

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 formal/informal session on August 13, 2020, at 10:00 a.m. in Room 32 of the courthouse, Commissioners Casey Kulla, Mary Starrett and Richard L. “Rick” Olson being present.

Also present were Ken Huffer, County Administrator, Christian Boenisch, County Counsel and Scott Paasch, Juvenile Corrections Manager.

*Welcome! Due to COVID-19 and social distancing requirement, attending the meeting is discouraged. The public can view the meeting via 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:** Commissioners Kulla called the meeting to order at 10:00 a.m.
- B. FLAG SALUTE**
- C. PUBLIC COMMENT:** *Due to COVID-19 and social distancing requirements, we encourage anyone wishing to submit general public comment or comments on agenda items to do so in written format via email at [bocinfo@co.yamhill.or.us](mailto: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 general comments were received via email regarding the Yamhelas Westsider Trail and the reopening of private schools (F5 and F8).

- D. CONSENT AGENDA:** None.

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- E. OLD BUSINESS:** None.

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

1. **B.O. 20-267** - Consideration of approval of the purchase of Dell licenses in the total amount of \$99,087.20 for the 2020-21 fiscal year:
  - a. Windows 10 Enterprise Licenses in the amount of \$47,562.90
  - b. SQL Server and Windows DataCenter Licenses in the amount of \$51,524.30

Commissioner Starrett moved approval of item F1. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

2. **B.O. 20-268** - Consideration of approval of Amendment #2 to an agreement between Yamhill County and Siemens Industry (B.O. 19-504) for modifications to the Programmable Logic Controller/Virtual Machine Software (PLC/VMS) system upgrade in the Yamhill County Correctional Facility, adding additional equipment and increasing the not-to-exceed amount by \$4,488.

Commissioner Olson moved approval of item F2. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

3. **B.O. 20-269** - Consideration of approval of Intergovernmental Agreement #200022 between Yamhill County Health and Human Services and the Oregon Judicial Department on behalf of the 25<sup>th</sup> Judicial District Court, not to exceed \$124,716, retroactive to July 1, 2019 through June 30, 2021.

Mr. Boenisch noted that these funds in the past were covered with an MOU; he stated the transition from MOU's to IGA's was based on the court's legal counsel recommendation. Mr. Boenisch recommended approval, subject to the final review and approval by county counsel. Commissioner Olson moved approval of item F3, subject to final review and approval by county counsel. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

4. **B.O. 20-270** - Consideration of approval of the Criminal Justice Commission Coronavirus Emergency Supplemental Funding Grant agreement between Yamhill County and the State of Oregon to support six (6) COVID-19 pandemic sub-program projects of the Department of Community Justice and the Sheriff's Office, not-to-exceed amount of \$633,372.

Mr. Huffer clarified this is a grant for a joint application between the Sheriff's Office and Community Justice for services and projects in response to COVID-19. Commissioner Kulla moved approval of item F4. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

5. **B.O. 20-271** - Consideration of approval of the ODOT Transportation & Growth Management (TGM) Program: Yamhelas Westsider Trail Master Plan Grant agreement between Yamhill County and the Oregon Department of Transportation (ODOT) in the amount of \$122,280 to develop a master plan for the Yamhelas Westsider Trail requiring a county match of \$16,674.

Commissioner Kulla confirmed that the match component would be comprised of staff time as agreed to with ODOT. He added that Ken Wright of Ken Wright Cellars, had offered to cover the cost directly paid to ODOT which was verified as an acceptable offer by county counsel. Commissioner Starrett restated her concerns regarding costs and legal considerations. She expressed her continued opposition and acknowledged a public comment that addressed the county's fragmenting of farmland for the purpose of trail construction instead of rerouting its path to avoid impact to existing farms. Commissioner Kulla noted the master plan would identify alternative routes. Commissioner Olson said he believed the trail would benefit

surrounding communities and was in favor of the grant application. Mr. Huffer said the grant would facilitate a potential outcome in the overall master plan and would encourage continued public dialogue. After discussion, Commissioner Olson moved approval of item F5, amending the motion to state the requirement of a private match in the amount of \$16,674. The motion passed, Commissioners Kulla and Olson voting aye, Commissioner Starrett voting nay.

6. **B.O. 20-272** - Consideration of approval of Amendment #1 to the agreement between Yamhill County and Parametrix, Inc. (B.O. 18-123) to add funding in the amount of \$4,500 for additional sampling of the Whiteson Landfill.

Commissioner Kulla moved approval of item F6. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

7. **B.O. 20-273** - Consideration of approval to appoint Lyvonne Avery to the Mental Health and Developmental Disabilities Advisory Committee, term to expire May 2022.

Commissioner Starrett moved approval of item F7. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

8. **B.O. 20-274** - Consideration of approval of a letter to Governor Brown regarding the re-opening of private schools.

Commissioner Starrett stated that private schools would not receive state funding for PPE supplies or COVID reorganization and were at risk of closing due to lack of revenue. She encouraged her fellow commissioners to join together to submit a letter to the Governor's office to which Commissioner Olson stated he had already added his name to the signatures; Commissioner Kulla declined. Commissioner Kulla expressed concern regarding the broad exception to statewide private schools. He stated he was not convinced that all private schools would be able to withstand virus transmission or maintain state metrics. Commissioner Starrett made the motion to sign the letter as a Board to support the reopening of private schools. The motion passed, Commissioners Starrett and Olson voting aye, Commissioner Kulla voting nay.

9. **B.O. 20-275** - Consideration of adopting Resolution 20-08-13-1 proclaiming August 2020 as Child Support Awareness Month.

Commissioner Kulla read Resolution 20-08-13-1 into the record. Commissioner Starrett moved approval of item F9. The motion passed, Commissioners Kulla, Starrett and Olson voting aye.

10. Discussion of Linn County emergency declaration regarding school openings. Linn County order included in packet as example.

Mr. Boenisch stated he reached out to Linn County's county counsel but had not received response about the reason for this issuance. Commissioner Starrett stated that that she would return with a resolution next week for further discussion and consideration. *[No action taken.]*

**G. PUBLIC HEARINGS:** None.

**H. 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](mailto: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 10:59 a.m.

Carolina Rook  
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

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Chair CASEY KULLA

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Commissioner MARY STARRETT

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Commissioner RICHARD L. “RICK” OLSON