

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 September 9, 2021, in a virtual meeting via Zoom, Commissioners Mary Starrett, Lindsay Berschauer and Casey Kulla being present.

Also present were Ken Huffer, County Administrator; Christian Boenisch, County Counsel; Nohely Barajas-Montalvo, County Counsel Legal Assistant; Sheriff Tim Svenson; and Jason Foose, County Surveyor.

Guests via Zoom: KJ Konink; Tara Williams; Sheila Barnes; Marvin Bernards; Beth Rankin; Megan B.; Betti Spencer; Erin Chen; Dayna Gilbert; Val Blaha; BB; Jeff Grider; and Darragh Flood.

Welcome! Due to COVID-19 and physical distancing requirements, attending the meeting is discouraged. The public can view the meeting via the YouTube link on the Yamhill County Meetings page. <https://www.co.yamhill.or.us/meetings>. See below for instructions regarding submitting general public comment or comments on agenda items.

A. CALL TO ORDER: Commissioner Starrett called the meeting to order at 10:00 a.m.

B. FLAG SALUTE

The meeting was recessed due to technical issues at 10:02 a.m. and reconvened at 10:07 a.m.

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

The Commissioner's reviewed the joint schedule for the week of September 6 - September 11, 2021. No other county business was discussed.

D. PUBLIC COMMENT: *Due to COVID-19 and physical distancing requirements, anyone wishing to submit general public comment or comments related to a specific agenda item may do so in written format via email at bocinfo@co.yamhill.or.us or by mail at 535 NE Fifth St., McMinnville, OR 97128. Any comments received prior to the meeting will be shared with the Board of Commissioners and submitted to the record.*

Public comments were received via e-mail regarding item G1, vaccine mandates, ARPA funds, and calls for the resignation of Commissioner Berschauer.

E. 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.

F. DEPARTMENT UPDATES: None.

G. CONSENT AGENDA: Commissioner Berschauer asked to move item G1 to Other Business for further discussion. Commissioner Kulla moved approval of the consent agenda. The motion passed, Commissioners Starrett, Berschauer and Kulla voting aye.

Contracts & Grants

1. Approval of a contract employee agreement between Yamhill County and Timothy S. “Todd” Sadlo for special counsel services at the rate of \$150.00/hour, retroactive to September 1, 2021 with annual auto-renewal. *[Moved to Other Business]*.

2. **B.O. 21-369** - Approval of Agreement #171448 between Yamhill County Health and Human Services and the Oregon Health Authority (OHA) for tort liability coverage retroactive to July 1, 2021 through June 30, 2023 subject to the final review and approval by county counsel.

3. **B.O. 21-370** - Approval of Agreement #171629 between Yamhill County, Public Health Division and the Oregon Health Authority for the funding of Healthcare Preparedness Program (HPP) supplies in the amount of \$8,947, retroactive to July 1, 2021 through June 30, 2022.

Authority

4. **B.O. 21-371** - Authorize Lindsey Manfrin, HHS Director, and other designated individuals to place CMHP Director holds on persons deemed dangerous to self or others, or mentally ill persons placed on conditional release, outpatient commitment or trial release, rescinding Board Order 21-113.

Surplus

5. **B.O. 21-372** - Approval of declaring an inventory of miscellaneous items from the Facilities Maintenance Division as surplus property to be sold to the public and local government agencies.

H. OLD BUSINESS: None.

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

1. **B.O. 21-373** - Consideration of approval and submission of the 2021 Habitat Conservation Plan Annual Compliance report.

Commissioner Kulla moved approval of item I1. The motion passed, Commissioners Starrett, Berschauer and Kulla voting aye.

2. **B.O. 21-374** - Consideration of approval to authorize Public Works to proceed with an Intergovernmental agreement with the City of Carlton for the Meadowlake Road paving project.

Commissioner Kulla moved approval of item I2. The motion passed, Commissioners Starrett, Berschauer and Kulla voting aye.

3. **B.O. 21-375** - Consideration of approval of extending the COVID-19 Paid Administrative Leave Policy (B.O. 20-91) effective September 11, 2021 through October 10, 2021.

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

4. **B.O. 21-376** - Consideration of approval of the quote and purchase of 40 Lenovo ThinkBook 14s Yoga laptops from TechHeads in the amount of \$54,634.80 retroactive to August 25, 2021.

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

5. **B.O. 21-377** - Consideration of the ratification of Amendment #3 to Agreement #159384 between Yamhill County Health and Human Services and the Oregon Health Authority (B.O. 19-350) for Veteran's peer delivered services.

Commissioner Starrett moved approval of item I5. The motion passed, Commissioners Starrett, Berschauer and Kulla voting aye.

6. **B.O. 21-378** - Consideration of approval to distribute a letter via e-mail to County employees regarding mandated COVID-19 vaccinations.

The Board and staff discussed the state vaccine mandate deadline and the potential impact to county operations. After discussion, Commissioner Berschauer moved approval of item I6. The motion passed, Commissioners Starrett and Berschauer voting aye, Commissioner Kulla voting nay.

7. **B.O. 21-379** - Consideration of approval of a letter to Oregon Health Authority (OHA) Director Pat Allen in response to COVID-19 vaccine breakthrough cases.

Commissioner Starrett moved approval of item I7 with minor changes made to the language in the letter. The motion passed, Commissioners Starrett and Berschauer voting aye, Commissioner Kulla voting nay.

The meeting was recessed at 12:23 p.m. and reconvened at 12:31 p.m.

8. **B.O. 21-380** - Consideration of approval of a contract employee agreement between Yamhill County and Timothy S. "Todd" Sadlo for special counsel services at the rate of \$150.00/hour, retroactive to September 1, 2021 with a 90-day term.

After discussion, Commissioner Starrett moved approval to amend the agreement to a 90-day term. The motion passed, Commissioners Starrett, Berschauer and Kulla voting aye.

J. PUBLIC HEARINGS: None.

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
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>
4. Ken Huffer provided a brief update to the Board regarding the ARPA funding process and recommended scheduling a work session on September 23, 2021. The consensus of the Board was to schedule a work session as recommended. **[No action was taken.]**
5. Ken Huffer requested adding an agenda item regarding the repayment of the Connect Oregon VI grant to next week's agenda. The consensus of the Board was to review as an agenda item next week. **[No action was taken.]**

Following Commissioner announcements, the meeting adjourned at 1:05 p.m.

Carolina Rook
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair

MARY STARRETT

Commissioner

LINDSAY BERSCHAUER

Commissioner

CASEY KULLA

Accepted by Yamhill County
Board of Commissioners on
10/21/21 by Board Order
21-420