

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 formal session on July 28, 2016, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Mary Starrett, Stan Primozych and Allen Springer present.

Also present were Laura Tschabold, County Administrator; Christian Boenisch, County Counsel; Todd Sadlo, Senior Assistant County Counsel; Ken Friday, Planning Director; Nicole Montesano, News-Register; Dave Adams, KLYC Radio; Barry Lilly, 629 NW Jason Ct., McMinnville; John Bridges, 515 E First St., Newberg; Don Clements, 125 S Elliott Rd., Newberg; Carol Taylor, 31313 SW Heater Rd., Sherwood; Linda Crabtree, 3105 NE Hancock St. Portland; John Brookfield, 18450 NE Smith Rd., Newberg; and Rick Rogers, 509 S College, Newberg.

Commissioner Starrett called the meeting to order at 10:00 a.m. The invocation was offered by Pastor Ron Cooksey.

A. **PUBLIC COMMENT:** This thirty-minute time period is reserved for public comment on any topic other than a quasi-judicial land use matter or other topic scheduled for public hearing. Unless extended or restricted by the Chair or majority of the Board, public comment will be limited to three minutes per person.

Executive Director of Habitat for Humanity, Rick Rogors invited the Commissioners to attend the Elected Officials’ Build Day in Newberg, August 27 from 9 a.m. to 4 p.m.

B. **CONSENT AGENDA:** Commissioner Primozych moved approval of the consent agenda. The motion passed, Commissioners Starrett, Primozych and Springer voting aye.

Personnel

1. **B.O. 16-306** - Approval of adding 5% incentive pay for Marie McDaniel-Bellisario retroactive to July 9, 2016.

Minutes

2. **B.O. 16-307** - Approve the special formal session minutes from June 21, 2016.

Contracts

3. **B.O. 16-308** - Approve Amendment #1 to the agreement between Yamhill County Health and Human Services and Willamette Valley Medical Center retroactive to July 1, 2016.

4. **B.O. 16-309** - Approve Amendment #1 to the agreement between Yamhill County Health and Human Services and Providence Health and Services - Oregon retroactive to July 1, 2016.

Letters

5. **B.O. 16-310** - Approve a letter of support to the Local Agency Bridge Selection Committee (LABSC) for the rehabilitation of the Palmer Creek bridge during the 2018-21 federal bridge project funding.
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C. **OLD BUSINESS:** None.

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

1. **B.O. 16-311** - Consideration of approval of a contract employee agreement between Yamhill County and Mike Brandt to provide professional services, not-to-exceed 80 hours per month, effective August 1, 2016 through June 30, 2017.

E. **PUBLIC HEARINGS:**

1. Docket C-05-16/SDR-03-16 (KF): An appeal by Chehalem Park and Recreation District (CPRD) of the Planning Director's conditions of approval for a day use park on approximately 325 acres located on Parrett Mountain.

[Continued to August 25, 2016 in Room 32 of the courthouse at the point of staff recommendation; record to remain open until 5:00 p.m. on August 4, 2016, for submission of written testimony/evidence by any party; until 5:00 p.m. on August 11, 2016, for submission of written rebuttal; and to remain open for the applicant's final written testimony until 5:00 p.m. on August 18, 2016.]

Commissioner Starrett opened the public hearing at 10:08 a.m.

There being no abstentions or objections from staff, Mr. Sadlo read the land use statement regarding the requirements that parties must raise all issues at the public hearing or waive their right to raise the issues on appeal.

Staff Report - Ken Friday provided the staff report describing the request and findings. He noted that the request was due to events being held on the property during the summer of 2015 that would at times go later in the evenings and proposed 10 p.m. as a cutoff for all amplification equipment.

Proponents - Attorney John Bridges discussed the request and highlighted the main concerns from the conditions presented by CPRD regarding fencing, amplification and sound cut off time as well as the need for conditional use permits.

Opponents - Linda Crabtree stated that she welcomes the community's use of the property, however shared her concerns regarding not having limitations of size and events that could take place as the property is already very limited and suggested a farm fence. She said she would like to see some measure designating maximum number of persons and what sorts of events are permitted.

John Brookfield touched base on the noise issue and asked for the record to remain open for the time period of seven days and requested a copy of the report on acoustics. He noted that this particular property is the only one he has ever considered filing a grievance against due to certain events and noise levels.

Carol Taylor stated she lives in Clackamas County and to the right of the park. She added that she is thrilled that the Parks Department took over the property, however expressed her concerns regarding the sound being an issue.

Public Agency Reports - None.

Rebuttal - Mr. Bridges recognized that there should be some conditions set for the public's use of the property.

There was further discussion regarding the use of amplification outdoors and the Commissioners were in agreement to find a measurement system that works for everyone. County Counsel recommended leaving the record open until 5:00 p.m. on August 4, 2016, for submission of written testimony and/or evidence by any party; until 5:00 p.m. on August 11, 2016, and to remain open for the applicant's final written testimony until 5:00 p.m. on August 18, 2016. At the point of staff recommendation the hearing will be continued on August 25, 2016 at 10:00 a.m. in Room 32 of the courthouse.

F. **ANNOUNCEMENTS:**

1. For information on county advisory committee vacancies, please refer to our website, www.co.yamhill.or.us/content/volunteer-opportunities, or call the Board of Commissioners' office at 503-434-7501 or 503-554-7801 (toll-free from Newberg).

For questions regarding accessibility or to request an accommodation please contact the Board of Commissioners' office at (503)-434-7501 or (503)-554-7801 (toll-free from Newberg) or email at mendezl@co.yamhill.or.us.

The meeting adjourned at 11:37 a.m.

Lucy Flores Mendez
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

Chair MARY STARRETT

Commissioner STAN PRIMOZICH

Commissioner ALLEN SPRINGER