

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 combined session on February 8, 2024, at 10:00 a.m. in Room 32 of the Yamhill County courthouse, and in a virtual meeting via Zoom, Commissioners Lindsay Berschauer, Kit Johnston, and Mary Starrett being present.

Also present were Ken Huffer, County Administrator; Christian Boenisch, County Counsel; and Nohely Barajas-Montalvo.

Guests: Bubba. Katherine H.; Nicole; Women’s Meeting; Craig Markham; and Lee Schrepel participated via Zoom.

*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 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. NEW – Public participation also includes the ability to attend Formal Session via Zoom. For attendees that are attending the meeting via Zoom, the Chair will ask if any Zoom attendees wish to provide public comment in same manner as provided above. At that time, attendees will be asked to use the “raise hand” function in Zoom and staff will unmute the participant. Meetings will also continue to be available for view via a live stream on the Commissioners’ You Tube channel. Written public comments may be submitted via email at [bocinfo@co.yamhill.or.us](mailto:bocinfo@co.yamhill.or.us).*

**Notice: The Board of Commissioners will hold an Executive Session at 9:30 a.m. prior to combined session pursuant to ORS 192.660(2)(e) – Executive session to conduct deliberations with persons designated to negotiate real property transactions. The BOC combined session meeting will begin at 10:00 a.m. or shortly thereafter.**

**A. CALL TO ORDER:** Commissioner Berschauer called the meeting to order at 10:09 a.m. The meeting started late due to a previous Executive Session.

**B. FLAG SALUTE**

**C. CALENDAR SESSION:** This time is reserved for the review of the commissioner’s joint schedule (if needed).

The Commissioners reviewed the joint schedule for the week of February 12 – February 18, 2024. No other county business was discussed.

**D. 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.

Commissioner Berschauer addressed public comments received via email regarding hers, and YCAP's response to YCAP's decision to remove Commissioner Starrett from the YCAP Board. There was consensus by the Board to direct staff to pause approved county funding as approved by the Budget Committee for the 23-24 Fiscal Year pending further review of an inclement weather incident.

Commissioner Berschauer addressed an additional public comment regarding Family & Youth services. There were no additional public comments received.

**E. DEPARTMENT UPDATES:** None.

**F. WORK SESSION:** This time is reserved for topics of discussion scheduled for the Commissioners in advance. If a work session is not needed, the balance of the meeting will begin at 10:00 a.m.

1. Work Session – None.

**G. CONSENT AGENDA:** None.

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**H. OLD BUSINESS:**

1. **B.O. 24-26** - Consideration of approval of a Board Order and findings in the matter of upholding the Planning director's decision to approve Planning Docket C-15-23; a Conditional Use Permit for Tax Lot No. 3523-02400; Applicant: Ground 152, LLC. **[Continued from January 25, 2024].**

Commissioner Berschauer moved approval of item H1. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

2. **B.O. 24-27** - Consideration of approval of a Board Order and findings in the matter of upholding the Planning Director's decision to approve Planning Docket C-14-23, a Conditional Use Permit for Tax Lot No. 3409-00101; Applicant: Carlton Hub, LLC. **[Continued from January 25, 2024].**

Commissioner Berschauer moved approval of item H2. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

3. Discussion regarding EECBG Program application. **[Continued from February 1, 2024].**

Commissioner Berschauer briefly addressed the Energy Efficiency and Conservation Block Grant (EECBG) Program available to counties. Commissioner Berschauer said the use of the grant funding varied from electric fleet vehicles, to audits of buildings for energy efficiency or to offer grants to non-profit businesses among other uses. Commissioner Berschauer requested postponing the discussion until further information is provided. No action was taken.

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

1. Consideration of 2024 Association of Oregon Counties (AOC) Membership Renewal.

Ken Huffer noted that a Board action was not necessary, but it was added to the agenda for review by the Board. Hearing no objections, staff will process the invoice. There was no action taken.

