



**MINUTES OF THE REGULAR SESSION OF THE
LINN COUNTY BOARD OF COMMISSIONERS
TUESDAY MEETING
LINN COUNTY COURTHOUSE – ROOM 200
JULY 30, 2019**

The Linn County Board of Commissioners met for the regularly scheduled meeting on Tuesday, July 30, 2019.

Those present at various times for the matters as indicated below were: Savannah Crawford, ODOT Project Manager, ODOT Region 2/Area 4; Mark Volmert, Linn County Special/Rural Transportation Coordinator; Larry Jones, Linn County ITS Director; Todd Noble, Linn County Health Services Administrator; Torri Lynn, Linn County Juvenile Department Director; Darrin Lane, Linn County Roadmaster; Chuck Knoll, Engineer, Linn County Road Department; Russ Williams, Linn County General Services and Property Management Director; Rachel Adamec, Office Specialist/Property Management, Linn County General Services; Stephanie Newton; Rich Kellum; Alan Kwan; other audience members and Alex Paul, Reporter for the Democrat-Herald.

1, 2, 3. At 9:30 a.m. Chairman Nyquist called the meeting to order. The flag salute and roll call followed. Commissioners Roger Nyquist, Chairman and Will Tucker were present, as well as, Ralph Wyatt, Linn County Administrative Officer and Marsha Meyer, Recorder for the Board of Commissioners. Commissioner John K. Lindsey was on vacation.

4. Approval of Agenda.

Commissioner Nyquist requested to amend the Agenda to add an Executive Session under Agenda Item No. 20 in regard to ORS 192.660(2)(h).

Action – Commissioner Tucker moved to approve the amended agenda. The vote was called. The motion passed.

5. Approval of the July 23, 2019 Commissioners' Meeting Minutes.

Action – Commissioner Tucker moved to approve the July 23, 2019 Commissioners' Meeting Minutes. The vote was called. The motion passed.

6. Reports of Staff and Committees: There were no reports of Staff and Committees.

7. Presentation – Savannah Crawford, ODOT Project Manager, ODOT Region 2/Area 4.

Ms. Crawford provided a PowerPoint presentation to the Board in regard to the Van Buren Bridge Project. A copy of her PowerPoint handout is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

Ms. Crawford stated that she was sure the Board was aware of House Bill 2017; a transportation funding package that was approved by the State Legislature. Out of that package, ODOT received \$69 million for the Van Buren Bridge replacement and bridge seismic funding is to build a seismic resilient bridge.

She stated that there was a very aggressive project schedule with the design starting in 2019 and a contractor to be selected by 2021 due to the obligation in the Statewide Transportation Improvement Program.

Ms. Crawford then provided a history of the past studies done over several decades in regard to the Van Buren Bridge which is a historic structure. In 2005, the recommendation was to leave the existing bridge in its place and then build a new alignment just north. She referenced a map shown in her PowerPoint slides. In 2009, there was a traffic analysis asking if they built a new two-lane bridge would that solve the congestion issues in downtown Corvallis; the 2009 report showed that, no, it would not solve the issue of congestion and there would need to be a north bypass in order to help the congestion issue. She reiterated that this project was strictly a bridge replacement project and not a north bypass project. Ultimately, we want to build a new bridge.

Commissioner Nyquist asked that if it was two-lanes and the current bridge is one-lane, intuitively, it would help and Ms. Crawford agreed and stated that ODOT has to validate and due their due diligence of the work that has already been done. They have to follow Federal regulations in regard to the Van Buren Bridge being a historical bridge. Commissioner Tucker asked that Ms. Crawford remember that the other end of the bridge ends up in Linn County and that the Board would have interest even though the conversations have been driven by the City of Corvallis. Ms. Crawford asked if the Board was stating that they want the bridge. Both Board members gave an emphatic NO!

Commissioner Tucker stated the Board just wants to be kept in the conversations regarding this matter.

Ms. Crawford stated that ODOT was still determining what the design would look like in order to meet their schedule. They need to have a plan and design by December, 2019. The intent is to have two lanes on the bridge and a multi-use path as well. Ms. Crawford stated that the schedule is to start the bidding process by July, 2021 and start construction in 2022. She stated that construction would be between two and two and a half years.

Commissioner Nyquist stated that, even though the Board had not discussed or taken a public position on this project, they certainly are interested in the project getting done. He stated that anything the Board could do to help ODOT, in that regard, let them know. He then stated that he did not see built into the timeline an appeals process. He stated that, surely out of tens of thousands of people who cross the bridge and live in the area, there would be someone who would not like the outcome and will engage in the appeal process. Ms. Crawford stated that part of the historical process was to not have an adverse affect on the bridge and that was the driving factor of the process. She stated that Federal Highways ultimately decides on the design and, at that point in time, ODOT would go out to the public and inform them of what has been proposed and that would be when ODOT would contact their partners to provide letters for the record; that would be considered the appeals process.

