

POLK COUNTY BOARD OF COMMISSIONERS
MINUTES March 26, 2014

1. CALL TO ORDER & ATTENDANCE

At 9:02 a.m., Commissioner Pope declared the meeting of the Polk County Board of Commissioners to be in session. Commissioner Ainsworth and Commissioner Wheeler were present. A CD of the proceedings is on file in the Board of Commissioners' Office.

Staff present: Greg Hansen, Administrative Officer
 Dave Doyle, County Counsel
 Jerry Sorte, Planning Manager
 Austin McGuigan, Community Development Director

2. ANNOUNCEMENTS

Regular meetings of the Board of Commissioners are held on Tuesday and Wednesday each week. The Tuesday meeting is held in the Board of Commissioners' Office Conference Room, 850 Main Street, Dallas, Oregon. The Wednesday 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.

Department Head/staff meetings with the Board of Commissioners are held on Monday, Thursday, and Friday. The meetings are held in the Board of Commissioners' Office Conference Room and are conducted between 9:00 a.m. and 5:00 p.m. The principal subjects anticipated to be considered are on-going, upcoming, and new matters bearing on County operations. Pursuant to ORS 192.640, the Board of Commissioners may consider and take action on subjects not listed within this announcement.

The Board of Commissioners will meet in Executive Session Friday, March 28, 2014 beginning at 10:00 a.m. to consider the employment of a public officer, employee, staff member or individual agent pursuant to ORS 162.660(2)(a).

Budget Hearings for Fiscal Year 2014-2015 will be held daily from Monday, March 31 through Thursday, April 3, 2014 from 8:15 a.m. to 5:00 p.m. in the Courthouse conference room.

There will be no Board of Commissioners meetings Tuesday, April 1, 2014 or Wednesday, April 2, 2014 due to Budget Hearings.

The Board of Commissioners will attend a meeting of the Council of Forest Trust Land Counties on Friday, April 4, 2014 beginning at 9:30 a.m. at the Department of Forestry Headquarters, Building C/Tillamook room, 2600 State St., Salem, Or.

The Board of Commissioners will conduct a public hearing to receive public comment on proposed Ordinance 14-03 in the matter of enacting an ordinance imposing a moratorium on the operation of registered medical marijuana facilities within the unincorporated area of Polk County, Oregon on Wednesday, April 16, 2014 at 9:00 a.m. in the Courthouse conference room, 850 Main Street, Dallas, Oregon.

3. COMMENTS (for items not on this agenda)

4. APPROVAL OF AGENDA

MOTION: COMMISSIONER AINSWORTH MOVED, COMMISSIONER WHEELER SECONDED, TO APPROVE THE AGENDA.

MOTION PASSED UNANIMOUSLY.

5. APPROVAL OF CONSENT CALENDAR

MOTION: COMMISSIONER AINSWORTH MOVED, COMMISSIONER WHEELER SECONDED, TO APPROVE THE CONSENT CALENDAR.

MOTION PASSED UNANIMOUSLY.

6. APPROVAL OF MINUTES OF MARCH 19, 2014

MOTION: COMMISSIONER AINSWORTH MOVED, COMMISSIONER WHEELER SECONDED, TO APPROVE THE MINUTES OF MARCH 19, 2014.

MOTION PASSED UNANIMOUSLY.

Chair Pope opened all three public hearings.

7. PUBLIC HEARING - LEGISLATIVE AMENDMENT 13-02

Jerry Sorte, Planning Manager explained that the purpose of this public hearing is for the Board of Commissioners to receive public testimony and to consider amendments to Polk County Zoning Ordinance, creating standards for Bed and Breakfast facilities in Polk County's residential zones and clarifies that special identification of a use in one zone does not preclude that use from being authorized under a "catch-all" in another zone. The Planning Commission held a public hearing on February 25, 2014 and recommended that the Board adopt the proposed amendments.

8. PUBLIC HEARING - LEGISLATIVE AMENDMENT 14-01

Jerry Sorte, Planning Manager explained that the purpose of this public hearing is for the Board of Commissioners to receive public testimony and to consider amendments to Polk County Transportation Systems Plan adding goals and policies necessary to implement a new action item that was adopted in the 2009 Polk County Multi-Jurisdictional Hazard Mitigation Plan. The Planning Commission held a public hearing on February 25, 2014 and recommended that the Board adopt the proposed amendments.

9. PUBLIC HEARING - LEGISLATIVE AMENDMENT 14-02

Jerry Sorte, Planning Manager explained that the purpose of this public hearing is for the Board of Commissioners to receive public testimony and to consider amendments to Polk County Zoning Ordinance adding text amendments "automotive dealers and gasoline service stations" as uses that may be established as outright permitted uses in the Unincorporated Community Commercial Retail, Unincorporated Community Commercial General, and Unincorporated Community Industrial Commercial zones. The Planning Commission held a public hearing on February 25, 2014 and recommended that the Board add "gasoline service stations" but not "automotive dealers to the outright permitted uses in the above zones.

Chair Pope opened the hearing for public testimony and asked if there was any testimony from the public. No members of the public were present, so Chair Pope closed the three public hearings.

MOTION: COMMISSIONER WHEELER MOVED, COMMISSIONER AINSWORTH SECONDED, TO APPROVE LEGISLATIVE AMENDMENT 13-02, 14-01, & 14-02 AS PRESENTED FOLLOWING THE RECOMMENDATIONS OF THE PLANNING COMMISSION.

MOTION PASSED UNANIMOUSLY.

9. BUDGET COMMITTEE APPOINTMENT

Greg Hansen announced that Denny Wilfong resigned from Position #3 of the Budget Committee. His term is up at the end of this year. Retired Police Chief Vern Wells has agreed to be appointed to fill Denny's remaining term. Staff recommends the Board appoint Vern Wells to the Budget Committee.

MOTION: COMMISSIONER WHEELER MOVED, COMMISSIONER AINSWORTH SECONDED, TO APPOINT VERN WELLS TO THE POLK COUNTY BUDGET COMMITTEE.

MOTION PASSED UNANIMOUSLY.

At 9:18 a.m., Commissioner Pope asked if there was need for an Executive Session. Staff answered that there was not and the meeting was adjourned.

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

- (a) PUBLIC WORKS - Contract No. 14-30**
Approve contract #14-30 with FEI Testing & Inspection, Inc. for on-call testing services.
- (b) PUBLIC WORKS - Contract No. 14-31**
Approve contract #14-31 with Carlson Testing, Inc. for on-call testing services.
- (c) JUVENILE - Contract No. 14-32**
Approve contract #14-32 with Marion County for two juvenile detention beds for fiscal year 2014-2015.

POLK COUNTY BOARD OF COMMISSIONERS

Craig Pope, Chair

Jennifer Wheeler, Commissioner

Mike Ainsworth, Commissioner

Minutes: Heather Merrill
Approved: April 9, 2014