2. **B.O. 24-28** - Consideration to authorize Yamhill County Health and Human Services to apply for support from the Oregon Health Authority to implement Family Connects Oregon (FCO).

Commissioner Starrett clarified that the in-home provided services are received voluntarily and moved approval of item I2. The motion passed, Commissioners Berschauer, Johnston and Starrett voting aye.

3. **B.O. 24-29** - Consideration of approval of Amendment #14 to Agreement #173153 between Yamhill County Health and Human Services and the Oregon Health Authority (B.O. 21-490) adding funding in the amount of \$7,000 for Non-OHP Community and Residential Assistance (MHS 17) retroactive to July 1, 2023, through March 31, 2024. Oracle #HHS24002IGA.

Commissioner Starrett moved approval of item I3. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

4. **B.O. 24-30** - Consideration of approval of Amendment #2 to an agreement between Yamhill County Health and Human Services and Lutheran Community Services Northwest (B.O. 21-281) to provide school based behavioral health services and parent coaching services for the Transitional Treatment and Recovery Support (TTRS) program in the amount of \$605,550.12 per year, retroactive to July 1, 2023. Oracle #HHS24015GS.

Commissioner Berschauer moved approval of item I4. The motion passed, Commissioners Berschauer, Johnston and Starrett voting aye.

5. **B.O. 24-31** - Consideration of approval of Grant Agreement #VS-0249 between Yamhill County and the Oregon Department of Veterans' Affairs in the amount of \$16,400 retroactive to January 1, 2024, through June 30, 2025. Oracle #HHS24033GA.

It was noted that funding will support Veterans' outreach services. Commissioner Starrett moved approval of item I5. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

6. **B.O. 24-32** - Consideration of approval of Amendment #2 to an agreement between Yamhill County and Washington County (B.O. 19-255) for three guaranteed detention bed spaces at the rate of \$180 per bed per day retroactive to October 1, 2023, through June 30, 2024, and increasing to \$195 per bed per day effective July 1, 2024, through June 30, 2025. Oracle #DET24001IGA.

Commissioner Berschauer moved approval of item I6. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

7. **B.O. 24-33** - Consideration of approval of Intergovernmental Agreement #6636 between Yamhill County and the State of Oregon Department of Corrections for Measure 57 grant funding in the amount of \$283,063 for the 2023-2025 biennium retroactive to July 1, 2023, through June 30, 2025. Oracle #CJ240051GA.

Commissioner Berschauer moved approval of item I7. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

8. **B.O. 24-34** - Consideration of approval of the 2023-2025 Criminal Justice Commission (CJC)/Justice Reinvestment (JRI) Grant Agreement #JRP-23-33 between Yamhill County and the State of Oregon to support local SMART Sentencing Prison Diversion and Pretrial Justice Programs in the amount of \$1,335,532 for the 2023-2025 biennium effective upon approval through March 31, 2026. Oracle #CJ24004IGA.

Commissioner Berschauer moved approval of item I8. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

9. **B.O. 24-35** - Consideration of approval of a Road Development Agreement between Yamhill County and Cyclops Rising, LLC. for a partition of Tax Lot No. 4512-1600, Planning Docket No. P-10-22.

Christian Boenisch presented item I9 as an add-on and recommended approval. Commissioner Johnston moved approval of item I9. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

**J. PUBLIC HEARINGS:** None.

THE RECORDS FOR PUBLIC HEARINGS CAN BE FOUND AT: <https://www.co.yamhill.or.us/content/public-hearing-notices>

**K. 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](mailto: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 10:50 a.m.

Carolina Rook  
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Chair  
LINDSAY BERSCHAUER

  
\_\_\_\_\_  
Commissioner  
KIT JOHNSTON

  
\_\_\_\_\_  
Commissioner  
MARY STARRETT

Accepted by Yamhill County  
Board of Commissioners on  
07/18/2024 by Board Order  
# 24-191