

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, November 6, 2024
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

PRESENT: Commissioner Kevin Cameron, Commissioner Danielle Bethell, and Commissioner Colm Willis. Also present were Jan Fritz, chief administrative officer, Steve Elzinga and Scott Norris as county counsel, and Brenda Koenig as recorder.

Commissioner Cameron called the meeting to order at 9:00 a.m.
Commissioner Willis arrived at 9:09 a.m.

(Video Time 00:05:48)

PROCLAMATION

BOARD OF COMMISSIONERS – Action

1. Consider approval of a proclamation recognizing Marion County as a Purple Heart County and declaring November 6, 2024, through November 11, 2024, as Green Light for Veterans week in Marion County. –Alvin Klausen

Summary of presentation:

- Marion County is grateful to its 19,000 veterans and the sacrifices that they made;
- Honored of Marion County employees that are veterans and continue to give back to the community;
- The county supports veterans by collaborating with partners that help veterans; and
- This is a time of remembrance and appreciation.

Board discussion:

- Commissioner Cameron stated the following:
 - What veterans have done for this nation is amazing; and
 - He joined service into politics to give back to the citizens and the nation.
- Commissioner Bethell stated the following:
 - Veteran’s housing, like Courtney’s Place, is something that needs to continue to happen in the community;
 - Thankful to everyone that made it happen; and
 - Everyone can participate by thanking a veteran and changing their lights to green for the month of November.

MOTION: Commissioner Bethell moved to approve a proclamation recognizing Marion County as a Purple Heart County and declaring November 6, 2024, through November 11, 2024, as Green Light for Veterans week in Marion County. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

The commissioners read the proclamation.

(Video Time 00:22:01)

PUBLIC COMMENT

None.

(Video Time 00:22:04)

PRESENTATION

2. 2024 Project Joy Fundraiser kickoff. –Kathy Bolen and Erin Hampton, Project Joy

Summary of presentation:

- The fundraiser kicks off on November 18, 2024, until December 6, 2024;
- There has been an increase in the number of youths in the foster care system;
- In the year 2023:
 - There were 495 kids in foster care;
 - 62 percent are under the age of 12; and
 - The average stay is 18 months.
- There is no extra funding to provide kids gifts for Christmas and Project Joy helps fill this gap;
- Last year Marion County employees provided the following:
 - Helped 61 families and 178 kids;
 - Gave 362 gifts; and
 - Provided \$8,865.
- Gifts will be collected on December 9 and 10;
- Donations can be sent to 555 Court Street NE Suits 4250 Salem, OR 97309;
- Currently 615 kids submitted applications to receive a gift;
- The Brother's Collection is taking place December 8, 2024;
- An after-school event took place with the Marion County Sheriff's Office participating:
 - Teens and deputies enjoyed hamburgers together.
- There are a lot more children with disabilities that are participating; and
- Project Joy appreciates the county and Ms. Bolen's help.

Board discussion:

- Working with local and state partners to ensure that the time youth spend in foster care is shortened;
- Reuniting families is something the county helps to do;
- There is a high need for resource families;
- Individuals can also give foster families breaks by taking care of foster kids for the weekend;
- Project Joy works with the Oregon Department of Human Services (DHS) and will begin working with Oregon Resource Family Alliance;
- Recently found out what the needs of DHS are and was able to meet some of them:
 - Helped to ensure that kids come into foster homes with essential items such as toiletries.
- There are local youth that have aged out of foster care that live on the street:
 - Punks with a Purpose helps youth navigate resource centers; and
 - Project Joy may want to partner with them.

(Video Time 00:40:53)

CONSENT

PUBLIC WORKS

3. Receive the hearings officer's decision denying Conditional Use (CU)
Case #24-005/Hector Fregoso.

4. Receive the hearings officer's decision approving Administrative Review (AR)
Case #24-012/Glen W. and Marjorie Morley Revocable Trust.

