



OREGON

MARION COUNTY BOARD OF COMMISSIONERS

Management Update Minutes

Tuesday, February 11, 2020, 9:30 a.m.

Courthouse Square, 555 Court St. NE, Salem
5th Floor, Suite 5232, Silverton Conference Room

ATTENDANCE:

Commissioners Sam Brentano and Colm Willis, Jan Fritz, Jane Vetto, Scott Norris, Camber Schlag, Krista Ulm, Barb Young, Lisa Trauernicht, Melissa Rounds, Chad Ball, Jolene Kelley, and Kristy Witherell as recorder.

Jan Fritz called the meeting to order at 9:34 a.m.

INFORMATIONAL:

Review Amendment to the Marion County Public Contract Rules and Marion County Code 3.25

- Camber Schlag

Summary of presentation:

- Three major changes:
 - The Department of Administrative Services is shutting down ORPIN in six months and moving to Oregon Buys:
 - The county will be using that site as well to solicit.
 - Allowing cost proposals through the Request for Proposals process;
 - Changes from HB 2415:
 - Moving money from an escrow account to an interest bearing account:
 - The contractor will receive the interest from the account.
- Asking that the ordinance be passed by emergency procedure, because the changes went into effect in January; and
- Coming to Board Session Wednesday, February 12th.

Discuss the Oregon Department of Land Conservation and Development's (LCDL) Approval Order of Metro's Urban Growth Boundary (UGB) Amendment

- Jane Vetto, Scott Norris

Summary of presentation:

- Has to do with LCDL UGB approval expansion;
- Approval was issued on January 22, 2020;
- County provided objections in January, 2020;
- Provided objections to the staff report in July, 2019;
- Potential for reallocation of Santiam River water access;
- The county has concerns for traffic, specifically Boon Bridge over Interstate 5;

- The approval concluded that the county did not provide water rights evidence beyond what was in the Willamette River:
 - The analysis of reallocation was too speculative.
- There is evidence in the record that there is water rights in the expansion, which has not been used;
- The appeal deadline is February 12, 2020:
 - If the county files an appeal, it will go to the Court of Appeals to be heard.
- The work session on Thursday, February 13th will review water rights;
- The reallocation of water rights would have to go to congress to be approved; and
- This is an expansion of the Metro UGB:
 - The cities also have to file to expand their UGB's.

Board discussion:

- The commissioners appreciate legal counsel's efforts and will follow their lead on whether to file an appeal; and
- Marion County can argue heavy traffic issues in north county.

LEGISLATIVE:

Update

- Barb Young

Summary of presentation:

- The senators can walk out as early as next week;
- If bills are not moving out of committee, they are dead;
- HB 4001:
 - \$40 million for housing issues; and
 - Marion County is trying to secure \$5 million.
- HB 4007:
 - Labor unions are asking for unemployment benefits if they are on strike; and
 - Association of Oregon Counties (AOC) and League of Oregon Cities (LOC) are opposed to this bill.
- HB 4043:
 - Prohibits local government, local contracting agencies, or local contract review boards from enacting, adopting, or enforcing ordinance, resolution, rule, or other law that prohibits, restricts or limits evaluation, comparison or use of pipe or piping materials for water projects if pipe or piping materials meet current standards or performance specifications or specified organizations and moneys appropriated from State Treasury directly or indirectly provided funding for water projects;
 - AOC and LOC are opposed to this bill; and
 - Follow a certain type for sewer lines.
- HB 4049:
 - Establishes eligibility for renewable energy certificates;
 - Commissioners Brentano and Cameron presented;
 - The Salem Area Chamber of Commerce has not taken a position; and

- Scheduled for a work session Thursday.
- HB 4065:
 - Tool to repeal driving privileges for failure to pay fines.
- HB 4150:
 - Establishes Willamette Falls Locks Authority as a public corporation; and
 - Moves to a work session February 11th.
- SB 1512:
 - Identifying lands acquired by the State Board of Forestry that have limited revenue-generated potential or that provide high-value recreational or conservative benefits; and
 - A public hearing is scheduled for February 11th.
- SB 1530:
 - Modifies statewide greenhouse gas emissions reduction goals; and
 - Work session is scheduled for Thursday, February 13th.
- SB 1558:
 - Extends the sunset on the CourtCare pilot programs in Marion and Polk Counties to January 2, 2022; and
 - Commissioner Willis will testify for the bill on Wednesday, February 12th.
- SB 1575:
 - Defines terms related to fitness to proceed; and
 - Work session is scheduled for February 11th.

OTHER:

COMMISSIONERS' COMMITTEE ASSIGNMENTS AND UPDATE:

Sam Brentano:

- Attended AOC:
 - Attended the Natural Resources Meeting:
 - Karen Budd-Falen reported on the National Environmental Policy Act (NEPA) regulations:
 - Litigations have corrupted the process;
 - Federal agencies can adopt each other's NEPA;
 - Puts fairness and rationale back into the system; and
 - Comments are due March 10th.

Meeting adjourned at 11:13 a.m.

COMPLETED BY: **Kristy Witherell**

Reviewed by: *Joanna Ritchie*