



Management Update Summary Minutes

Monday, August 1, 2016

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

ATTENDANCE

Commissioners Kevin Cameron, and Sam Brentano, and John Lattimer, Walt Beglau, Sheriff Jason Myers, Jeff Wood, Scott Norris, Troy Clausen, Lisa Trauernicht, Alan Haley, Brandon Reich, Barb Young, Jeff White, Warren Jackson, Amy Queen and Gordean Ash as recorder.

COMMUNICATIONS UPDATE

Jolene Kelley, Public Information Coordinator, gave current updates.

INFORMATIONAL

Discuss ORS 144 and House Bill 2685, Female Department of Corrections (DOC) Work Release Program Proposal

- *Sheriff Myers, District Attorney Beglau, Undersheriff Clausen, Commander Wood*

Summary of Presentation:

- Currently DOC male population is below the forecast by 100 beds;
- The female prison population is spiking in numbers:
 - Either open one of the female prisons; or
 - The Work Center.
- DOC is requesting agreement to rent jail beds to the female population to get through the spike:
 - Marion County has the largest population in DOC;
 - There is not room in the jail;
 - There is a program under ORS 144 Work Release:
 - Allowing male offenders up to 180 days prior to release be brought to the Work Center; and
 - They remain in custody and then out on supervision.
 - The same could be done for the female prison population and there is bed space in the Work Center.
- Propose moving female inmates, nearing the end of their sentence, to the Work Release Program in the Work Center:
 - Help DOC get through the population spike;
 - Recover \$55.00 per day – Work Center;
 - Jail costs are \$130 per day due to medical costs and higher security;
 - The program prohibits medically fragile inmates and inmate behavior that warrants placement at a lower custody level;
 - There are no medical services provided in the Work Center;
 - Drug and alcohol treatment is available for those so designated;
 - The agreement would help Marion County enter the next biennium and working on the Justice Reinvestment budget.

- Female Offenders:
 - Many have families including children;
 - Facilitate connection to services:
 - Parenting classes;
 - Access to children and family members;
 - Transitional program; and
 - Recidivism for this group is higher than general population.

Board Discussion:

- Already budgeted and help with treatment costs:
 - No need to expand space;
 - FTE remains the same; and
 - Additional funds coming in to cover the treatment and facility costs.
- Not been done in Oregon, however, Washington has a diversion model for female and male inmates that includes a model for returning early to the community:
 - Bring in 20 people from DOC;
 - There is better return on the investment of 80% recovery;
 - No displacement in the female population which is down in Marion County;
 - Approach as a pilot program and address the critical needs looking for sustainability; and
 - Document the savings to the state, looking ahead to funding to the county.

Board Direction:

- Move forward.

Discuss Bair Road Metes and Bounds Description

- *Jeff White*

Summary of Presentation and Discussion:

- Follow up conversation on this small strip of land;
 - The county is the owner and the property is challenging;
 - The county is responsible to clear the weeds and tagging;
- The first quote is for \$27,500 to survey:
 - The re-plat would add approximately 8 feet to each property;
 - Cost would be \$3,000 per owner; and
 - Neighbors have said they are not able to pay the cost.
- The second quote is for \$5,700, Metes and Bounds survey, to leave as one piece:
 - Each property owner would be responsible for a second piece of property;
 - Taxes would be split;
 - \$600 - \$700 per property owner.
 - The first property line will be for setbacks on an extended or new structure;
- The county could deed the property to the nine property owners on the South.
- The money could come from the Tax Title Fund;
- However, the county does not have a policy for giving property away.
- Everyone would need to have the opportunity to bid on the property:
 - Policy, rules and statutes will need to be reviewed; and
 - North side and South side will be interested.

Board Direction:

Move forward to survey and re-plat.

Review Floodplain Regulations and Endangered Species Act Compliance

- Brandon Reich

Summary of Presentation and Discussion:

- Recommend the board initiate an action to amend the flood code:
 - To the National Oceanic and Atmospheric Administration (NOAA), Federal Emergency Management Agency (FEMA), Department of Land Conservation and Development (DLCD); and Endangered Species Act (ESA);
 - Giving property owners, purchasers, and developers certainty; and
- FEMA and NOAA are writing aggressively and speaking softly which results in confusing communications;
- DLCD is interceding and representing counties in all proceedings;
- A decision is required by FEMA to adopt a moratorium or implement interim measures;
- This is federal law to preserve health and safety in the flood plain:
 - Addressing hazard (FEMA); and
 - Fish (NOAA & ESA).
- Current property ground prep may be affected adversely in January when there is new FEMA regulations and processes;
- DLCD and county staff is not in agreement concerning discussion with commissioners.
- The county has initiated a process to consider amendments and hold a hearing:
 - No time line for finalizing;
 - Would save about 30 days;
 - Hearing is scheduled for August 31, 2016;
 - Board can decline and not schedule; and
 - Need to know for noticing requirements.
- Time periods:
 - Property owners requirements from now until March/May 2018;
 - FEMA's new mapping to be completed by 2019;
 - Interim Measures – March/May 2018 to 2021;
 - Final regulations to adopt in 2021:
 - Very technical and difficult to understand;
 - New mapping for final measures not being shared; and
 - Need to start the process early.
 - FEMA is aware of the difference in time lines and they are not sharing their timeline.
- FEMA requiring reporting in 2017:
 - FEMA preapproved development is currently requiring reporting that is similar to two-thirds of the draft code;
 - Revise the floodplain permit application to include reporting requirements
- Staff would support waiting to adopt interim measures to nearly the end.
 - The county would have a chance to revise as necessary.
- County charged with the responsibility to notify property owners in the floodplain of the changes:
 - Many people are frustrated and concerned due to conflicting and confusing information from other agencies;
 - Building permits in the floodplain take longer; and
 - Requires surveyors and engineers.
- Contacting floodplain property owners with FEMA and NOAA changes:
 - No funds in current budget for mailing;
- County staff recommends board of commissioners send a letter to FEMA requesting:
 - A public time line;

- Clarification of new requirements;
- Advising that Marion County property purchasers need to know what to expect; and
- Marion County requests that FEMA agree that existing permits be sanctioned.
- Property owners face risk in moving ahead with their permits.
 - FEMA requires that a 180 day clock begin when the permit is issued to begin work.
- Public Notification:
 - To those properties that may be included in the new mapping;
 - Controlled by FEMA and NOAA;
 - Public Hearing to adopt interim requirements, August 31, 2016:
 - Listen to testimony; and
 - Wait for FEMA minimum requirements.
- Board's responsibility:
 - Protect property owners and alert to future potential issues and options; and
 - Educational role for the community.

Board Direction:

1. Keep working and listening and not move until something solid from FEMA.
2. Invite home builders and DLCD to inform of future and unknown FEMA restrictions, regulations, requirements and mapping.

COMMISSIONERS' COMMITTEE ASSIGNMENTS and UPDATE

Commissioner Kevin Cameron

- Marijuana Tour interesting:
 - Ask for one set of rules;
 - Legislature somehow fold medical into recreational ruling;
 - Time and place can be regulated, not manner;
 - Regulate lights by regulating time in Exclusive Farm Use concerning marijuana:
 - Such as, "No operations before 8:00 a.m. or after 10:00 p.m."
 - Joe Fennimore working on regulations
- Larry Tokarski conversation concerning housing and jobs in the canyon

Adjourned – 10:39 a.m.

COMPLETED BY: **Gordean Ash**

Date: 8/18/2016

Reviewed by: *Kenna West*