Commissioner Nyquist stated that he was also concerned about the State Land Use Laws and asked if that would be a component of this process. Ms. Crawford stated, yes, and ODOT believes everything was in compliance from the land use perspective but there are permits that they still need to obtain.

Commissioner Nyquist thanked Ms. Crawford for coming before the Board and for her work on this project.

8. Special Transportation – Mark Volmert, Linn County Special/Rural Transportation Coordinator.

Mark Volmert provided a review of the following items:

A. Resolution & Order 2019-236 approving an Intergovernmental Agreement for transportation services pursuant to the Rail and Public Transit Division for the Oregon Department of Transportation (Grant No. 33584) between the City of Albany and Linn County.

Action Taken Below.

B. Resolution & Order 2019-237 approving a Subrecipient Agreement for general transportation services between Linn County and Sweet Home Senior Center/Linn Shuttle.

Action – Commissioner Tucker moved to approve Resolution & Orders 2019-236 and 237. The vote was called. The motion passed.

9. ITS Department – Larry Jones, Linn County ITS Director.

Commissioner Tucker asked Mr. Jones about why it states “retroactive”. Mr. Jones replied that the original agreement was completed between USA.net and Bae Systems had purchased the service from them and, over time, the contracts had not been updated. The County has been on a month-to-month contract. Mr. Jones stated that the new contracts are for 36 months and that both companies have done an excellent job.

In regard to these two items, Commissioner Nyquist asked the two Department Heads, who were present in the meeting, Darrin Lane, Linn County Roadmaster and Todd Noble, Linn County Health Services Administrator, if they were happy with both of the company’s services. Mr. Lane indicated that he was very happy and glad the County was continuing the contracts for another 36 months. Mr. Noble added that these companies provided added security and he was also pleased with their service.

A. Resolution & Order 2019-248 approving a Sole-Source Agreement between Bae Systems Applied Intelligence US Corp. and Linn County and delegating retroactive authority to execute the Master Agreement.

Action Taken Below.

B. Resolution & Order 2019-249 approving a Sole-Source Agreement between Barracuda Networks and Linn County and delegating retroactive authority to execute the Master Agreement.

Action – Commissioner Tucker moved to approve Resolution & Orders 2019-248 and 249. The vote was called. The motion passed.

10. Health Department – Todd Noble, Linn County Health Services Administrator.

A. Resolution & Order 2019-239 approving an Agreement with MODA Health Plan, Inc. to provide services for Linn County Public Health and delegating authority to execute originals.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-239. The vote was called. The motion passed.

B. Request for Refund from Linn County Environmental Health Department to Mathew Peters for \$1,010.

Action – Commissioner Tucker moved to approve the Request for Refund. The vote was called. The motion passed.

11. Juvenile Department – Torri Lynn, Linn County Juvenile Department Director.

A. Resolution & Order 2019-246 approving an Intergovernmental Agreement for services to juveniles between Oregon Youth Authority and Linn County and delegating authority to execute originals.

Mr. Lynn stated that this agreement was for the department's diversion and basic service dollars that provides money for their infrastructure and services to help keep juveniles from going further into the juvenile system and to keep them out of the correctional facility. Commissioner Tucker stated that the funds also supported the Jackson Street Youth Shelter.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-246. The vote was called. The motion passed.

12. Road Department – Darrin Lane, Linn County Roadmaster.

A. Resolution & Order 2019-017 approving a Contract Agreement (Change Order No. 1) for the Old Salem Road: Truax Creek Bridge Replacement Project between HP Civil, Inc. and Linn County.

Commissioner Tucker asked how the road looked as he hasn't driven down it yet. Mr. Lane stated that it looks and feels good and that he drives across it at least twice a day.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-017. The vote was called. The motion passed.

13. General Services – Russ Williams, Linn County General Services and Property Management Director.

A. Resolution & Order 2019-141 authorizing the publication and distribution of the Invitation to Bid for the Courthouse-East Wing Re-Roof Project.

Commissioner Tucker asked Mr. Williams when the bids would be opened and Mr. Williams stated it is scheduled for Tuesday, August 27, 2019.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-141. The vote was called. The motion passed.

B. Resolution & Order 2019-245 approving the sale of certain County properties and any improvements thereon.

Mr. Williams stated that he was asking for the Board’s approval to auction a piece of property in Sweet Home which was the former property of Western States. The minimum bid was \$2,707,250 and the auction date was scheduled for Thursday, August 29, 2019.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-245. The vote was called. The motion passed.

Commissioner Nyquist thanked Mr. Williams and staff for the expedited work in scheduling the auction.

14. Correspondence: There was no correspondence to come before the Board.

15. Special Orders:

A. Personnel Action Forms were read into the record for: Miranda Salazar and Jenessa Stutzman (Developmental Disabilities); Cody Willis (Expo); Danyelle Petermen (Mental Health) and Rebecca Torres (Public Health).

