

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, December 18, 2019
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

PRESENT: Commissioner Kevin Cameron, Commissioner Sam Brentano, and Commissioner Colm Willis. Also present were Jan Fritz, chief administrative officer, Jane Vetto as county counsel, and Brenda Koenig as recorder.

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

PUBLIC COMMENT

None.

PRESENTATION

(Video Time 00:00:56)

Recognizing Health and Human Services Administrator Cary Moller for 20 years of service to Marion County. – Commissioner Kevin Cameron

- The Board of Commissioners recognized Cary Moller for her 20 years of service to Marion County;
- Ms. Moller’s career history spans 34 years in public service:
 - In 1986, she worked for Yamhill County as a Mental Health Associate, overseeing treatment services for individuals with mental health needs;
 - She received her Professional Counseling License in 1991;
 - In 1995, she worked for Marion County as a Mental Health Specialist 3, acting as a hospital liaison for the Mid-Willamette Valley Acute Care Region:
 - She was instrumental in working with mental health directors to establish a provider panel that integrated health care and coordinated a patient’s journey through services.
 - In 2003, she worked for the Linn County Health Department as a Clinical Supervisor monitoring services for individuals with mental health needs;
 - In 2008, she worked as a Program Supervisor for the Marion County Health and Human Services (MCHHS) Department:
 - She was later promoted to Team Supervisor; and
 - She managed the following:
 - Complex Mental Health Addiction Services; and
 - The Marion County Provider Panel.

- In 2013, she was promoted to Division Director for MCHHS; and
- In 2017, the Board of Commissioners appointed her to the role of Administrator for the MCHHS:
 - She established the MCHHS Department's first formal strategic plan.
- Chief Administrative Officer, Jan Fritz, expressed her appreciation and thanked Ms. Moller for her passion and dedication in serving the community; and
- The commissioners presented Ms. Moller with a service award.

CONSENT

(Video Time 00:09:53)

BOARD OF COMMISSIONERS

OLCC Application – Recommended Approval

Lucky Market, LLC. – dba Lucky Market

Approve an order establishing the committee and commission appointments for Marion County elected officials.

BUSINESS SERVICES

Approve a recommendation to update the classification specification and adjust upward the pay grade for classification #535, Health and Human Services Administrator, and #128, Shelter Technician. Adjust upward the pay grade for #363, Business Services Director, #364, Chief Financial Officer, #065, Community Services Director, #631, Deputy District Attorney 1, #632, Deputy District Attorney 2, #633, Deputy District Attorney 3, #635, Deputy District Attorney 4, and #634, Trial Team Supervisor.

COMMUNITY SERVICES

Approve an order appointing Heidi DeCoster as a Key Volunteer to the Marion County Fair Board with a term ending December 31, 2022.

FINANCE

Approve a quitclaim deed for the private sale bid to purchase Tax Foreclosed Property Tax ID #R55458 located in the City of Mehama.

Approve a quitclaim deed to sell back Tax Foreclosed property Tax ID #R82081 to the prior owner of record.

HEALTH AND HUMAN SERVICES

Approve the Contract for Services with A WorkSAFE Service, Inc. in the amount of \$182,400 to provide urinalysis testing collection services for Marion County Circuit Court specialty programs through June 30, 2021.

PUBLIC WORKS

Receive notice of hearings officer's decision recommending denial of Comprehensive Plan Amendment/Zone Change/ Partition (CP/ZC/P) Case #19-005/ Pfennig

Board discussion:

- The commissioners serve on multiple boards and commissions representing the county's interest.

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

ACTION

(Video Time 00:12:57)

BOARD OF COMMISSIONERS

1. Consider approval of an order appointing Colm Willis as Chair, Sam Brentano as Vice-chair, and Kevin Cameron as Second Vice-chair of the Marion County Board of Commissioners. –Jan Fritz

Summary of presentation:

- Oregon statute requires the annual appointment of a chair for the Board of Commissioners;
- A meeting was held on November 25, 2019, with the Board of Commissioners to determine who would be appointed to the following Marion County commission positions for 2020:
 - Chair;
 - Vice-chair; and
 - Second vice-chair.
- The board order states the following for 2020:
 - Commissioner Colm Willis is appointed Chair;
 - Commissioner Sam Brentano is appointed Vice-chair; and
 - Commissioner Kevin Cameron is appointed Second Vice-chair.

