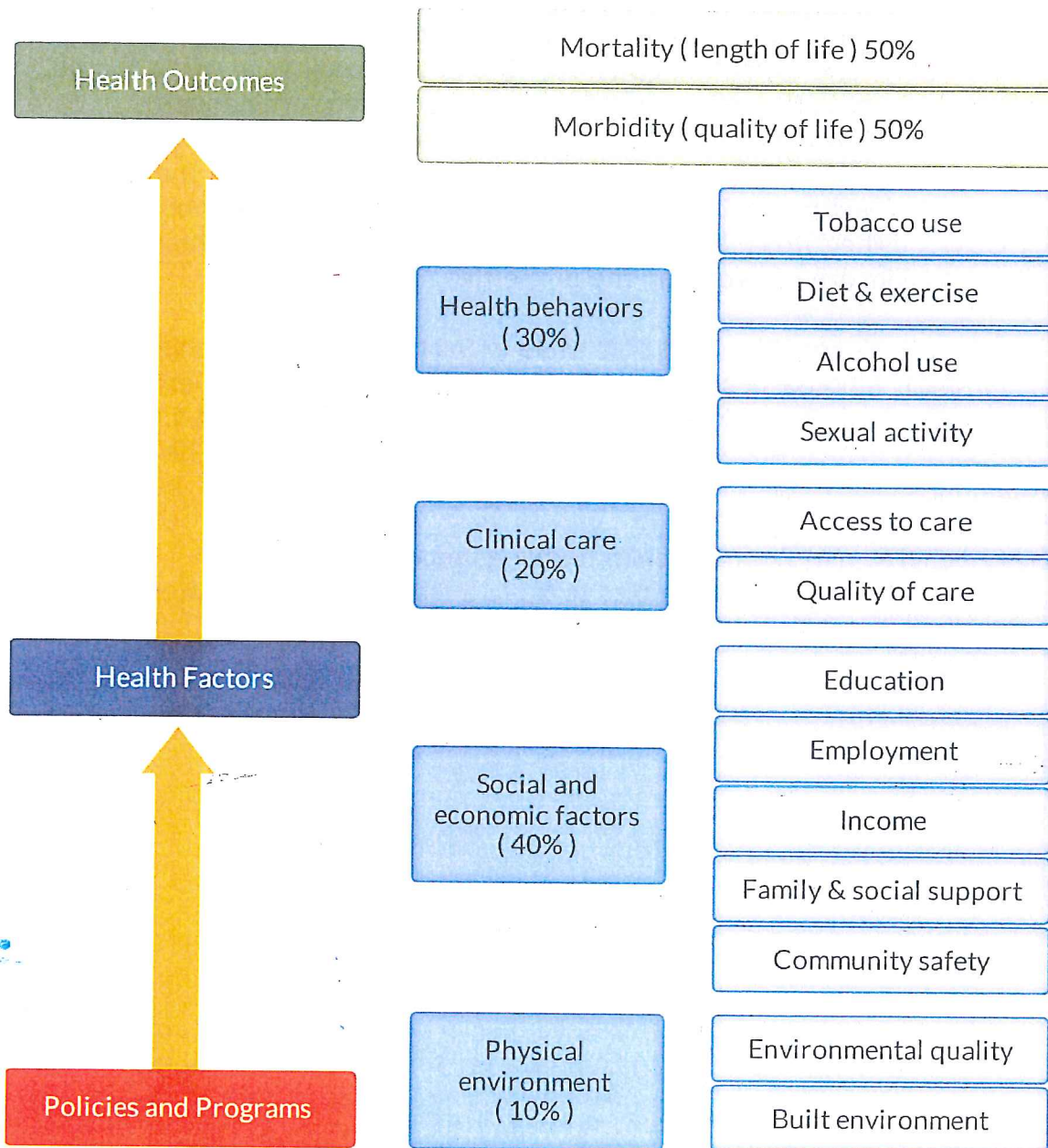
Commissioner Milne said that while in Scottsdale, Arizona she visited Taliesin West, a house designed by Frank Lloyd Wright, and the Desert Botanical Garden. She said that the Desert Botanical Garden had a Chihuly in the Garden exhibit and she could envision a similar exhibit at The Oregon Garden.

ATTACHMENTS: (A) County Health Rankings model
(B) Possible topics to be in a letter regarding Butteville's inclusion in the Metro MPO

County Health Rankings

The 2013 *County Health Rankings* report ranks Oregon counties according to their summary measures of **health outcomes** and **health factors**. Counties also receive a rank for mortality, morbidity, health behaviors, clinical care, social and economic factors, and the physical environment. The figure below depicts the structure of the *Rankings* model; those having high ranks (e.g., 1 or 2) are estimated to be the “healthiest.”

Our summary **health outcomes** rankings are based on an equal weighting of mortality and morbidity measures. The summary **health factors** rankings are based on weighted scores of four types of factors: behavioral, clinical, social and economic, and environmental. The weights for the factors (shown in parentheses in the figure) are based upon a review of the literature and expert input, but represent just one way of combining these factors.



County Health Rankings model ©2012 UWPHI

Possible Topics in a Letter Regarding Butteville's Inclusion in the Metro MPO

- The Board understands this is a federally mandated change to the Metro Metropolitan Planning Area boundary that it cannot be challenged or appealed.
- The Board understands that the Metro Metropolitan Planning Organization and the Metro Metropolitan Planning Area are state and federal designations that exist for the primary purpose of determining how to spend federal transportation dollars on local projects. Neither the Metro Metropolitan Planning Organization nor the Metro Metropolitan Planning Area are the same as Metro, which is a jurisdiction that exists for the purposes of planning and providing district services.
- While the Board intends to cooperate and coordinate with the Metro Metropolitan Planning Organization, the Board also intends to preserve, to the greatest extent possible, the Butteville area's independence from any jurisdiction of Metro that is not mandated by federal law.
- The Board does not support any consideration that the addition of the Butteville area to the Metro Metropolitan Planning Area is a step toward Butteville being included in the jurisdiction of Metro.
- Because of the Butteville area's distance from and lack of a system connection to significant transportation routes in the Metro Metropolitan Planning Area, the Board does not support the Butteville area being included in the Metro Metropolitan Planning Organization's plans regarding mobility, congestion management and air quality.
- Marion County intends to participate in the next Metro Regional Transportation Plan by coordinating with the Metro Metropolitan Planning Organization on projects for which the county receives federal funding or that are identified in the Marion County Transportation System Plan Transportation Improvement Projects list in the Butteville area.
- From time to time, Marion County may submit projects for consideration to be included on the Metro Metropolitan Planning Organization Transportation Improvement Projects list to be considered to receive Metro Regional Transportation Plan Surface Transportation Program funding.
- Marion County will first coordinate with the State of Oregon on the appropriate federal designation of the roadways in the Butteville area and will then coordinate with the Metro Metropolitan Planning Organization on those designations.