***Scott Norris served as legal counsel on this matter since Steve Elzinga recused himself.**

5. Approve Amendment #1 to the Contract for Services with Ash Creek Forest Management, LLC, to add \$601,955 of which an estimated \$582,500 will utilize Oregon Watershed Enhancement Board (OWEB) grant funding and an estimated \$19,455 will utilize county funding for a new contract total of \$1,391,955 for herbicide treatment, seeding, and the supply and planting of trees and shrubs for wildfire impacted county parks and road right-of-way through January 31, 2026.

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

(Video Time 00:42:08)

ACTION

COMMUNITY SERVICES

6. Consider approval of the Subrecipient Agreement with The Church at the Park to provide \$250,000 in Community Development Block Grant (CDBG) funding to support the purchase of commercial kitchen equipment and a meal delivery vehicle retroactive to July 1, 2024, through June 30, 2027. –Steve Dickey

Summary of presentation:

- This will help centralize the production of their meal services that is provided throughout Salem and Keizer; and
- These funds were part of the Annual Action Plan.

Board discussion:

- Commissioner Cameron declared a potential conflict of interest due an equipment donation.

MOTION: Commissioner Bethell moved to approve the Subrecipient Agreement with The Church at the Park to provide \$250,000 in Community Development Block Grant (CDBG) funding to support the purchase of commercial kitchen equipment and a meal delivery vehicle retroactive to July 1, 2024, through June 30, 2027. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:00:00)

7. Consider approval of the Subrecipient Agreement with Crossroads Communities to provide \$175,000 in HOME-ARP (American Rescue Plan) funding for staffing and administrative expenses to provide service connections and support to vulnerable rural households retroactive to July 1, 2024, through June 30, 2029. –Steve Dickey

Summary of presentation:

- This will help expand already provided services into Marion County;
- They work in primarily rural areas with individuals that are homeless or at risk of homelessness;
- They connect existing resources, find and bridge gaps; and
- An office has been located in Sublimity and staff has been hired.

Board discussion:

- None.

Motion: Commissioner Willis move to approve the Subrecipient Agreement with Crossroads Communities to provide \$175,000 in HOME-ARP (American Rescue Plan) funding for staffing and administrative expenses to provide service connections and support to vulnerable rural households retroactive to July 1, 2024, through June 30, 2029. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

(Video Time 00:46:19)

8. Consider approval of the Subrecipient Agreement with Silverton Area Community Aid (SACA) to provide \$250,000 in Community Development Block Grant (CDBG) funding to assist in the rehabilitation and renovation of the Silverton Area Community Aid property for a social services hub retroactive to July 1, 2024, through June 30, 2027. –Steve Dickey

Summary of presentation:

- They have provided services for multiple years in the Silverton area;
- Currently they are located in the basement of the community center;
- They have purchased a building in Silverton, that is being renovated:
 - It will have a food pantry, meeting locations, resource office spaces.
- The project has begun, this fund with various other funds will help finish it.

Board discussion:

- There is a 15 percent gap in funding;
- There are six categories of funding for the project:
 - Secured, anticipated, solicited, planned, and in-kind funds.
- There is \$3.22 million of the funds secured:
 - Remaining funds will come from applied for grants which will have decisions in the next three months;
 - Planned funds are from pledges, donations; and
 - In-kind funds are for the services of the architects and contractors.
- They need about \$1 million more;
- The facility will be used in portions as renovations are completed;
- The building currently has two tenants at this time who pay rent; and
- The location is centrally located and is close the following cities:
 - Silverton
 - Mt. Angel; and
 - Scotts Mills.

MOTION: Commissioner Bethell moved to approve the Subrecipient Agreement with Silverton Area Community Aid (SACA) to provide \$250,000 in Community Development Block Grant (CDBG) funding to assist in the rehabilitation and renovation of the Silverton Area Community Aid property for a social services hub retroactive to July 1, 2024, through June 30, 2027. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:53:40)

PUBLIC WORKS

9. Consider approval of an order to establish a temporary speed zone on a portion of Ehlen Road located between the cities of Aurora and Donald at the Interstate 5 Interchange through November 2027. –Ryan Crowther

Summary of presentation:

- The zone would be reduced from 35 miles an hour to 25 miles an hour;
- The 55 miles an hour section would be reduced to 40 miles an hour;
- Construction will be completed in November 2027:
 - Speed zones will go back to their original miles after construction completion.

