

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 June 20, 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; Justin Hogue, Deputy County Administrator; Christian Boenisch, County Counsel; Gioia Goodrum, Economic Development; Ashley Watkins, Solid Waste Coordinator, and Carolina Rook, BOC Staff. Brian Young, Emergency Manager; Nohely Barajas-Montalvo, Legal Assistant, Sheriff Sam Elliott participated via Zoom.

Guests: John Olson, Dave Rucklos, Scott Unger, Jason Willa, Greg Debbe Poupard, Rocky Losli, and Ernie Martin. iPhone (4), Amanda Golden, Homeward Bound Pets, AnimalLaw OSB, Andrew Anderson, and Kelli Watcherson 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@yamhillcounty.gov.

Notice: A COSSD Board of Directors meeting is scheduled at 9:30am and an ESD Board of Directors meeting at 9:45am prior to formal session. The BOC Meeting will begin at 10:00am or shortly thereafter.

- A. **CALL TO ORDER:** Commissioner Berschauer called the meeting to order at 10:00 a.m.
- 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 June 24 – June 30, 2024. No other county business was discussed.

D. PUBLIC COMMENT: This time 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 acknowledged public comments received via email related to Polymerase Chain Reaction. There were no other public comments received.

E. DEPARTMENT UPDATES:

a. Fairgrounds – Gary Wertz *[to be rescheduled to a later date]*

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.

H. OLD BUSINESS:

1. **B.O. 24-165** - Consideration to not adopt a Board Order and Resolution in support of the public building addition to the Dayton Urban Renewal Plan, and to send a letter to the City of Dayton explaining their decision, due by June 21, 2024. *[Continued from June 13, 2024.]*

Commissioner Berschauer stated that Yamhill Soil and Water District reached out to the City of Dayton and expressed similar concerns that the Board had about the Dayton Urban Renewal Plan. She clarified that Urban Renewal Plans (URP) have historically forced tax districts to cut other funding and services. She stated that she had never seen a return on investment in past examples. Commissioner Starrett expressed similar concerns and stated that her experience with URPs in New York caused more damage to the community long term than benefiting the community. Commissioner Johnston explained that URPs stack up as multiple districts participate in them. He clarified that he didn't necessarily have concerns about the City of Dayton's request specifically, but that he took issue with approving any URPs in Yamhill County.

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

2. Consideration of approval of a recommendation from Economic Development Competitive Grant Review Committee regarding the Economic Development Competitive Grant program. *[Continued from June 13, 2024.]*

Commissioner Starrett expressed concerns about reaching a bigger variety of businesses as well as whether we could ensure that business owners would make up the committee. Commissioner Johnston expressed concerns about whether we had practices in place to avoid giving grant funds to the same businesses more than once. Commissioner Johnston also suggested that the Board of Commissioners should have had a role in selecting grant recipients as the final decision after the committee processed the initial applications. Commissioner

Johnston directed staff to provide a list of current applicants. Commissioner Berschauer directed staff to conduct more checks and balances to be sure the County isn't granting funds to political organizations, businesses that had shut down and reopened, and establish a clearer candidate for grant funds.

After discussion, the consensus of the Board was to direct staff to schedule a work session in July. There was no action taken.

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

1. **B.O. 24-166** - Consideration of approval of Amendment #6 to an agreement between Yamhill County and Homeward Bound Pets Humans Society (B.O. 17-375) for three dedicated kennels at the rate of \$85 per day and to amend the contract removing the ability to utilize overflow kennels.

Sheriff Sam Elliott stated that the contract expired June 30, 2024, and the reason to extend the contract through September was to incorporate the consensus of the work session in August 2024. Sheriff Elliott stated that there were enough funds in the Sheriff's Office budget to meet the terms of an extended contract through September without reducing the number of kennels. Amanda Golden from Homeward Bound Pets stated that the reduction in kennels would make no difference in the capacity problem the County was facing. Ms. Golden clarified that the County dogs were in overflow kennels for at least eight months out of the year. Sheriff Elliott had reduced the fees for the licensing or completely waived the fees in some cases to encourage individuals to take their dogs back from shelters and license the dogs to assist law enforcement in tracking and returning dogs to their owners in the future. Ken Huffer clarified that waiving fees could help keep dogs out of shelters and reduce overall cost long term, but the citation and licensing fees were the only revenue keeping the dog control program running.

