

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 January 18, 2024, at 10:00 a.m. in Room 32 of the Yamhill County courthouse, and in a virtual meeting via Zoom, Commissioners Lindsay Berschauer and Kit Johnston being present. Commissioner Mary Starrett participated via Zoom.

Also present were Ken Huffer, County Administrator; Christian Boenisch, County Counsel; and Ken Friday, Planning Director. Nohely Barajas-Montalvo, Legal Assistant, participated via Zoom.

Guests: Lee Schrepel and Richard Schoenthal 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 10:34 a.m. The start of the meeting was delayed due to a prior YCTA Board of Directors Meeting.

B. FLAG SALUTE

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

The Commissioners reviewed the joint schedule for the week of January 22 – January 28, 2024. 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 public comments received.

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 Berschauer requested that items G1 and G3 be removed pending further review. Commissioner Berschauer moved approval of the consent agenda as amended. The motion passed, Commissioners Berschauer, Johnston, and Starrett voting aye.

Committees

1. Approval to appoint Ukiah Halloran-Steiner to the Yamhill County Transit Advisory Committee for a three-year term to expire June 30, 2027.

Surplus

2. **B.O. 24-08** - Approval to declare three Yamhill County Transit vehicles units #000, 592, and 1305 as surplus and authorize staff to dispose of as salvage per county policy.

Contracts & Grants

3. Approval of Amendment #2 to Agreement #20-096 between Yamhill County Transit Area and First Transit, Inc. (B.O. 20-96) updating agreement terms retroactive to December 1, 2023, through June 30, 2024.

H. OLD BUSINESS: None.

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

1. **B.O. 24-09** - Consideration of approval to award an agreement between Yamhill County and Lawson Corporation for construction of the Pike Road Bridge Replacement Project in the amount of \$799,500 effective upon notice to proceed through November 1, 2024.

Commissioner Berschauer declared a potential conflict of interest due to receiving campaigning funds from members of Lawson Corporation but stated it would not impact her vote. Commissioner Kit Johnston stated he would recuse himself from voting due to business connections with Lawson Corporation. Commissioner Berschauer moved approval of item I1. The motion passed, Commissioners Berschauer and Starrett voting aye. Commissioner Johnston recused himself from the vote.

2. Consideration to authorize Yamhill County Health and Human Services to apply for American Rescue Plan Act (ARPA) funds in the amount of \$214,457 from the Oregon Department of Developmental Disabilities Services.

Commissioner Starrett raised general concerns about transparency of federal fund spending. She clarified that the funds are intended to provide emergency supplies for local Developmental Disabilities clientele and Commissioner Starrett moved approval of item I2 but

questions remained regarding implementation. After discussion, the consensus of the Board was to postpone item I2 to January 25, 2024, pending further review and Commissioner Starrett rescinded her motion. There was no action taken.

3. Consideration of approval of Amendment #5 to Agreement #180033 between Yamhill County and the Oregon Health Authority (B.O. 23-260) for Public Health Services adding funding in the amount of \$44,055 retroactive to November 1, 2023, through June 30, 2024.

Commissioner Starrett commented on the amendment program elements requiring the county to agree to Covid-19 vaccine promotion and raised concerns that people are not being provided accurate efficacy data or education with which to make informed consent decisions. Commissioner Starrett added that the amendment included other program elements that are at risk if the amendment was not approved wholly, as the elements cannot be approved independently.

[Note: Commissioner Berschauer requested to pause discussion on item I3 and allow item I4 to proceed. See items I3 and I4 for Board actions].

HHS Director Lindsey Manfrin joined the discussion and clarified that there was no change to the contract language but only amended funding to two programs (Covid-19 Bridge Program and Emergency Management city readiness) that have already been approved in previous contract amendments. The contract was generated through OHA to distribute federal/state allocated funds to program elements already approved by the county. During discussion, Ms. Manfrin stressed that this is the only funding stream available to help pay for Covid-19 vaccines that services uninsured people. She reassured the Board of her due diligence when seeking any new funding; she reiterated that she does extensive research in both data and budget review to avoid unnecessary funding. After discussion, the consensus of the Board was to delay a decision pending further review and discussion with OHA on the possibility of separating funding for individual program elements. There was no action taken.

4. Discussion with the Planning Director of whether to initiate code amendments to allow recreational vehicles to be used as rentals in the rural residential zones, as allowed by SB 1013(2023).

Ken Friday stated the senate bill does not require the county to add this to county code but asked the Board to decide on the matter before he proceeds. After discussion, the consensus of the Board was to postpone a decision pending further review. There was no action taken.

5. Discussion of 2024 Work Session calendar.

Ken Huffer requested that the Board provide to him their work session ideas that can be brought back to the Board for scheduling consideration. There was no action taken.

Ken Huffer addressed a possible add-on agenda item, but the consensus of the Board was to postpone it to January 25, 2024, pending review. There was no action taken.

J. PUBLIC HEARINGS: None.

THE RECORDS FOR PUBLIC HEARINGS CAN BE FOUND AT: <https://www.co.yamhill.or.us/content/public-hearing-notices>

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 11:54 a.m.

Carolina Rook
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair LINDSAY BERSCHAUER

Commissioner KIT JOHNSTON

Commissioner MARY STARRETT