

POLK COUNTY BOARD OF COMMISSIONERS

DATE: December 7, 2022
TIME: 9:00 a.m.
PLACE: Polk County Courthouse, Dallas, Oregon

THE LOCATION OF THIS MEETING IS ADA ACCESSIBLE. PLEASE ADVISE THE BOARD OF COMMISSIONERS AT (503-623-8173), AT LEAST 24 HOURS IN ADVANCE, OF ANY SPECIAL ACCOMMODATIONS NEEDED TO ATTEND OR TO PARTICIPATE IN THE MEETING VIRTUALLY.

PAGE: **AGENDA ITEMS**

1. **CALL TO ORDER AND NOTE OF ATTENDANCE**
2. **ANNOUNCEMENTS**
 - (a) Regular meetings of the Board of Commissioners are held on Tuesday and Wednesday each week. Each meeting is held in the Courthouse Conference Room, 850 Main Street, Dallas, Oregon. Each meeting begins at 9:00 a.m. and is conducted according to a prepared agenda that lists the principal subjects anticipated to be considered. Pursuant to ORS 192.640, the Board may consider and take action on subjects that are not listed on the agenda. The Board also holds a department staff meeting at 9:00am on every Monday in the Commissioners Conference Room at 850 Main Street, Dallas, Oregon.
 - (b) The Homeless Prevention Advisory Council will be meeting on Thursday December 15, 2022 from 12:00 pm to 1:30 pm located in the first floor conference room at 182 SW Academy St, Dallas Oregon, 97338.
3. **COMMENTS (for items not on this agenda)**
4. **APPROVAL OF AGENDA**
5. **APPROVAL OF THE MINUTES FROM November 30, 2022**
6. **APPROVAL OF CONSENT CALENDAR**
7. **PUBLIC SAFETY OPERATING LEVY RE-AUTHORIZATION – Greg Hansen**

CONSENT CALENDAR

- a) **Budget Committee Reappointment of Blair Wasson & Norbert Hartmann
(Nicole Pineda, Executive Assistant to the BOC)**

**THE BOARD OF COMMISSIONERS WILL MEET IN EXECUTIVE SESSION
PURSUANT TO ORS 192.660.**

ADJOURNMENT

POLK COUNTY BOARD OF COMMISSIONERS
MINUTES November 30, 2022

1. CALL TO ORDER & ATTENDANCE

At 9:00 a.m., Commissioner Mordhorst declared the meeting of the Polk County Board of Commissioners to be in session. Commissioner Pope was present and Commissioner Gordon was absent.

Staff present: Greg Hansen, Administrative Officer
Morgan Smith, County Counsel

2. ANNOUNCEMENTS

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3. COMMENTS

Mandy Straus gave the Commissioners and staff a hand out and wanted to talk about the strangulation training institute and the classes that are offered. Mrs. Straus wanted to demonstrate that it only takes 20lbs of pressure to open a can of soda and what happens to the arterial blood flow in a matter of minutes.

4. APPROVAL OF AGENDA

MOTION: COMMISSIONER POPE MOVED, COMMISSIONER MORDHORST SECONDED, TO APPROVE THE AGENDA.

MOTION PASSED BY UNANIMOUS VOTE OF THE QUORUM.

5. APPROVAL OF MINUTES OF BOARD MEETING OF November 23, 2022

MOTION: COMMISSIONER POPE MOVED, COMMISSIONER MORDHORST SECONDED, TO APPROVE THE MINUTES OF November 23, 2022.

MOTION PASSED BY UNANIMOUS VOTE OF THE QUORUM.

6. APPROVAL OF CONSENT CALENDAR

MOTION: COMMISSIONER POPE MOVED, COMMISSIONER MORDHORST SECONDED, TO APPROVE THE CONSENT CALENDAR.

MOTION PASSED BY UNANIMOUS VOTE OF QUORUM.

