

BOARD ORDERS AND MINUTES

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY ("the Board") sat for the transaction of county business in formal session on October 3, 2019, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Richard L. "Rick" Olson, Mary Starrett, and Casey Kulla being present.

Also present were Ken Huffer, County Administrator; Christian Boenisch, County Counsel; Nohely Barajas-Montalvo, Legal Assistant; Nicole Montesano, News-Register; and others as listed on the sign-in sheet.

Welcome! Thank you for attending today's meeting. Public participation is encouraged. If you wish to address the Commissioners on any item not on the agenda you may do so as part of the public comment period at the beginning of the meeting. If you desire to speak on any agenda item please raise your hand to be recognized after the Chair announces the agenda item. Please fill out a public comment card to indicate your intent to speak.

A. CALL TO ORDER

Commissioner Olson called the meeting to order at 10:00 a.m.

B. FLAG SALUTE

C. PUBLIC COMMENT: This time period is reserved for public comment on any topic other than: 1) agenda items, 2) A quasi-judicial land use matter, or 3) a topic scheduled for public hearing. The Chair may limit the length of individual comments.

Stan Primozych commented in favor of reinstating invocations at formal sessions.

D. CONSENT AGENDA: Commissioner Starrett moved approval of items D1 through D7. The motion passed, Commissioners Olson, Starrett and Kulla voting aye.

Contracts & Grants

1. **B.O. 19-375** - Approval of Agreement #161692 between Yamhill County and the Oregon Health Authority (OHA) to receive grant funds for reproductive health services in an amount not-to-exceed \$30,000, effective October 1, 2019 through June 30, 2020.

2. **B.O. 19-376** - Approval of Amendment #1 to Agreement #159184 between Yamhill County and the Oregon Health Authority (OHA) (B.O. 19-228) removing \$151,336.44 from non-residential outpatient treatment funds, effective July 1, 2019 through December 31, 2020.

3. Approval of the following Service Element Prior Authorization (SEPA) Approval Units for Agreements #157846 & #148087 between Health and Human Services, Developmental Disabilities Program and the Oregon Department of Human Services:

- a. **B.O. 19-377** - SEPA Approval Unit #26174730, \$24;
- b. **B.O. 19-378** - SEPA Approval Unit #26196725, \$79,204,897.81;
- c. **B.O. 19-379** - SEPA Approval Unit #29721883, \$61,304.88;
- d. **B.O. 19-380** - SEPA Approval Unit #31983487, \$1,000;
- e. **B.O. 19-381** - SEPA Approval Unit #19367727, \$3,000,000;
- f. **B.O. 19-382** - SEPA Approval Unit #21891191, \$4,000,000;
- g. **B.O. 19-383** - SEPA Approval Unit #25304889, \$240,000;
- h. **B.O. 19-384** - SEPA Approval Unit #25422765, -\$200;
- i. **B.O. 19-385** - SEPA Approval Unit #27022855, \$9,500,000;
- j. **B.O. 19-386** - SEPA Approval Unit #28001354, \$5,720,000.

4. **B.O. 19-387** - Approval and authorization to close the sale of tax lot #R2231 03702, also known as 17771 NE Hillsboro Hwy, Newberg, OR 97132 and all improvements thereon, if any, (the "Property") to Albert J. Ochsner IV, in the amount of \$120,929.06, plus closing costs and fees. The Property was declared surplus property on September 5, 2019 (B.O. 19-326).

Authority

5. **B.O. 19-388** - Approval of position management authority adding 3.0 FTE Human Services Specialist I for service coordinator positions and 1.0 FTE Senior Office Specialist in Health and Human Services Developmental Disabilities Program.

Committees

6. **B.O. 19-389** - Approval of the reappointment of Fred Mickelson to the Yamhill County Housing Authority Board for a 5-year term to expire December 2024.

Licenses

7. **B.O. 19-390** - Approval of purchasing 462 Windows 10 Enterprise licenses from Dell in the amount of \$47,562.90 for the 2019-20 fiscal year.

