

## **Board of County Commissioners Business Meeting Minutes – APPROVED 05/11/2023**

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

**Thursday, May 4, 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  
Commissioner Ann Leenstra (I only)

CALL TO ORDER

Chair Smith recessed the Board of County Commissioners and convened the Housing Authority of Clackamas County Board of Commissioners. Commissioner Ann Leenstra joined the meeting.

### **I. HOUSING AUTHORITY CONSENT AGENDA**

- A. Approval to apply for additional Veteran Administration Supportive Housing vouchers to assist veterans with housing stability. Anticipated grant value is \$300,000. Funding is through the US Department of Housing and Urban Development. No County General Funds Involved.

Clerk to the Board Tony Mayernik read the consent agenda.

Chair Smith asked if any commissioner wished to remove any item from the consent agenda. No requests were received.

Commissioner Leenstra: “I move we approve the Housing Authority consent agenda.” Commissioner Schrader seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

Clerk called the poll

Commissioner Leenstra Aye

Commissioner West Aye

Commissioner Shull Aye

Commissioner Savas Aye

Commissioner Schrader Aye

Chair Smith Aye; motion passes 6-0.

Chair Smith adjourned the Housing Authority Board and convened the Water Environment Services Board of Directors. Commissioner Ann Leenstra left the meeting.

### **II. WATER ENVIRONMENT SERVICES PUBLIC HEARINGS**

- A. Second Reading and Adoption of Ordinance 02-2023 Adopting Rules and Regulations for Water Environment Services. No fiscal impact. No County General Funds are involved.

Director Greg Geist and Assistant Director Ron Wierenga gave a presentation on the Ordinance.

Director Savas asked a series of questions about conveyance line slopes, specifically around a variance allowed in circumstances where target slope could not be achieved, and the process of approval of the technical standards for storm water management and sanitary sewer systems. Assistant Director Wierenga and Director Geist explained the technical discussions held by staff around the pipe slope rules and that the technical standards are adopted by the director of Water Environment Services, not the Board of Directors. At the end of the discussion, Director Savas expressed his concern that the technical standards should be reviewed and approved by the Board of Directors.

Director Shull thanked Water Environment Services staff for their work on the rules and regulations and recommended their approval during this hearing.

Chair Smith opened the meeting for public testimony.

Preston Korst (Lake Oswego) – Recommending approval

Diana Helm (Damascus) – Recommending approval

Chair Smith closed the meeting for public testimony and asked for further discussion.

Director Savas expressed his appreciation for staff's work on this, but continues to object to the variance allowed for pipe slope in certain circumstances.

Director Shull indicated that those concerns were valid.

Director West asked whether local contractors involved in the build process had been included in the discussions that resulted in the Ordinance before the Board today and the technical standards. Assistant Director Wierenga explained that they had not been included because they are not generally involved in the maintenance of the system after its construction, but that staff could reevaluate that decision in future amendments to the rules and regulations and the technical standards.

Director Shull: "I move we read the Ordinance by title only." Director Schrader seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

Clerk called the poll

Director Schrader Aye

Director Savas Aye

Director West Aye

Director Shull Aye

Chair Smith Aye; motion passes 5-0.

Clerk to the Board read Ordinance 02-2023 by title only.

Chair Smith called for amendments to the Ordinance. None were heard.

Director Shull: "I move we approve Ordinance 02-2023, an Ordinance Adopting Rules and Regulations for Water Environment Services." Director Schrader seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

Clerk called the poll

Director Schrader Aye

Director Shull Aye

Director West Aye

Director Savas Nay

Chair Smith Aye; motion passes 4-1.

### **III. WATER ENVIRONMENT SERVICES CONSENT AGENDA**

- A. Approval of an Amendment for Contract 6881 with Michels Trenchless, Inc. for Additional Scope for Early Work on the Tri-City Water Resources Recovery Facility Outfall Project. Amendment value is \$453,536.60, contract value is increased to \$2,158,083.60. Funding through Water Environment Services Construction Fund. No County General Funds are involved.

Clerk to the Board Mayernik read the consent agenda.

Chair Smith asked if any director wished to remove any item from the consent agenda. No requests were received.

Director Schrader: "I move we approve the Water Environment Services consent agenda." Director West seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

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

Chair Smith adjourned the Water Environment Services Board and reconvened the Board of County Commissioners.

#### **IV. PUBLIC HEARINGS**

- A. Public Hearing to Determine Number of Written Requests for an Election or to Adopt Final Order to Withdraw Territory from the Canby Area Parks and Recreation District. No fiscal impact. No County General Funds are involved.

Assistant County Counsel Jeffrey Munns made a presentation to the Board.

Commissioners Schrader and Shull indicated their support for the withdrawal request.

Chair Smith opened the meeting for public testimony. None was received.

Chair Smith closed the meeting for public testimony.

Chair Smith called for the total number of written requests for an election. Clerk to the Board Mayernik indicated that zero had been received.

Commissioner Schrader: "I move we adopt the Final Order Withdrawing Territory from the Canby Area Parks & Recreation District." Commissioner Shull seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

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

Chair Smith asked County Administrator Gary Schmidt to brief the Board on the status of a letter of support and press release for Oregon House Bill 3614. County Administrator Schmidt briefed the Board and proposed that staff send the press release in its current form and hold on the letter of support given the status of the bill in the Oregon Legislature.

Chair Smith made comments in support of the press release and asked Public & Government Affairs staffer Trent Wilson about the status of Oregon Governor Kotek's proposed pause on tolling. Trent Wilson explained the current understanding and that staff continue to learn more throughout the day.

