



Board of Commissioners

Office: (541) 766-6800

Fax: (541) 766-6893

4500 SW Research Way
Corvallis, OR 97330

co.benton.or.us

AGENDA (Revision 1)*(Chair May Alter the Agenda)***BENTON COUNTY BOARD OF COMMISSIONERS****Tuesday, October 18, 2022, 9 AM**

How to Participate in the Board of Commissioners Meeting			
In-Person	Zoom Video	Zoom Phone Audio	Facebook LiveStream
Kalapuya Building 4500 Research Way Corvallis, OR	Click for Zoom link	Dial 1(253) 215-8782	Click for Facebook LiveStream link
	Zoom Meeting ID: 873 1336 8515		
	Zoom Passcode: 882111		

1. Opening

- 1.1 Call to Order
- 1.2 Introductions
- 1.3 Announcements

2. Comments from the Public

Time restrictions may be imposed on public comment, dependent on the business before the Board of Commissioners. Individual comment may be limited to three minutes.

3. Review and Approve Agenda**4. Work Session**

- 4.1 5 minutes – Recognition of Toby Lewis as Northwest Floodplain Management Association’s Outstanding Individual of the Year – *Darren Nichols; Director of Community Development*
- 4.2 15 minutes – COVID Update from Department Operation Center – *Suzanne Hoffman, April Holland; Health Services*
- 4.3 20 minutes – Discuss Private Forest Accord Legislation and Oregon Department of Forestry Rulemaking – *Branden Pursinger, Legislative Affairs Manager, Association of Oregon Counties*

The Board of Commissioners may call an executive session when necessary pursuant to ORS 192.660. The Board is not required to provide advance notice of an executive session. However, every effort will be made to give notice of an executive session. If an executive session is the only item on the agenda for the Board meeting, notice shall be given as for all public meetings (ORS 192.640(2)) and the notice shall state the specific reason for the executive session as required by ORS 192.660.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to the Board of Commissioners Office, (541) 766-6800.

- 4.4 15 minutes – Update from Benton County Talks Trash Solid Waste Process Workgroup – *Darren Nichols; Director of Community Development*
- 4.5 15 minutes – Update from Justice System Improvement Program – *Nick Kurth, Justice System Improvement Program Manager*

The Board will take a brief recess between the Work Session and Business Meeting

BUSINESS MEETING

5. Consent Calendar

- 5.1 In the Matter of Appointing the following Advisory Board and Committee Members:

Historic Resources: Adrienne Fritze

- 5.2 In the Matter of the Following Road District Nominations:

Oakwood Heights: Eleanor Love

Ridgewood: Tony Vander Heide

Public Hearings

(Hearings are heard at 11:00AM, time certain or as soon thereafter as the matter may be heard)

Those wishing to speak should sign the “Public Comment” sign-in-sheet – Thank you.

- PH1 In the Matter of Conducting the First Reading for the Ordinance Removing the Sunset Date of Benton County Code Chapter 40– *Rebecca Taylor; Home Opportunity Planning Equity (HOPE) Project Manager*
- PH2 In the Matter of a Public Hearing to Discuss the Supplemental Budget 23041 – *Jenn Ambuehl, Financial Services*

7. New Business

- 7.1 Discussion and Decision Regarding American Federation of State, County, and Municipal Employees Memorandum of Agreement for Behavioral Health Workforce Incentives – *Tracy Martineau, Director of Human Resources*
- 7.2 Letter of Intent: Inclement Weather Shelter Funding Opportunity – *Suzanne Hoffman, Director of Health Services*

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- 7.3 Designating Damien Sands as Benton County's Community Mental Health Program Director – *Suzanne Hoffman, Director of Health Services*
- 7.4 In the Matter of a Resolution to Delegate Authority to the Chief Financial Officer and County Administrator on Approving Reimbursement Declaration for Tax-exempt Debt – *Rick Crager, Director of Financial Services*
- 7.5 Discussion and Decision to Implement Zero Fee for the Benton Area Transit Program for Those 65 and Older – *Rick Crager, Director of Financial Services*

8. Departmental Reports and Requests

- 8.1 Justice System Improvement Program (JSIP) Survey #2 Results – *Nick Kurth, JSIP Manager*

9. Other

ORS 192.640(1)" . . . notice shall include a list of the principal subjects anticipated to be considered at the meeting, but this requirement shall not limit the ability of a governing body to consider additional subjects."

The Board of Commissioners may call an executive session when necessary pursuant to ORS 192.660. The Board is not required to provide advance notice of an executive session. However, every effort will be made to give notice of an executive session. If an executive session is the only item on the agenda for the Board meeting, notice shall be given as for all public meetings (ORS 192.640(2)) and the notice shall state the specific reason for the executive session as required by ORS 192.660.

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WORK SESSIONS

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Community Development

Contact Name * Darren Nichols

Phone Extension * 5417666394

Meeting Attendee Name * Toby Lewis

Agenda Item Details



Item Title * Recognition of Toby Lewis as NW Floodplain Managers Association (NORFMA)
"Outstanding Individual of the Year - 2022"

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☐ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☒ Other

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement *

☐ Yes

☒ No

Issues and Fiscal Impact

Item Issues and Description

Identified Salient Issues * Employee Recognition
Floodplain Management Program Recognition

Options * Recognize Toby Lewis
Present Certificate of Appreciation
Offer remarks about the role of Benton County's floodplain management program

Fiscal Impact * ☐ Yes
☒ No

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Benton County implements a local floodplain program in compliance with state and

federal law.

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Select all that apply.

 Vibrant, Livable Communities

Supportive People Resources

 High Quality Environment and Access

□ Diverse Economy that Fits

 Community Resilience Equity for Everyone

Health in All Actions

NA

Benton County's Floodplain Management Program protects people, property,

infrastructure and communities from the impacts of catastrophic flooding. Resilience from floods and other natural disasters is a key 2040 value and impacts the lives of residents in many aspects of the 2040 Thriving Communities initiative.

Select all that apply.

 Community Safety Emergency Preparedness

Outdoor Recreation

Prosperous Economy

 Environment and Natural Resources Mobility and Transportation Housing and Growth☐ Arts, Entertainment, Culture, and History Food and Agriculture☐ Lifelong Learning and EducationY/N ☐

Benton County's Floodplain Management Program protects people, property, infrastructure and communities from the impacts of catastrophic flooding. Resilience from floods and other natural disasters is a key 2040 value and impacts the lives of residents in many aspects of the 2040 Thriving Communities Initiative. Proactive planning for flood response and the reduction of risks from catastrophic floods is integral to the 2040 vision.

Recommendations and Motions

Item Recommendations and Motions

Staff	
Recommendations *	Staff recommends that the Board recognize and appreciate Toby Lewis for her recognition from peers at the NORFMA 2022 Annual Conference. Toby was selected by peers from Alaska, British Columbia, Idaho, Oregon and Washington as the NW Floodplain Managers Association's "2022 Outstanding Individual of the Year" for her contributions to the Benton County Community and to the State of Oregon.
Meeting Motions *	I move to ... No formal motion

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional)

If you have any questions, please call ext.6800

Department

DARREN NICHOLS

Approver

Department Approval

Comments

Signature

Darren Nichols

BOC Initial Approval

Approvals Required ☐ Counsel
☐ Finance
☐ HR

County Administrator Approver MAURA KWATKOWSKY

Comments

County Administrator Approval

Comments

Signature

Maura Kwiatkowski

BOC Final Approval

Comments

Signature

Aranda Matepeace

Department Approval

Comments

Signature

Darren Nichols

BOC Initial Approval

Approvals Required ☐ Counsel

☐ Finance

☐ HR

County Administrator MAURA KWIATKOWSKY

Approver

Comments

County Administrator Approval

Comments

Signature



Hanna Kwiatkowski

BOC Final Approval

Comments

Signature



Amanda Hakepeace

4.1 Colleague Comments and NORMFA Award Info



Thu 9/22/2022 2:56 PM

Paine, Mitch <mitch.paine@fema.dhs.gov>

RE: NORFMA Conference - Award for Outstanding Individual in Floodplain Management

To ☐ LEWIS Toby A; ☐ WRIGHT Deanna * DLCD*Cc ☐ Jeney Jr., Dennis; ☐ NICHOLS Darren; ☐ Wood-McGuinness, Karen; ☐ Graves, John

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I have to echo Deanna, the award is so well deserved Toby! You are a rockstar and do so much amazing work for your community and for floodplain management. Thank you for all that you do!

Mitch

--

Mitch Paine, CFM

Floodplain Management Specialist | Mitigation Division | FEMA Region 10, Seattle

Mobile: (202) 717-5665

mitch.paine@fema.dhs.gov

Federal Emergency Management Agency

[fema.gov](https://www.fema.gov)



FEMA

From: WRIGHT Deanna * DLCD <Deanna.WRIGHT@dlcd.oregon.gov>

Sent: Thursday, September 22, 2022 2:03 PM

To: LEWIS Toby A <Toby.A.LEWIS@co.benton.or.us>

Cc: CFM Mitch Paine (mitch.paine@fema.dhs.gov) <mitch.paine@fema.dhs.gov>; Jeney Jr., Dennis <dennis.jeneyjr@fema.dhs.gov>; *Benton Web Community Development <comdevinfo@Co.Benton.OR.US>;

NICHOLS Darren <darren.nichols@Co.Benton.OR.US>

Subject: NORFMA Conference - Award for Outstanding Individual in Floodplain Management

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Toby,

We missed you at the Northwest Regional Floodplain Management Association (NORFMA) conference this year. It was my first NORFMA and I met so many individuals. I wanted to congratulate you on your floodplain management award from NORFMA. I snapped a few photos for you. There were almost 200 staff and individuals in attendance from what I understand.

Thank you for the work you do in floodplain management for your County and citizens!



Deanna Wright, CFM

National Flood Insurance Program (NFIP) Coordinator

Oregon Department of Land Conservation and Development | Planning Services Division

635 Capitol Street NE, Suite 150 | Salem, OR 97301-2540

Cell: 971-718-7473 | Main: 503-373-0050

deanna.wright@dlcd.oregon.gov | www.oregon.gov/LCD



Thu 9/22/2022 9:01 AM

LEWIS Toby A

NORFMA Award Info

To ☐ NICHOLS Darren

NORFMA is the Northwest Floodplain Managers Association.

- It includes Oregon, Washington, Idaho, Alaska, and British Columbia.
- This year's NORFMA Conference was held in Vancouver, Washington, September 19-22.
- The award Celinda nominated me for was Floodplain Manager of the Year.
- The NORFMA website provides the following information regarding the awards that were presented this year:

Award Nominations: NORFMA Annual Awards

Take a moment to celebrate a colleague or neighbor! We're bringing back the NORFMA Board Awards -- please enter your nominations for an individual or a local community (city, town, county, borough, tribe, etc.) demonstrating commitment and leadership in floodplain management.

In case it's of interest, here is the link to the conference agenda:

https://norfma.org/images/downloads/Documents/norfma_2022program_final.pdf

Awards were presented during the noon speaker session on Wednesday, September 22.

Toby Lewis, CFM

Senior Floodplain Administrator

Benton County Community Development Dept.

4500 SW Research Way, Corvallis OR 97333

Phone: 541-766-6819

P.S. -- Did you know the Community Development Department has relocated to the Kalapuya Building? We're now located at 4500 SW Research Way on the 2nd floor. Come visit us in our new space!

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Board of Commissioners

Contact Name * Joe Kerby

Phone Extension * 6370

Meeting Attendee Name * Branden Pursinger - Association of Oregon Counties

Agenda Item Details



Item Title * Discuss Private Forest Accord Legislation and Oregon Department of Forestry Rulemaking

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
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- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time * 20 Minutes

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement*
☐ Yes
☐ No

Item Issues and Description	
Identified Salient Issues *	Board of Commissioners Chair Nancy Wyse is requesting discussion with the Board of Commissioners regarding SB-1501, also referred to as the Private Forest Accord. Branden Pursinger with the Oregon Association of Counties is acting as a convenor on this topic and will join the discussion virtually to provide background. The Oregon Department of Forestry is in the process of developing and implementing rule-making that may potentially impact Counties who own forest lands. There are seven Counties in the State who own forest lands. The Counties are Benton, Clackamas, Josephine, Coos, Curry, Douglas and Hood River. A number of Cities in Oregon own forest lands as well and Branden is coordinating with the League of Oregon Cities. Branden is attempting to convene the 7 Oregon Counties who may be impacted and seek direction from them as there is an upcoming meeting that the Oregon Department of Forestry will be holding within the next week or two where Branden wants to be able to represent the interests of the Counties. The Oregon Department of Forestry is pursuing rule-making and have chosen to have one rule that is applicable to private and public forest landowners. Association of Oregon Counties is seeking feedback from the seven Counties to share with the Oregon Department of Forestry concerning the rule-making. It appears that Counties may be held to a higher standard than private forest landowners specifically in the area of Section 9 of the Endangered Species Act surrounding the topic of "incidental take" permits. Branden will be present to provide more detail and to receive feedback from the Benton County Commissioners.
	Options *
Provide feedback to the Association of Oregon Counties	
or	
Do not provide feedback to the Association of Oregon Counties	
Fiscal Impact *	☒ Yes
Fiscal Impact *	☐ No
Fiscal Impact *	Uncertain at this time
Description *	

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☐ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☒ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☐ Equity for Everyone
- ☐ Health in All Actions
- ☐ N/A

Explain Core Values Selections *

Benton County owns forested lands and we strive to manage these lands in an environmentally responsible manner.

Focus Areas and Vision *

Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☒ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☐ N/A

Explain Focus Areas and Vision Selection *

Benton County owns forested lands and we strive to manage these lands in an environmentally responsible manner.

Recommendations and Motions

Item Recommendations and Motions

Staff N/A

Recommendations *

Meeting Motions * I move to ...

The Board may wish to just provide verbal direction to the Association of Oregon Counties or may decide to formalize that direction in the form of a motion. This will be determined at the Board meeting.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional) If you have any questions, please call ext.6800

Department Approver JOE KERBY

Department Approval

Comments

Signature

Joseph Kelly

BOC Initial Approval

Approvals Required ☐ Counsel
☐ Finance
☐ HR

County Administrator Approver JOE KERBY

Comments

County Administrator Approval

Comments

Signature

Theresa Kelly

BOC Final Approval

Comments

Signature



Amanda Hakepeace

CONSENT CALENDAR

Xanthippe Augerot, Commissioner

**BENTON COUNTY
HISTORIC RESOURCES COMMISSION
(HRC)**

<u>POSITION</u>	<u>NAME</u>	<u>TERM PERIOD</u>	<u>TERM SERVING</u>	<u>DATE APPOINTED</u>
1 Construction Industry and architecture	Mariapaola Riggio	Begin: 07/01/21 Expire: 06/30/24	Partial Term	10/04/22
2 Real Estate	Tanya Freeman	Begin: 07/01/21 Expire: 06/30/24	2 nd Term	07/05/16 07/03/18 reappt'd 07/06/21 10/04/22 mv'd position
3 Public-At-Large	Adrienne Fritze	Begin: 07/01/22 Expire: 06/30/25	Partial Term	10/18/22
4 Public-At-Large	VACANT (Paul Berg)	Begin: 07/01/19 Expire: 06/30/22	Partial Term	07/06/21
5 Owner of Historic Property (Historic Resources Protection)	VACANT	Begin: 07/01/20 Expire: 06/30/23	Partial Term	04/06/21
6 Historic Resources Protection	Jay Sexton	Begin: 07/01/20 Expire: 06/30/23	1 st Term	08/04/20 10/04/22 mv'd position
7 Benton County Historical Society	Nancy Taniguchi	Begin: 07/01/21 Expire: 06/30/24	2 nd Term	01/14/17 07/03/18 correction 07/06/21 mv'd positions

STAFF:

Inga Williams - Community Development – 541-766-6027

RECORDER:

inga.williams@co.benton.or.us

Inga Williams, 541-766-6027

TERM LIMIT:

Three years, July 1 – June 30

MEMBERS:

Seven members: one each from the Benton County Historical Society, historical resources protection community, construction industry or architectural community, real estate community, and historical structure resident community; also two from the public at large.

MEETS:

Third Monday every month, 6:30 p.m., Avery Building, 360 SW Avery Ave., Corvallis, Upstairs Large Conference Room

NOTE:

Also advertise for architecture, historic resources protection, & public at large

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Finance

Contact Name * Lindsey Goodman

Phone Extension * 6342

Meeting Attendee Name * Rick Crager / Lindsey Goodman

Agenda Item Details



Item Title * Road District Nominations

Item Involves * Check all that apply

- ☒ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☐ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☒ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement *

☐ Yes

☒ No

Issues and Fiscal Impact

Item Issues and Description

**Identified Salient
Issues ***

The Benton County Board of Commissioners are responsible for appointing commissioners for Special Road Districts per ORS 371.338. Oakwood Heights and Ridgewood Road Districts have submitted names for a term to their respective Road District. Special Road District Administration (ORS 371.305 through 371.385)

Options *

- 1) Approval
- 2) Contact the respective Road District for submittal of a new nominee for the commissioner appointment.

Fiscal Impact *

- ☐ Yes
☒ No

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☐ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☐ Equity for Everyone
- ☐ Health in All Actions
- ☒ N/A

Explain Core Values Selections * N/A

Focus Areas and Vision *

Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☒ N/A

Explain Focus Areas and Vision Selection * N/A

Recommendations and Motions

Item Recommendations and Motions

Staff
Recommendations * Approval

Meeting Motions * I move to ...
approve appointing individuals to serve on the following Road Districts: Oakwood Heights and Ridgewood as listed in the attached Orders.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

2022_Special Orders.pdf

125.51KB

Comments (optional) If you have any questions, please call ext.6800

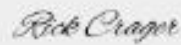
Department
Approver

RICHARD CRAGER

Department Approval

Comments

Signature



BOC Initial Approval

Approvals Required ☒ Counsel

☐ Finance

☐ HR

Counsel Approver VANCE CRONEY

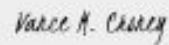
County
Administrator
Approver JOE KERBY

Comments

Counsel Approval

Comments

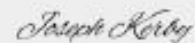
Signature



County Administrator Approval

Comments

Signature



BOC Final Approval

Comments

Signature



Xanthippe Augerot, Commissioner

Xanthippe Augerot, Commissioner

PUBLIC HEARINGS

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Health Services

Contact Name * Rebecca Taylor

Phone Extension * 6787

Meeting Attendee Name * Rebecca Taylor

Agenda Item Details



Item Title * In the matter of conducting the first reading for the ordinance removing the sunset date of Benton County Code Chapter 40

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☐ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
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- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement *

☐ Yes

☒ No

Issues and Fiscal Impact

Item Issues and Description

**Identified Salient
Issues ***

This public hearing will consider the adoption of an ordinance amending Benton County Code Chapter 40 (Vehicle Camping at Religious Institutions) to remove the sunset date of December 31, 2022.