E. **OLD BUSINESS:** None.

F. **OTHER BUSINESS** (Add-ons and non-consent items):

- 1. **B.O. 19-391**- Consideration of approval of the replacement and appointment of the following YCEA union members to the Employee Safety Advisory Committee:
 - a. Elsa Pantoja, HHS-DD replacing Irene Launder, term expires March 18, 2021.
 - b. James Craver, Public Works replacing Gary Van Der Veen, term expires March 18, 2020.

Mr. Huffer verified the candidates were recommended by the union. Commissioner Kulla moved approval of item F1. The motion passed, Commissioners Olson, Starrett and Kulla voting aye.

2. Consideration and first reading of an ordinance referring to the voters the question of whether or not the Yamhill County Board of Commissioners should be increased from three to five.

Stan Primozych commented on the fiscal responsibility that the Commissioners have towards ensuring the county has adequate reserves. The Commissioners have a duty to assure the citizens that they are focused on their areas of liaison and addressing county issues to meet the needs of the community. He also noted the addition of two commissioners increases the risk of circumventing open meeting laws.

Mary Rosenzweig expressed an opposite view of the open meeting laws which Mr. Primozych mentioned, commenting that private deliberations can help a larger board clear up personal miscommunications between board members prior to a public meeting. More representation would provide opportunity to reach a growing population. She expressed favor in designating commissioners to districts to focus on citizen issues in those areas.

Liz Marlia-Stein, Barbara Boyer and Susan Watkins each spoke in favor of increasing the board. Ms. Watkins addressed the responses from citizen listening sessions in favor of district liaison representation and better chances for finding candidates from each district.

Chris Chenoweth expressed concerns regarding the rush to approve the ordinance and referenced the cost analysis which he noted did not include infrastructure and travel and should be more comprehensive to accommodate two additional Commissioners. He noted that the workloads among the Commissioners should be reviewed to justify a larger board and suggested additional staff should be considered instead of more Commissioners. He addressed the importance of open meeting laws and expressed concern of the risk of losing transparency as a result of a five-member board.

Lindsay Berschauer commented on the fast tracking of the board ordinance and presented a Clackamas County financial impact study regarding their county's board member expansion which caused significant budget expenditures in the aftermath. She noted that funding county projects, lowering taxes and supporting county programs/employees should be prioritized and the group initiating the board increase should be encouraged to talk to voters and gather signatures to support their ballot measure.

Commissioner Starrett commented on the county budget shortfalls which does not include the potential financial impact that two additional commissioners would incur. She also expressed concern about serial meetings which would circumvent transparency.

Commissioner Kulla gave a brief summary of county upgrades and programs that could be better served with funding otherwise spent on the expense of a county advocated ballot measure. He spoke about how much better land use decisions would be handled with five commissioners.

Commissioner Olson stated he would like to see the citizens decide if they want to expand the board from three to five commissioners and favors adding it to the ballot for this reason.

Mr. Boenisch provided the first reading of the ordinance by title only. A second reading will be held on October 17, 2019.

EXECUTIVE SESSION:

1. Executive session pursuant to ORS 192.660(2)(e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.

The Board recessed at 10:55 a.m. to convene an executive session and reconvened at 11:08 a.m. with no final decisions made and the sense of the Board conveyed to staff.

G. PUBLIC HEARINGS: None.

H. ANNOUNCEMENTS:

1. For information on county advisory committee vacancies, please refer to the county's website, <https://www.co.yamhill.or.us/content/board-commissioners-committees>, or call the Board of Commissioners' office at 503-434-7501 or 503-554-7801 (toll-free from Newberg).
2. For questions regarding accessibility or to request an accommodation contact the Board of Commissioners' office at (503)-434-7501 or (503)-554-7801 (toll-free from Newberg) or email at bocinfo@co.yamhill.or.us
3. Electronic versions of all meeting agendas and meeting information packets can be found at the county's website: <https://www.co.yamhill.or.us/meetings>

Following Commissioner announcements, the meeting adjourned at 11:10 a.m.

Carolina Rook
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Unavailable for signature

Chair RICHARD L. "RICK" OLSON

Commissioner  MARY STARRETT

Commissioner  CASEY KULLA

Accepted by Yamhill County
Board of Commissioners on
12/5/19 by Board Order
19-473