Commissioner Savas expressed concerns that the press release needs to speak specifically to the need for local jurisdictions and partners to be a part of the subcommittee being established by the Oregon Legislature. Staff and the Board discussed these concerns and reviewed a draft version of the press release including language to that effect.

Chair Smith called for a motion to send the press release as written and to hold on the letter of support until next week.

Commissioner Schrader "So moved." Commissioner Savas seconded the motion.

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

## V. CONSENT AGENDA

### A. Elected Officials

1. Approval of Previous Business Meeting Minutes – BCC

### B. \*Transportation & Development

1. Approval of an Intergovernmental Agreement with the City of Oregon City to transfer a portion of S Caufield Road. Total value \$94,845. Funding through Community Road Fund. No County General Funds are involved.
2. Approval of an Intergovernmental Agreement with Clackamas River Water for the Redland Rd Turn Lanes at Ferguson and Bradley Improvement Project. Total value is \$348,698 until project completion. Funding through Clackamas River Water. No County General Funds are involved.

### C. \*Health, Housing & Human Services

1. Approval of the Final 2023 Community Development Action Plan. No fiscal impact. No County General Funds are involved.
2. Approval of the Federal Community Development Block Grant annual application. Grant value is \$2,203,585 for 1 year. Funding is through the US Department of Housing and Urban Development. No County General Funds are involved.
3. Approval of the HOME Investment Partnerships Grant annual application. Grant value is \$1,088,143 for 1 year. Funding is through the US Department of Housing and Urban Development. No County General Funds are involved.
4. Approval of the Emergency Solutions Grant annual application. Grant value is \$193,644 for 1 year. Funding is through the US Department of Housing and Urban Development. No County General Funds are involved.
5. Approval of a Subrecipient Agreement with the City of Milwaukie for ADA Ramps & Sidewalk Improvements. Total value is \$145,000 for one year. Funding through Federal Community Development Block Grant. No County General Funds are involved.
6. Approval of Amendment # 1 increasing funding and change in the reimbursement rate to a Local Subrecipient agreement with Zoar Evangelical Lutheran Church of Canby for providing services during Extreme Weather. The amendment value is \$13,400 for 6 months. Agreement value is increased to \$73,905 for 9 months. Funding is through the Oregon Housing & Community Services Department and \$5,050 of Budgeted County General Funds.
7. Approval of Amendment #1 increasing funding and duration of Intergovernmental Revenue Agreement with Clackamas Fire District #1 for Medical Direction. Amendment value is \$72,000 for 1 year. Agreement value is increased to \$144,000 for 2 years. Funding is through Clackamas Fire District #1. No County General Funds are involved.
8. Approval for a Revenue Intergovernmental Agreement for Job Placement and Job Retention Services with Oregon Department of Human Services Office of Vocational and Rehabilitation. Agreement value is \$500,000 for 2 years. Funding is through the Oregon Department of Human Services. No County General Funds are involved.
9. Approval of a Grant Agreement with the Oregon Housing & Community Services Department for programs related to the Governor's State of Emergency Due to Homelessness. Total value is \$4,435,294. Funding through the State of Oregon. No County General Funds are involved.

Clerk to the Board Mayernik read the consent agenda.

Chair Smith asked if any commissioner wished to remove any item from the consent agenda. No requests were received.

Commissioner West: "Chair, I move that we approve the consent agenda as read." Commissioner Schrader seconded the motion.

Chair Smith asked if there was any further discussion. None was heard.

Clerk called the poll

Commissioner Schrader Aye

Commissioner Shull Aye

Commissioner West Aye

Commissioner Savas Aye

Chair Smith Aye; motion passes 4-0.

Chair Smith recessed as the Board of County Commissioners and convened as the Water Environment Services Board of Directors.

## **VI. PUBLIC COMMUNICATION**

Chair Smith opened the meeting for public testimony

Janet Davis (Sandy) – Bull Run Bridge Replacement

Julie Stephens (Sandy) – Bull Run Bridge Replacement

Jon Stewart (Corbett) – Bull Run Bridge Replacement

Clair Guy (Sandy) – Bull Run Bridge Replacement

Janette Kunkel (Oregon City) – Bull Run Bridge Replacement

Kellen Bateham (Sandy) – Bull Run Bridge Replacement

Sister Krista (Beaverton) – Bull Run Bridge Replacement

Chair Smith closed the meeting for public testimony.

## **VII. COUNTY ADMINISTRATOR UPDATE**

County Administrator Schmidt yielded his time and left the meeting. County Operations Officer Nancy Bush assumed the County Administrator's duties in the hearing room.

## **VIII. COMMISSIONER COMMUNICATION**

Commissioner Savas offered comments on tolling and gas tax revenues.

Commissioner West offered comments on tolling, the Bull Run Bridge, and local governance.

Commissioner Schrader offered comments on the arts, pollinator gardens, and her interest in seeing both at the new County Courthouse building.

Commissioner Shull offered comments on Oregon House Bill 2002, the cost of government, Multnomah County Measure 26-238, voting, the Bull Run Bridge, the 2023 Regional Transportation Plan, community preparedness, and Measure 110.

Chair Smith offered her comments on the Multnomah County discussions around a capital gains tax, the Courthouse Arts Committee, the County budget, the County Fair, and her recent attendance at a Canby Chamber of Commerce event.

Chair Smith adjourned the meeting at 11:57 AM.