



**MINUTES OF THE REGULAR SESSION OF THE
LINN COUNTY BOARD OF COMMISSIONERS
LINN COUNTY COURTHOUSE – ROOM 200
TUESDAY, JUNE 18, 2024**

The Linn County Board of Commissioners met for the regularly scheduled meeting on Tuesday, June 18, 2024.

Those present at various times for the matters as indicated below were: Michelle Duncan, Linn County Sheriff; Todd Noble, Linn County Health Services Administrator; Dr. Adam Brady, Linn County Health Officer; Shane Sanderson, Linn County Public Health Program Manager; Wayne Mink, Linn County Roadmaster; Torri Lynn, Linn County Juvenile Department Director; Steve Wills, Linn County Planning and Building Director; Alyssa Boles, Planning Manager, Linn County Planning and Building Department; Rachel Adamec, Linn County Real Property Program Manager; Phillip Van Leuven, Deputy County Attorney for Linn County; Michelle Hawkins, Linn County Treasurer; Alex Paul, Linn County Communications Officer and Shayla Escudero, Reporter for *Democrat-Herald*.

1, 2, 3. At 9:30 a.m. Chair Nyquist called the meeting to order. The flag salute and roll call followed. Commissioners Roger Nyquist, Chair; Will Tucker, Vice-Chair and Commissioner Sherrie Sprenger were present, as well as, Darrin Lane, Linn County Administrative Officer and Courtney Leland, Recorder for the Board of Commissioners.

4. Approval of Agenda.

Commissioner Tucker asked to amend the agenda and remove Agenda Item No. 8.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to amend the agenda. The vote was called. The motion passed unanimously.

5. Approval of the May 28, 2024, June 4, 2024 and June 11, 2024 Commissioners' Meeting Minutes.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve the May 28, 2024, June 4, 2024 and June 11, 2024 Commissioners' Meeting Minutes. The vote was called. The motion passed unanimously.

6. Sheriff's Office – Michelle Duncan, Linn County Sheriff.

A. Resolution & Order 2024-222 approving an Intergovernmental Agreement for housing inmates in the Linn County Jail between Benton County and Linn County and delegating authority to the Linn County Sheriff.

The Sheriff indicated that, in the past, Linn County had provided housing for Benton County inmates due to lack of capacity in their jail. Commissioner Sprenger asked if Linn County inmates would be released in order to accommodate space for Benton County inmates and the Sheriff indicated that, housing Benton County inmates would only occur if the space was available.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-222. The motion passed unanimously.

7. Board of Health – Todd Noble, Linn County Health Services Administrator.

A. Communicable Disease and Vital Statistics Reports – Dr. Adam Brady, Linn County Health Officer.

Dr. Brady provided the Board with an overview of the Communicable Disease and Vital Statistics Reports for May, 2024. A copy of the reports is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

Dr. Brady indicated that animal bites were down this month from the previous months.

B. Environmental Health Monthly Activity Report – Shane Sanderson, Linn County Public Health Program Manager.

Mr. Sanderson provided the Board with an overview of the Environmental Health Monthly Activity Report for May, 2024. A copy of his report is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

C. Resolution & Order 2024-224 approving an Amendment No. 1 to an Intergovernmental Agreement for occupational therapy services between Marion County and Linn county and delegating authority to execute originals.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-224. The motion passed unanimously.

D. Resolution & Order 2024-230 approving a certain Health Services accounts deemed uncollectible.

Mr. Noble indicated that the following accounts were 180 pasts due: Linn County Mental Health had 32 accounts which totaled, \$9,714.21; Linn County Alcohol and Drug had 34 accounts which totaled, \$5,152.00 and Linn County Public Health had 36 accounts which totaled, \$205.00. Commissioner Sprenger asked why the funds weren't collected and Mr. Noble indicated that, typically, every year there were individuals who were unable to pay for their services and, regardless of their financial position, the Department still provided services to those in need. Commissioner Nyquist indicated that the Linn County Alcohol and Drug Department has a policy in place to provide services to anyone seeking help regardless of their financial position.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-230. The motion passed unanimously.

Mr. Noble shared with the Board that the Linn County Alcohol and Drug Department saw a total of 235 clients for the month of May, 2024; total visits were 2,779 which included both individual and group sessions.

E. Request for Refund from Linn County Environmental Health Department to Hughes Excavation, \$1,090.

Mr. Noble indicated that there was a refund due for a duplicate payment submitted by Hughes Excavation.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve the Request for Refund from Linn County Environmental Health Department to Hughes Excavation, \$1,090. The vote was called. The motion passed unanimously.

8. Reports of Staff and Committees:

A. Fair/Expo Update – Kris Barnes, Linn County Fair and Expo Director. *(This item was removed from the Agenda).*

9. Road Department – Wayne Mink, Linn County Roadmaster.

A. Resolution & Order 2024-218 approving a Supplement Project Agreement for South Santiam River-McDowell Creek Bridge No. 01509A Project between the State of Oregon Department of Transportation (ODOT) and Linn County.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-218. The vote was called. The motion passed unanimously.

B. Resolution & Order 2024-219 approving a Supplemental Project Agreement for the Truax Creek (Clover Ridge Road) Bridge No. 12749 Project between the State of Oregon Department of Transportation (ODOT) and Linn County.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-219. The vote was called. The motion passed unanimously.

