

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 December 8, 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; Justin Hogue, Deputy County Administrator; Christian Boenisch, County Counsel; Patricia Rojas, HR Director; Mikalie Moreno, Risk Manager; Megan Marasco, HR Generalist; Cynthia Thompson, Transit Manager and Lindsey Manfrin, HHS Director. Colton Totland, Assistant County Counsel; Jodi Gollehon, Assistant County Counsel II; Nohely Barajas, Legal Assistant; Greg Haffner, Engineering Manager and Tim Svenson, Sheriff participated via Zoom.

Guests via Zoom: Kit Johnston. Nicole Montesano, Keith Nasman, Joseph Huddleston, Peter Van Patten and Damien Hall 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.

Notice: The Board of Commissioners will hold an Executive Session immediately following combined session pursuant to ORS 192.660(2)(h) – Executive session to consult with legal counsel regarding current litigation.

Notice: The Board of Commissioner’s Formal/Informal Session schedule has been changed for the month of December. There will be no session on December 29, 2022. Regular session schedules will resume in January.

A. CALL TO ORDER: Commissioner Berschauer called the meeting to order at 10:02 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 December 12 – December 18, 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.

There were no general public comments received via email or in person.

E. DEPARTMENT UPDATES:

a. Human Resources – Patricia Rojas

Ms. Rojas presented an update noting personnel transitions within the department. She highlighted ongoing projects in recruitment and retention. A training schedule for department managers is being created surrounding recruitment for the coming year. The Human Resources Oracle program structure is complete, clearing the way to begin building the employee access component. Filing and paperwork organization projects are ongoing. Ken Huffer emphasized the enormous efforts to implement the Oracle structuring going into effect in the spring. Collective bargaining with multiple employee unions, are ongoing. Lastly, Ms. Rojas addressed the Paid Leave Oregon program which will go into effect January 1, 2023, with payouts being available starting in September.

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 –

- a. Review/discussion of FY 2023-24 Discretionary Allocation
- b. End of work session

[Item F1 moved to December 15, 2022]

G. CONSENT AGENDA:

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

1. **B.O. 22-368** - Approval of a grant agreement between Yamhill County and K9s4Cops to receive a properly vetted and trained K9 for the Enforcement Division of the Sheriff's Office, effective upon approval.

2. **B.O. 22-369** - Approval of Grant Agreement #22-535 between Yamhill County and the State of Oregon, Office of Emergency Management (OEM) for the Emergency Management Performance Grant (EMPG) program in the total amount of \$88,928 retroactive to July 1, 2022 through June 30, 2023.

3. **B.O. 22-370** - Approval of Grant Agreement #22-234 to accept funding from the Oregon Department of Emergency Management (OEM) State Homeland Security Grant Program for the Yamhill County Sheriff's Office development and updates to the Countywide Emergency Operations Plan (EOP) in the amount of \$54,473.90, retroactive to October 1, 2022 through September 30, 2024.

H. OLD BUSINESS:

1. **B.O. 22-371** - Consideration of approval of Amendment #9 to Agreement #169533 between Yamhill County and the Oregon Health Authority (OHA) for the financing of Public Health Services (B.O. 21-248) adding funding award in the amount of \$68,644.63. Retroactive to August 1, 2022 through June 30, 2023. *[Continued from December 1, 2022.]*

The Board and staff resumed discussion concerning website language defining vaccine "promotion" and "safe and effective". Lindsey Manfrin outlined the information process provided, both in-clinic and online, to anyone receiving a vaccination, regardless of the type of vaccine which outline any associated benefits or risks. There was a real-time review of the current Yamhill County Health and Human Services (HHS) website page identifying vaccine safety and effectiveness. After discussion, Commissioner Berschauer moved approval of item H1. Commissioner Starrett expressed her reluctance to sign this amendment but would vote to approve and was appreciative of Ms. Manfrin and HHS Staff's efforts. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye.

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

1. Consideration of approval to obligate funding for the Title III project:

a. Yamhill Soil & Water Conservation District 2023 Wildfire Prevention Workshops *[Moved from December 1, 2022].*

Ken Huffer reviewed public notice requirements and funding limitations associated with Title III; this discussion was to seek consensus of the Board to proceed with further action to this project. Keith Nasman representing YSWCD presented the proposed workshop events for 2023. He reviewed the outcomes from the 2022 workshops and addressed improvements to make future events more successful. After discussion, the consensus of the Board was for Mr. Nasman to restructure the funding request for an updated proposal. There was no action taken.