Board discussion:

- This project needed to be done for a very long time.

MOTION: Commissioner Willis moved to approve an order to establish a temporary speed zone on a portion of Ehlen Road located between the cities of Aurora and Donald at the Interstate 5 Interchange through November 2027. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

(Video Time 00:56:10)

10. Consider approval of Early Work Amendment #2 to the Construction Manager/General Contractor Agreement with Slayden Constructors, Inc. to add \$1,621,567 in American Rescue Plan Act (ARPA) funding for a new contract total of \$2,100,044 for the purchase of essential wastewater treatment plant equipment for the North Santiam Canyon Sewer Project (NSCSP) through December 31, 2026. –Chris Einmo

Summary of presentation:

- This is for the early procurement of main components of the treatment plant;
- It will use a biological reactor to treat and clean wastewater before it is released:
 - Only a few manufacturers make this.
- The CM/GC put out bids based on the specifications of the engineers;
- Evaluations were done to assess costs, overall impact costs, control lifelong costs, and ability to meet permitting challenges;

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- Lead times are long and can be over a year;
- An up-flow moving bed filter is included in the contract; and
- The plant will be built around the components to be purchased.

Board discussion:

- The scoring matrix was placed before the contract review board last summer.

MOTION: Commissioner Bethell moved to approve an Early Work Amendment #2 to the Construction Manager/General Contractor Agreement with Slayden Constructors, Inc. to add \$1,621,567 in American Rescue Plan Act (ARPA) funding for a new contract total of \$2,100,044 for the purchase of essential wastewater treatment plant equipment for the North Santiam Canyon Sewer Project (NSCSP) through December 31, 2026. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:01:16)

11. Consider an appeal of the hearings officer's decision denying Conditional Use (CU) Case #24-006/Joy Blackman Revocable Trust. –John Speckman

Summary of presentation:

- The permit was applied for to establish a non-farm dwelling on a 5.98 acre located in the 3300 block of Little Haven Lane South;
- The hearing's officer held a publicly noticed hearing on May 2, 2024:
 - The application was denied on July 30, 2024, because a variance would be required for Marion County Code 17.110.800 to allow more than four dwellings to be accessed off the private road; and
 - The decision was appealed by the applicant.
- The board held a noticed public hearing on October 16, 2024:
 - The record was held open until November 6, 2024.
- Comments were received between that time period; and
- Evidence that the parcel was created prior to 1977 was not found.

Board discussion:

- Commissioner Cameron noted for the record that the public hearing was closed;
- The county has always interpreted the code that if there are two roads next to a property the property is not counted as a property being served:
 - Those against the appellant say this is not practical.
- An engineer stated that the applicant needs a vision easement from the property owner as the area is not safe;
- The hearing's officer thought practicality is required;
- The presumption is access onto a public street is possible as a last resort;
- This is not considered a high traffic area;

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- The location and terrain of the easement was stated to be impractical;
- If approved the applicant can improve the easement by gravel or pavement up to their property:
 - An access easement will be needed; and
 - Then it will be reviewed by Marion County Public Works.
- Access review is part of the building permitting process;
- Upholding Marion County Planning Department’s decision will allow for an additional home to be added to the easement:
 - Additional homes can apply for a variance; and
 - Must show that impact to the neighborhood and roadway would be small.
- An easement was filed in 1971; and
- Other properties were noticed that the existing property will go over their property to get to their own property.

MOTION: Commissioner Bethell moved to overturn the hearings officer’s decision and uphold the planning departments decision. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:27:21)

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

None.

Commissioner Cameron adjourned the meeting at 10:28 a.m.

CHAIR

COMMISSIONER

COMMISSIONER

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

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