10. Juvenile Department – Torri Lynn, Linn County Juvenile Department Director.

A. Resolution & Order 2024-217 approving an Intergovernmental Agreement (No. 14550) between the Oregon Youth Authority and Linn County Juvenile Department and delegating authority to execute originals.

Mr. Lynn indicated that this was a renewal of the 20-year agreement between the Oregon Youth Authority and Linn County for the operation of the Linn Benton Juvenile Detention Center as part of the Oak Creek Youth Correctional Facility. Commissioner Tucker clarified that the agreement incorporated all of the amendments made along the way and Mr. Lynn indicated, yes.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-217. The vote was called. The motion passed unanimously.

11. Planning & Building Department – Steve Wills, Linn County Planning and Building Director.

A. Resolution & Order 2024-221 approving an update to the Construction Excise Tax Rate set by the Corvallis School District 509J Board.

Commissioner Sprenger asked if this decision was made by the Corvallis School District Board to increase their rates and Mr. Wills indicated, yes. Commissioner Nyquist asked if there was a handling fee and Mr. Wills indicated no and there hadn't been in the past either. Discussion followed.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-221. The vote was called. The motion passed unanimously.

12. Property Management – Rachel Adamec, Linn County Real Property Program Manager.

A. Resolution & Order 2024-225 approving the sale of tax foreclosed property.

Ms. Adamec indicated that the Board accepted the sealed bid at a regularly scheduled Board meeting held on Tuesday, June 4, 2024.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-225. The vote was called. The motion passed unanimously.

13. Correspondence: There was no correspondence to come before the Board.

14. Special Orders:

A. Personnel Action Forms.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to accept the Personnel Action Forms list as Exhibit 1. The vote was called. The motion passed unanimously.

B. Personnel Action Forms – Cost of Living Adjustments for Elected Officials, Department Heads and Management/Exempt.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to accept the Personnel Action Forms – Cost of Living Adjustments for Elected Officials, Department Heads and Management/Exempt list as Exhibit 2. The vote was called. The motion passed unanimously.

15. Unfinished Business and General Orders:

A. Calendar Update: The Commissioners updated their calendars.

16. New Business: There was no new business to come before the Board.

17. Announcements: There will be no regularly scheduled Board meeting held on Tuesday, July 2, 2024.

Commissioner Nyquist recessed the regular Board meeting at 9:51 a.m.

Commissioner Nyquist reconvened the regular Board meeting at 10:03 a.m.

18. Public Hearing – *This matter has been canceled and rescheduled to Tuesday, July 16, 2024 at 10:00 a.m.* – PD24-0128 – Applications by the City of Millersburg for a Comprehensive Text Amendment and Reasons Exception to Statewide Planning Goals 3 and 14, affecting, 1.44 acres of a 99.96-acre property identified as T10S, R3W, Sec 20, Tax Lot 402 – Alyssa Boles, Planning Manager, Linn County Planning and Building Department.

19. Public Hearing – Deliberation and Decision – To be continued to Thursday, June 20, 2024 at 10:00 a.m. - PD23-0670 - Legislative Code Text Amendment Application by Linn County to amend sections of Linn County Code (LCC) Chapters 920, 928 and 934. “The proposed amendments are to implement portions of Senate Bill 85 (2023) relating to the establishment of new large confined animal feeding operations” – Alyssa Boles, Planning Manager, Linn County Planning and Building Department.

Commissioner Nyquist indicated that the Board determined to accept written testimony via mail, as long as, it was postmarked Monday, June 17, 2024 at 5:00 p.m. and that, had the meeting been held on Tuesday, June 18, 2024, that left no time for the Board to know if there were additional comments to accept into the record for the matter. He indicated that the Board determined to continue the matter for Deliberation and Decision of PD23-0670 to 10:00 a.m. on Thursday, June 20, 2024.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to move the Decision and Deliberation for PD23-0670 to 10:00 a.m. on Thursday, June 20, 2024 in the Commissioners’ Board Room, 200.

Commissioner Nyquist indicated that, Staff had checked with the Linn County Fair and Expo Center regarding additional space to hold the meeting and it was deemed unavailable. Commissioner Sprenger indicated that, the Board wasn’t sure of how many people to expect for the meeting but they had received a large stack of written testimony and, if that was even a hint of indication as to the amount of people attending, a larger room would be necessary. Commissioner Nyquist indicated that, if people attend the meeting in a capacity that exceeded the amount the Commissioners’ Board Room could hold, then the meeting would be moved to the Commissioners’ Basement Meeting Room or a Linn County court-room; he indicated that the Board would address the matter at the time of the Public Hearing held at 10:00 a.m. on Thursday, June 20, 2024.

The vote was called. The motion passed.

20. Business from the Public (3-minute limit per speaker): There was no one present from the public wishing to use this forum neither in person or telephonically.

21. Adjournment. There being no other business to come before the Board; the Board of Commissioners meeting was adjourned at 10:06 a.m. by unanimous consent.

The next regular public meeting of the Board of Commissioners is scheduled at 9:30 a.m. Thursday, June 20, 2024.

 Recorder
For Board of Commissioners
Courtney Leland

LINN COUNTY BOARD OF COMMISSIONERS


Roger Nyquist, Chair


William C. Tucker, Vice-Chair


Sherrie Sprenger, Commissioner

Date 6-25-2024