On October 4, 2022, the Benton County Board of Commissioners directed staff to prepare an ordinance removing the sunset date of the ordinance originally adopting Chapter 40 of the Benton County Code that enables the County to authorize religious institutions located within the unincorporated areas of Benton County to offer space for up to three vehicles for camping purposes, subject to certain standards.

The removal of the sunset date will enable the current site operating pursuant to Chapter 40 to continue and will provide time to align further efforts related to the research and development of alternative sheltering and housing options with the provisions of HB 2006 (Relating to housing; creating new provisions; amending ORS 203.082, 446.265 and 458.650, 2021), and the local implementation HB 4123 (Relating to coordinated homeless response, 2022), including public engagement and strategic planning.

No modifications have been made to the original Chapter 40 code language. The only modification is the removal of the sunset date.

Options *

- 1) Conduct the first reading of the ordinance removing the sunset date of Benton County Code Chapter 40.
- 2) Reject conducting the first reading of the ordinance removing the sunset date of Benton County Code Chapter 40.
- 3) Provide alternative direction to staff.

Fiscal Impact *

- ☐ Yes
☒ No

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☒ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☒ Community Resilience
- ☒ Equity for Everyone
- ☒ Health in All Actions
- ☐ N/A

Explain Core Values Selections *

Coordinated responses are needed to address the housing needs of Benton County across the entire housing spectrum. Continuing to provide options for persons experiencing houselessness supports healthier living conditions and addresses a need for a particularly vulnerable and under-represented segment of our community.

House Bill 4123 supports the formation of a coordinated homeless response office between cities and counties that is intended to strengthen existing local homeless response systems that improve the livability of our community by providing services and sheltering to our unhoused community members. HB 4123 sets out minimum standards for participating communities that support community resilience, equity for everyone and health in all action, by prioritizing an equitable, accessible responsive system for community members experiencing homelessness and identifies opportunities to more effectively leverage existing funds and access new resources.

Focus Areas and Vision *

Select all that apply.

- ☒ Community Safety
- ☒ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☒ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☒ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☐ N/A

Explain Focus Areas and Vision The lack of housing is a key element of the topic of Housing and Growth. Chapter 40 creates a temporary housing option for people in need.

Selection *

The coordinated office provides high-level coordination, centralized communication, and strategic visioning enabling multi-disciplinary/multi-jurisdictional collaboration that acknowledges the complexities of the causes and impacts of homelessness in our community, including community safety, environment and natural resources, and housing and growth.

Recommendations and Motions

Item Recommendations and Motions

Staff Staff recommends option 1.

Recommendations *

Meeting Motions * I move to ...

1) Conduct the first reading of the ordinance removing the sunset date of Benton County Code Chapter 40.

2) Reject conducting the first reading of the ordinance removing the sunset date of Benton County Code Chapter 40.

3) Provide alternative direction to staff.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional) Rebecca Taylor will forward attachments by EOB 10/13/2022
If you have any questions, please call ext.6800

Department Approver SUZANNE HOFFMAN

Department Approval

Comments

Signature

Suzanne Hoffman

BOC Initial Approval

Approvals Required ☒ Counsel
☐ Finance
☐ HR

Counsel Approver VANCE CRONEY

County
Administrator
Approver JOE KERBY

Comments

Counsel Approval

Comments

Signature

Vance M. Croney

County Administrator Approval

Comments

Signature

Joseph Kerby

BOC Final Approval

Comments

Signature

Amarda Nakopace

**BEFORE THE BOARD OF COMMISSIONERS FOR THE STATE OF OREGON,
COUNTY OF BENTON**

In the Matter of Removing the Sunset) ORDINANCE No. 2022-0312
Date of Benton County Code Chapter 40,)
Vehicle Camping at Religious Institutions)

WHEREAS:

The nation as a whole is facing unprecedented housing need and shortage of safe and affordable housing. The shortage has impacted all of Oregon’s housing spectrum in different ways. Rural areas often face unique barriers to accessing resources due to limited service provider capacity and infrastructure.

Many members of the community have vehicles as their primary shelter and no fixed place at which to safely and legally park their vehicle. Additionally, community organizations have constructed temporary transportable sleeping units called “micro-shelters.” Micro-shelters are similar to vehicles in that they can be relocated and are not permanent installations but still provide many benefits when compared to sleeping in a standard vehicle. Several religious institutions within the county have expressed willingness to provide space for people to camp in vehicles and/or micro-shelters.

Benton County is committed to a community dialog on this issue, but the need for swift action in the face of the COVID-19 crisis made it a challenge to do public engagement. To respond to the housing shortage, the County adopted a limited-term ordinance in 2020 and extended the timeline for this ordinance until the end of 2022. One site is registered pursuant to the conditions of Benton County Code Chapter 40 as seen in Exhibit 1. As such, removal of the sunset is crucial to ensure a stable living location at this site.

Pursuant to Oregon Revised Statutes (ORS) 203.082, Benton County may enact an ordinance authorizing vehicle camping at religious institutions.

///
///
///

NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF BENTON COUNTY ORDAINS AS FOLLOWS:

PART I: Short Title. Removing the Sunset Date of Benton County Code Chapter Regarding Vehicle Camping at Religious Institutions.

PART II. Authority. The Board of County Commissioners of Benton County has authority to amend the County Code pursuant to the Benton County Charter.

PART III. The Benton County Code Chapter 40 is hereby amended as shown in “Exhibit 1”.

PART IV. The effective date for these amendments to the Benton Code will be December 2, 2022.

First Reading: October 18, 2022

Second Reading: November 1, 2022

Effective Date: December 2, 2022

BENTON COUNTY BOARD OF COMMISSIONERS

Nancy Wyse, Chair

Xanthippe Augerot, Commissioner

Pat Malone, Commissioner

Approved as to Form:

County Counsel

Recording Secretary

Exhibit 1

CHAPTER 40

VEHICLE CAMPING AT RELIGIOUS INSTITUTIONS

40.100. A church, synagogue or other religious institution located in unincorporated Benton County may allow overnight camping in vehicles, subject to the following:

- (1) As used in this chapter, “vehicle” includes a licensed and operable automobile, camper, travel trailer or recreational vehicle. “Vehicle” also includes a rigid-walled, readily transportable temporary sleeping unit exempt from building code and consistent with safety standards issued by the Community Development Director.
- (2) The religious institution shall register with the Benton County Community Development Department prior to establishing overnight camping in vehicles and shall submit a site plan and any other documentation required by the department’s adopted procedures for ensuring compliance with this chapter.
- (3) A maximum of three vehicles is allowed at the registered site at any one time.
- (4) The religious institution shall provide campers with access to onsite sanitary facilities, including at minimum toilet, hand washing and trash disposal facilities.
- (5) The camping occurs on the same property as the religious institution’s facility or an adjacent property that the religious institution owns or leases and has land use approval for religious institutional uses. In the case of leased land, the church shall provide the County with written authorization from the property owner to establish vehicle camping.
- (6) No payment of fee, rent, or other monetary charge shall be required of campers. This provision does not prevent the religious institution from accepting donations.
- (7) The religious institution may select which individuals to allow to camp on the institution’s property, and may revoke this permission at any time and for any reason.
- (8) Vehicles and all associated outside facilities (such as toilet, trash disposal, storage unit) shall be located at least 12 feet from all property lines, road right-of-way or access easements, and each vehicle shall be located at least 12 feet from other vehicles and from associated outside facilities.
- (9) All items and materials must be stored in vehicles or in separate storage unit, other than items designed and intended for outdoor use which shall be screened from adjacent properties and public rights-of-way

- (10) The number of people camping per vehicle is not generally limited by this code; however, notwithstanding any other provision of this chapter, the Benton County Community Development Director or designee may limit the total number of individuals camping on a premises or prohibit vehicle camping as provided in this chapter if the Community Development Director or designee finds that such activity on the premises constitutes a nuisance or other threat to public health, safety, or welfare. In addition to any other penalties that may be imposed, any premises used for vehicle camping in a manner not authorized by this chapter or other provisions of the Benton County Code shall constitute a nuisance and may be abated as such pursuant to Benton County Code Chapter 21 – Nuisance Abatement.
- (11) Upon expiration or revocation of this chapter, all vehicle camping on registered sites shall cease. Authorization of vehicle camping on a site does not establish a land use or a vested right to continue the activity if and when this code is modified.
- (12) Nothing in this chapter creates any duty on the part of the County, its employees, or its agents to ensure the protection of persons or property with regard to overnight sleeping in vehicles. ~~{Ord. 2021-0305 establishes a sunset date of Dec. 31, 2022 for BCC ch. 40}~~

Agenda Placement and Contacts

Suggested Agenda Date 10/04/22 and 10/18/22

View [Agenda Tracker](#)

Suggested Placement* Work Session and Meeting

Department* Finance

Contact Name* Jenn Ambuehl

Phone Extension* 6257

Meeting Attendee Name* Jenn Ambuehl and Rick Crager

Agenda Item Details



Item Title* Supplemental Budget 23041

Item Involves* Check all that apply

- ☐ Appointments
- ☒ Budget
- ☐ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☒ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☒ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time* 30

Board/Committee Involvement* ☐ Yes ☒ No

Advertisement*

☒ Yes

☐ No

Page 50 of 144

Names/Dates of Publications

List each publication name and date

Intend to publish notice of public hearing no less than 5 days prior to meeting in Gazette Times.

Item Issues and Description

Identified Salient

Issues

Nine funds require amendment of the budget in the 2021-23 biennium.

Please see attached packet for list of actions.

Options

1. Approve as proposed

2. Modify and approve

3. Hold for further discussion

4. Do not approve

Fiscal Impact

☒ Yes

☐ No

Fiscal Impact

Description

The total of the actions increase appropriation by \$34,673,755.

Please see attached packet for fiscal impact on each fund.

Mandated Service? *

Yes

No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Mandated Service Description *

If this agenda checklist describes a mandated service or other function, please describe here.

ORS 294.100: It is unlawful for any public official to spend money in excess of the amounts provided by law, or for any different purpose.

ORS 294.338: It is unlawful to expend money unless authorized by Local Budget Law.

ORS 294.456(6): After the governing body has enacted the resolutions necessary to adopt the budget as required, an expenditure of public money may not be made for any purpose in an amount greater than the amount appropriated, except as provided in ORS 294.338 [exceptions to the budget process], 294.478 [emergency educational expenditures], 294.463 [appropriation transfers], 294.471and 294.473 [supplemental budgets].

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

Vibrant, Livable Communities

Supportive People Resources

High Quality Environment and Access

Diverse Economy that Fits

Community Resilience

Equity for Everyone

Health in All Actions

NA

Explain Core Values Selections *

NA

Focus Areas and Vision *

Select all that apply.

Community Safety

Emergency Preparedness

Outdoor Recreation

Prosperous Economy

Environment and Natural Resources

Mobility and Transportation

Housing and Growth

Arts, Entertainment, Culture, and History

Food and Agriculture

Lifelong Learning and Education

NA

**Explain Focus Areas N/A
and Vision
Selection***

Page 53 of 144

Item Recommendations and Motions

Staff
Recommendations * Financial Services staff recommends approval of Supplemental Budget 23041 as presented.

Work Session
Motions * For the October 4, 2022 Work Session Agenda:

I move to forward this item to the October 18, 2022 Board meeting for a public hearing.

Meeting Motions * For the October 18, 2022 Business Meeting:

I move to adopt the resolution in the matter of Supplemental Budget 23041

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Supplemental Budget Packet 23041.pdf	521.95KB
Resolution Supplemental Budget - 23041.docx	20.26KB

Comments (optional) If you have any questions, please call ext.6800

Department
Approver

RICHARD CRAGER

Department Approval

Page 56 of 144

Comments

Signature

Rick Crager

Approvals Required ☒ Counsel

☐ Finance

☐ HR

Counsel Approver VANCE CRONEY

**County
Administrator
Approver** MAURA KWIATKOWSKY

Counsel Approval

Page 58 of 144

Comments

Signature

Vance H. Chokey

County Administrator Approval

Page 59 of 144

Comments

Signature

Hanna Kwiatkowski

Comments

Signature



Amanda Makepeace

IntraGovernmental Services Fund (514):

General Government (10) Operations is increased \$832,000

Enterprise Operations Fund (520):

General Government (10) Operations is increased \$3,965,065

Natural Areas, Parks & Events (50) Operations is increased \$45,000

Contingency is decreased \$15,000

Benton Health Center Fund (521):

Health Operations (25) Operations is increased \$1,038,174

Trust Fund (805):

Natural Areas, Parks & Events (50) Operations is increased \$75,000

Adopted this 18th day of October 2022.

Signed this 18th day of October 2022.

BENTON COUNTY BOARD OF COMMISSIONERS

Nancy Wyse, Chair

Pat Malone, Commissioner

Xan Augerot, Commissioner

NEW BUSINESS

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Human Resources

Contact Name * Tracy Martineau

Phone Extension * 6389

Meeting Attendee Name * Tracy Martineau, Suzanne Hoffman, Ricky Garcia, Jo Missler, Rick Crager, Debbie Sessions

Agenda Item Details



Item Title * Discussion and Decision regarding AFSCME MOA for Behavioral Health Workforce Incentives

Item Involves * Check all that apply

- ☐ Appointments
- ☒ Budget
- ☒ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☒ Employment
- ☐ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time * 15 minutes

Board/Committee Involvement * ☐ Yes ☒ No

Advertisement*

☐ Yes

☒ No

Issues and Fiscal Impact

Item Issues and Description

Identified Salient Issues *

The Behavioral Health Division received a grant for Workforce Investment Pay (HB4004) for eligible positions which were identified in the grant application process. The intent is to provide incentives for recruiting and retention of staff within the Behavioral Health division as defined in this HB4004 grant until all funds are expended.

County management representatives met with AFSCME representatives to negotiate a MOA for the terms of direct compensation for the members affected and arrived at this tentative agreement.

Options *

1. Approve the memorandum of understanding with AFSCME.
2. Do not approve the memorandum of agreement with AFSCME.
3. Request additional information or provide other guidance to the managers.

Fiscal Impact *

- ☒ Yes
☐ No

Fiscal Impact Description *

The 2021-23 fiscal impact that is built into the October 4, 2022 budget supplement is \$998,174. However, it is anticipated this budget will carry over into the 2023-25 biennium due to timing of expenditures. In the building of the 2023-25 budget, the anticipated impact will be finalized.

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☐ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☐ Equity for Everyone
- ☐ Health in All Actions
- ☒ N/A

Explain Core Values Selections * MOA re: compensation for staff.

Focus Areas and Vision *

Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☒ N/A

Recommendations and Motions

Item Recommendations and Motions

Staff
Recommendations* Health Department and HR staff recommend approval of the memorandum of agreement with AFSCME.

Meeting Motions* I move to ...
....approve the memorandum of agreement with AFSCME for the terms of distributing the HB 4004 workforce incentives.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

MOA Behavioral Health Workforce Incentives
2022.pdf

392.08KB

Comments (optional)

If you have any questions, please call ext.6800

Department
Approver

TRACY MARTINEAU

Department Approval

Comments

Signature



Tracy Martineau

BOC Initial Approval

Approvals Required ☒ Counsel
 ☒ Finance
 ☐ HR

Counsel Approver VANCE CRONEY

Finance Approver RICHARD CRAGER

**County
Administrator
Approver** JOE KERBY

Comments

Counsel Approval

Comments

Signature

Vance H. Choney

Finance Approval

Comments

Signature



Rick Crager

County Administrator Approval

Comments

Signature

A handwritten signature in cursive script, reading "Joseph Kelly", is centered within a light gray rectangular box.

BOC Final Approval

Comments

Signature



Amanda Makepeace

Memorandum of Agreement
Between Benton County
and
AFSCME Local 2064

The County of Benton (County) and the American Federation of State, County, and Municipal Employees (AFSCME), Oregon Council 75, Local 2064, AFL-CIO enter into this memorandum of agreement regarding an exception to Article 13 of the current AFSCME Labor Contract.

The Behavioral Health Division received a grant for Workforce Investment Pay (HB4004) for eligible positions which were identified in the grant application process. The intent is to provide incentives for recruiting and retention of staff within the Behavioral Health division as defined in this HB4004 grant until all funds are expended.

1. Workforce Investment Payments will be distributed as follows, pro-rated by the employee's FTE if applicable:
 - a. Employees with five (5) years or more of County service in an eligible position as of November 1, 2022 or the 1st of the month following ratification of this Agreement or whichever is earlier will receive a one-time workforce investment payment in the amount of \$7,750.
 - b. Employees in active status in an eligible position as of November 1, 2022 or the 1st of the month following ratification of this Agreement whichever is earlier, but who do not meet the service requirement in 1.a. will receive a total of \$7,750 in Workforce Investment Payments over the course of two years. This amount will be distributed in three equal payments using the following schedule, assuming the employee is in active status at the time of the payment:
 - i. The first Workforce Investment Payment will be distributed at the same time as the payments for staff with five (5) or more years of service.
 - ii. The second Workforce Investment Payment will be made on the first anniversary of the first payment.
 - iii. The final Workforce Investment Payment will be made on the second anniversary of the first payment.
2. Employees may choose whether they elect to be paid in wages or allocate to a tax deferred option, such as Health Savings Account; student loan repayment; 457 account; etc.
3. Positions that are eligible for the grant funds are identified below:

500167	500151	500160	500172	500879	500851	500822
500157	500625	500695	500681	500878	500332	500257
500168	500144	500862	500807	500737	500805	500145
500146	500077	500155	500852	500173	500158	500159
500148	500171	500170	500804	500930	500947	500620
500152	500747	500166	500150	500938	500932	500585

500099	500627	500174	500937	500571	500153	500743
500868	500900	500724	500165	500610	500589	

* The list will change as positions are filled or are vacated.