Action – Commissioner Tucker moved to accept the Personnel Action Forms as read into the record. The vote was called. The motion passed.

B. Resolution 2019-202 reappointing members to the list of pools from which Linn County Board of Board of Property Tax Appeals members are selected.

Action – Commissioner Tucker moved to approve Resolution 2019-202. The vote was called. The motion passed.

C. Resolution 2019-244 reappointing members to the Linn County Historic Resource Commission.

Action – Commissioner Tucker moved to approve Resolution 2019-244. The vote was called. The motion passed.

D. Resolution & Order 2019-247 approving a First-Time Youth Wage Grant Agreement between Linn County and Roger Ruckert Farms.

Action – Commissioner Tucker moved to approve Resolution & Order 2019-247. The vote was called. The motion passed.

16. Unfinished Business and General Orders:

A. Calendar Update: The Commissioners updated their calendars. Commissioner Tucker stated that there would be an Elected Officials meeting next week and Commissioner Nyquist stated that he would not be attending next Tuesday's meeting.

17. New Business: There was no new business to come before the Board.

18. Announcements: There were no announcements.

19. Business from the Public (3 minute limit per speaker): Commissioner Nyquist recognized Rich Kellum, 4085 E. Commercial Way, Albany, OR 97321.

Mr. Kellum stated that he was coming before the Board as an individual member of the Albany City Council and not for the Council.

Mr. Kellum stated that he was frustrated with the lack of about \$700,000 in the City's budget and he thought Linn County may be able to work with them in regard to the use of the 9-1-1 call center instead of each entity having their own individual call center. Mr. Kellum indicated that what he needed from the County was information regarding cost; he was also gathering this information from Benton County. He explained that the State is talking about doing regional 9-1-1 centers so his request may be a moot point. Discussion followed.

Mr. Kellum stated that if he had information regarding cost and time involved, it would make it easier for him to have discussions with others. Commissioner Tucker stated that

the Board was not the holder of that information and it would need to come from the Linn County Sheriff's Office. Commissioner Tucker stated that he believed the Board of Commissioners would welcome opportunities for other organizations in the County's emergency call dispatch. Commissioner Nyquist asked, as a single Council Member, was Mr. Kellum interested in receiving a proposal from the County to operate the 9-1-1 system so he could then extrapolate what the savings would be on his end. Mr. Kellum stated yes. Commissioner Nyquist stated that it shouldn't be hard for the County to get that information to him. Commissioner Tucker stated that they need to be careful about getting too far into this discussion as Mr. Kellum was speaking as an individual of the City Council. There is a Chief of Police who believes it is his responsibility and, until he wants to have that conversation with the Linn County Sheriff, giving one member of the council material, may look as if the County was stepping over the line. Commissioner Tucker stated that he would be happy to connect Mr. Kellum with the Sheriff's Office but would ask that Mr. Kellum make sure that he had the Chief of Police in a position of being interested in hearing the conversation. Commissioner Nyquist stated that this was a conversation about local government exploring the ways to do things more efficiently and, at the end of the day, it was the taxpayer's dollars and the taxpayer does not distinguish between the property tax money and where it was spent. We should participate and not fear the internal baseball on this and do what is right by the taxpayers. Discussion continued.

There was a brief discussion regarding the soda tax.

Commissioner Nyquist stated this concluded the regular agenda and the Board would recess to go into an Executive Session. He stated that it was not anticipated, at this time, that the Board would take any action at the end of the Executive Session but would, however as a matter of procedure, reconvene this meeting for the sole purpose of adjourning the meeting.

Commissioner Nyquist recessed the regular Board meeting at 10:10 a.m.

20. Executive Session – Pursuant to ORS 192.660(2)(h). *This item was added to the Agenda at the beginning of the Board meeting.*

Commissioner Nyquist reconvened the regular Board meeting at 10:55 a.m.

Commissioner Nyquist indicated that the Board was back from an Executive Session and there were no actions taken in the Executive Session; nor any contemplated at that point. He asked Commissioner Tucker if he concurred. Commissioner Tucker stated that there was a consensus of a possible area for Commissioner Nyquist to explore.

Commissioner Nyquist stated that he would do some work and report back to the Board.

21. Adjournment. There being no other business to come before the Board; the Board of Commissioners meeting was adjourned at 10:56 a.m. by unanimous consent.

The next regular public meeting of the Board of Commissioners is scheduled for Tuesday, August 6, 2019.

 Recorder
For Board of Commissioners
Marsha Meyer

LINN COUNTY BOARD OF COMMISSIONERS

ABSENT


Roger Nyquist, Chairman



John K. Lindsey, Commissioner



William C. Tucker, Commissioner

Date 8-6-2019