MOTION: Commissioner Willis moved to approve an order appointing Colm Willis as Chair, Sam Brentano as Vice-chair, and Kevin Cameron as Second Vice-chair of the Marion County Board of Commissioners. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:14:46)

COMMUNITY SERVICES

2. Consider approval of a resolution to dissolve the Marion County Economic Development Advisory Board. –Tamra Goettsch and Jason Schneider

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Summary of presentation:

- The county's Economic Development Advisory Board (EDAB) was formed in 2003:
 - The advisory board provides advice and recommendations for economic development within the county.
- The organization's last meeting was in June of 2018;
- The EDAB primarily managed the program for business support grants:
 - The program is no longer in effect.
- The county has new methods and programs related to economic development; and
- The decision was made to dissolve the EDAB.

Board discussion:

- The commissioners expressed their gratitude to the members who served on the EDAB.

MOTION: Commissioner Cameron moved to approve a resolution to dissolve the Marion County Economic Development Advisory Board. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:17:55)

3. Consider approval of resolution establishing the Community Prosperity Initiative (CPI) within the Marion County Community Services Department Economic Development Program. –Jason Schneider and Cooper Whitman

Summary of presentation:

- Economic development recognizes the importance of the following:
 - Engaging stakeholders;
 - Listening to concerns; and
 - Focusing funding and projects on community infrastructure.
- The CPI revises the county's approach to economic development investments;
- The following grants are available to communities within the county for economic development projects:
 - Community project grants; and
 - Technical assistance grants.
- A review of the program identified obstacles in the process that made it difficult for communities to gain access to the funding:
 - The CPI will work to overcome the obstacles; and
 - Gather information for economic development activities.
- Each incorporated city within the county will receive \$15,000 in funding every year for three years, with the option to extend the term to five years;
- The funding will be for economic development projects that each city identifies as being an important goal in their community:
 - The projects are required to align with the program's five strategic plan goals; and
 - The county will gather information from all participating cities for the life of the initiative:

- The information will set the overall course for the program in the upcoming years.
 - An annual meeting with economic development staff is required for funding; and
 - Staff will be available to the cities for assistance with the following:
 - Identifying effective projects; and
 - Implementing the projects.
- The program reserved an estimated \$60,000 for GROW EDC to support economic development in the North Santiam Canyon:
 - GROW EDC is no longer in business;
 - The commissioners directed staff to keep the reserved funds for the North Santiam Canyon to be used for the same purpose;
 - Staff recommended the funds be added to the CPI Intergovernmental Agreement (IGA) for the following cities:
 - Mill City;
 - Gates;
 - Detroit; and
 - Idanha.
 - The cities will receive \$30,000 the first year instead of the original \$15,000 that was planned.
- Staff recommends the board approve the resolution to establish the CPI as described.

Board discussion:

- CPI funding is not yet available for unincorporated communities:
 - A Work Session meeting will be held in January, 2020, to discuss funding for unincorporated communities; and
 - The funding is being tested in the incorporated communities first to determine the plan's strengths and weaknesses.
- Several unincorporated communities are being reviewed to determine their economic development needs;
- Personal meetings will be scheduled in the future with the incorporated cities to discuss CPI funding:
 - Over 100 projects are already being reviewed.
- Ms. Vetto clarified that IGA's are contracts with the county:
 - They are not contracts with the program; but
 - The program can be referenced in the IGA.

MOTION: Commissioner Willis moved to approve a resolution establishing the Community Prosperity Initiative within the Marion County Community Services Department Economic Development Program. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:26:20)

HEALTH AND HUMAN SERVICES

4. Consider approval of an order appointing Deborah Patterson as Chair to the Marion County Health Advisory Board (MCHAB) effective December 31, 2019, with a term ending date of December 31, 2023. –Cary Moller, and Patrick Vance, Marion County Health Advisory Board, Chair

Summary of presentation:

- The MCHAB is a volunteer group that listens to county citizens and MCHHS staff, to bring forward issues that are pertinent to the health of the community:
 - They connect their individual perspectives with the community and gather information to assist the MCHHS employees in their work; and
 - They ensure that MCHHS consumers receive services that align with the needs of the community.
- MCHAB consists of individuals that are:
 - Engaged;
 - Well informed; and
 - Motivated.
- Patrick Vance, the current chair, has served on the MCHAB for many years in a variety of positions:
 - Mr. Vance is stepping down from his role as chair; and
 - Deborah Patterson will replace Mr. Vance as the new chair.
- Ms. Patterson has lived in the community for 10 years;
- Ms. Patterson has served on the Intellectual and Developmental Disabilities Advisory Committee (IDDAC) as the chair:
 - She has been a liaison between the IDDAC and the MCHAB.
- Ms. Patterson has strong values, dedication, compassion, and commitment for Marion County citizens; and
- Ms. Patterson expressed her appreciation to the Board of Commissioners for her appointment to the IDDAC and thanked them for their active involvement in the MCHAB.