4. Employees may decline the Workforce Investment Pay.
5. At its discretion, the County may offer up to \$6,000 for a relocation allowance or signing bonus, or a combination of the two, for hard to fill positions. In the event an employee may be eligible for both relocation and a signing bonus, the total amount an employee shall receive under this Agreement shall not exceed \$6000. This section applies solely to employees not included under the Workforce Investment Pay as set forth in 1.a. and 1.b.
 - a. Relocation allowances may be paid immediately upon hire or in the employee's first month of employment.
 - b. Signing bonuses, will be distributed in three equal payments according to the schedule outlined below:
 - i. The first payment will be made in the pay period following successful completion of the probationary period.
 - ii. The second payment will be made in the pay period following the first anniversary of the first payment.
 - iii. The final payment will be made in the pay period following the second anniversary of the first payment.
6. Any unpaid workforce investment payments due to employee transition out of the Behavioral Health division will automatically go back into the pool of funds used for relocation allowances or signing bonuses for future vacant positions within the division until all funds are expended.
7. Eligible vacant positions are listed below:

Vacant Positions:	
500179	500149
500806	500330
500897	500897
500987	500987
500988	500988
500901	500901

8. All disbursements paid under this agreement are subject to any applicable payroll taxes, deductions, etc.

*****SIGNATURES ON FOLLOWING PAGE*****

The parties to this Agreement hereby acknowledge and agree that this Agreement is in no way precedent setting. This Agreement shall not be introduced, referred to, or in any way utilized in any subsequent arbitration, litigation, or administrative hearing except as may be necessary to enforce its provisions and terms.

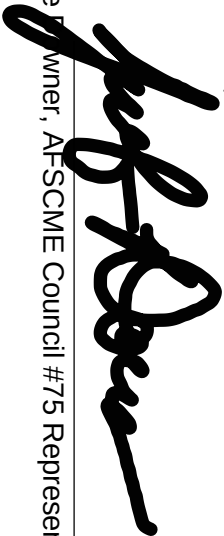
For the Union

Date



9/27/22

Dawn Dale, President AFSCME Local 2064



Jake Dwyer, AFSCME Council #75 Representative

9/27/22

For County

Nancy Wyse, Commission Chair

.

BOC Agenda Checklist - Initial Review

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

[View Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Health Services

Contact Name * Suzanne Hoffman

Phone Extension * 6805

Meeting Attendee Name * Suzanne Hoffman

Agenda Item Details

Item Title * Letter of Intent: Inclement Weather Shelter Funding Opportunity

Item Involves *

Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☐ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☒ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

**Board/Committee
Involvement ***

- ☐ Yes
- ☒ No

Advertisement *

- ☐ Yes
- ☒ No

Issues and Fiscal Impact

Item Issues and Description

Identified Salient Issues *

The Benton County Health Department (BCHD) protects the health and well-being of everyone in Benton County, with a special focus on our most vulnerable populations. The unhoused population within the City limits of Corvallis is disproportionately affected by extreme weather events, which can expose individuals with inadequate shelter to potentially life threatening situations. BCHD is working to support low barrier options for inclement weather sheltering efforts.

Funding is needed to lease a facility and cover the cost of a contract operator to administer and operate the inclement weather shelters. While a specific facility has not been identified to date, we are working on identifying potential facilities to lease.

Options *

Grant permission to submit letter of Intent to apply for funding from the City of Corvallis

OR

Do not grant permission to submit letter of Intent to apply for funding from the City of Corvallis

Fiscal Impact *

☐ Yes

☒ No

2040 Thriving Communities Initiative

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Mandated Service? * ☐ Yes
☒ No

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☒ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☒ Community Resilience
- ☒ Equity for Everyone
- ☐ Health in All Actions
- ☐ N/A

Explain Core Values Selections *

These shelters will serve multiple constituencies including young adults, men, women, families, and veterans in Benton County experiencing houselessness. The establishment of inclement weather and clean air shelters has been identified as a priority community need and we are committed to standing them up quickly and efficiently. Locations are yet to be determined and we value considerations of equity in their placement and establishment.

Focus Areas and Vision *

Select all that apply.

- ☒ Community Safety
- ☒ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☐ N/A

Explain Focus Areas and Vision Selection *

The inclement weather shelters will activate per the criteria set out in the BCHD Cold Weather Response Plan (2022) and the BCHD Extreme Heat Response Plan (2022), with the capability to accommodate overnight needs arising from seasonal weather and emergent environmental needs. Inclement weather including cold weather and extreme heat can expose individuals with inadequate shelter to potentially life threatening situations.

Recommendations and Motions

Item Recommendations and Motions

Staff
Recommendations * We recommend granting approval to submit the letter of intent to apply for shelter funding from the City of Corvallis.

Meeting Motions * I move to ...
grant permission to submit the letter of intent to apply for shelter funding from the City of Corvallis.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

20221014 Letter of Intent Inclement Weather She... 608.03KB

Comments (optional)

If you have any questions, please call ext.6800

**Department
Approver**

SUZANNE HOFFMAN

Department Approval

Comments

Signature

Suzanne Hoffman

BOC Initial Review

Approvals Required ☐ Counsel
 ☐ Finance
 ☐ HR

County JOE KERBY
Administrator
Approver*

Comments



Office: (541) 766-6385

Fax: (541) 766-6186

4077 SW Research Way

P.O. Box 3020

Corvallis, OR 97339

co.benton.or.us/health

Letter of Intent
Inclement Weather Shelter Funding Opportunity

To: Brigetta Olson
City of Corvallis Housing and Neighborhood Services Division
brigetta.olson@corvallisoregon.gov.

RE: Request for Proposals Fiscal Year 22-23; Funded by the Oregon Legislature to add additional emergency shelter, transitional housing or permanent supportive housing in Corvallis.

Introduction

The Benton County Health Department (BCHD) protects the health and well-being of everyone in Benton County, with a special focus on our most vulnerable populations. The unhoused population within the City limits of Corvallis is disproportionately affected by extreme weather events, which can expose individuals with inadequate shelter to potentially life threatening situations. BCHD is working to support low barrier options for inclement weather sheltering efforts.

Current Benton County Health Department Efforts

BCHD has set aside \$50,000 in funding for a warming center operator contract. The Intent to Bid documentation is in its final stages and will be released to potential bidders during the month of October 2022. BCHD is working to secure additional funding to cover the costs of facility rental and expanding the operations to include warming and cooling centers/shelters and clean air shelters.

The warming center operator contract will support a flexible facility ("warming center space") to respond as most appropriate when severe weather is predicted between November 1st and April 30th. The facility will be a Temporary Overnight Center with an estimated usage of 30-40 individuals between the hours of 7:00 PM and 7:00 AM. The facility will provide basic amenities such as a sleeping area, bathroom access, shower access, access to electricity for charging electronic devices, and wrap-around service outreach connections. Some of the envisioned services include, but may not be limited to, Coordinated Care access point, outreach services, transportation services, temporary storage for personal belongings, area for pets, case management, and referrals to services for the unhoused and precariously housed.

Activation Thresholds

Temporary inclement weather centers/shelters will be activated when the following activation thresholds are expected:

- Temperatures are forecasted to be 30 degrees or less for four hours or more between the hours of 8PM and 7AM.
- Accumulations of over 1" of snow in a 24 hour period and/or freezing rain lasting more than 4 hours between the hours of 8pm-7am as outlined in the BCHD Cold Weather Response Plan (2022).

Average number of days per month with low temperatures at or below 30F, 1952-2022			
	25th percentile	Median	75th percentile
January	4.5	8	13.5
February	3	6	10
March	1	4	6
April	0	1	2
May	0	0	0
June	0	0	0
July	0	0	0
August	0	0	0
September	0	0	0
October	0	0	1
November	1	3	8
December	5	9	12

Activation thresholds for cooling centers:

- NWS [HeatRisk](#) forecasts areas of our County at:
 - Very high risk: Level 4, Magenta for 1 or more days.
- NWS issues an Excessive Heat Warning or Advisory indicating:
 - At least two days of temperatures above 100 degrees, or
 - At least two days when heat and humidity feel like 105 degrees or more.
 - Nighttime temperatures above 80°F.
- Increased reports of heat related illnesses, medical emergencies or mortality reported by local healthcare providers or other credible sources.
- Heat Emergency declaration by Benton County Emergency Management or the Governor's Office. (BCHD Excessive Heat Response Plan, 2022)

Grant Funding Request

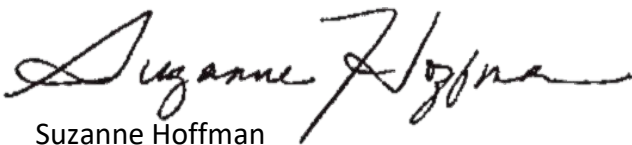
Benton County Health Department is submitting this Letter of Intent to request \$250,000 in Grant funds to supplement funding for a low barrier option for inclement weather and clean air sheltering for the unhoused or precariously housed. Over the last two years Benton County, along with community partners, has provided warming and cooling centers on a limited basis as funding and capacity has allowed and with this grant proposal Benton County is looking to expand these critical programs.

The inclement weather shelters will activate per the criteria set out in the BCHD Cold Weather Response Plan (2022) and the BCHD Extreme Heat Response Plan (2022), with the capability to accommodate overnight needs arising from seasonal weather and emergent environmental needs. Inclement weather including cold weather and extreme heat can expose individuals with inadequate shelter to potentially life threatening situations.

These shelters will serve multiple constituencies including young adults, men, women, families, and veterans in Benton County experiencing houselessness. The establishment of inclement weather and clean air shelters has been identified as a priority community need and we are committed to standing them up quickly and efficiently. Locations are yet to be determined and we value considerations of equity in their placement and establishment.

Funding is needed to lease a facility and cover the cost of a contract operator to administer and operate the inclement weather shelters. While a specific facility has not been identified to date, we are working on identifying potential facilities to lease.

Thank you for your consideration,

A handwritten signature in black ink, appearing to read "Suzanne Hoffman". The signature is fluid and cursive, with a large initial 'S' and 'H'.

Suzanne Hoffman
Health Department Director

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Health Services

Contact Name * Suzanne Hoffman

Phone Extension * 6805

Meeting Attendee Name * Suzanne Hoffman

Agenda Item Details



Item Title * Designating Damien Sands as Benton County's Community Mental Health Program Director

Item Involves * Check all that apply

- ☒ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☐ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☒ Other

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement *

☐ Yes

☒ No

Issues and Fiscal Impact

Item Issues and Description	
Identified Salient Issues *	Benton County Health Department is the appointed Community Mental Health Program, and as such, is required to have an assigned Behavioral Health Director approved by the Board of Commissioners.
	Options *
	Appoint Damien Sands as Behavioral Health Director Do not appoint Damien Sands as Behavioral Health Director
Fiscal Impact *	☐ Yes ☒ No

2040 Thriving Communities Initiative

Mandated Service? * ☒ Yes
☐ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Mandated Service Description * If this agenda checklist describes a mandated service or other function, please describe here.
 Benton County must have a Community Mental Health Program (CMHP) Director who meets the criteria contained in OAR 309-014-0020. Damien Sands meets those criteria as determined by the Oregon Health Authority (OHA).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values * Select all that apply.

- ☐ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☐ Equity for Everyone
- ☐ Health in All Actions
- ☒ NA

Explain Core Values Selections * n/a

Focus Areas and Vision * Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☒ NA

Explain Focus Areas and Vision Selection * n/a

Recommendations and Motions

Item Recommendations and Motions

Staff Recommend approving Damien Sands as Behavioral Health Director
Recommendations *

Meeting Motions * I move to ...
appoint Damien Sands as Behavioral Health Director.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional) If you have any questions, please call ext.6800

Department Approver SUZANNE HOFFMAN

Department Approval

Comments

Signature

Suzanne Hoffman

BOC Initial Approval

Approvals Required ☒ Counsel
☐ Finance
☒ HR

Counsel Approver VANCE CRONEY

HR Approver TRACY MARTINEAU

County
Administrator
Approver JOE KERBY

Comments

Counsel Approval

Comments

Signature

Vance M. Croney

HR Approval

Comments

Signature

Tracy Martineau

County Administrator Approval

Comments

Signature

Joseph Kerby

BOC Final Approval

Comments

Signature

Aminda Rakepeace

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Finance

Contact Name * Rick Crager

Phone Extension * 6246

Meeting Attendee Name * Rick Crager

Agenda Item Details



Item Title * In the Matter of a Resolution to Delegate Authority to the Chief Financial Officer and County Administrator on Approving Reimbursement Declaration for Tax-exempt Debt

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☒ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time * 10 minutes

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement*
☐ Yes
☐ No

Issues and Fiscal Impact

Item Issues and Description

**Identified Salient
Issues ***

The United States Internal Revenue Code of 1986, as amended, and its regulations require that issuers of tax-exempt obligations that wish to use the proceeds of tax-exempt debt to reimburse itself for project costs paid prior to issuing such debt officially declare its intention to reimburse such expenditures. These declarations do not presume that a tax-exempt bond has been or will be approved for issuance by the Board of Commissioners, rather it ensures that once and if a tax-exempt bond is issued, expenses incurred at the point of declarations (and 60 days prior) may be reimbursed by the future bond proceeds. By delegating authority to the CFO and County Administrator, it alleviates the need for the Board of Commissioners to spend their meeting time on what is essentially an administrative task and creates more efficiency in the County being able to ensure compliance with the IRS standards and the ability to capture all eligible expenses should a tax-exempt bond be issued in the future.

Options *

1. Approve Resolution R2022-016 to delegate authority to the CFO and County Administrator to approve Declarations of Intent to Reimburse from Tax-Exempt Bonds.
2. Deny Resolution R2022-016 to delegate authority and continue to approve declarations when needed.

Fiscal Impact *

- ☐ Yes
☒ No

2040 Thriving Communities Initiative

Mandated Service? ^{*} ☒ Yes
☐ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Mandated Service Description ^{*} If this agenda checklist describes a mandated service or other function, please describe here.
 U.S. Internal Revenue Code of 1986, as amended

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values ^{*} Select all that apply.

- ☐ Vibrant, Livable Communities
- ☐ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☐ Equity for Everyone
- ☐ Health in All Actions
- ☒ N/A

Explain Core Values Selections ^{*} N/A - Requirement of US Internal Revenue Code

Focus Areas and Vision ^{*} Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☒ N/A

Explain Focus Areas and Vision Selection ^{*} N/A - Requirement of US Internal Revenue Code

Recommendations and Motions

Item Recommendations and Motions

Staff
Recommendations * For the purposes of gaining efficiency in the process of issuing tax-exempt debt, the state recommends the Board delegates authority to the CFO and County Administration to approve Declarations of Intent to Reimburse from Tax-Exempt Bonds.

Meeting Motions * I move to ...
...delegate authority to the CFO and County Administration to approve, when necessary, all Declarations of Intent to Reimburse under Section 1.150-2 of the Federal Income Tax Regulations on behalf of Benton County and without further action by the Board of Commissioners of the County

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Resolution - DelegationIntenttoReimburse.docx 15.64KB

Comments (optional) If you have any questions, please call ext.6800

Department RICHARD CRAGER
Approver

Department Approval

Comments

Signature

Rick Crager

BOC Initial Approval

Approvals Required ☒ Counsel

☐ Finance

☐ HR

Counsel Approver VANCE CRONEY

County Administrator Approver JOE KERBY

Comments

Counsel Approval

Comments

Signature

Vance M. Croney

County Administrator Approval

Comments

Signature

Joseph Kerby

BOC Final Approval

Comments

Signature

Amarda Makepeace

**BEFORE THE BOARD OF COMMISSIONERS FOR THE STATE OF OREGON,
COUNTY OF BENTON**

**A Resolution Delegating Authority to the Chief)
Financial Officer or the County Administrator) ORDER # R2022-016
of the County to Make Future Reimbursement)
Declarations)**

WHEREAS, the United States Internal Revenue Code of 1986, as amended, and its regulations require that issuers of tax-exempt obligations that wish to use the proceeds of tax-exempt debt to reimburse itself for project costs paid prior to issuing such debt officially declare its intention to reimburse such expenditures; and

WHEREAS, subject to certain exceptions, such declarations must be made no later than 60 days after the expenditures to be reimbursed are paid; and

WHEREAS, Section 1.150-2 of the Federal Income Tax Regulations permits issuers of tax-exempt obligations to delegate the authority to make reimbursement declarations to a representative of the issuer.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BENTON COUNTY, OREGON, as follows:

Section 1. The Chief Financial Officer and the County Administrator of the County are each hereby authorized to make declarations of intent to reimburse under Section 1.150-2 of the Federal Income Tax Regulations on behalf of the County and without further action by the Board of Commissioners of the County. All such future declarations shall be in writing and the original or a certified copy of each declaration shall be maintained in the public records of the County.

Section 2, This Resolution shall take effect immediately upon its adoption.

Adopted this 18th day of October 2022.

Signed this 18th day of October 2022.

BENTON COUNTY BOARD OF COMMISSIONERS

Nancy Wyse, Chair

Patrick Malone, Commissioner

Xanthippe Augerot, Commissioner

Approved as to form

Vance M. Croney, County Counsel

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Finance

Contact Name * Rick Crager

Phone Extension * 6246

Meeting Attendee Name * Rick Crager, Gary Stockhoff, Brad Dillingham

Agenda Item Details



Item Title * Discussion and Decision to Implement Zero Fee for the Benton Area Transit Program for Those 65 and Older

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time * 20 minutes

Board/Committee Involvement *

☐ Yes

☒ No

Advertisement*
☐ Yes
☒ No

Issues and Fiscal Impact

Item Issues and Description	
Identified Salient Issues *	The Benton Area Transit Program has historically allowed seniors that are 65 and older and people with disabilities located outside of the Corvallis and Philomath paratransit boundaries, to access service for a fee. The fee has been collected through monthly billing to each customer after the service is provided. In April 2022, the County transitioned this billing function from Dial-A-Bus (DAB), the contractor providing BAT services, to ensure better internal controls and financial stewardship of programs resources. In examining this process, the County has determined that the process depends on multiple parties and points of contact that result in confusion, frustration, and inefficiency. Currently, the county is processing up to 129 billings each month for an estimated \$2,000. The collection rate for these resources is around 70%. The estimated monthly cost for Financial Services staff for reconciling information from DAB, billing, collecting, and troubleshooting is estimated at approximately \$1,000 per month. Additionally, this process has been very negative for our customers due to the fact that information provided from DAB to the County, which is used as the source of the billing, often doesn't align with the customers recollection. The total amount collected from these fees represent only 1.5% of the total program resources. Overall, this function is costing nearly as much to administer as the very minimal revenue it collects for the program
	To address this issue, the Public Works and Financial Services Department is proposing the BAT Program discontinue billing for its BAT Lift service, which provides curb-to-curb transportation service, for a fee, to seniors that are 65 and older and people with disabilities located outside of the Corvallis and Philomath paratransit boundaries. Effective immediately, these individuals would begin receiving free services. Any outstanding billings for September and October 2022 would be forgiven. While we believe we can mitigate the cost of this lost revenue for the biennium, we will seek out revenue replacement for the 2021-23 biennium – approximately \$20,000 for 10 months - in the form of a STIF request. At the end of the 2021-23 biennium, we will reevaluate the cost effectiveness of continuing this free service.
Fiscal Impact *	☒ Yes ☐ No
Fiscal Impact Description *	This results in a reduction of \$20K in resources for the BAT Program. While the county believes the BAT budget can mitigate this loss of revenue, it will be seeking a STIF request to support this effort in 2021-23. This decision will be re-evaluated during the 2023-25 budget development

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☐ Vibrant, Livable Communities
- ☒ Supportive People Resources
- ☒ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☐ Community Resilience
- ☒ Equity for Everyone
- ☐ Health in All Actions
- ☐ N/A

Explain Core Values Selections *

This proposal provides quality transportation services to vulnerable populations that often lack the resources to meet their daily needs or to access the goods and services they require. It also ensures equitable services for seniors and people with disabilities by providing access to the same types of services throughout Benton County. Lastly, by providing transportation services to these individuals it will have an impact on the environment by contributing to less traffic in the County.