2. **B.O. 22-372** - Consideration of approval of Grant Agreement #178213 between Yamhill County Public Health and the Oregon Health Authority (OHA) for reproductive health services in the amount of \$37,500 retroactive to December 1, 2022 through March 31, 2024.

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

3. **B.O. 22-373** - Consideration to authorize Lindsey Manfrin to apply for funding on behalf of Yamhill County Health and Human Services to the Oregon Department of Human Services, Vocational Rehabilitation to provide vocational rehabilitation services.

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

4. **B.O. 22-374** - Consideration to authorize Lindsey Manfrin to apply for funding from the Oregon Health Authority for behavioral Health HB2949 Workforce Incentives.

Ms. Manfrin clarified this funding stream was intended to be used for supervision requirements of behavioral health clinicians as well as tuition reimbursement or trainings versus HB4004 funding which focused on personnel recruitment and retention. After discussion, Commissioner Starrett moved approval of item I4. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye.

The meeting was recessed at 11:57 a.m. and reconvened at 12:05 p.m.

5. **B.O. 22-375** - Consideration to authorize Cynthia Thompson to submit the STIF-D application to the Oregon Department of Transportation (ODOT) for two (2) replacement category A buses in the amount of \$1,440,000.

Cynthia Thompson clarified Oregon's funding standards related to bus types according to a vehicle's lifespan. After discussion, Commissioner Kulla moved approval of item I5. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye.

6. **B.O. 22-376** - Consideration to authorize the Public Works Director to enter into professional service contract negotiations with David Evans and Associates (DEA).

Commissioner Berschauer moved approval of item I6. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye.

7. Consideration of approval of an agreement between Yamhill County and Yamhill County Care Organization, Inc. for the Promoting Healthy Childhood Environment project in the amount of \$70,000 retroactive to September 1, 2022 through August 31, 2023.

Ken Huffer stated this agreement was based on discussions going back to 2021 related to using American Rescue Plan Act (ARPA) funding to strategize a scope of work for childcare and the expansion of affordability and availability. After discussion, the consensus of the Board was to continue item I7 to December 15, 2022. There was no action taken.

8. **B.O. 22-377** - Consideration of approval of Lease Agreement #2000001299, as amended, between Yamhill County and Huntington Technology Finance, Inc. for the lease of mobile data terminals (MDT's) for the Yamhill County Sheriff's Office, initial term of five years with annual payments of \$59,066.

Sheriff Svenson clarified the lease option would support equipment repairs. Commissioner Berschauer moved approval of item I8. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye.

9. **B.O. 22-378** - Consideration of approval in the matter of Resolution 22-12-08-1 Opposing Oregon Ballot Measure 114 and upholding the Second Amendment Rights of Yamhill County residents.

Commissioner Berschauer moved approval of item I9 and read Resolution 22-12-08-1 into the record. The motion passed, Commissioners Berschauer and Starrett voting aye, Commissioner Kulla voting nay.

J. PUBLIC HEARINGS:

1. Docket #C-27-18/SDR-34-18: A request for an extension of a conditional use and site design review approval to site a commercial solar facility consisting of approximately 10 acres. Applicant: Manchester Solar, LLC. *[Continued from November 10, 2022 at the point of Staff Recommendation].*

The public hearing was reconvened at 12:49 p.m. at the point of Staff Recommendation. Ken Friday requested to continue the public hearing to December 15, 2023. Commissioner Berschauer moved approval that the hearing will reopen until noon on Tuesday, December 13, 2022 for the applicant only to provide written rebuttal to the November 17, 2022 letter from Andrew Mulkey of 1000 Friends of Oregon. The hearing shall then be reopened on December 15, 2022 at 10:00 a.m. in Room 32 of the Yamhill County Courthouse at the point of Staff Recommendation. The motion passed, Commissioners Berschauer, Kulla and Starrett voting aye. The public hearing was recessed at 12:50 p.m.

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 12:57 p.m.

Carolina Rook
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS



Chair LINDSAY BERSCHAUER

Unavailable for signature

Commissioner CASEY KULLA



Commissioner MARY STARRETT

Accepted by Yamhill County
Board of Commissioners on
3.23.23 by Board Order
B.O. 23-106

LB  CK  MS 