7. AOCC PROXY LETTER

Commissioner Pope presented a proxy letter to the Board appointing him as proxy to speak and vote on behalf of the Board of Commissioners Office during the annual meeting of AOCC's Member Counties on December 2, 2022. Commissioner Mordhorst stated that he supports this letter. Commissioner Gordon confirmed via email on 11/28/2022 to Nicole Pineda that he supports this letter.

The following items were approved by Motion under **5. APPROVAL OF CONSENT CALENDAR:**

- a) Polk County Order No. 22-15, In the matter of closure of Clow Corner Road #8502 between MP 3.14 and .50
(Todd Whitaker, Public Works Director)
- b) Polk County Contract No. 22-192, Amendment 10 to Contract No. 21-105, Oregon Health Authority
(Rosana Warren, Public Health)

At 9:11 a.m. County Counsel announced that the meeting was recessed to Executive Session pursuant to ORS 192.660(2)(d) To conduct deliberations with persons designated by the governing body to carry on labor negotiations. The Executive Session ended at 9:30 a.m

POLK COUNTY BOARD OF COMMISSIONERS

Lyle Mordhorst, Chair

Craig Pope, Commissioner

Jeremy Gordon, Commissioner

TO: BOARD OF COMMISSIONERS

FROM: GREG HANSEN, ADMIN. OFFICER

DATE: DECEMBER 7, 2022

SUBJECT: PUBLIC SAFETY OPERATING LEVY – RE-AUTHORIZATION

RECOMMENDATION:

The Polk County Board of Commissioners consider the following:

1. To place a Local Option Tax (operating levy) measure on the ballot for the May 16, 2023, general election to re-authorize the 2019 public safety levy in Polk County.
2. A local option tax (operating levy) in an amount not to exceed \$0.495/\$1,000 assessed value for the duration of five (5) years.
3. As part of the measure, the County would eliminate the final year of the 2019 voter approved public safety operating levy.

ISSUE:

Should the County Board of Commissioners consider placing on the ballot a measure to re-authorize the public safety operating levy for the May election of 2023?

BACKGROUND:

In 2015, the County asked the citizens to approve a 5-year, \$0.45/\$1,000 of assessed value operating levy to address public safety needs. The levy passed 56.38% to 43.62% with all but three precincts passing.

In 2019, the County was successful in re-authorizing the Public Safety levy for an additional five (5) years. We re-authorized that levy one year early to protect our initial investment in personnel that was established in the initial Public Safety levy.

As the levy nears the end, it is time for the County to consider moving forward with a ballot measure to re-authorize a third levy to maintain our current Public Safety system.

QUESTIONS:

There will be some questions centered on the re-authorization. The following are some of the most likely asked questions:

1. **Why are we seeking re-authorization of the Public Safety levy?** At the time of initial approval in 2015, it was stated more than once that to maintain this

level of service in the future, a continued re-authorization of the levy would need to occur. As a result, we went before the voters to re-authorize the levy in 2019. The County was successful in that effort and re-authorized the levy for an additional 5 years.

2. **Why re-authorize a year early?** Re-authorizing in May of 2023 provides a guarantee in continuity of services. Waiting until the final year of the levy to re-authorize could cause the loss of employees due to the uncertainty of funding. Also, a major investment was made in the initial levy to hire and train law enforcement officers (approximately \$2,400,000) and failing to re-authorize could jeopardize that investment.
3. **What would the tax rate be?** At first glance, I would propose a tax rate of \$0.495/\$1,000. This would generate approximately \$3.83 million in the initial year of the new levy. This amount would allow the County to maintain the existing staffing from the current levy. This increase of 7 cents over the existing levy is due to the cost associated with employees and operations.
4. **How many years would the levy be?** I would recommend a levy of 5 years. A levy of this length would get us through June of 2027-28.
5. **When would we hold the election?** The earliest we could get an Operating Levy on the ballot would be the May of 2023 election. A May election, if successful would allow the County to levy taxes in November of 2023. If approved, the re-authorization will eliminate the final year of the 2019 levy.