Focus Areas and Vision *

Select all that apply.

- ☐ Community Safety
- ☐ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☒ Environment and Natural Resources
- ☒ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☐ N/A

Explain Focus Areas and Vision Selection *

This proposal focuses on providing alternative transportation to vulnerable populations for the entire county which has the ability to reduce reliance on personal transportation that ultimately contributes to higher greenhouse gas emissions.

Recommendations and Motions

Item Recommendations and Motions

Staff Staff recommends the Board accept this proposal.

Recommendations *

Meeting Motions * I move to ...

...discontinue charging a fee for BAT Lift service to seniors that are 65 and older and people with disabilities located outside of the Corvallis and Philomath paratransit boundaries. This would be retroactively effective to September 1, 2022 and continue until June 30, 2023 at which point the feasibility of continuation will be evaluated.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional) If you have any questions, please call ext.6800

Department Approver RICHARD CRAGER

Department Approval

Comments

Signature

Rick Crager

BOC Initial Approval

Approvals Required ☒ Counsel
☐ Finance
☐ HR

Counsel Approver VANCE CRONEY

County Administrator Approver JOE KERBY

Comments

Counsel Approval

Comments

Signature

Vance H. Croney

County Administrator Approval

Comments

Signature

Joseph Kerby

BOC Final Approval

Comments

Signature

Aranda Wakepeace

DEPARTMENTAL REPORTS AND REQUESTS

BOC Agenda Checklist Master

Agenda Placement and Contacts

Suggested Agenda Date 10/18/22

View [Agenda Tracker](#)

Suggested Placement * BOC Tuesday Meeting

Department * Board of Commissioners

Contact Name * Nick Kurth

Phone Extension * 5412432697

Meeting Attendee Name * Nick Kurth, JSIP Manager; Chris Edmonds, Coastline PR; John Horvick, DHM Research

Agenda Item Details



Item Title * JSIP Community Survey #2 Results

Item Involves * Check all that apply

- ☐ Appointments
- ☐ Budget
- ☐ Contract/Agreement
- ☒ Discussion and Action
- ☐ Discussion Only
- ☐ Document Recording
- ☐ Employment
- ☐ Notice of Intent
- ☐ Order/Resolution
- ☐ Ordinance/Public Hearing 1st Reading
- ☐ Ordinance/Public Hearing 2nd Reading
- ☐ Proclamation
- ☐ Project/Committee Update
- ☐ Public Comment
- ☐ Special Report
- ☐ Other

Estimated Time * 45 minutes

Board/Committee Involvement * ☐ Yes ☒ No

Issues and Fiscal Impact

Item Issues and Description

Identified Salient Issues *	Benton County recently conducted a second community survey to understand priorities in the community related to the Justice System Improvement Program and issues in the community. It was the second of two surveys conducted in 2022. Homelessness ranked a high priority, consistent with the first community survey. In May 2022, the Board of Commissioners decided the JSIP bond measure would not include funding to address homelessness. Based on the most recent (and previous) survey results, the BOC is being asked to reconsider whether to include funding for homeless facilities services in the bond measure.
	1. Include funding for homeless facilities services in the bond measure. 2. Do not include funding for homeless facilities services in the bond measure.
Fiscal Impact *	☒ Yes ☐ No
Fiscal Impact Description *	Additional funding in the JSIP bond measure to address homelessness will increase the overall amount of the bond measure, but it is not expected to exceed the County's target of a bond measure below \$100 million.

2040 Thriving Communities Initiative

Mandated Service? * ☐ Yes ☒ No

2040 Thriving Communities Initiative

Describe how this agenda checklist advances the core values or focus areas of 2040, or supports a strategy of a departmental goal.

To review the initiative, visit the website [HERE](#).

Values and Focus Areas

Check boxes that reflect each applicable value or focus area and explain how they will be advanced.

Core Values *

Select all that apply.

- ☒ Vibrant, Livable Communities
- ☒ Supportive People Resources
- ☐ High Quality Environment and Access
- ☐ Diverse Economy that Fits
- ☒ Community Resilience
- ☒ Equity for Everyone
- ☐ Health in All Actions
- ☐ N/A

Explain Core Values Selections *

The Justice System Improvement Program (JSIP) Vision: The residents of Benton County require an effective, efficient and equitable criminal justice system that maintains public safety and holds people accountable, while providing treatment opportunities that address underlying causes of criminal behavior.

Focus Areas and Vision *

Select all that apply.

- ☒ Community Safety
- ☒ Emergency Preparedness
- ☐ Outdoor Recreation
- ☐ Prosperous Economy
- ☐ Environment and Natural Resources
- ☐ Mobility and Transportation
- ☐ Housing and Growth
- ☐ Arts, Entertainment, Culture, and History
- ☐ Food and Agriculture
- ☐ Lifelong Learning and Education
- ☐ N/A

Explain Focus Areas and Vision Selection *

The Justice System Improvement Program (JSIP) Vision: The residents of Benton County require an effective, efficient and equitable criminal justice system that maintains public safety and holds people accountable, while providing treatment opportunities that address underlying causes of criminal behavior.

Recommendations and Motions

Item Recommendations and Motions

Staff	Staff recommends exploring options related to homeless facilities services for
Recommendations *	inclusion in the JSIP bond measure.
Meeting Motions *	I move to ...
	...explore options related to homeless facilities services for inclusion in the JSIP bond measure.

Attachments, Comments, and Submission

Item Comments and Attachments

Attachments

Upload any attachments to be included in the agenda, preferably as PDF files. If more than one attachment / exhibit, please indicate "1", "2", "3" or "A", "B", "C" on the documents.

Comments (optional)

**Department
Approver**

JOE KERBY

Department Approval

Comments

Signature

Joseph Kelly

BOC Initial Approval

Approvals Required ☒ Counsel ☒ Finance ☐ HR

Counsel Approver VANCE CRONEY
Finance Approver RICHARD CRAGER
County Administrator JOE KERBY
Approver
Comments

Counsel Approval

Comments

Signature



Vance H. Cheney

Finance Approval

Comments

Signature



County Administrator Approval

Comments

Signature

Chapin Kelly

BOC Final Approval

Comments

Signature

Amarda Hakepeace

Benton County Public Safety Bond Survey – Round 2

September 2022



Research purpose

- Measure voter support for a potential Benton County Justice System Improvement Bond on the May 2023 ballot
- Identify voter priorities for key potential elements of bond
- Gauge voter price tolerance for various bond options

Methodology

- Hybrid (phone and text-to-online) survey of N=400 Benton County registered voters
- Conducted September 8-14, 2022; 12 minutes to complete
- Quotas by age, gender, party, and area; weighted to likely May 2023 electorate
- Margin of error $\pm 4.9\%$
- Due to rounding, some totals may differ by ± 1 from the sum of separate responses

Key takeaways: voter mood and key issues

- Voters continue to be split but leaning towards the negative side when it comes to their outlook on the county, but they are still comparatively more optimistic than voters in the rest of the state.
- Voters continue to say homelessness, housing affordability, and public safety are the biggest problems facing the county. The importance of homelessness and housing affordability in particular have later implications in which version of a bond voters put their support behind.

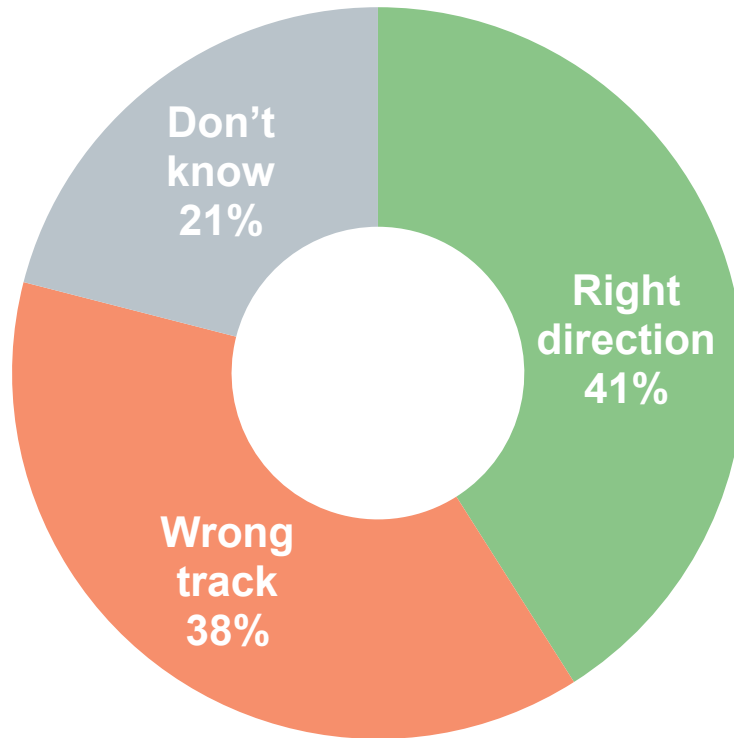
Key takeaways: support for bond concepts

- Two versions of the hypothetical bond were tested, with the only difference being the inclusion of homeless services in one of them. Those three words “and homeless services” made all the difference, with the version *without* homeless services not reaching viability even in the post-test, and the version *with* homeless services starting viable and only getting stronger across the poll.
- Younger (18-44) voters, women, and Democrats are supporters of any bond measure, but bond version B *with* homeless services is the only version that gains support of men and NAV/Other party voters by the end of the poll.
- If the bond doesn’t include homeless services, it is unlikely to pass, even an alternative bond measure that would cost less to taxpayers.
- The facilities focused on addressing mental health and homelessness are voters’ top priorities for where the bond money is to be allocated.

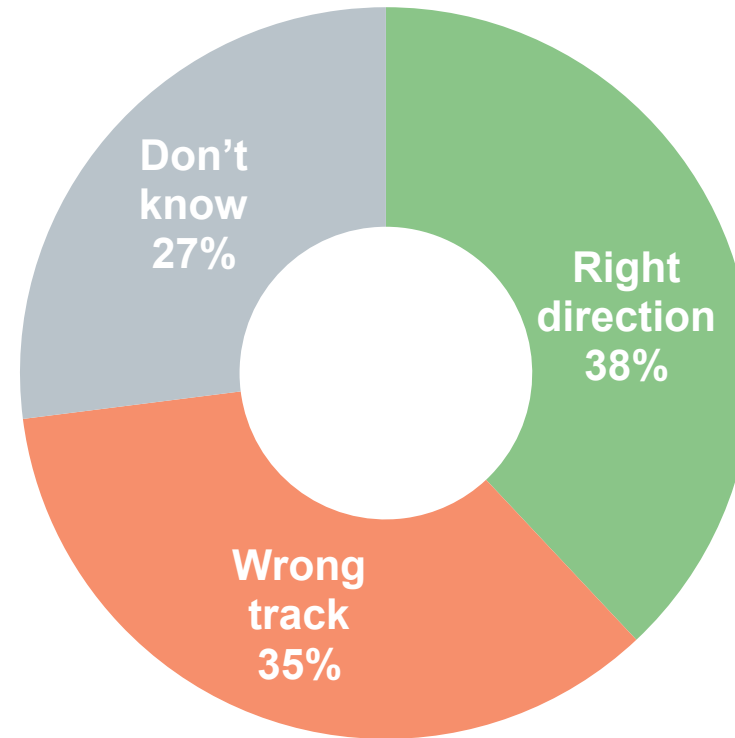
General mood

Benton County voters are still feeling so-so about where the county is headed, but not overwhelmingly negative.

**Round 1
May 2022**



**Round 2
September 2022**



Homelessness, housing affordability, and public safety remain the biggest problems on voters' minds, which mirror current top concerns across Oregon.

29% Homelessness

15% Affordable housing

10% Crime, public safety

7% Climate change/Environment

5% Government/Politicians

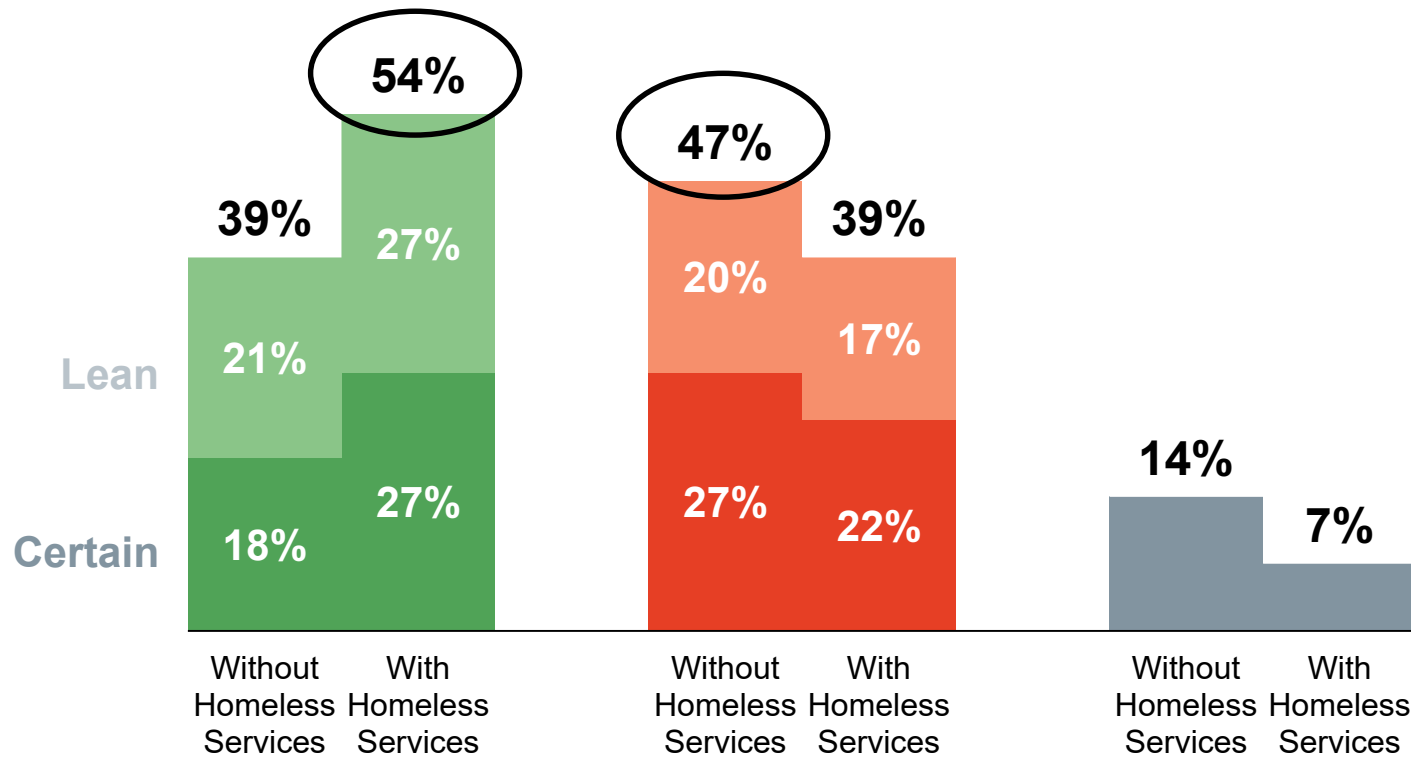
5% Taxes

Top 3 remains the same as May 2022, with intensity just slightly lower

Initial ballot test

Adding homeless services makes a world of difference for the viability of this ballot measure.

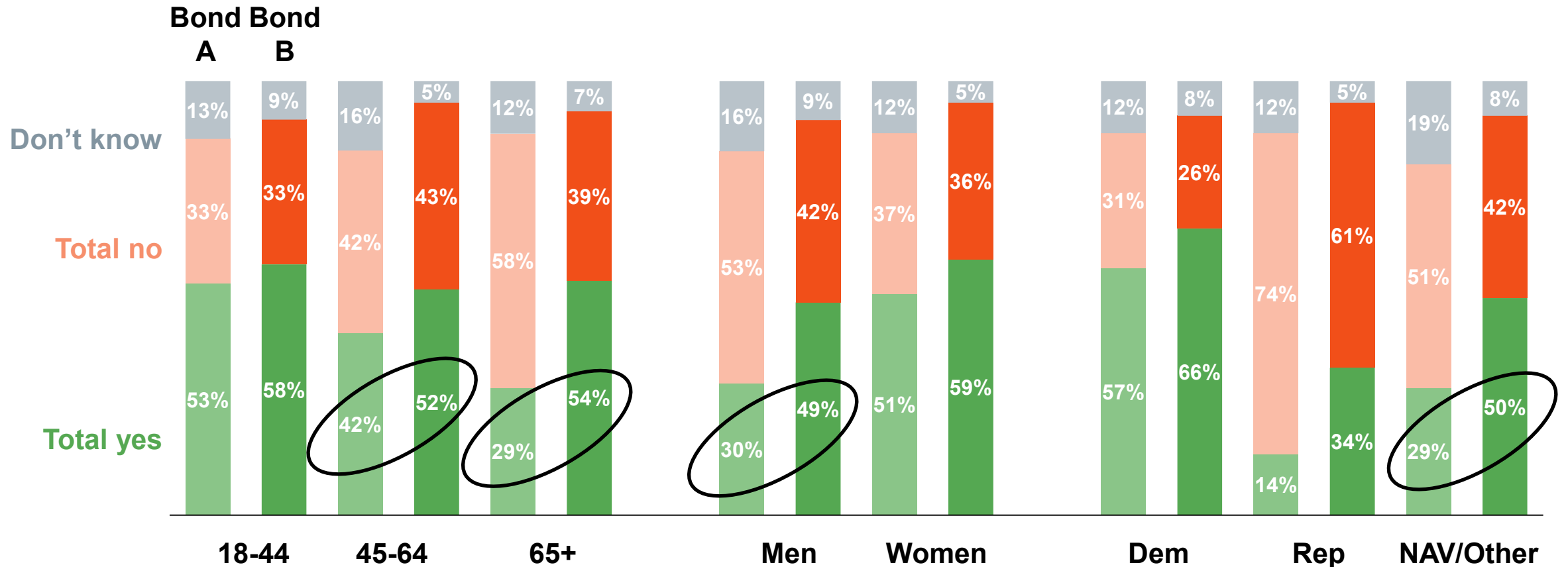
Support / Oppose / Don't know



Bond Version A – Without Homeless Services
 Shall Benton County issue up to \$95 million of General Obligation bonds paid by property taxes for mental health and community safety facilities? If passed, the bond measure would cost \$138 per year for a typical home with a taxable value of \$266,000. Funds from the proposed bond would be overseen by an independent community oversight committee.

