Board of County Commissioners Business Meeting Minutes – APPROVED 02/16/2023

A complete video copy and packet including staff reports of this meeting can be viewed at https://www.clackamas.us/meetings/bcc/business.

Thursday, February 2, 2023 – 10:00 AM

In person and via virtual technology (Zoom)

PRESENT: **Chair Tootie Smith**
Commissioner Mark Shull
Commissioner Paul Savas
Commissioner Martha Schrader
Commissioner Ben West

CALL TO ORDER

Chair Smith recessed the Board of County Commissioners and convened the Service District #5 Board of Directors.

I. SERVICE DISTRICT #5 (STREET LIGHTING) PUBLIC HEARING

A. Approval of a Board Order Forming Assessment Area 48-17 (Commercial Building) within Clackamas County Service District No. 5. Current Value for the estimated 85 linear ft. of frontage is $99 a year. Funding through ratepayers. No County General Funds are involved.
B. Approval of a Board Order Forming Assessment Area 44-18 (Les Schwab Tire Service Center) within Clackamas County Service District No. 5. Current value for the estimated 234 linear ft. of frontage is $272 a year. Funding through ratepayers. No County General Funds are involved.
C. Approval of a Board Order Forming Assessment Area 11-19 (Food Carts) within Clackamas County Service District No. 5. Current Value for the estimated 341 linear ft. of frontage is $396 a year. Funding through ratepayers. County General Funds are not involved.
D. Approval of a Board Order Forming Assessment Area 23-19 (3-Lot Partition) within Clackamas County Service District No. 5. Current combined value for the 3-Lot Partition is $681 a year. Funding through ratepayers. No County General Funds are involved.
E. Approval of a Board Order Forming Assessment Area 46-19 (2-Lot Partition) within Clackamas County Service District No. 5. Current combined value for the 2-Lot Partition is $94 a year. Funding through ratepayers. No County General Funds are involved.
F. Approval of a Board Order Forming Assessment Area 12-20 (3-Lot Partition) within Clackamas County Service District No. 5. Current combined value for the 3-Lot Partition is $94 a year. Funding through ratepayers. No County General Funds are involved.
G. Approval of a Board Order Forming Assessment Area 07-21 (3-Lot Partition) within Clackamas County Service District No. 5. Current combined value for the 3-Lot Partition is $141 a year. Funding through ratepayers. No County General Funds are involved.
H. Approval of a Board Order Forming Assessment Area 11-21 (Quail Park 15-Lot Subdivision) within Clackamas County Service District No. 5. Current Combined value for the 15-Lot Subdivision is $705 a year. Funding through ratepayers. No County General Funds are involved.
I. Approval of a Board Order Forming Assessment Area 05-20 (Aimee Gardens 8-Lot Subdivision) within Clackamas County Service District No. 5. Current Combined value for the 8-Lot Subdivision is $520 a year. Funding through ratepayers. No County General Funds are involved.

Department Director Dan Johnson and Service District Specialist Wendy Coryell made a presentation on the proposed Board Orders.

Director Shull asked a clarifying question.

Chair Smith opened the public hearing.

No comments were received.

Chair Smith closed the public hearing.

Director West: “I move to approve the Board Orders forming Assessment Areas 48-17, 44-18, 11-19, 23-19, 46-19, 12-20, 07-21, 11-21, and 05-20 within Clackamas County Service District No. 5.” Director Schrader seconded the motion.

Clerk called the poll
Director Savas Aye
Director Shull Aye
Director Schrader Aye
Director West Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the Service District No. 5 Board of Directors and reconvened the Board of County Commissioners.

II. PUBLIC HEARING

A. Public comment on draft HOME ARP plan for grant funding from the US Department of Housing and Urban Development. Grant value is $3,649,508. Funding is through the US Department of Housing and Urban Development. No County General Funds are involved.

Department Director Rod Cook and Community Development Specialist Mark Sirois made a presentation on the proposal.

Chair Smith opened the public hearing.

Karen Cook (Oregon City) – Asked a clarifying question about the topic.

Chair Smith closed the public hearing.

Commissioner Savas offered a clarifying statement on the staff presentation.

Commissioner Schrader indicated support from the National Association of Counties for these efforts to move forward.

Commissioner Shull asked staff about how locations would be determined for using these funds. Staff explained that the further planning would be done once funds are received.

Commissioner West asked if this was related to Project Turnkey. Staff explained that these funds are not presently allocated to any project, including Project Turnkey.

III. CONSENT AGENDA

A. Elected Officials

1. Approval of Previous Business Meeting Minutes – *BCC*

B. County Counsel

1. Approval of a Settlement Agreement and Mutual Release with Terry W. Emmert and Emmert Development Company for resolution to Clackamas County Circuit Court case 17CV23937. No fiscal impact. No County General Funds are involved.

C. Health, Housing, & Human Services

1. Approval of a Public Improvement Contract with Endres Northwest Inc. for the Estacada Head Start Improvements Project. Agreement value is $547,000 for 5 months. Funding is through Federal Community Development Block Grant Funds. No County General Funds are involved.
2. Approval of a Behavioral Health Services Delegation Agreement from CareOregon, Inc. for Behavioral Health Services. Agreement value is $2,182,200 for six months. Funding is through the Oregon Health Plan. No County General Funds are involved.
3. Approval of Amendment #6 increasing funding from an Intergovernmental Agreement with the Oregon Health Authority for financing Community Mental Health, Addiction Treatment, Recovery, Prevention, and Problem Gambling Services. Amendment value is $5,451,980.13 for six months, agreement value is increased to $15,098,899.27 for 1.5

years. Funding is through the Oregon Health Authority. No County General Funds are involved.