Board discussion:

- Ms. Vetto, Marion County Legal Counsel, amended the start date for Ms. Patterson's appointment to February 1, 2020;
- The commissioners expressed their appreciation to Ms. Moller for her years of service and dedication to the MCHAB; and
- Commissioner Willis stated he will abstain from voting.

MOTION: Commissioner Cameron moved to approve an order appointing Deborah Patterson as Chair to the Marion County Health Advisory Board effective February 1, 2020, with a term ending date of December 31, 2023. Seconded by Commissioner Brentano; motion carried with a 2-1 voice vote with Commissioner Willis abstaining from the vote.

(Video Time 00:35:33)

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PUBLIC WORKS

5. Consider adopting an ordinance amending Marion County Code in the matter of regulating the keeping of bees on residentially zoned lands under Marion County jurisdiction, and declaring an emergency. – Joe Fennimore

Summary of presentation:

- The ordinance adds beekeeping standards to Title #6 of the Marion County Code and allows the keeping of bees for personal use in residential zones within the county;
- Amending the zone code to allow for the keeping of bees in residential zones was approved at a public hearing held on October 9, 2019;
- In order to complete the process, staff prepared two ordinances for the board to consider;
- On October 30, 2019, the board tabled one ordinance pending further discussion and approved one ordinance, which entailed the following:
 - The approved ordinance amended the zone code to remove the prohibition against the keeping of bees.
- The tabled ordinance would have allowed for the following regardless of property lot size:
 - A maximum of five hives; and
 - A maximum of seven hives from the months of April through August.
- Staff discussed the issue with the board at two separate public meetings;
- The board directed staff to prepare an ordinance with the following limitations:
 - Property lots up to 5,000 square feet are allowed the following:
 - A maximum of one hive; and
 - A maximum of two hives during the months of April through August.
 - Property lots between 5,001 square feet and 20,000 feet are allowed the following:
 - A maximum of three hives; and
 - A maximum of four hives during the months of April through August.
 - Property lots greater than 20,000 square feet are allowed the following:
 - A maximum of five hives; and
 - A maximum of seven hives during the months of April through August.
- A greater number of hives are allowed for the months of April through August in order to accommodate the formation of additional hives through the following:
 - The splitting of existing hives; or
 - The collection of swarms.
- In addition to limiting the number of hives, the following standards were also applied:
 - Hives shall comply with the setback requirements of the zone in which they are located;
 - Hives shall be located in a side or rear yard when a main building is located on a property;
 - Hives located within 25 feet of a property line are required to have the following:
 - A fly-a-way barrier at least six feet in height; or
 - They must be elevated a minimum of 10 feet above ground level.

- A constant supply of water shall be provided for the bees within 15 feet of each hive;
- Beekeepers shall ensure that no bee comb or wax is left upon the property grounds that may attract predators;
- Hives shall be maintained so that the bees do not produce noise or odor that creates a nuisance for adjacent properties; and
- A sign warning of hives shall be installed at the primary entrance of the following public properties:
 - A community garden;
 - A school;
 - A government agency; and
 - A religious organization.
- An ordinance was prepared and set for formal adoption;
- The board has the following options:
 - Approve the ordinance as prepared;
 - Direct staff to prepare a modified ordinance; or
 - Take no action at this time.
- Staff recommends the board adopt the ordinance as written by emergency procedure.

Board discussion:

- Commissioner Brentano stated issues to neighbors and impacts to the community were considered; and
- The ordinance can be reviewed if issues arise in the future and concerns can be addressed.

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

The chair read the ordinance by title only twice.

MOTION: Commissioner Willis moved to approve an ordinance amending Marion County Code in the matter of regulating the keeping of bees on residentially zoned lands under Marion County jurisdiction, and declaring an emergency. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

PUBLIC HEARINGS

9:30 A.M.

None.

Commissioner Brentano read the calendar..
Commissioner Brentano adjourned the meeting at 10:19 a.m.

CHAIR

COMMISSIONER

COMMISSIONER

Board Sessions can be viewed on-line at

<https://www.youtube.com/playlist?list=PLSUQ1gg6M78UsBE3q6w4rdf59Z5rXkEi5>