Bond Version B – With Homeless Services
 Shall Benton County issue up to \$95 million of General Obligation bonds paid by property taxes for mental health, community safety, **and homeless services** facilities? If passed, the bond measure would cost \$138 per year for a typical home with a taxable value of \$266,000. Funds from the proposed bond would be overseen by an independent community oversight committee.

Younger voters, women, and Democrats would support either version of the ballot, but the ballot with homeless services reaches a broader audience.

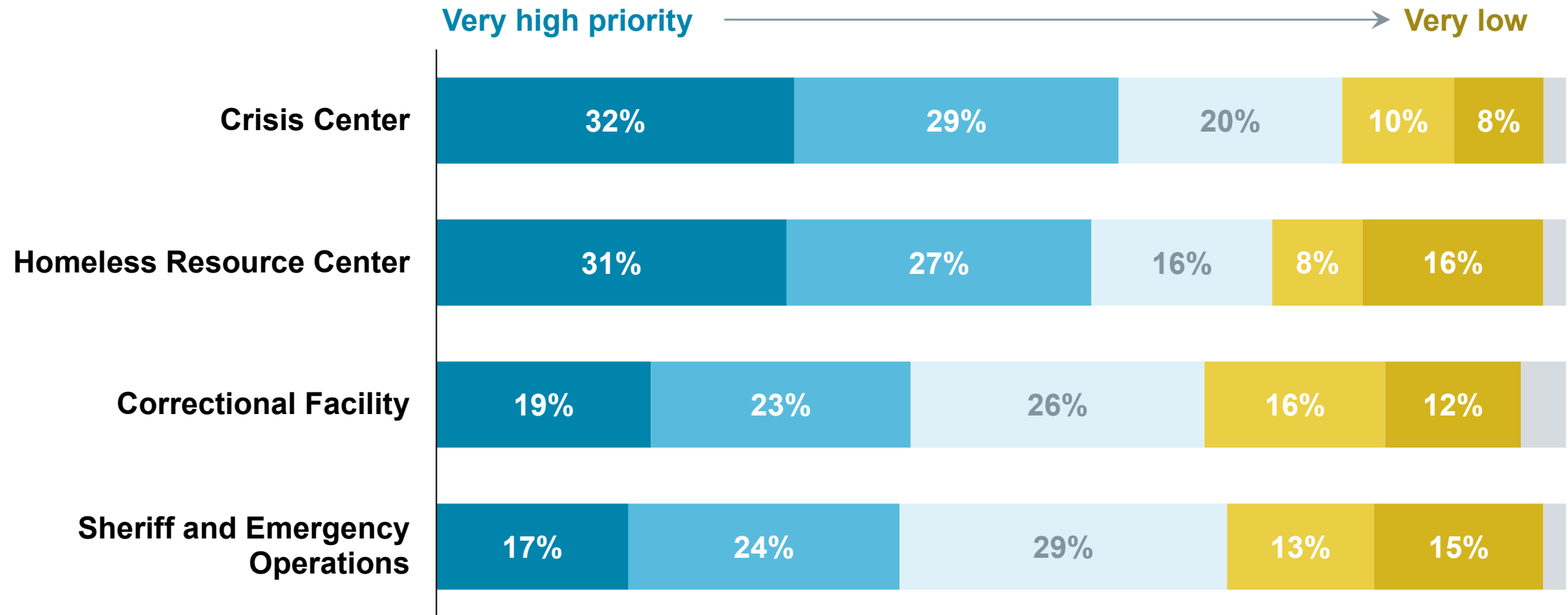


*Ballot A is without homeless services

*Ballot B is with homeless services

Mental health and community safety priorities

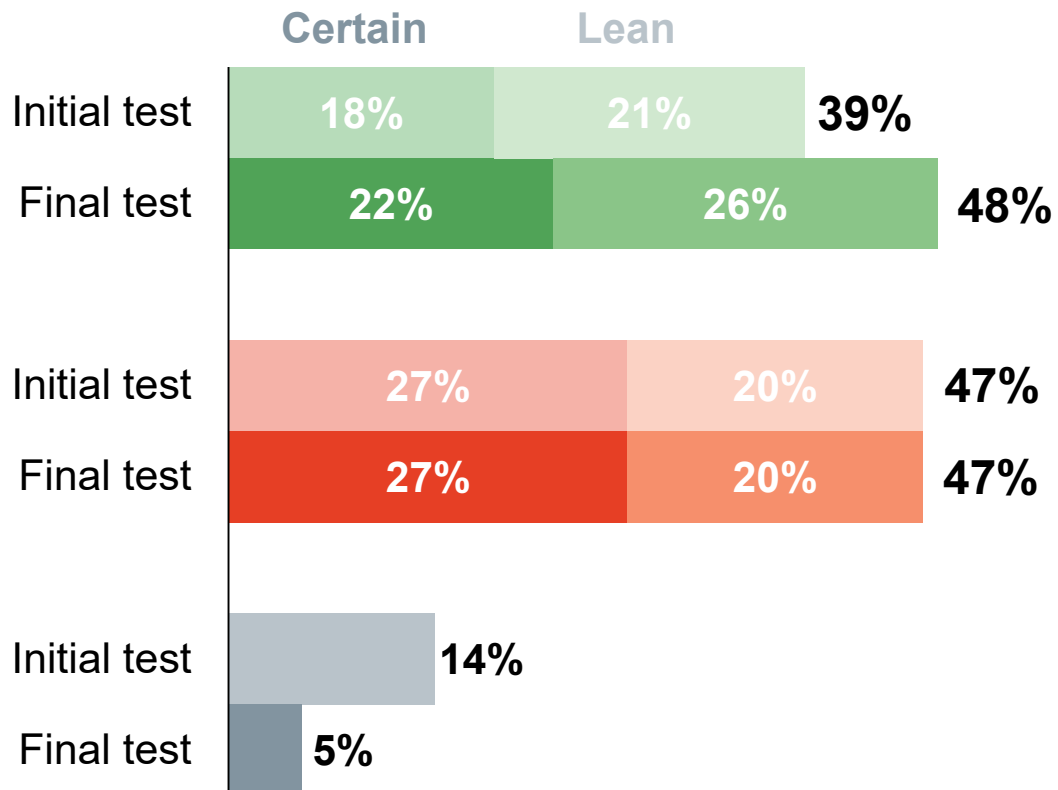
All bond projects have support, but the Crisis Center and Homeless Resource Center are voters' highest priorities



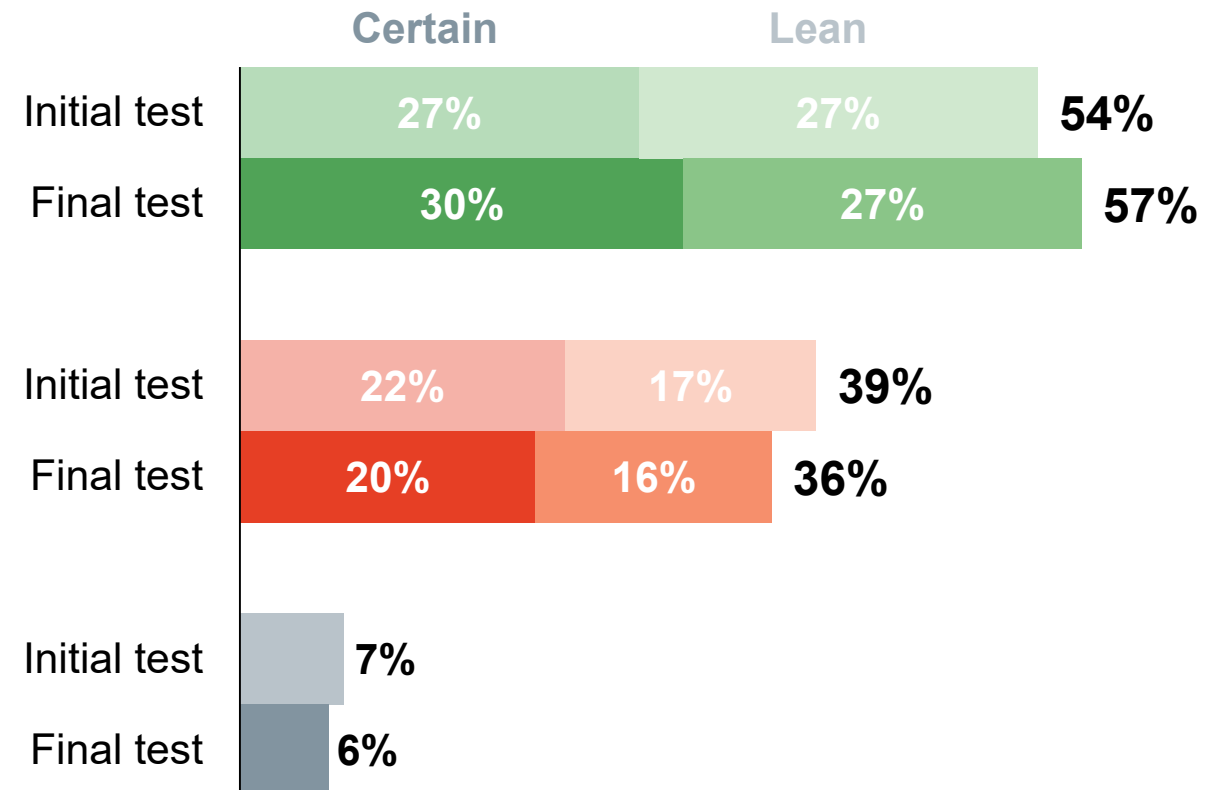
Ballot re-test

After learning more, voters are still more partial to the bond with homeless services language, with the other bond demonstrating tepid support.

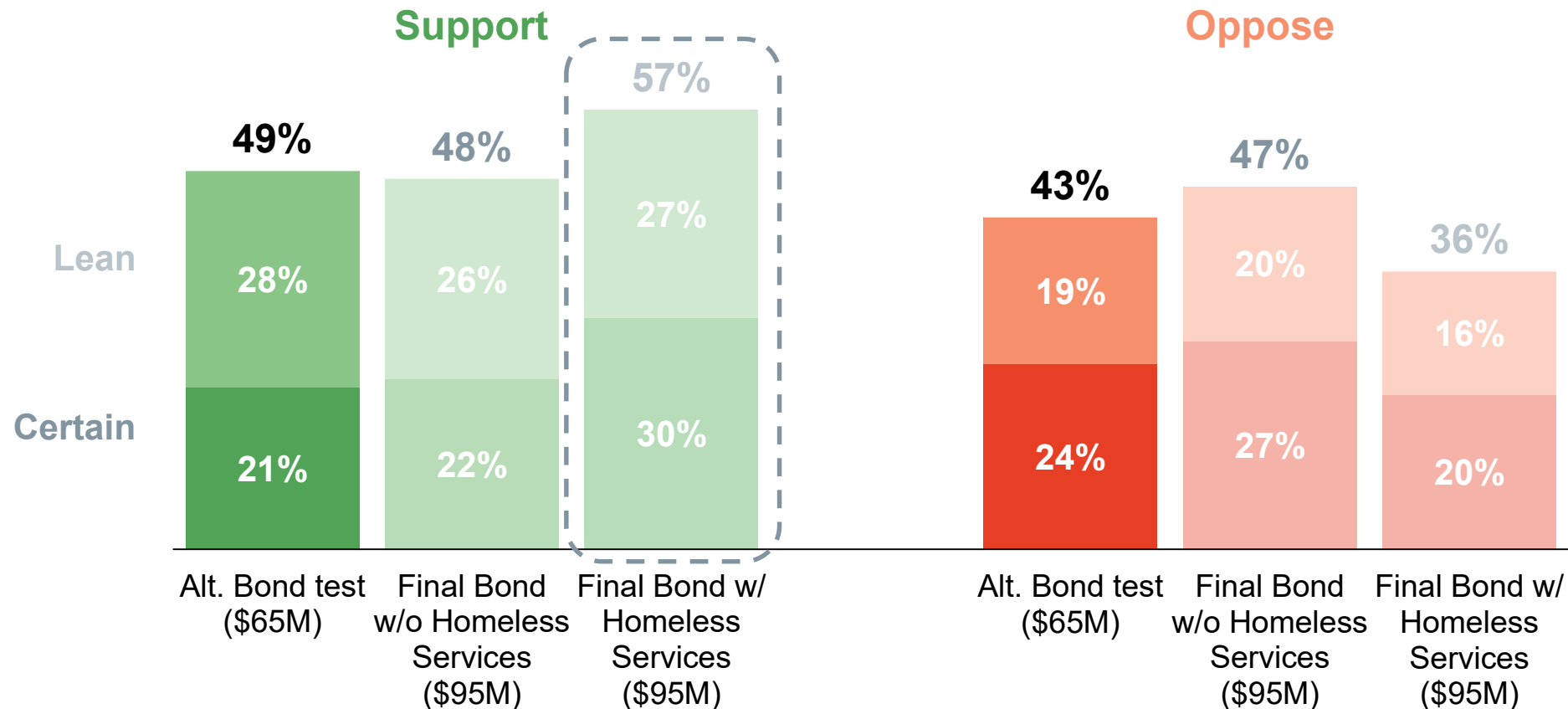
Bond A: Ballot Without Homeless Services



Bond B: Ballot With Homeless Services

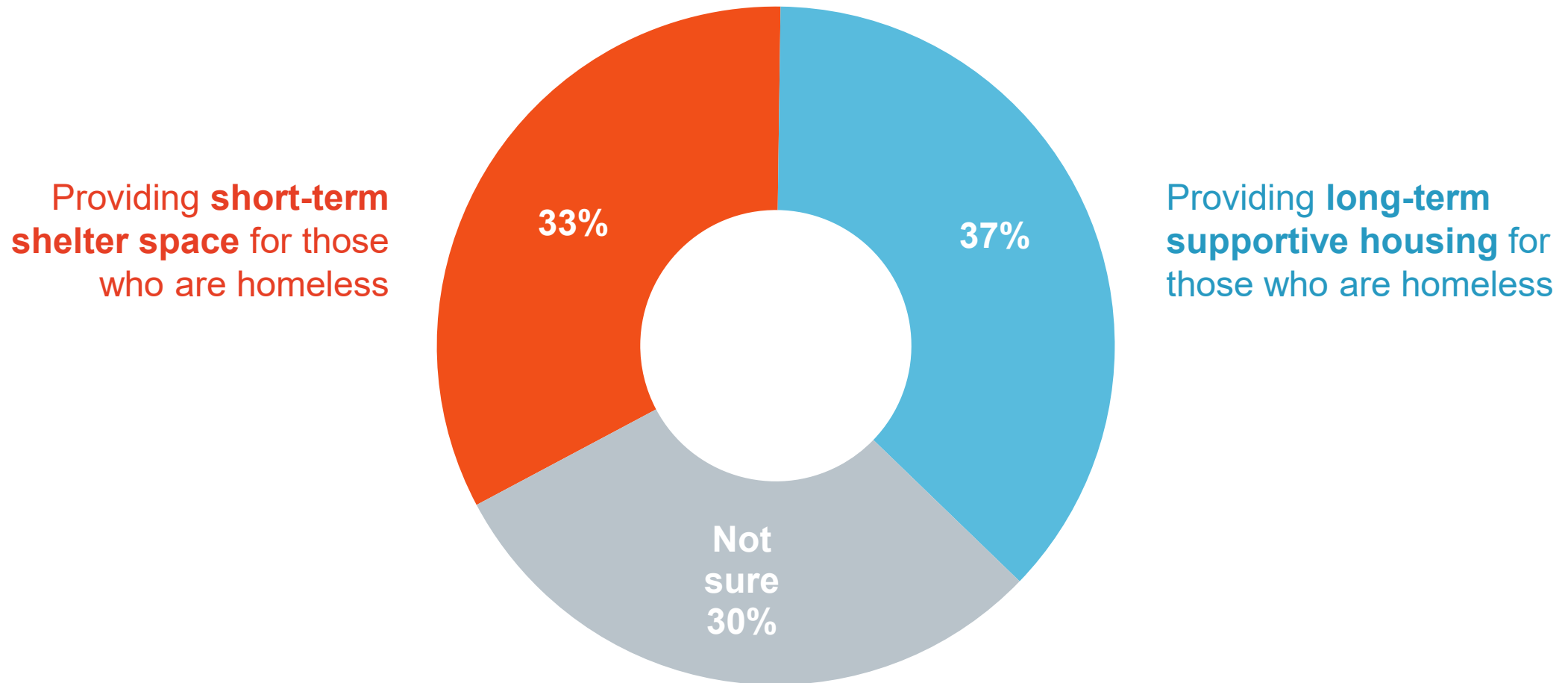


Reducing cost, eliminating Sheriff Offices & EOC, does not increase support



Policy choices

Respondents are divided on providing short-term shelter space vs. long-term supportive housing. Nearly 1 in 3 voters are still not sure.





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**MINUTES OF THE MEETING
BENTON COUNTY BOARD OF COMMISSIONERS**

Zoom link: <https://us06web.zoom.us/j/87313368515?pwd=MHVVZVJxa2JCbXRCOVJ2QlFkbnpZOT09>

Livestream: <http://facebook.com/BentonCoGov>

Tuesday, October 18, 2022

9:00 a.m.

