

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 July 21, 2022, at 10:00 a.m. in Room 32 of the courthouse and a virtual meeting via Zoom, Commissioners Lindsay Berschauer, Casey Kulla and Mary Starrett being present.

Also present were Ken Huffer, County Administrator; Colton Totland, County Counsel II; Carolina Rook, BOC Staff.

Guests: Jason Lampman; Beatrice Falla and Paige Barton 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.

A. CALL TO ORDER: Commissioner Berschauer called the meeting to order at 10:01 a.m.

B. FLAG SALUTE

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 July 25 – July 31, 2022. 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.

Public comment was received in person from Jason Lampman regarding Measure 109. Mr. Lampman expressed his concern with placing a ban on Measure 109 citing his potential inability to make profits on his farm if a ban is in effect. He feels that Measure 109 is safe and discussed the misinformation and noninformation that is out there. He mentioned that a lot of the

misinformation can be cleared up by reading Measure 109 in its entirety. He does not believe a ban would be appropriate given that the voters have already approved this but also recognizes the safety concerns surrounding this Measure. He discussed the long term research that has taken place concerning this Measure. He went on to discuss the cost of running one of the service centers and an estimate of what the cost for treatment might be.

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:

Commissioner Starrett moved approval of the consent agenda. The motion passed, Commissioners Berschauer, Kulla, and Starrett voting aye.

Committees

1. **B.O. 22-238** - Approval of the appointment of Greg Westbrook – Non-voting member to the Local Public Safety Coordinating Council (LPSCC) to complete the remainder of Tara Williams' term effective immediately through July 2023.

Personnel

2. **B.O. 22-239** - Approval to authorize Leave Without Pay (LWOP) for employee # 5015 retroactive from April 14, 2022 through August 8, 2022.

H. OLD BUSINESS:

1. Consideration of approval in the matter of an Ordinance amending Ordinance 587, the Term Limits Ordinance, to make term limits inapplicable to the positions of Assessor, Sheriff, Clerk and Treasurer; effective November 2, 2022. *[Continued from June 30, 2022].*

After a short discussion about the decision to remove term limits for administrative elected officials, Colton Totland read the first of two readings of the Ordinance amending Ordinance 587. The next reading will take place on August 4, 2022. There was a brief discussion on the possibility of this Amendment being challenged. There was no action taken.

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

1. **B.O. 22-240** - Consideration of approval of an Intent to Award notice and contract to HR Green for rural broadband consulting services.

Ken Huffer provided more details on the process for this Intent to Award.

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

2. **B.O. 22-241** - Consideration of Maintenance Assistance Grant Intergovernmental Agreement # 2123-070 between Yamhill County and the Oregon State Marine Board (OSMB) for maintenance costs at Dayton, Ediger, and Rodger's Landings in the amount of \$30,950 retroactive to July 1, 2021 through June 30, 2023.

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

3. **B.O. 22-242** - Consideration of approval of a service and fee agreement between Yamhill County and Qualtrics for Enterprise Advanced Cloud based survey software in the amount of \$14,972.87 retroactive to June 14, 2022 through June 13, 2023.

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

4. **B.O. 22-243** - Consideration of approval of the 2022 Fund Exchange Agreement #73000-00008765 between Yamhill County and the Oregon Department of Transportation (ODOT) to exchange \$655,259.79 in federal funds for \$655,259.79 in state funds for the Newberg-Dundee Bypass Project, effective upon execution for two calendar years.

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

Following Commissioner announcements, the meeting adjourned at 11:21 a.m.

Megan Marasco
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS



Chair LINDSAY BERSCHAUER



Commissioner CASEY KULLA



Commissioner MARY STARRETT

Accepted by Yamhill County
Board of Commissioners on
9-22-22 by Board Order
22-296