



**MINUTES OF THE REGULAR SESSION OF THE
LINN COUNTY BOARD OF COMMISSIONERS
TUESDAY MEETING
LINN COUNTY COURTHOUSE – ROOM 200
MARCH 5, 2019**

The Linn County Board of Commissioners met for the regularly scheduled meeting on Tuesday, March 5, 2019.

Those present at various times for the matters as indicated below were: Brian Carroll, Linn County Parks and Recreation Director; Todd Noble, Linn County Health Services Administrator; Darrin Lane, Linn County Roadmaster; Robert Wheeldon, Linn County Planning and Building Director; Alyssa Boles, Senior Planner, Linn County Planning and Building Department; Rachel Adamec, Office Specialist/Property Management, Linn County General Services Department; Rich Kellum; Alan Kwan 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; John K. Lindsey, Vice-Chairman and Will Tucker were present, as well as, Ralph Wyatt, Linn County Administrative Officer and Heather Gravelle, Recorder for the Board of Commissioners.

4. Approval of Agenda.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve the agenda. The vote was called. The motion passed unanimously.

5. Reports of Staff and Committees:

A. Parks Update – Brian Carroll, Linn County Parks and Recreation Director.

Mr. Carroll provided the Board with a Parks Update. He explained that the inclement weather over the past few weeks had not caused any significant damage to parks structures; however, there was minimal damage to the rails on the bridge at McDowell Creek Falls and it has been closed while it was being repaired. He added that many trees were down in several of the parks and it would take time for staff to clean them up. Next, Mr. Carroll shared that the septic system at River Bend was scheduled to undergo significant changes and that they were currently in violation of their permit but they were working with the Department of Environmental Quality (DEQ) on the matter in order to be in compliance.

Next, Mr. Carroll provided the following additional updates: the new well at Waterloo was working great and they would be adding a reservoir; they just completed installing a yurt at River Bend and purchased one that will go into Clear Lake once they obtained permission from the Forest Service and the logging project was ongoing at Detroit Lake and was going well although work had slowed down due to the weather.

Commissioner Nyquist asked, in regard to the logging project, for an update on the potential one-time deal with the neighboring property owners so they would not have the expense of reforestation. Mr. Carroll responded that after conferring with the Linn County Attorney's Office they had determined they needed to do it via the auction process and he would be presenting the matter to the Board in the near future. Brief discussion followed.

Next, Mr. Carroll shared that the Stayton Bridge Boat Ramp project had gone out to bid and that bids were due by Monday, March 11, 2019. Next, he explained that from a budget standpoint, they were up about \$250,000 from last year which puts them \$120,000 ahead for projected revenues.

Commissioner Tucker mentioned that the shelter at Clear Lake needed to be restored before it was lost forever. Mr. Carroll responded that he had recently heard from the Forest Service on the matter and he was told that they do intend to restore the shelter and would have a meeting this month to discuss it further. Lastly, Mr. Carroll complimented Clear Lake Staff for keeping the resort open for business during the snow storm. The Board thanked Mr. Carroll for his work and the updates.

B. Resolution & Order 2019-057 approving an Intergovernmental Agreement between the State of Oregon Parks and Recreation Department and Linn County and delegating authority to execute originals.

Mr. Carroll provided the Board with background information regarding Resolution & Order 2019-057.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-057. The vote was called. The motion passed unanimously.

C. Resolution & Order 2019-067 approving a Grant Agreement between the State of Oregon Parks and Recreation Department for installation of restrooms at Whitcomb Creek County Park and delegating authority to execute originals.

Mr. Carroll provided the Board with an overview of Resolution & Order 2019-067.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-067. The vote was called. The motion passed unanimously.

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

A. Resolution & Order 2019-024 approving an Intergovernmental Agreement for Behavioral Health Services between Scio Public School District and Linn County.

Mr. Noble provided the Board with background information regarding Resolution & Order 2019-024.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-024. The vote was called. The motion passed unanimously.

B. Resolution & Order 2019-055 approving an Amendment No. 3 to a Personal Services Contract for Public Health Services between Intercommunity Health Plans, Inc. and Linn County and delegating authority to execute originals.

Mr. Noble provided the Board with an overview of Resolution & Order 2019-055.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-055. The vote was called. The motion passed unanimously.

C. Resolution & Order 2019-056 approving an Amendment No. 8 to a Personal Services Contract for Alcohol and Drug Treatment Program Services between Intercommunity Health Plans, Inc. and Linn County and delegating authority to execute originals.

Mr. Noble provided the Board with an overview of Resolution & Order 2019-056.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-056. The vote was called. The motion passed unanimously.