Present: Nancy Wyse, Chair; **Xanthippe Augerot**, Commissioner; **Pat Malone**, Commissioner; **Vance Croney**, County Counsel; **Rick Crager**, Acting County Administrator/ Chief Financial Officer

Excused: **Joe Kerby**, County Administrator

Staff: **Jenn Ambuehl**, Finance; **Jen Brown**, Sustainability; **Katie Cooper**, **Ricky Garcia**, **Suzanne Hoffman**, **April Holland**, **John Pegg**, **Damien Sands**, Health; **Marriah De La Vega**, **Amanda Makepeace**, BOC Staff; **Lindsey Goodwin**, **Nick Kurth**, Justice Systems Improvement Program; **Cory Grogan**, Public Information Officer; **Toby Lewis**, **Darren Nichols**, **Rebecca Taylor**, **Greg Verret**, **Inga Williams**, Community Development; **Tracy Martineau**, Human Resources; **Erika Milo**, BOC Recorder; **Jef Van Arsdall**, Sheriff

Guests: **Celinda Adair**, Department of Land Conservation & Development; **Patricia Benner**, **Ken Eklund**, **Tony Howell**, **Kevin Kenaga**, **Justin Lewis**, **Peggy Lynch**, **Debbie Palmer**, residents; **Jake Downer**, AFSCME; **Chris Edmonds**, Coastline PR; **John Harris**, Horsepower Productions; **John Horvick**, DHM Research; **Sam Imperati**, ICM Resolutions; **Julie Jackson**, **Ginger Richardson**, Republic Services; **Alex Powers**, Mid-Valley Media; **Branden Pursinger**, Association of Oregon Counties; **Lynn Schmidt**, Washington Department of Ecology

Chair Wyse called the meeting to order at 9:01 a.m.

I. Opening:

A. Introductions

B. Announcements

No announcements were made.

II. Comments from the Public

Patricia Benner, resident: Benner was involved in the Van Buren Bridge Project. Even though the old bridge will be discarded, a Willamette River crossing solely for bicycles and pedestrians would be valuable in the City of Corvallis. Data shows that vehicles regularly cross the current single lane bridge at 40-45 miles per hour. Benner urged the community to actively pursue a new bridge that separates bicyclists and pedestrians from vehicles and accommodates all users, including people with disabilities.

III. Review and Approve Agenda

No changes were made to the agenda.

IV. Work Session

4.1 *Recognition of Toby Lewis as Northwest Floodplain Management Association (NFMA) Outstanding Individual of the Year – Darren Nichols; Director of Community Development

Nichols formally recognized Lewis for outstanding work for Benton County over the last 21 years. NFMA includes colleagues throughout the northwest United States.

Schmidt shared that Lewis was nominated by peers for outstanding leadership in floodplain management and community service on mitigating flood risk. One person is nominated for the award at the annual NFMA conference.

Lewis began work for the County as an intern and has enjoyed building a program that protects floodplains, people, and structures.

Nichols shared a Gazette-Times newspaper article (Exhibit 1) which noted, “a student intern [Lewis] did the work to get Benton County into the National Floodplain Insurance Program.” Lewis is a senior planner teaching the next generation of planners.

Wyse thanked Lewis.

{Exhibit 1: Gazette-Times Article 10/18/02}

4.2 COVID-19 Update from Department Operation Center – Suzanne Hoffman, April Holland, Health Services

Holland explained that COVID-19 case numbers have declined slightly statewide, but increases are expected soon. It is hoped that the new bivalent vaccine boosters may mitigate increased respiratory infections due to waning immunity and indoor gatherings. The Centers for Disease Control (CDC) reported case rate is 112 per 100,000 Benton County residents, down from 117 two weeks ago. There are 248 COVID-19 hospitalizations in Oregon, down from 268 on October 4, 2022. In Hospital Region Two, there were 23 COVID-19 hospitalizations as of October 12, 2022. Regional hospitalizations in October 2022 have averaged 31 per day. CDC data shows 2.2 COVID-19 admissions per 100,000 residents in Benton County, down from 5.4 two weeks ago. Hospitalizations in the United States have remained fairly flat, but have increased in most European countries, reaching the level of the BA.4/BA.5 variant wave. Current Oregon Health Sciences University modeling shows increased transmission in the next two months, with the expected wave to peak at 613 hospitalizations statewide on December 13, 2022. Wastewater surveillance in Oregon is mostly unchanged. Last week, bivalent boosters were expanded for younger age groups. Benton County has the highest bivalent booster uptake in Oregon for residents age 65 and over, at 37.3%. The statewide rate is 15.6%. Benton County also has the highest rate for people ages 50-64. Holland encouraged everyone to get a booster and an influenza shot to avoid further straining healthcare systems.

Malone asked about the turnaround time on overseas data.

Holland replied that hospitalization and reported case data is fairly current, but it depends on the country.

Malone congratulated Health staff on a successful Fairgrounds booster clinic last week.

4.4 Discuss Private Forest Accord Legislation and Oregon Department of Forestry Rulemaking – Branden Pursinger, Legislative Affairs Manager,

Association of Oregon Counties (AOC)

Pursinger described an issue facing Benton County due to Oregon Department of Forestry (ODF) implementation of Senate Bill (SB) 1501, the Private Forest Accord (PFA), which was passed in 2021. To achieve the regulatory certainty that industry wanted while adding protection for animal habitat and species that environmental and conservation groups wanted, SB 1501 changes how forestlands are managed. This has caused the Oregon Forest Practices Act (OFPA) to be opened for revision. The OFPA sets the standards for activities involving establishment, management, or harvesting of trees in Oregon's forestland. Some changes called for in the PFA include increased and added protection for stream buffers, new requirements for inventory management of forest roads, increased tree retention on steep slopes, increased protection for fish and amphibian habitat, and creation of a Habitat Conservation Plan (HCP). This HCP is separate from the HCP that ODF is developing for State forests.

The Board of Forestry (BOF) met on August 24, 2022 and told ODF to open the public comment period for these changes to the OFPA. On October 26, 2022, the BOF will formally adopt the changes. An HCP is a planning document which accommodates economic development to the extent possible by authorizing the limited and unintentional take of a listed species when it occurs incidental to otherwise lawful activities. An HCP is designed to help land owners and provide long-term benefit to certain habitats and species. Seven Oregon counties own or manage their own forest land, including Benton County's Memorial Forest. ODF has indicated that even though the SB 1501 changes were from the PFA, the OFPA will be amended and these changes will be placed on all forest lands, public or private. Counties will be subjected to the new rules but without the legal protection; because these are public forests, Counties are not eligible for HCP Incidental Take Permits (ITPs). Last week, Pursinger met with the Chairs of the seven counties and a PFA author to discuss this. Pursinger presented two options: 1. Work with ODF and PFA signatories to extend the ITP option to County public land. 2. Work to amend County forestland out of the PFA. Pursinger asked if ODF would offer the counties an ITP option, but ODF refused, saying counties must be all in or all out. The AOC Chair is asking the rest of the AOC Executive Board how AOC should proceed. Pursinger is not making a recommendation, just presenting options.

Augerot noted that the lead staff person on the Benton County Forest Management Plan (FMP) is out on leave, but the Board will make sure that person is aware of the issue. Augerot would prefer extending the HCP with its ITP to Counties, not opting out of the PFA altogether.

Malone asked if 'Benton County's Memorial Forest' referred to Beazell Memorial Forest.

Pursinger confirmed.

Augerot added that the County FMP also covers some woodlands on Fort Hoskins and Fitton Green Natural Area.

Malone agreed with Augerot that the counties should have the same protections as private forests.

Pursinger noted that the October 6, 2022 ODF meeting will determine who is subject to the OFPA changes, then a meeting on November 16, 2022 will initiate the HCP and determine who is eligible for ITPs.

Malone asked how the other six counties that manage their own land are proceeding.

Pursinger replied that Douglas, Hood River, Curry, and Coos Counties prefer to be covered by the ITP under the HCP. Pursinger still needs to check with Josephine and Clackamas Counties.

Wyse concurred with Malone and Wyse, preferring the first option.

4.5 *Update from Benton County Talks Trash (BCTT) Solid Waste Process Workgroup (WG) – Darren Nichols, Community Development Director

Imperati provided a proposal (Exhibit 2) including an overview of the BCTT WG subcommittee meetings and potential WG meeting dates for the rest of the project. The WG is scheduled to deliver its final report to the Board on December 15, 2022. This proposal shifts that deadline to March 3, 2023 or March 24, 2023, depending on Board direction regarding high-level benefit cost work and getting Conditional Use Permit (CUP) conditions from other jurisdictions with landfills, which would require another meeting. Much of the work needs to be handled in subcommittees. This was an aggressive schedule, and conflicts among members made it difficult to keep on task. Subcommittee One will deal with WG Charge A. The Past CUP Conditions Subcommittee includes members of the public. There is a subcommittee combining Charge A.3 legal issues that are part of the Common Understandings, and Charge B.1 land use review process. Staff have worked a great deal on these. There is also a subcommittee on scoping the Sustainable Materials Management Plan (SMMP). Documents will be vetted by subcommittees between WG meetings, then presented to the WG for polling, with the result going into the final report. There will be one or two meetings per subcommittee between WG meetings.

Augerot praised the plan as thoughtful, thorough, and responsive.

Malone agreed it made sense to give the WG more time to create a final report, while emphasizing the need to stay on task.

Imperati shared that Republic Services (RS) strongly prefers the existing schedule, but Imperati's conversations with RS only started yesterday. RS has a representative on call. As facilitator, Imperati wished to stay neutral.

Wyse asked if the Board wished to invite an RS representative to speak.

Augerot did not have strong feelings about a representative. Augerot strongly preferred the proposed timeline, to allow time for more work and community building.

Nichols recommended against an ad hoc conversation between one WG member and the Board, as this would undermine the spirit of the work.

Imperati noted that the decision on the two March 2022 end dates is beyond the scope of today's question. There are also budget ramifications that staff are not prepared to present to the Board.

Malone wanted to know the overall cost of changing the deadline before deciding.

Augerot did not feel this decision was budget-contingent and would rather have the report be substantive and meaningful.

Malone asked staff to inform WG members that staff time and facilitator time are not free.

Wyse stated that another Board conversation could be scheduled, and asked when staff would need to know about the deadline.

Imperati requested a decision by the next WG meeting on October 27, 2022. Imperati proposed proceeding with the listed subcommittee meetings between October 19 and 27, 2022 .

Wyse replied the Board will work on that, schedule to be determined. Wyse also wanted to make sure this is done right and agreed with Augerot that the change in cost is probably not an issue, but wanted to see cost information and give the County Administrator a change to weigh in.

Nichols and Imperati agreed to bring a more detailed work plan with budget to the October 25, 2022 Board Meeting. Nichols noted this is the beginning of a much bigger project to address the future of solid waste. An arbitrary stopping date for the WG is necessary to move into the larger planning, but the WG is not going to create a SMMP.

{Exhibit 2: Proposed BCTT Meeting and Subcommittee Work Plan}

Chair Wyse recessed the meeting at 9:58 a.m. and reconvened at 10:05 a.m.

4.6 *Update from Justice System Improvement Program – Nick Kurth, Lindsey Goodman, Justice System Improvement Program

Kurth shared an updated JSIP milestones document (Exhibit 3). Since the last report, staff shared a qualitative survey with the community, which has received a huge response and will stay open through October 2022. Another Community Safety Forum will be held tomorrow. Final costing for the Community Safety and Justice Campus facilities will be available from architects DLR Group in late October 2022. Kurth has also asked Garcia and Gary Stockhoff (Public Works) for Crisis Center costing no later than mid-November 2022.

Crager supported the advanced schedule which allows Finance to refine financing and funding options.

Goodman shared that staff have contacted 32 stakeholder organizations about small group meetings and moved into a priority two category. Staff have completed three meetings, have nine scheduled, and four in process. Staff hope to finish stakeholder meetings by December 5, 2022, followed by a quiet period, then resume in January 2023.

Kurth explained that once the Board starts deliberating on the bond package, it makes sense to pause presentations until the final decision, hence the quiet period. In January 2023, Kurth will work with the Oregon Secretary of State on final bond language and safe harbor language.

Malone shared a community member's feedback supporting the JSIP concept but saying the County should keep the project simpler and cheaper. Malone noted that this process started in 2018 with many community forums. It is important to show the history of community engagement and listening.

{Exhibit 3: JSIP Milestones 10/18/22}

V. Consent Calendar

5.1 In the Matter of Appointing the following Advisory Board and Committee Members:

Historic Resources: Adrienne Fritze

5.2 In the Matter of the Following Road District Nominations:
Oakwood Heights: Eleanor Love
Ridgewood: Tony Vander Heide

MOTION: Malone moved to approve the Consent Calendar of October 18, 2022. Augerot seconded the motion, which **carried 3-0.**

VI. Public Hearings

PH1 In the Matter of Conducting the First Reading for the Ordinance Removing the Sunset Date of Benton County Code Chapter 40 – Rebecca Taylor, Home, Opportunity, Planning, & Equity (HOPE) Project Manager

Chair Wyse opened the Public Hearing at 11:00 a.m.

Staff Report

Taylor explained that the Board directed staff to remove the December 31, 2022 sunset clause from Chapter 40: Vehicle Camping at Religious Institutions in Unincorporated Areas of Benton County.

Verret noted that the sunset date was originally included to see what challenges and concerns arose during the program. Staff are not aware of any significant issues that have arisen.

Malone praised staff for setting up a good program.

Augerot added this reflects well on community partners, who provide the locations and services.

Public Comment

No comment was offered.

Chair Wyse closed the Public Hearing at 11:05 a.m.

MOTION: Malone moved to conduct the first reading of the Ordinance removing the sunset date of Benton County Code Chapter 40. Augerot seconded the motion, which **carried 3-0.**

Counsel read Ordinance #2022-0312 aloud (short title). Second reading to occur November 1, 2022; effective date December 1, 2022.

PH2 In the Matter of a Public Hearing to Discuss Supplemental Budget 23041 – Jenn Ambuehl, Financial Services

Chair Wyse opened the Public Hearing at 11:08 a.m.

Staff Report

Ambuehl explained that nine funds require amendment in the 2021-23 biennium. Operations increased \$42,484,525. General Fund reserves decreased \$1,227,700. Transfers decreased in two funds for a total of \$16,935. Three funds in Contingency decreased a total of \$4,536,033.

Public Comment

No comment was offered.

Chair Wyse closed the Public Hearing at 11:09 a.m.

MOTION: Malone moved to adopt the Resolution in the matter of Supplemental Budget 23041. Augerot seconded the motion, which **carried 3-0.**

VII. New Business

7.1 Discussion and Decision Regarding American Federation of State, County, and Municipal Employees (AFSCME) Memorandum of Agreement (MOA) for Behavioral Health Workforce Incentives – Tracy Martineau, Director of Human Resources; Ricky Garcia, Outpatient Administration Manager

Martineau shared that the MOA was the result of negotiations with AFSCME related to the House Bill 4004 grant, which was awarded to the Behavioral Health team for recruiting and retention incentives.

MOTION: Malone moved to approve the Memorandum of Agreement with AFSCME for the terms of distributing the House Bill 4004 workforce incentives. Augerot seconded the motion, which **carried 3-0.**

7.2 Letter of Intent: Inclement Weather Shelter Funding Opportunity – Suzanne Hoffman, Director of Health Services

Hoffman explained that the County has provided Home, Opportunity, Planning & Equity (HOPE) Program updates at joint meetings with the City of Corvallis. County and City Emergency Managers and Benton County Public Health have collaborated on a project to provide inclement weather (winter warming) shelters for people who are unsheltered or houseless. Staff asked to submit a Letter of Intent (LOI) to Corvallis requesting funding. The deadline is October 19, 2022. The HOPE Program budget has \$50,000 set aside from American Rescue Plan Act funds granted by the Board, some of which was designated for two limited duration staffing positions (project manager and grant writer/researcher). Taylor is the project manager. Staff were unable to hire a grant writer/researcher, so have contracted with Libbi Loseke Winter. Health has additional funds that could cover this shelter, but \$50,000 will start the project, even if staff do not locate other funds. Corvallis has also put out \$1 million to increase shelter, transitional housing, and permanent supportive housing. The LOI requests \$250,000 to lease a space year-round in case of cold, heat, or smoke. Staff to issue a Request for Proposals in late October 2022; however, service providers are at capacity, so it is possible the County will not receive a proposal. Plan B is to staff the shelter with County staff and volunteers. Staff estimated budget, minimum staff, and maximum trained volunteers based on Lane County's Egan Warming Center, a low-barrier environment.

Malone asked if the \$50,000 set aside would be in addition to the \$250,000 grant from the City.

Hoffman confirmed. That will show the County is committed moving forward with extant funds. The City wants the recipient to utilize funds as soon as possible.

Augerot asked if the City would continue to partner with the County to support this level of seasonal sheltering.

Hoffman shared that City partners are asking the City Council whether the County could request three years' worth of funds if others do not apply or if this use is deemed a priority. A three-year lease on a site would be easier to secure. There may also be other funding sources, particularly for smoke sheltering.

Pegg mentioned that in 2023 and beyond, Oregon Department of Human Services funding may become more flexible and could support a sustainable weather and smoke shelter option. Once the County shows this is a functional model, staff can apply for more funding.

Augerot asked what would happen if the County could not expend funds by the expiration date.

Hoffman did not have that information. Hoffman noted today's document is an LOI, not an application for funds.

Crager added that these funds come to Corvallis through an Oregon Legislature appropriation from the General Fund. The Legislature often puts a time limit on special appropriations, but that type of funding is usually fairly flexible.

MOTION: Malone moved to grant permission to submit the Letter of Intent to apply for shelter funding from the City of Corvallis. Augerot seconded the motion, which **carried 3-0.**

Augerot hoped to see more proposals from Health now that the County has a grant worker.

Hoffman concurred and will work with Crager on submitting requests to the Board.

7.3 Designating Damien Sands as Benton County's Community Mental Health Program Director – Suzanne Hoffman, Director of Health Services

Hoffman explained that on May 3, 2022, the Board designated Ashley Talamantes as acting Director of Mental Health (also known as Behavioral Health). Talamantes was hired in August 2022. The Oregon Health Authority paperwork process took time. Damien Sands meets State requirements for Community Behavioral Health Director.