Commissioner Starrett directed staff to extend the contract through September but remove the amendment to reduce the number of kennels from three to two.

Commissioner Johnston moved to approve item I1 as amended. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

2. **B.O. 24-167** - Consideration of approval of the submission of a grant application for the 2024 Oregon Emergency Management State Homeland Security Program (SHSP) grants.

Sargent Brian Young stated that the application for the Oregon Emergency Management State Homeland Security Program grant would be for \$75,000 to buy and outfit a trailer to respond to County incidents and to be used as a mobile command center and emergency operations center.

After discussion, Commissioner Starrett moved to approve item I2. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

3. **B.O. 24-168** - Consideration of approval of a blanket refund order authorizing the tax collector to issue lawful refunds to taxpayers, effective July 1, 2024, through June 30, 2025.

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

4. **B.O. 24-169** - Consideration of approval of Agreement #DOR-065-24 between Yamhill County and the Department of Revenue to establish GIS digitized boundaries for taxing districts in the amount of \$60,000, effective upon approval through July 31, 2025. TA25001IGA

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

5. **B.O. 24-170** - Consideration of approval of proposed HHS Behavioral Health Usual and Customary Rates, Public Health Clinic Rates, and Environmental Health Fees for 2024-2025, effective July 1, 2024.

Commissioner Starrett moved to approve item I5. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

6. **B.O. 24-171** - Consideration to authorize Lindsey Manfrin to assign the role of Intergovernmental Agreement (IGA) Manager in the Express Payment & Reporting System (eXPRS) to receive funding under the intergovernmental agreement(s) with the Oregon Department of Human Services for the financing of Community Developmental Disabilities Program services.

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

7. **B.O. 24-172** - Consideration of approval of a proposed rate increase of 7.03% as recommended by Yamhill County Solid Waste Department and the Solid Waste Advisory Committee (SWAC) for Waste Management of Newberg-Transfer Station effective July 1, 2024.

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

8. **B.O. 24-173** - Consideration of approval of a proposed rate increase of 9% by Yamhill County Solid Waste Department for Recology Western Oregon effective July 1, 2024.

Commissioner Johnston raised concerns regarding customer service complaints. Ernie Martin from Recology stated that the customer service complaints could have been partially due to a cyber-attack in October 2023 which shut their system down until February 2024. They had since hired a new office manager, and hold times were down. Ashley Watkins stated that an automated phone routing issue that may have caused customer service issues was corrected, but that the Solid Waste Advisory Committee didn't receive many complains directly. Mr. Martin responded by stating that if the commissioners receive future complaints, to call him so he can deal with the complaint directly.

After discussion, Commissioner Starrett moved to approve item I8. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

9. **B.O. 24-174** - Consideration of approval of a Board Order and Resolution 24-06-20-1 in the matter of the adoption of the Yamhill County Budget for Fiscal Year 2024-2025; setting appropriations and levying taxes.

Commissioner Berschauer moved to approve 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.yamhillcounty.gov/1190/Public-Hearing-Notices>.

K. ANNOUNCEMENTS:

1. For information on county advisory committee vacancies, please refer to the county’s website, <https://www.yamhillcounty.gov/765/Boards-and-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@yamhillcounty.gov.

3. Electronic versions of all meeting agendas and meeting information packets can be found at the county’s website: <https://www.yamhillcounty.gov/AgendaCenter>.

Following Commissioner announcements, the meeting adjourned at 11:35 a.m.

Bailey Barnhart
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair LINDSAY BERSCHAUER

Commissioner KIT JOHNSTON

Commissioner MARY STARRETT