D. Resolution & Order 2019-061 approving a Memorandum of Agreement (MOA) providing Behavioral and Public Health Services between Intercommunity Health Network-Coordinated Care Organization (IHN-CCO) and Linn County, Benton and Lincoln Counties and delegating authority to execute originals.

Mr. Noble provided the Board with background information regarding Resolution & Order 2019-061.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-061. The vote was called. The motion passed unanimously.

E. Resolution & Order 2019-066 approving an Intergovernmental Agreement between Samaritan Health Plans, Inc. and Linn County.

Mr. Noble provided the Board with background information regarding Resolution & Order 2019-066.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-066. The vote was called. The motion passed unanimously.

F. Request for Refund from Linn County Environmental Health to Randy Determen, \$670.

Mr. Noble provided the Board with background information pertaining to the Request for Refund.

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

Commissioner Nyquist stated the he had read an article recently regarding Samaritan reducing the number of mental health beds in the area and asked Mr. Noble what the impact to the community would be. Mr. Noble responded that it was due to new Federal Government regulations requiring retrofitting of many of the facilities to meet new standards. He explained that it would be a significant impact as they already had a difficult time finding open beds. Mr. Noble then provided the Board detailed background information on the matter. Commissioner Nyquist noted that people would end up on the street or in jail and it was 180 degrees opposite of where it needed to be and Mr. Noble agreed and added that, with ten million dollars, they could retrofit the units in the State and would not lose any beds. Discussion followed. Mr. Noble stated he would keep the Board updated on the matter.

Next, Commissioner Nyquist mentioned that the funding from House Bill (HB) 3194 was set to end and that would impact the Alcohol & Drug and Mental Health Departments; they needed to be prepared to not receive that revenue. He added that we also needed to ensure this information was communicated to folks so there was no surprise. Mr. Noble agreed and stated that it would be a big impact to several Linn County Departments. Brief discussion followed. The Board thanked Mr. Noble for his updates.

7. Road Department - Darrin Lane, Linn County Roadmaster.

A. Resolution 2019-051 delegating authority to Darrin L. Lane, Roadmaster, to purchase oil rock delivered to the **Belts Drive** stockpile location.

Mr. Lane provided the Board with an overview of Resolutions 2019-051, 052 and 053.

Action Taken Below.

B. Resolution 2019-052 delegating authority to Darrin L. Lane, Roadmaster, to purchase oil rock delivered to the **Cascade Timber Quarry** stockpile location.

Action Taken Below.

C. Resolution 2019-053 delegating authority to Darrin L. Lane, Roadmaster, to purchase oil rock delivered to the **Trulove Pit** stockpile location.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolutions 2019-051, 052 and 053. The vote was called. The motion passed unanimously.

Commissioner Tucker thanked Mr. Lane and his team for their work on the roads during the snow storms and added that he appreciated their efforts. Brief discussion followed.

8. Planning and Building Department – Alyssa Boles, Senior Planner, Linn County Planning and Building Department.

Commissioner Nyquist asked for clarification on the Frank Walker application and if he had formerly withdrawn it. Mr. Wheeldon explained that Mr. Walker did withdraw the application and that he had indicated that he would submit a new application at a later date once he obtained more information. Commissioner Nyquist asked Mr. Wheeldon to personally call Mr. Walker to get verification on the matter and Mr. Wheeldon responded that he would.

Next, Commissioner Tucker mentioned the Monty Ellison case and asked Mr. Wheeldon to provide an update. Mr. Wheeldon responded that he had received notification that the City of Albany did appeal the case to LUBA and he provided further details on the matter. Commissioner Tucker stated that, in regard to this case, he believed that the Linn County Board of Commissioners had an interest in defending their roles and responsibilities to make land use decisions in the Urban Growth Boundary (UGB) with a consideration of future use. He added that he would like a consensus of the Board to direct staff to work with Mr. Ellison on the matter and that the Board would not be defending the Ellison's, but would be defending the Board's decision, the decision making process and the Linn County Code. Commissioner Lindsey concurred. Commissioner Nyquist did not attend or participate in the public hearing and refrained from providing input on the matter.

A. Resolution & Order 2019-013 approving a Zoning Map Amendment Application by Lonnie Ashley to change the zoning map designation on an 82.98-Acre property.

Ms. Boles provided the Board with an overview of Resolution & Order 2019-013.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-013. The vote was called. The motion passed unanimously.

B. Ordinance 2019-014 approving an Ordinance Amending the Linn County Zoning Map.

Ms. Boles provided the Board with background information regarding Ordinance 2019-014.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Ordinance 2019-014. The vote was called. The motion passed unanimously.