MOTION: Augerot moved to appoint Damien Sands as Behavioral Health Director. Malone seconded the motion, which **carried 3-0.**

7.4 In the Matter of a Resolution to Delegate Authority to the Chief Financial Officer and County Administrator on Approving Reimbursement Declaration for Tax-exempt Debt – Rick Crager, Director of Financial Services

Crager explained that Internal Revenue Code has provisions for organizations to issue tax-exempt bonds. One provision is that the County must put forward a declaration of its intent to use tax-exempt proceeds for reimbursement. Any time a government wishes to issue tax-exempt debt, it allows the County to put this in place, and any time 60 days prior to that declaration, the County can get reimbursed for those expenses once the bonds are issued. This is not the authority to issue bonds, which remains with the Board, simply a provision that allows the Chief Financial Officer (CFO) or the County Administrator to issue this intent so the County never loses a reimbursement opportunity. Crager has not determined the exact type of funding that will be used, but tax-exempt bonds are typically the most efficient. In the past, whenever there was a declaration, staff had to come before the Board. The Resolution was modeled after Deschutes

County. Staff will likely put a declaration in place in the next two weeks due to upcoming expenses. County Counsel and Bond Counsel have reviewed the item.

Malone requested an an example of a reimbursement scenario.

Crager explained that for the new Courthouse, the County must provide a match to the Oregon Judicial Department; Crager modeled tax-exempt debt for that. Finance is creating contracts for survey work, permits, and construction, all of which are reversible with tax-exempt debt.

MOTION: Malone moved to delegate authority to the CFO and County Administrator to approve, when necessary, all Declarations of Intent to Reimburse under Section 1.150-2 of the Federal Income Tax Regulations on behalf of Benton County and without further action by the Board of Commissioners of the County. Augerot seconded the motion, which **carried 3-0.**

Malone asked if it was necessary to approve the Resolution, as the motion did not mention the Resolution.

Crager stated that Malone's motion approved the Resolution.

Counsel confirmed.

7.5 Discussion and Decision to Implement Zero Fee for the Benton Area Transit (BAT) Program for Those 65 and Older – Rick Crager, Director of Financial Services

Crager explained that BAT provides transportation for seniors age 65 and older and certain disabled populations, currently limited to particular areas of the Cities of Corvallis and Philomath. For a fee, the program also provides rides for seniors and people with disabilities outside that area. Dial-a-Bus was administering the fee collection, but the process was inefficient and confusing. To improve efficiency, the County began making changes in March 2022 and will take on the billing process. Typically, the County bills \$2,000 per month for these rides but only collects about 40%. Staff propose providing fareless rides for out-of-area seniors and people with disabilities between September 1, 2022 to June 30, 2023. The County would normally bill \$20,000 for those services but collect \$14,000. This is less than 3% of the BAT budget, which is mainly funded by Oregon Department of Transportation and Federal resources. Staff propose to seek State Transportation Improvement Fund (STIF) funding to backfill. However, Crager found the County could finance this proposal in the current budget regardless of STIF funding. The end date will allow staff to evaluate results; for instance, fareless rides could cause ridership and costs to increase. Steve Harder, Dial-a-Bus, fully supports this effort, as do Stockhoff and staff. This would also assist vulnerable populations who cannot afford \$7 for a ride.

Wyse appreciated the backfill options and encouraged staff to work with DAB to be on the same page and strengthen that relationship.

Malone asked the County's costs for billing these riders.

Crager replied that billing costs about \$1,000 per month, meaning the proposal would cause a net \$4,000 loss over 10 fareless months.

Wyse asked if STIF funding would cover \$20,000 or \$14,000.

Crager replied that Finance would try to recover a cost between those numbers.

MOTION: Augerot moved to discontinue charging a fee for BAT Lift service to seniors that are 65 and older and people with disabilities located outside of the Corvallis and Philomath paratransit boundaries. This would be retroactively effective to September 1, 2022 and continue until June 30, 2023 at which point the feasibility of continuation will be evaluated. Malone seconded the motion, which **carried 3-0.**

Chair Wyse recessed the meeting at 11:10 a.m. and reconvened at 11:15 a.m.

VIII. Departmental Reports and Requests

8.1 Justice System Improvement Program (JSIP) Survey #2 Results – Nick Kurth, JSIP Manager

Kurth explained that initial JSIP surveys were conducted in May 2022 and mid-September 2022.

Horvick explained that the goal was to generate support for the JSIP bond on the May 2023 ballot, identify voter priorities for key bond elements, and gauge voter price tolerance for bond options. Horvick described survey methodology. There were 400 respondents, with quotas by age, gender, party, and location to create a sample similar to the likely May 2023 electorate. Margin of error was 4.9%.

Voters continue to be split but leaning towards the negative in outlook on Benton County, but are more optimistic than voters in the rest of Oregon. Voters continue to say homelessness (29%), housing affordability (15%), and crime/public safety (10%) are the County's biggest issues. Communities statewide have said homelessness is the top issue. Voters see these as connected issues. Other Benton County issues included climate change/environment, government/politicians, and taxes.

The survey tested two hypothetical bond measures, with and without homelessness services. Younger (ages 18-44) voters, women, and Democrats are more supportive of any bond measure, but the bond measure with homeless services is the only version that also gains the support of men and non-affiliate/other party voters. The bond is unlikely to pass without homeless services, even an alternative bond that would cost taxpayers less.

Respondents were polled on a sample bond measure, given additional information, then re-tested. Respondents were randomly assigned bond version A or B. Version B asked, "Shall Benton County issue up to \$95 million of general obligation bonds paid by property taxes for mental health, public safety, and homeless services facilities?" Without homeless services facilities (HSF), the measure received 39% support. With HSF, the measure received 54% support. This is lower than ideal, but clearly what voters are looking for.

- All bond projects garnered support, but the Crisis Center and Homeless Resource Center were voters' highest priorities, followed by the Correctional Facility, Sheriff's Office (SO) and Emergency Operations Center (EOC).
- Bond version B received 57% support, 36% oppose on re-test. Certain to oppose: 27% changed to 20% on re-test.

- Reducing cost by removing the SO and EOC does not increase support (49% support, 43% oppose).
- Respondents were divided on short-term shelter versus long-term supportive housing. Nearly one in three voters are still not sure. Many voters need to be persuaded/informed.

Augerot noted the percentages of support/oppose are better than in the first round of polling.

Horvick added that support went from 44% in June 2022 to 54%; the measure wording is different, but the cost is about the same.

Malone commented this shows voters' priorities and fits in with other County efforts on homeless services.

Augerot noted how much of a gain there was in every demographic, including Republicans, when including homeless services. It is heartening that the increase in support is not partisan.

Kurth stated that in May 2022, before the first survey results, the County decided not to combine addressing homelessness with the JSIP bond measure; now, staff are reconsidering. Kurth asked if the Board would like the JSIP team to consider including homeless services facilities in the bond measure. The team would return with options and amounts.

MOTION: Augerot moved to explore options related to homeless facilities services for inclusion in the JSIP bond measure. Malone seconded the motion, which **carried 3-0.**

Malone asked if a third survey would be needed.

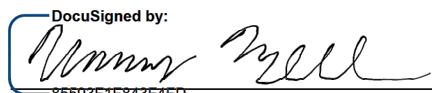
Edmonds felt there was sufficient clarity that the team did not recommend an additional survey.

IX. Other

No other business was discussed.

X. Adjournment

Chair Wyse adjourned the meeting at 11:45 a.m.

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 Nancy Wyse, Chair

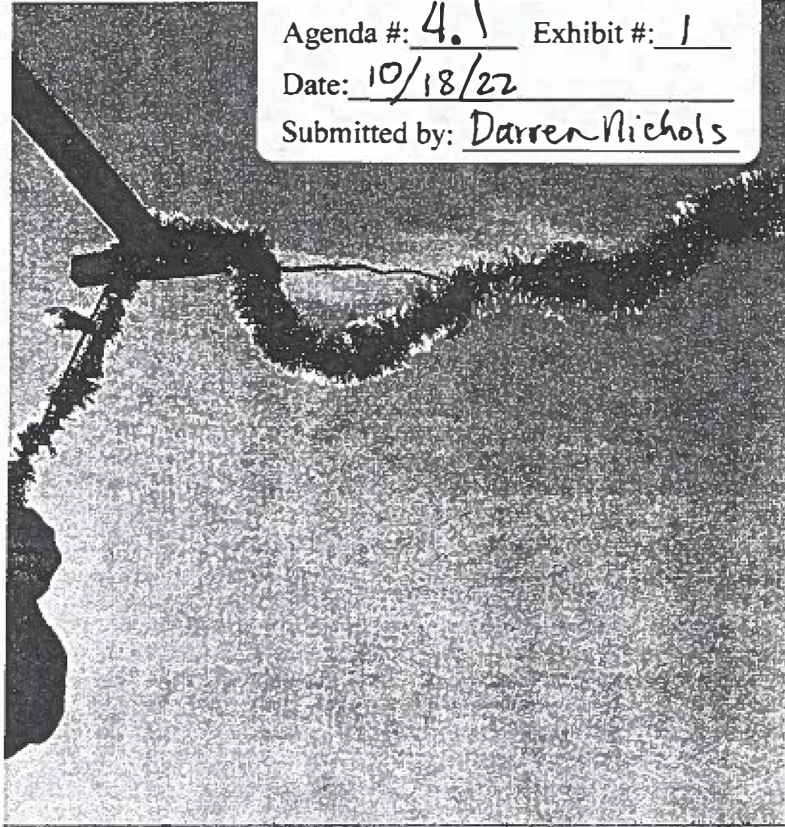
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 Erika Milo, Recorder

** NOTE: Items denoted with an asterisk do NOT have accompanying written materials in the meeting packet.*

PEPSI CHALLENGE

Agenda #: 4.1 Exhibit #: 1
 Date: 10/18/22
 Submitted by: Darren Nichols



RYAN GARDNER/Gazette Times

and a garland of tinsel to the 'Beaver-go-round' at the Pepsi lights dis-
 north Corvallis. The annual exhibit of lights and holiday decorations
 If weeks — about 500 man-hours — to get ready for its opening day
 up from about 4 to 10 p.m. every evening until Sunday, Dec. 29.

ears \$16 billion

Johnson said last week that Oregon governments may have to pay 40 percent more for employee pensions.

The situation has worsened in 2002 because of the stock market, where much of the \$33 billion fund is invested. The PERS fund has lost about 9 percent of its value since January, state records show.

through contributions by govern-
 ment employers, such as cities,
 counties and school districts.
 Government employers are
 charged by PERS to finance pen-
 sions for the system's 294,000 pub-
 lic employee members.

Government officials say the
 added costs will mean cuts in ser-
 vices.

Locals' flood insurance rates drop

By CHRISTIAN HILL

Gazette-Times reporter

Legwork by Benton County has given holders of flood insurance in rural areas a 15 percent discount — representing an average yearly savings of \$68 — on their policies.

On Oct. 1, the Federal Insurance and Mitigation Administration reclassified Benton County in its National Flood Insurance Program's Community Rating System from a Class 10 to a Class 7.

While saving money for current insurance holders, officials also hope the reduction in premiums will persuade more residents who own property threatened by flooding to carry the insurance.

"Certainly, we also want to increase people's awareness of what they should be doing," said Peter Idema, the county's community development director.

The rating system rewards cities and counties for going beyond the minimum standards required to be part of the federal program and taking additional steps to protect citizens from flood hazards.

Benton County efforts earning it credit with the federal agency ranged from notifying property owners in floodplains of flood insurance to maintaining green space in the floodplains.

"It just confirms and recognizes finally that we have been doing the right thing," said Mike Bamberger, Benton County's emergency program manager.

Ironically, the county has had these various programs on the books for years, but it didn't have the staffing or resources to apply for a reclassification, Idema said. Benton County has participated in the program for at least 20 years, he said.

During the summer of 2001, a student intern from Oregon State University, Toby Lewis, conducted the research and completed the application. She did such a great job, Benton County hired her as an associate planner, Idema said.

More than 19,000 communities across the nation participate in the rating system.

Congress created the insurance program in 1968 to help stem the tide of rising flood losses. The program has more than 4.3 million active accounts nationally as of July, and it has paid \$10 billion in

Proposed BCTT Meeting and Subcommittee Workplan 10-17-22 Draft

Workgroup and Subcommittee Meeting Schedule

Subcommittee Meetings 10/19 through 10/25	10/27/22 Meeting Four Major Topics	Subcommittee Meetings 10/31 through 11/9	11/17/22 Meeting Five and Open House Major Topics	Subcommittee Meetings 11/21 through 12/7	12/15/22 Meeting Six Major Topics
Staff organizes existing documents by subcommittee One, 1.5-hour Subcommittee Kickoff Meeting Specific Dates Pending Doodle Poll Results	1) Four Subcommittee Reports 2) SMMP Goals: Vision 2040 3) Local Jurisdictions Discuss Charge C. SMMP and Charge E. Public Education Campaign		1) Four Subcommittee Reports 2) Introduce Charge D and Create Subcommittee: a) Scope tasks to Plan Hauling Reopener b) SWAC/DSAC Role Clarity and PC/BOC Criteria Use c) Code Change Timeline 3) Introduce Charge E and Create Subcommittee: Public-Facing Document and Community Education Campaign 4) Open House – Process Status, Future SMMP, and Public Ed/Notification		1) Review Work, Authorize Draft, and Request Feedback
Staff Draft Report 12/19 through 1/4	Subcommittee Meetings 1/5 through 11/11	1/19/22 Meeting Seven Major Topics	Final Report Subcommittee 1/23 through 2/7	2/23/23 Meeting Eight Major Topics	3/3/23 or 3/24/23
		1) Last Call 2) Review SWAC/DSAC and Planning Commission Feedback 3) Edit Report and Poll	Final Draft to Workgroup on 2/16	1) Loose Ends 2) Finalize Report and Official Poll 3) Member Statements Due: 3/6/22 @ Noon	Final BCTT Workgroup Report 3/3 if We Don't Do the High-Level Benefit-Cost Work and CUP Conditions From Other Jurisdictions 3/24 If We Do Them. (Need Extra Subcommittee Time and Workgroup Meeting)

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Subcommittee Tasks by Charge Element

Subcommittee Name	Charge A: Common Understandings Tasks	Charge B: Land Use Review Tasks	Charge C: L-T SMMP tasks	Subcommittee Members	Email Addresses	Relevant Documents
A.1. Landfill Size/Capacity/Longevity	1) A chronological history of key Coffin Butte Landfill topics: a) Size; b) Specific locations; c) Assumptions (e.g. when will the landfill close;)			Paul Nietfeld Chuck Gilbert Brian May Shane Sanderson Ian Macnab Bill Bromann Marge Popp Daniel Reddick	pnietfeld@gmail.com ; crgilbert@comcast.net ; BMay@co.marion.or.us ; ssanderson@co.linn.or.us ; IMacnab@republicservices.com ; WBromann@republicservices.com ; marge@jyo.com ; daniel.redick@Co.Benton.OR.US ;	BCT Website Link: DRAFT Report Common Understandings: Solid Waste History (IV.A.1.A) DRAFT Report Common Understandings: Landfill Size and Development History (IV.A.1.B) DRAFT Report Common Understandings: Specific Landfill Locations and Cell Size (IV.A.1.C) DRAFT Report Common Understandings: Assumptions (IV.A.1.F) Whitcombe - 9/12/22 Nietfeld - 9/14/22 Geier - 9/3/22 - History

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						Geier - 9/4/22 - Site Description Common Understandings Feedback - Republic 9-30-22 Landfill Site Life - Republic Services 9-30-22
A.2. Past CUP Conditions	1) A chronological history of key Coffin Butte Landfill topics: d) Conditions of past land use approvals; e) Compliance with prior land use approvals and SWMP;			Nancy Whitcombe Catherine Bisco Mark Yeager Ed Pitera Jeff Condit Inga Williams	nwhitcombe@gmail.com ; catherinerae17@yahoo.com ; mayeager@gmail.com ; ewpitera25@gmail.com Jeff.Condit@millernash.com ; Inga.Williams@Co.Benton.OR.US ;	BCT Website Link: Compilation of Compliance w/Past Land Use Approvals 9/30 Draft 2022 History of Coffin Butte Landfill Land Use Decisions Whitcombe - 9/12/22
A.3. Legal Issues and B.1. Land Use Review	A Summary of the County's current rights and obligations to Republic Services, and vice versa, surrounding: a) The hauling franchise; b) The landfill CUP; and c) What legally can and cannot be conditions of any land use approvals (e.g. past compliance, compliance with future laws, codes, and policies, DEQ compliance,	1) Create a common understanding document outlining which Development Code criteria are applicable to the review of a conditional use application for landfill expansion by reviewing: a) 53.215 (Criteria) b) 77.305 (Conditional Uses) c) 77.310 (Review) d) 77.405 (DEQ)		Liz Irish Vance Croney Jeff Condit Gregg Verrett	lizirish@ymail.com ; Vance.M.CRONEY@Co.Benton.OR.US ; Jeff.Condit@millernash.com ; Greg.J.VERRET@co.benton.or.us ;	BCT Website Link: DRAFT Report Common Understandings: Republic Services and Benton County's Current Rights and Obligations (IV.A.2)

