

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, May 23, 2018
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97305

PRESENT: Commissioner Kevin Cameron and Commissioner Sam Brentano. Also present were Jane Vetto as county counsel and Kristy Witherell as recorder.

ABSENT: Commissioner Janet Carlson

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

PUBLIC COMMENT

(Video Time 00:01:47)

Jeff Heyen:

- Chairman of the Marion County Republican Party;
- Asking the commissioners to follow the Oregon Constitution and U.S. Constitution regarding the 2nd Amendment;
- Mr. Heyen believes it is obvious that his freedoms are under attack by individuals that want to enact unwarranted laws; and
- Asking the commissioners to enact an ordinance that says Marion County will follow the constitution of the United States and Oregon and not enforce laws against the 2nd Amendment and Article 1, Section 27 regarding firearms and protection.

Alan Barker:

- Supports the 2nd Amendment Preservation Act Ordinance; and
- Asking the commissioners put it on the agenda.

Ted Morrison:

- Supports the 2nd Amendment Preservation Act Ordinance.

Davis Dyer:

- Supports the 2nd Amendment Preservation Act Ordinance.

Barry Shapiro:

- Does not support the 2nd Amendment Preservation Act Ordinance.

Lee Merser:

- Would like the commissioners to submit an ordinance stating that gun violence is a public health issue; and
- Does not support the 2nd Amendment Preservation Act Ordinance.

Laurie Chadwick:

- Supports the 2nd amendment, but does not support the proposed ordinance as it is written.

Shelaswau Crier:

- Passage of this ordinance would be reckless and irresponsible; and
- Sends a message that Marion County is unwilling to address gun safety issues in a thoughtful and responsible manner.

Orion White:

- Student at Silverton High school; and
- Does not support the 2nd Amendment Preservation Act Ordinance.

Cooper Hammond:

- Student at Silverton High School; and
- Does not support the 2nd Amendment Preservation Act Ordinance.

Elijah Rakha-Sheketoff:

- Student at Silverton High School; and
- Does not support the 2nd Amendment Preservation Act Ordinance.

Mya Kuzmin:

- Student at Silverton High School; and
- Does not support the 2nd Amendment Preservation Act Ordinance.

Marty Heyen:

- Supports the 2nd Amendment Preservation Act Ordinance;
- The firearms IP43 listed only left two types of firearm allowed:
 - Shotgun; and
 - Revolver.
- In the Santa Fe High School shooting, a shotgun and revolver were used;
- A gun is a tool;
- Taking guns from law abiding citizens that would risk their lives for others is not the answer; and
- There is a mental health issue that needs to be addressed.

Maryann Beirne:

- Does not support the 2nd Amendment Preservation Act Ordinance.

Jessica Davidson:

- Supports the 2nd Amendment Preservation Act Ordinance.

Board discussion:

- This isn't a public hearing or an agenda item;
- It is a bad spot for the commissioners to be in;
- Commissioner Brentano does not support the ordinance:
 - Has a concealed weapons permit;
 - Avid hunter; and
 - Supports the 2nd Amendment.
- The board passed a resolution March 2015 that supports the preservation of the 2nd Amendment.

CONSENT

(Video Time 00:48:33)

BOARD OF COMMISSIONERS

OLCC Applications – Recommended Approval

Abiqua Spirits Distillery, LLC – Silverton, OR

RJAM Hoy, LLC, dba: Geppetto's Italian Restaurant – Salem, OR

SHERIFF'S OFFICE

Approve Amendment #1 to the Intergovernmental Agreement with Oregon Department of Corrections to add \$565,910 for drug addicted persons.

Approve Amendment #1 to the Intergovernmental Agreement with the City of Sublimity to provide law enforcement services for the citizens within the city limits for \$170,775 through June 30, 2019.

Approve Amendment #1 to the Intergovernmental Agreement with Oregon Department of Corrections to add \$250,008 and extend through June 30, 2019 for qualified offenders with custody of a minor on probation.

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

ACTION

(Video Time 00:49:55)

HEALTH

1. Consider approval of an order appointing Kristin Kuenz-Barber to the Health Advisory Board with a term ending June 30, 2022. – Cary Moller

Summary of presentation:

- Over the last year, the Health Advisory Board has been very intentional in strategies on helping individuals with health issues;
- The Health Advisory Board has a critical role for the citizens of Marion County;
- Helps advise the board and the director of Health and Human Services on all things health related;

- Health and Human Services Department spans Behavioral Health, including drug and alcohol:
 - Mental health;
 - Developmental disabilities; and
 - Public health issues.

Kristin Kuenz-Barber:

- Passionate about health in the community;
- Public health is relatively new to Ms. Kuenz-Barber;
- Has learned a great deal about social determinates of health and the impact of mental health:
 - Physical health; and
 - Housing.
- There's something going on in this country that needs to change:
 - Rooted in mental health; and
 - Chemical addictions.
- Currently working for Polk County.

MOTION: Commissioner Brentano moved for approval of an order appointing Kristin Kuenz-Barber to the Health Advisory Board with a term ending June 30, 2022. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:52:35)

PUBLIC WORKS

2. Consider adoption of an administrative ordinance granting Zone Change/Comprehensive Plan Amendment (ZC/CP) 17-004/Helms. – Joe Fennimore

Summary of presentation:

- Application to change the comprehensive plan designation from Primary Agriculture to Farm Timber and to change the zone from Exclusive Farm Use (EFU) to Farm Timber on 53 acres of land located in the 16,200 block of Emerald Green Lane SE, Jefferson;
- The property is undeveloped and generally well-stocked in timber;
- Properties to the north, west, and south are zoned EFU and in various types of farm use;
- Land to the east is zoned Acreage Residential and contains rural residences on acreage lots;
- The hearings officer held a public hearing on the request on November 29, 2017:
 - Issued a recommendation March 6, 2018, that the board grant the request;
- All comprehensive plan amendments must be consistent with statewide planning goals:
 - In order to evaluate the proposal against goal 4, Forest Lands, the hearings officer looked at the description of the farm timber designation:
 - After a detailed analysis, concluded that based on the use of the property, the soils, the size, and topography, the site shares sufficient characteristics to allow the farm/timber designation.
 - In addition, practical restrictions on the property do make it wholly productive for solely farm use or solely forest use;

- The hearings officer concluded that the proposal meets goals 3 and 4; and
- A goal exception is not required.
- The hearings officer reviewed the request against the applicable comprehensive plan policies and zone change criteria:
 - Concluded they are satisfied and recommends the board grant approval of the request.

Board Discussion:

- It is a property that has a little bit of rural residential zoning around it;
- A hilltop property;
- Under the EFU Zone, it is difficult to do any development; and
- Farm Timber Zone allows the county to apply the timber rules and regulations and it may be easier for a property owner to build a house on the property.

MOTION: Commissioner Brentano moved for adoption of an administrative ordinance granting Zone Change/Comprehensive Plan Amendment (ZC/CP) 17-004/ Helms. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

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

None.

Commissioner Cameron read the calendar.
Commissioner Cameron adjourned the meeting at 10:00 a.m.

Not Present At Meeting

CHAIR



COMMISSIONER



COMMISSIONER

Board Sessions can be viewed on-line at <http://www.youtube.com/watch?v=VYF8Y6U7178>.