9. General Services - Rachel Adamec, Office Specialist/Property Management, Linn County General Services Department.

A. Sealed Bid – Account Nos. 100442, 100459 and 100517.

Ms. Adamec presented the Board with one sealed bid she had received for Account Nos. 100442, 100459 and 100517. She then opened the sealed bid and announced it was from Q and H Properties, LLC. and that there were three checks, each for \$100, as well as, three checks, each for \$10 from Q and H Properties, LLC.

Commissioner Lindsey expressed concern that there may be an easement issue down the road. Commissioner Nyquist noted that it had been the goal of the Board for fifteen years to get rid of parcels that were used for transportation purposes. He added that the County had contacted the bidder regarding this matter; he did not contact us. It was logical for him to own the parcels. Brief discussion followed.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to accept the bid from Q and H Properties, LLC. for Account Nos. 100442, 100459 and 100517. The vote was called. The motion passed unanimously.

10. Correspondence – Letter of Support dated Tuesday, March 5, 2019 from the Board to KJ Ullfers, Crossroads Communities, supporting affordable veterans housing.

Commissioner Lindsey explained that the Letter of Support was in regard to a non-profit group from Lebanon that wanted to provide services to veterans that included affordable housing, as well as, dependency and other issues. The Board expressed their support of the letter.

11. Special Orders:

A. Personnel Action Forms were read into the record for: Laura Alcorn and Tayven Hellman (General Services); Laura Friederick, Suzanne Hart, Michelle Hastings, Maria Sotelo and Lise Verhoogen (Mental Health) and Lyle Gibbs (Road Department).

B. Resolution & Order 2019-060 executing a Cooperative Agreement with the Regional Accelerator & Innovation Network (RAIN) and Linn County.

Mr. Wyatt provided the Board with background information regarding Resolution & Order 2019-060.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Order 2019-060. The vote was called. The motion passed unanimously.

C. Resolution & Order 2019-062 approving a Property Line Adjustment Deed for certain real property owned by Linn County.

Mr. Wyatt provided the Board with details regarding Resolution & Orders 2019-062 and 063.

Action Taken Below.

D. Resolution & Order 2019-063 approving a Quitclaim Deed to the State of Oregon, by and through its Oregon Military Department, for certain property located in Linn County, Oregon.

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Orders 2019-062 and 063. The vote was called. The motion passed unanimously.

E. Resolution & Order 2019-064 amending a classification for Communications Dispatcher (Range 51-DSA).

Mr. Wyatt provided the Board with an overview of Resolution & Orders 2019-064 and 065.

Action Taken Below.

F. Resolution & Order 2019-065 adopting a new classification for Sergeant – Detective Division (Range 18-Management/Exempt (SO)).

Action – Commissioner Tucker moved and Commissioner Lindsey seconded the motion to approve Resolution & Orders 2019-064 and 065. The vote was called. The motion passed unanimously.

12. Unfinished Business and General Orders: There was no unfinished business or general orders.

A. Calendar Update: Commissioner Tucker shared that he would be attending the Lebanon Chamber Distinguished Awards Dinner tonight, Tuesday, March 5, 2019. He added that he would be attending the Workforce Board meeting in Salem on Wednesday, March 6, 2019 and would not be able to attend the Management Staff meeting.

13. New Business: Commissioner Nyquist shared that the Army Corps of Engineers has changed how they were treating wetland fill permits and there could be substantial impacts and delay projects six months to a year. Discussion followed. Commissioner Nyquist proposed that the Board write a letter to our Federal Delegation on the matter and the Board concurred.

14. Announcement: There will be a Management Staff Meeting held on Wednesday, March 6, 2019 at 11:30 a.m. in the Linn County Courthouse Basement Meeting Room.

15. Business from the Public (3 minute limit per speaker): There was no one present from the public wishing to use this forum.

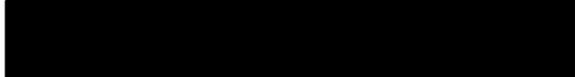
16. Adjournment: There being no other business to come before the Board; by unanimous consent, the Board of Commissioners meeting was adjourned at 10:25 a.m.

The next regular public meeting of the Board of Commissioners is scheduled for Tuesday, March 12, 2019.

 Recorder
For Board of Commissioners
Heather Gravelle

LINN COUNTY BOARD OF COMMISSIONERS


Roger Nyquist, Chairman


John K. Lindsey, Commissioner


William C. Tucker, Commissioner

Date 3-12-2019