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	reopening, limitations on what can be brought into the County from where, required facilities and practices, reporting/compliance/financial monitoring requirements, etc.) A Summary of the rights and obligations of other entities surrounding landfills, hauling, and sustainability initiatives, etc.: a) Federal; b) Tribal; c) State (e.g. Is DEQ prohibited from permitting another landfill west of the Cascades and what does the “regional landfill” designation mean?); d) Local Government; and e) Summary of the step-by-step process in ORS chapter 459 and associated timing for the cross-jurisdictional approvals of landfill applications, (e.g. DEQ) including: What topics are within whose authority, and Whether, for example, the County can or should consider the topics it does not have permitting authority over when assessing the criteria outlined in Code section 53.215?	2) Review Chapters 50 and 51 for context, and then prepare a conceptual list of any other Development Code criteria the WORKGROUP recommends be applicable. 3) Developing recommended guidelines for interpreting any ambiguous provisions recognizing current statutes, regulations, case law, and County precedent, etc. In doing so, refer to Comprehensive Plan for policy guidance regarding interpretation of any ambiguous Development Code provisions (see, BCC 50.015,) and Review the Planning Commission comments made during its last review of Republic Services’ CUP application for context. Examples for consideration include: a) The phrase, “Other information as required by the Planning Official” 77.310(e) b) The terms found in Section 53.215, e.g. i. “seriously interfere” ii. “character of the area”				DRAFT Report Common Understandings: Other Entity Rights and Obligations (IV.A.3) County Counsel Deference Memo Staff Memo - Charge B - Dev Code Provisions DRAFT Report Common Understandings: Reporting requirements (IV.A.1.E) Common Understandings Feedback - Republic 9-30-22 Common Understandings Feedback (Attachment A) - Republic Services 9-30-22
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Proposed BCTT Meeting and Subcommittee Workplan 10-17-22 Draft

		iii. “purpose of the zone” iv. “undue burden” v. “any additional criteria which may be required for the specific use by this code. c) Other: _____ Develop protocols for the timely and broad distribution of CUP-related information to the public, other governmental entities, and internal committees, groups, and divisions.				
Time Permitting Tasks Or Add Extra Meeting Pushing Final Report Date From 3/3/23 to 3/24/23	1) A chronological history of key Coffin Butte Landfill topics: • Economics (i.e. Benefit – Cost, etc.); and • Examples from other jurisdictions hosting landfills, e.g.: ○ Typical land use conditions of approval; and ○ Issue sequencing, (e.g. in what order are landfill versus hauling approvals done, etc.		Consider the cost-benefits from the perspective of who gains benefits, and who does not, in light of Code section 23.010 [Solid Waste Management] Purpose, which states, “In order to protect the health, safety and welfare of the people of Benton County and to provide a solid waste management program, it is declared to be the public policy of Benton County to regulate solid waste management to... [see actual language for list of potential topics.]” Section 23.100			
C.1. SMMP			1) Contracting out; 2) Subjects to be covered; 3) (New) Add in Vision 2040 and related County documents with similar	Brian May Sean McGuire John Deuel Joel Geier Marge Popp Daniel Reddick	BMay@co.marion.or.us; Sean.McGuire@co.benton.or.us john.deuel@oregonstate.edu; clearwater@peak.org; marge@jyo.com; daniel.redick@Co.Benton.OR.US;	BCT Website Link: SWMP Combined Table of Contents from Various Oregon Jurisdictions

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			from other counties referenced 4) Who needs to be at the table beyond those in the County; 5) A workplan outline with a timeline for completion; 6) Topics covered in recent similar planning efforts across the state; and 7) What “lessons learned” should be brought forward in this process. Includes necessary foundational “common understandings” and protocols needed before beginning the actual planning process. NOTE: This charge does not include completing the plan. It only includes a discussion of the preliminary scoping to start that planning process. Possible Amendment for BOC Consideration: If there is sufficient time to complete the original Charge <u>and</u> the following activities, subcommittee to provide recs. on: a) the most important topics/subjects from the draft of the SWMP Table of Contents; b) the brainstormed options for those topics/subjects; and			2040 Thriving Communities Initiative Materials Management in Oregon 2020 Framework for Action (Oregon DEQ) Deschutes County Solid Waste Management Plan (2019) Lane County Solid Waste Management Plan (2019) Lincoln County Integrated Solid Waste Management Plan (2004) Marion County, Oregon Solid Waste Management Plan Update (2009) Marion County Solid Waste System
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			c) the reasoning, both pro and con, for their selection.			Assessment Report (2016) Marion County, Oregon Solid Waste and Energy Final Report (2017) Metro 2030 Regional Waste Plan (2019) Waste Prevention & Environmental Services Regional Waste Plan Progress Report (January 2022) Tillamook County Comprehensive Materials and Solid Waste Management Plan (2012)
D.1. Additional Assessment Issues Deferred Until 11/17						
E.1. Community Education Deferred Until 11/17						

JSIP Milestones 2022/23

October 2022	✓ Qualitative Survey - Courthouse/DAO design begins ✓ Community Safety Forum Advertising - Community Safety Forum (10/19) - Small stakeholder sessions - Courthouse Funding Agreement - DLR Group Final Costing
November 2022	- Forum #3 (if applicable) - Community Survey #3 (if applicable) - Final Facility Renderings - Small stakeholder sessions
December 2022	- Crisis Center Groundbreaking - BOC begin bond measure components discussion (12/6)
January 2023	- Community Safety & Justice Campus Groundbreaking - Commissioners align on bond measure components (final) - Develop "Safe Harbor" language with SOS
February 2023	- BOC approve bond measure language/title - File SEL-805/title (2/24; "safe harbor begins") - Factual stakeholder sessions
March 2023	- File SEL-801/notice of measure (3/16) - Factual stakeholder sessions
April 2023	Factual stakeholder sessions
May 2023	Bond Measure (5/16)
TBD 2024	Crisis Center Opening
June 2025	Courthouse/DAO Opening

**BEFORE THE BOARD OF COMMISSIONERS FOR THE STATE OF OREGON,
COUNTY OF BENTON**

In the Matter of Removing the Sunset) ORDINANCE No. 2022-0312
Date of Benton County Code Chapter 40,)
Vehicle Camping at Religious Institutions)

WHEREAS:

The nation as a whole is facing unprecedented housing need and shortage of safe and affordable housing. The shortage has impacted all of Oregon's housing spectrum in different ways. Rural areas often face unique barriers to accessing resources due to limited service provider capacity and infrastructure.

Many members of the community have vehicles as their primary shelter and no fixed place at which to safely and legally park their vehicle. Additionally, community organizations have constructed temporary transportable sleeping units called "micro-shelters." Micro-shelters are similar to vehicles in that they can be relocated and are not permanent installations but still provide many benefits when compared to sleeping in a standard vehicle. Several religious institutions within the county have expressed willingness to provide space for people to camp in vehicles and/or micro-shelters.

Benton County is committed to a community dialog on this issue, but the need for swift action in the face of the COVID-19 crisis made it a challenge to do public engagement. To respond to the housing shortage, the County adopted a limited-term ordinance in 2020 and extended the timeline for this ordinance until the end of 2022. One site is registered pursuant to the conditions of Benton County Code Chapter 40 as seen in Exhibit 1. As such, removal of the sunset is crucial to ensure a stable living location at this site.

Pursuant to Oregon Revised Statutes (ORS) 203.082, Benton County may enact an ordinance authorizing vehicle camping at religious institutions.

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NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF BENTON COUNTY ORDAINS AS FOLLOWS:

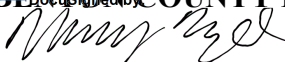
- PART I:** Short Title. Removing the Sunset Date of Benton County Code Chapter Regarding Vehicle Camping at Religious Institutions.
- PART II.** Authority. The Board of County Commissioners of Benton County has authority to amend the County Code pursuant to the Benton County Charter.
- PART III.** The Benton County Code Chapter 40 is hereby amended as shown in “Exhibit 1”.
- PART IV.** The effective date for these amendments to the Benton Code will be December 2, 2022.

First Reading: October 18, 2022

Second Reading: November 1, 2022

Effective Date: December 2, 2022

BENTON COUNTY BOARD OF COMMISSIONERS



Nancy Wyse, Chair

DocuSigned by:



Xanthippe Augerot, Commissioner

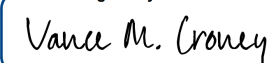
DocuSigned by:



Pat Malone, Commissioner

Approved as to Form:

DocuSigned by:



County Counsel

DocuSigned by:



Recording Secretary

Exhibit 1

CHAPTER 40

VEHICLE CAMPING AT RELIGIOUS INSTITUTIONS

40.100. A church, synagogue or other religious institution located in unincorporated Benton County may allow overnight camping in vehicles, subject to the following:

- (1) As used in this chapter, “vehicle” includes a licensed and operable automobile, camper, travel trailer or recreational vehicle. “Vehicle” also includes a rigid-walled, readily transportable temporary sleeping unit exempt from building code and consistent with safety standards issued by the Community Development Director.
- (2) The religious institution shall register with the Benton County Community Development Department prior to establishing overnight camping in vehicles and shall submit a site plan and any other documentation required by the department’s adopted procedures for ensuring compliance with this chapter.
- (3) A maximum of three vehicles is allowed at the registered site at any one time.
- (4) The religious institution shall provide campers with access to onsite sanitary facilities, including at minimum toilet, hand washing and trash disposal facilities.
- (5) The camping occurs on the same property as the religious institution’s facility or an adjacent property that the religious institution owns or leases and has land use approval for religious institutional uses. In the case of leased land, the church shall provide the County with written authorization from the property owner to establish vehicle camping.
- (6) No payment of fee, rent, or other monetary charge shall be required of campers. This provision does not prevent the religious institution from accepting donations.
- (7) The religious institution may select which individuals to allow to camp on the institution’s property, and may revoke this permission at any time and for any reason.
- (8) Vehicles and all associated outside facilities (such as toilet, trash disposal, storage unit) shall be located at least 12 feet from all property lines, road right-of-way or access easements, and each vehicle shall be located at least 12 feet from other vehicles and from associated outside facilities.
- (9) All items and materials must be stored in vehicles or in separate storage unit, other than items designed and intended for outdoor use which shall be screened from adjacent properties and public rights-of-way

- (10) The number of people camping per vehicle is not generally limited by this code; however, notwithstanding any other provision of this chapter, the Benton County Community Development Director or designee may limit the total number of individuals camping on a premises or prohibit vehicle camping as provided in this chapter if the Community Development Director or designee finds that such activity on the premises constitutes a nuisance or other threat to public health, safety, or welfare. In addition to any other penalties that may be imposed, any premises used for vehicle camping in a manner not authorized by this chapter or other provisions of the Benton County Code shall constitute a nuisance and may be abated as such pursuant to Benton County Code Chapter 21 – Nuisance Abatement.
- (11) Upon expiration or revocation of this chapter, all vehicle camping on registered sites shall cease. Authorization of vehicle camping on a site does not establish a land use or a vested right to continue the activity if and when this code is modified.
- (12) Nothing in this chapter creates any duty on the part of the County, its employees, or its agents to ensure the protection of persons or property with regard to overnight sleeping in vehicles. ~~{Ord. 2021-0305 establishes a sunset date of Dec. 31, 2022 for BCC ch. 40}~~

DocuSigned by:
Xanthippe Augerot
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Xanthippe Augerot, Commissioner

**BENTON COUNTY
HISTORIC RESOURCES COMMISSION
(HRC)**

<u>POSITION</u>	<u>NAME</u>	<u>TERM PERIOD</u>	<u>TERM SERVING</u>	<u>DATE APPOINTED</u>
1 Construction Industry and architecture	Mariapaola Riggio	Begin: 07/01/21 Expire: 06/30/24	Partial Term	10/04/22
2 Real Estate	Tanya Freeman	Begin: 07/01/21 Expire: 06/30/24	2 nd Term	07/05/16 07/03/18 reappt'd 07/06/21 10/04/22 mv'd position
3 Public-At-Large	Adrienne Fritze	Begin: 07/01/22 Expire: 06/30/25	Partial Term	10/18/22
4 Public-At-Large	VACANT (Paul Berg)	Begin: 07/01/19 Expire: 06/30/22	Partial Term	07/06/21
5 Owner of Historic Property (Historic Resources Protection)	VACANT	Begin: 07/01/20 Expire: 06/30/23	Partial Term	04/06/21
6 Historic Resources Protection	Jay Sexton	Begin: 07/01/20 Expire: 06/30/23	1 st Term	08/04/20 10/04/22 mv'd position
7 Benton County Historical Society	Nancy Taniguchi	Begin: 07/01/21 Expire: 06/30/24	2 nd Term	01/14/17 07/03/18 correction 07/06/21 mv'd positions

STAFF:

Inga Williams - Community Development – 541-766-6027
inga.williams@co.benton.or.us

RECORDER:

Inga Williams, 541-766-6027

TERM LIMIT:

Three years, July 1 – June 30

MEMBERS:

Seven members: one each from the Benton County Historical Society, historical resources protection community, construction industry or architectural community, real estate community, and historical structure resident community; also two from the public at large.

MEETS:

Third Monday every month, 6:30 p.m., Avery Building, 360 SW Avery Ave., Corvallis, Upstairs Large Conference Room

NOTE:

Also advertise for architecture, historic resources protection, & public at large

IntraGovernmental Services Fund (514):

General Government (10) Operations is increased \$832,000

Enterprise Operations Fund (520):

General Government (10) Operations is increased \$3,965,065

Natural Areas, Parks & Events (50) Operations is increased \$45,000

Contingency is decreased \$15,000

Benton Health Center Fund (521):

Health Operations (25) Operations is increased \$1,038,174

Trust Fund (805):

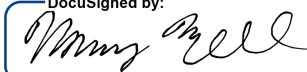
Natural Areas, Parks & Events (50) Operations is increased \$75,000

Adopted this 18th day of October 2022.

Signed this 18th day of October 2022.

BENTON COUNTY BOARD OF COMMISSIONERS

DocuSigned by:



Nancy Wyse, Chair

DocuSigned by:



Pat Malone, Commissioner

DocuSigned by:



Xan Augerot, Commissioner

DocuSigned by:



Vance Croney, Counsel

**BEFORE THE BOARD OF COMMISSIONERS FOR THE STATE OF OREGON,
COUNTY OF BENTON**

**A Resolution Delegating Authority to the Chief)
Financial Officer or the County Administrator) ORDER # R2022-016
of the County to Make Future Reimbursement)
Declarations)**

WHEREAS, the United States Internal Revenue Code of 1986, as amended, and its regulations require that issuers of tax-exempt obligations that wish to use the proceeds of tax-exempt debt to reimburse itself for project costs paid prior to issuing such debt officially declare its intention to reimburse such expenditures; and

WHEREAS, subject to certain exceptions, such declarations must be made no later than 60 days after the expenditures to be reimbursed are paid; and

WHEREAS, Section 1.150-2 of the Federal Income Tax Regulations permits issuers of tax-exempt obligations to delegate the authority to make reimbursement declarations to a representative of the issuer.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BENTON COUNTY, OREGON, as follows:

Section 1. The Chief Financial Officer and the County Administrator of the County are each hereby authorized to make declarations of intent to reimburse under Section 1.150-2 of the Federal Income Tax Regulations on behalf of the County and without further action by the Board of Commissioners of the County. All such future declarations shall be in writing and the original or a certified copy of each declaration shall be maintained in the public records of the County.

Section 2, This Resolution shall take effect immediately upon its adoption.

Adopted this 18th day of October 2022.

Signed this 18th day of October 2022.

BENTON COUNTY BOARD OF COMMISSIONERS

DocuSigned by:



Nancy Wyse, Chair

DocuSigned by:



Patrick Malone, Commissioner

DocuSigned by:



Xanthippe Augerot, Commissioner

Approved as to form

DocuSigned by:



Vance M. Croney, County Counsel

Memorandum of Agreement
Between Benton County
and
AFSCME Local 2064

The County of Benton (County) and the American Federation of State, County, and Municipal Employees (AFSCME), Oregon Council 75, Local 2064, AFL-CIO enter into this memorandum of agreement regarding an exception to Article 13 of the current AFSCME Labor Contract.

The Behavioral Health Division received a grant for Workforce Investment Pay (HB4004) for eligible positions which were identified in the grant application process. The intent is to provide incentives for recruiting and retention of staff within the Behavioral Health division as defined in this HB4004 grant until all funds are expended.

1. Workforce Investment Payments will be distributed as follows, pro-rated by the employee's FTE if applicable:
 - a. Employees with five (5) years or more of County service in an eligible position as of November 1, 2022 or the 1st of the month following ratification of this Agreement or whichever is earlier will receive a one-time workforce investment payment in the amount of \$7,750.
 - b. Employees in active status in an eligible position as of November 1, 2022 or the 1st of the month following ratification of this Agreement whichever is earlier, but who do not meet the service requirement in 1.a. will receive a total of \$7,750 in Workforce Investment Payments over the course of two years. This amount will be distributed in three equal payments using the following schedule, assuming the employee is in active status at the time of the payment:
 - i. The first Workforce Investment Payment will be distributed at the same time as the payments for staff with five (5) or more years of service.
 - ii. The second Workforce Investment Payment will be made on the first anniversary of the first payment.
 - iii. The final Workforce Investment Payment will be made on the second anniversary of the first payment.
2. Employees may choose whether they elect to be paid in wages or allocate to a tax deferred option, such as Health Savings Account; student loan repayment; 457 account; etc.
3. Positions that are eligible for the grant funds are identified below:

500167	500151	500160	500172	500879	500851	500822
500157	500625	500695	500681	500878	500332	500257
500168	500144	500862	500807	500737	500805	500145
500146	500077	500155	500852	500173	500158	500159
500148	500171	500170	500804	500930	500947	500620
500152	500747	500166	500150	500938	500932	500585

500099	500627	500174	500937	500571	500153	500743
500868	500900	500724	500165	500610	500589	

* The list will change as positions are filled or are vacated.

4. Employees may decline the Workforce Investment Pay.
5. At its discretion, the County may offer up to \$6,000 for a relocation allowance or signing bonus, or a combination of the two, for hard to fill positions. In the event an employee may be eligible for both relocation and a signing bonus, the total amount an employee shall receive under this Agreement shall not exceed \$6000. This section applies solely to employees not included under the Workforce Investment Pay as set forth in 1.a. and 1.b.
 - a. Relocation allowances may be paid immediately upon hire or in the employee's first month of employment.
 - b. Signing bonuses, will be distributed in three equal payments according to the schedule outlined below:
 - i. The first payment will be made in the pay period following successful completion of the probationary period.
 - ii. The second payment will be made in the pay period following the first anniversary of the first payment.
 - iii. The final payment will be made in the pay period following the second anniversary of the first payment.
6. Any unpaid workforce investment payments due to employee transition out of the Behavioral Health division will automatically go back into the pool of funds used for relocation allowances or signing bonuses for future vacant positions within the division until all funds are expended.
7. Eligible vacant positions are listed below:

Vacant Positions:	
500179	500149
500806	500330
500897	500897
500987	500987
500988	500988
500901	500901

8. All disbursements paid under this agreement are subject to any applicable payroll taxes, deductions, etc.

*****SIGNATURES ON FOLLOWING PAGE*****

The parties to this Agreement hereby acknowledge and agree that this Agreement is in no way precedent setting. This Agreement shall not be introduced, referred to, or in any way utilized in any subsequent arbitration, litigation, or administrative hearing except as may be necessary to enforce its provisions and terms.

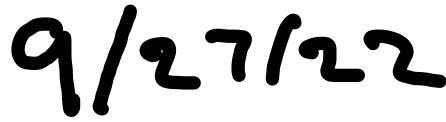
For the Union

Date



9/27/22

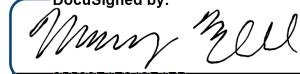
Dawn Dale, President AFSCME Local 2064




Jake Brown, AFSCME Council #75 Representative

For County

DocuSigned by:



10/18/2022

Nancy Wyse, Commission Chair