ALTERNATIVE:

The following are alternatives to consider:

1. Do nothing this upcoming May and re-authorize in November 2023 and/or May of 2024. This would maintain the final year of the existing 2019 levy and gives the County less opportunity to re-authorize a successor levy if desired.
2. Go forward with a May 2023 election, but change the amount of the levy that we are seeking re-authorization. Since this levy is pretty much staff driven increasing associated employees funded by the levy would increase the amount of the levy and decreasing the amount of employees would allow you to decrease the proposed levy amount.
3. Not seek another operating levy and live within existing funding. Would require cuts in all programs throughout the General Fund including those programs receiving a General Fund transfer. Not recommended.

FISCAL IMPACT:

The revenue generated with an operating levy is dependent upon the amount of the tax rate. A tax rate of \$0.495/\$1,000 would generate approximately \$3,835,000 in its first year and allow the County to maintain the existing staffing from the existing levy.

As estimated by the County the \$0.495/\$1,000 local option tax will generate in the initial year \$3,835,000, \$3,989,000 in 2024, \$4,148,000 in 2025, \$4,314,000 in 2026, and in the final year \$4,487,000 in 2027.

Attachments:

1. **Timetable** – Outlines the key dates for moving a Public Safety Operating Levy forward for a May of 2023 election.
2. **Draft Resolution** – This is the draft resolution for the ballot title, question and description for the Public Safety Local Option Levy
3. **Facts/Common Questions** – These are common questions and responding answers for the general public in reference to the upcoming levy.
4. **Public Safety Funding Spreadsheet** – This spreadsheet shows expenses/revenues associated with our Public Safety system. Simple facts: Public Safety makes up approximately 2/3 (68.3%) of the General Fund, of that 68.3% of the General Fund 57.83% is funded by property taxes and other revenues, 13.75% is funded by the operating levy and 28.43% is funded by revenues generated within the department.
5. **Scenerios** – Provides information on costs associated with different staffing amounts and the necessary levy amounts to fund those staffing options.

Operating Levy Re-authorization

Timetable

Subject	Date
Internal Staff Recommendation	Nov/Dec of 2022
Latest Dates:	
BOC Meeting – Public Hearing – Local Option Tax	February 15, 2023
BOC Meeting – Board Order	February 22, 2023
Measure Delivered to the County Clerk	February 25, 2023
Measure Filed with County Clerk	March 16, 2023
Election	May 16, 2023
Formation of PAC	??????
Meeting with advocacy groups	??????

**NOTICE OF LOCAL OPTION TAX
POLK COUNTY, OREGON**

Notice is hereby given on Wednesday, February XX, 2023, that a measure election will be held in Polk County, Oregon on Tuesday, May 16, 2023.

The following shall be the ballot title of the measure to be submitted to the county's voters.

CAPTION: (10 words)

**POLK COUNTY PUBLIC SAFETY
LOCAL OPTION TAX RE-AUTHORIZATION**

QUESTION: (20 words)

Shall Polk County re-authorize a five-year Public Safety local option tax of up to \$0.495/\$1,000 assessed value beginning 2023?

This measure may cause property taxes to increase more than three percent.

SUMMARY: (175 words)

This measure re-authorizes Polk County to levy a five (5) year local option tax of up to \$0.495/\$1,000 assessed value beginning in 2023 for the purpose of providing funding to Public Safety (Sheriff-Patrol, Sheriff-Jail, District Attorney-Prosecution, Juvenile Detention, Court Security, and Community Service).

This re-authorization will be the second re-authorization of the original 2015 Public Safety Levy which re-established basic public safety service levels that primarily included 24 hour Sheriff's Patrol staffing and additional District Attorney Prosecution.

This re-authorization will eliminate the final year of the existing 2019 Public Safety Levy to ensure continuity of service by providing an additional five (5) years of funding, while increasing the levy amount from the current \$0.425/\$1,000 to \$0.495/\$1,000.