D. <u>Transportation & Development</u>

1. Approval to apply for a grant through the National Culvert Removal, Replacement, and Restoration Culvert Aquatic Organism Passage Program for the replacement of two culverts at Conway Creek under Aschoff Road in Rhododendron. Grant value is $1,490,320, with matching funds of $372,580 through County Road Funds. Funding is through the US Department of Transportation. No County General Funds are involved.
2. Approval of a Board Order to adopt an optional solid waste collection service for a fee and the addition of batteries to weekly solid waste collection service. No fiscal impact. No County General Funds are involved.
3. Approval of Amendment #5 to a Disposition Agreement with Beavercreek Structures, LLC. Pertaining to Property Located at 19314 S Beavercreek Road. Agreement value is $33,912,241. Funding through Land Sale Proceeds and Road Fund. No County General Funds are involved.
4. Approval of Amendment #2 to a Disposition Agreement with The Blue at Abernethy Creek, LLC Pertaining to Property Located at 902 Abernethy Road. Agreement value is $3,344,251. Funding is through buyer. No County General Funds are involved.

Clerk read the consent agenda.

Chair Smith called for requests to remove any items. No requests were received.

Commissioner West: “Chair, I move for approval of the consent agenda as read.” Commissioner Savas seconded the motion.

Clerk called the poll
Commissioner Schrader Aye
Commissioner Savas Aye
Commissioner West Aye
Commissioner Shull Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith recessed the Board of County Commissioners and convened the North Clackamas Parks & Recreation District Board of Directors.

IV. NORTH CLACKAMAS PARKS & RECREATION DISTRICT CONSENT AGENDA

A. Approval of a Board Order recommending to Metro Regional Government that the Concord Community Park be the first NCPRD project to use Metro Local Share Bond Funding. Projected agreement value is $750,000 to $1.25MM. Funding is through Metro. No County General Funds are involved.

Clerk read the consent agenda.

Chair Smith called for requests to remove any items. No requests were received.

Director Schrader: “Move approval.” Director Savas seconded the motion.

Clerk called the poll
Director West Aye
Director Savas Aye
Director Shull Aye
Director Schrader Aye
Chair Smith Aye; motion passes 5-0.

Chair Smith adjourned the North Clackamas Parks & Recreation District Board and reconvened the Board of County Commissioners.

V. PUBLIC COMMUNICATION

Lizbeth Hale (Happy Valley) – Opposition to proposed site for Project Turnkey

Chair Smith offered some comments in response to Lizbeth Hale's concerns.

Commissioner Schrader made some comments regarding homelessness and Project Turnkey.

Chair Smith made an additional comment about Project Turnkey.

Commissioner West made some comments about Project Turnkey.

Lizbeth Hale (Happy Valley) – Follow up to her earlier comments

Karen Cook (Oregon City) – Opposition to proposed site for Project Turnkey

Health, Housing, and Human Services Deputy Director Adam Brown offered some clarification on Project Turnkey proposed staffing and policies.

Commissioner Savas made comments about Project Turnkey.

Commissioner West asked a question about Project Turnkey, which Deputy Director Adam Brown responded to. Commissioner West made a follow up remark.

Maureen Grainger (Happy Valley) – Opposition to proposed site for Project Turnkey

Chair Smith asked commissioners to hold their questions to the end of the public communication period so that staff could respond to them all at the same time, and that staff would address questions from the public at the same time.

Mario Musil (Happy Valley) – Opposition to proposed site for Project Turnkey

Sonja Welch (Oregon City) – Opposition to proposed site for Project Turnkey

Lori Larson (Happy Valley) – Opposition to proposed site for Project Turnkey

Tammy Edgerly (Damascus) – Opposition to proposed site for Project Turnkey

Rod Upton (Happy Valley) – Opposition to proposed site for Project Turnkey

Ruth Jovanovich (Happy Valley) – Opposition to proposed site for Project Turnkey

Brainard Brower (Oregon City) – Opposition to proposed site for Project Turnkey; Traffic on Redland Road

Chair Smith made comments on Project Turnkey

Mario Musil (Happy Valley) – Housing affordability and permitting costs

Deputy Director Adam Brown responded to concerns about staffing and rules at the proposed Project Turnkey site.

Chair Smith asked a clarifying question, which Deputy Director Brown responded to.

Commissioner Savas made comments in support of Project Turnkey.

Rhonda Ferensak (Clackamas) – Opposition to proposed site for Project Turnkey

Lori Larson (Happy Valley) – Crime in Clackamas County

Chair Smith made some general comments about law enforcement.

Jim Birdsell (Happy Valley) -- Homelessness

VI. COUNTY ADMINISTRATOR UPDATE

County Administrator Gary Schmidt announced that there would be no business meeting on February 9, 2023, due to the board's annual retreat.

VII. COMMISSIONER COMMUNICATION

Commissioner Shull discussed his ridealong with the Sheriff's Office, Measure 110, mental health and addiction treatment, Project Turnkey, land use laws, and permitting.

Commissioner Schrader made comments about Project Turnkey.

Commissioner West made comments about public engagement, Measure 110, and Project Turnkey.

Commissioner Savas made comments about public engagement, Measure 110, safety, Project Turnkey, the Point-In-Time Count, and housing affordability.

Chair Smith made comments about marijuana legalization, Measures 109 and 110, and hosuing.

Chair Smith adjourned the meeting at 12:23 PM.