The re-authorization of this measure will have a net increase of \$17.50 on your total property taxes if your house has an assessed value, not market value, of \$250,000.

The estimated tax cost for this measure is an ESTIMATE ONLY based on the best information available from the County Assessor at the time of estimate. The \$0.495/\$1,000 local option tax will generate \$3,835,000 in 2023, \$3,989,000 in 2024, \$4,148,000 in 2025, \$4,314,000 in 2026, and \$4,487,000 in 2027.

FACTS

1. How is this levy different from the previous re-authorization?

	2019	2023
amount	\$0.425/\$1,000	\$0.495/\$1,000
duration	5 years (4 years)	5 years
amount generated	\$3,250,000 (estimated 2023)	\$3,835,000 (2023)

2. What specific positions would it pay for?
- **14 Patrol Deputies, 4 Corrections Deputies, 1 Control Room Tech, 3 Prosecutors, 2 Legal Secretaries, 1 Juvenile Detention bed, Community Service (2019)**
 - **14 Patrol Deputies, 4 Corrections Deputies, 1 Control Room Tech, 3 Prosecutors, 2 Legal Secretaries, 1 Detention Bed, Community Service (2023)**
3. What current positions will be funded by the levy? **There will be no reduction or increase in the number of staff that the new levy will provide.**
4. What positions would be maintained and/or new? **A total of 24 positions would be generated by the public safety levy which is the same level as was re-authorized in 2019.**
5. When would the re-authorization levy take effect? **The property taxes for the new levy would show up in your November 2023 tax statement.**
6. How much is this going to cost me in additional property taxes? **If you have a property with an assessed value (not market value) of \$250,000 it will cost you an additional \$17.50 in property taxes (less than \$1.50/month).**
7. Why re-authorize one year early? **To insure stability and maintain the staff we already have in place. Each new deputy that was brought on as a result of the initial public safety levy has an investment of approximately \$200,000 per deputy and potentially losing that investment would be a considerable hardship.**

Department/Program	2022-23 Total Budget	General Fund Support	Levy Support	Dept./Program Revenue	Percentage of the Levy
Sheriff - Patrol	\$ 6,982,841.00	\$ 4,356,841.00	\$ 1,800,000.00	\$ 826,000.00	59.11%
Sheriff - Jail	\$ 7,144,699.00	\$ 5,722,699.00	\$ 570,000.00	\$ 852,000.00	18.72%
D.A. - Prosecution	\$ 1,920,104.00	\$ 1,337,104.00	\$ 500,000.00	\$ 83,000.00	16.42%
D.A. - Medical Examinier	\$ 74,173.00	\$ 74,173.00	\$ -	\$ -	
D.A. - Support Enforcement	\$ 465,337.00	\$ 135,337.00	\$ -	\$ 330,000.00	
D.A. - Victim's Assistance	\$ 431,277.00	\$ 201,277.00	\$ -	\$ 230,000.00	
Community Corrections	\$ 2,675,774.00	\$ 118,274.00	\$ -	\$ 2,557,500.00	
Community Service	\$ 419,918.00	\$ 29,918.00	\$ 100,000.00	\$ 290,000.00	3.28%
Emergency Management	\$ 605,119.00	\$ 5,119.00	\$ -	\$ 600,000.00	
Dog Control	\$ 200,000.00	\$ 110,000.00	\$ -	\$ 90,000.00	
Marine Patrol	\$ 72,000.00	\$ 5,000.00	\$ -	\$ 67,000.00	
Juvenile Fund - (Detention Beds)	\$ 1,177,500.00	\$ 725,000.00	\$ 75,000.00	\$ 377,500.00	2.46%
TOTALS	\$ 22,168,742.00	\$ 12,820,742.00	\$ 3,045,000.00	\$ 6,303,000.00	
Total General Fund	\$ 32,466,100.00				100.00%
Percentage of the General Fund	68.28%	57.83%	13.74%	28.43%	

Scenerio #1

Assessed Value Growth

4.00%

2023 Levy Projections

		Cops (18)	DA's (5)	Juvenile Beds Comm. Corr/Svcs	additional	Total
2022-2023	\$	2,600,000	\$ 540,000	\$ 200,000	\$ -	\$ 3,340,000
2023-2024	\$	2,782,000	\$ 577,800	\$ 200,000	\$ -	\$ 3,559,800
2024-2025	\$	2,976,740	\$ 618,246	\$ 225,000	\$ -	\$ 3,819,986
2025-2026	\$	3,185,112	\$ 618,246	\$ 250,000	\$ -	\$ 4,053,358
2026-2027	\$	3,430,365	\$ 661,523	\$ 275,000	\$ -	\$ 4,366,889
2027-2028	\$	3,670,491	\$ 707,830	\$ 300,000	\$ -	\$ 4,678,321

LEVY

2022-2023	3,520,000.00		\$ 0.470	
2023-2024	3,660,800.00	\$ 3,559,800		101,000.00
2024-2025	3,807,232.00	\$ 3,819,986		(12,754.00)
2025-2026	3,959,521.28	\$ 4,053,358		(93,836.52)
2026-2027	4,117,902.13	\$ 4,366,889		(248,986.50)
2027-2028	4,282,618.22	\$ 4,678,321		(395,702.62)
				(650,279.63)
2022-2023	3,600,000.00		\$ 0.480	
2023-2024	3,744,000.00	\$ 3,559,800		184,200.00
2024-2025	3,893,760.00	\$ 3,819,986		73,774.00
2025-2026	4,049,510.40	\$ 4,053,358		(3,847.40)
2026-2027	4,211,490.82	\$ 4,366,889		(155,397.81)
2027-2028	4,379,950.45	\$ 4,678,321		(298,370.38)
				(199,641.60)
2022-2023	3,680,000.00		\$ 0.490	
2023-2024	3,827,200.00	\$ 3,559,800		267,400.00
2024-2025	3,980,288.00	\$ 3,819,986		160,302.00
2025-2026	4,139,499.52	\$ 4,053,358		86,141.72
2026-2027	4,305,079.50	\$ 4,366,889		(61,809.13)
2027-2028	4,477,282.68	\$ 4,678,321		(201,038.15)
				250,996.44

Scenerio #2

Assessed Value Growth

4.00%

2023 Levy Projections

		Cops (19)	DA's (5)	Juvenile Beds Comm. Corr/Svcs	additional	Total
2022-2023	\$	2,700,000	\$ 540,000	\$ 200,000	\$ -	\$ 3,440,000
2023-2024	\$	2,889,000	\$ 577,800	\$ 200,000	\$ -	\$ 3,666,800
2024-2025	\$	3,091,230	\$ 618,246	\$ 225,000	\$ -	\$ 3,934,476
2025-2026	\$	3,307,616	\$ 618,246	\$ 250,000	\$ -	\$ 4,175,862
2026-2027	\$	3,562,303	\$ 661,523	\$ 275,000	\$ -	\$ 4,498,826
2027-2028	\$	3,811,664	\$ 707,830	\$ 300,000	\$ -	\$ 4,819,494

LEVY

2022-2023	3,650,000.00		\$ 0.490	
2023-2024	3,796,000.00	\$ 3,666,800		129,200.00
2024-2025	3,947,840.00	\$ 3,934,476		13,364.00
2025-2026	4,105,753.60	\$ 4,175,862		(70,108.50)
2026-2027	4,269,983.74	\$ 4,498,826		(228,842.02)
2027-2028	4,440,783.09	\$ 4,819,494		(378,710.47)
				(535,096.98)
2022-2023	3,688,000.00		\$ 0.495	
2023-2024	3,835,520.00	\$ 3,666,800		168,720.00
2024-2025	3,988,940.80	\$ 3,934,476		54,464.80
2025-2026	4,148,498.43	\$ 4,175,862		(27,363.67)
2026-2027	4,314,438.37	\$ 4,498,826		(184,387.39)
2027-2028	4,487,015.90	\$ 4,819,494		(332,477.66)
				(321,043.92)
2022-2023	3,725,000.00		\$ 0.500	
2023-2024	3,874,000.00	\$ 3,666,800		207,200.00
2024-2025	4,028,960.00	\$ 3,934,476		94,484.00
2025-2026	4,190,118.40	\$ 4,175,862		14,256.30
2026-2027	4,357,723.14	\$ 4,498,826		(141,102.62)
2027-2028	4,532,032.06	\$ 4,819,494		(287,461.50)
				(112,623.83)
2022-2023	3,762,000.00		\$ 0.505	
2023-2024	3,912,480.00	\$ 3,666,800		245,680.00
2024-2025	4,068,979.20	\$ 3,934,476		134,503.20
2025-2026	4,231,738.37	\$ 4,175,862		55,876.27
2026-2027	4,401,007.90	\$ 4,498,826		(97,817.86)
2027-2028	4,577,048.22	\$ 4,819,494		(242,445.34)
				95,796.27

Scenerio #3

Assessed Value Growth

4.00%

2023 Levy Projections

		Cops (19)		DA's (11)	Juvenile Beds Comm. Corr/Svcs	additional		Total
2022-2023	\$	2,700,000	\$	1,170,000	\$ 200,000	\$ -	\$	4,070,000
2023-2024	\$	2,889,000	\$	1,251,900	\$ 200,000	\$ -	\$	4,340,900
2024-2025	\$	3,091,230	\$	1,339,533	\$ 225,000	\$ -	\$	4,655,763
2025-2026	\$	3,307,616	\$	1,339,533	\$ 250,000	\$ -	\$	4,897,149
2026-2027	\$	3,562,303	\$	1,433,300	\$ 275,000	\$ -	\$	5,270,603
2027-2028	\$	3,811,664	\$	1,533,631	\$ 300,000	\$ -	\$	5,645,295

LEVY

2022-2023	4,320,000.00			\$ 0.580	
2023-2024	4,492,800.00	\$	4,340,900		151,900.00
2024-2025	4,672,512.00	\$	4,655,763		16,749.00
2025-2026	4,859,412.48	\$	4,897,149		(37,736.62)
2026-2027	5,053,788.98	\$	5,270,603		(216,813.87)
2027-2028	5,255,940.54	\$	5,645,295		(389,354.51)
					(475,256.00)
2022-2023	4,395,000.00			\$ 0.590	
2023-2024	4,570,800.00	\$	4,340,900		229,900.00
2024-2025	4,753,632.00	\$	4,655,763		97,869.00
2025-2026	4,943,777.28	\$	4,897,149		46,628.18
2026-2027	5,141,528.37	\$	5,270,603		(129,074.48)
2027-2028	5,347,189.51	\$	5,645,295		(298,105.54)
					(52,782.84)
2022-2023	4,470,000.00			\$ 0.600	
2023-2024	4,648,800.00	\$	4,340,900		307,900.00
2024-2025	4,834,752.00	\$	4,655,763		178,989.00
2025-2026	5,028,142.08	\$	4,897,149		130,992.98
2026-2027	5,229,267.76	\$	5,270,603		(41,335.09)
2027-2028	5,438,438.47	\$	5,645,295		(206,856.58)
					369,690.32

MEMORANDUM

TO: Board of Commissioners
FROM: Nicole Pineda, Executive Assistant
DATE: December 07, 2022
SUBJECT: Re-Appointment to the Budget Committee

RECOMMENDATION:

Re-appoint Blair Wasson & Norbert Hartmann to the Budget Committee

ISSUE:

Should Blair Wasson & Norbert Hartmann be re-appointed to the Budget Committee?

BACKGROUND:

Blair Wasson & Norbert Hartmann currently serve on the budget committee, and have agreed to continue serving on the budget committee for another three-year term.

FISCAL IMPACT:

None.