



**MINUTES OF THE REGULAR SESSION OF THE
LINN COUNTY BOARD OF COMMISSIONERS
LINN COUNTY COURTHOUSE – ROOM 200
TUESDAY, JULY 16, 2024**

The Linn County Board of Commissioners met for the regularly scheduled meeting on Tuesday, July 16, 2024.

Those present at various times for the matters as indicated below were: Michelle Duncan, Linn County Sheriff; Steve Wills, Linn County Planning and Building Director; Alyssa Boles, Planning Manager, Linn County Planning and Building Department; Bill Palmer, Linn County Accounting Officer; Michelle Hawkins, Linn County Treasurer; Torri Lynn, Linn County Juvenile Department Director; Stacey Whaley, Linn County Parks and Recreation Director; Wayne Mink, Linn County Roadmaster; Gene Karandy, County Attorney for Linn County; Alan Sorem, Attorney for the City of Millersburg; other audience members; 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 Marsha Meyer, Recorder for the Board of Commissioners.

4. Approval of Agenda.

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

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

Sheriff Duncan provided background information regarding the following item.

A. Order 2024-257 establishing the maximum allowable number of inmates and standards for determining County Jail population emergency and adopting a plan for resolving such emergency.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Order 2024-257. The vote was called. The motion passed unanimously.

6. Reports of Staff and Committees:

A. Planning and Building Department Update – Steve Wills, Linn County Planning and Building Director.

Mr. Wills provided the Board with a Planning and Building Department Update for the month of June, 2024. A copy of his report is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

B. Linn County Quarterly Financial Report as of June 30, 2024 – Bill Palmer, Linn County Accounting Officer and Michelle Hawkins, Linn County Treasurer.

Mr. Palmer and Ms. Hawkins provided the Board with a Linn County Quarterly Financial Report as of June 30, 2024. A copy of the report is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

Mr. Palmer summarized that the County funds were in good shape.

Commissioner Nyquist stated that, in general, Linn County was different from other local and state governments. We don't spend just because it's in the budget to do so; collectively, we've assembled leaders that consistently show fiscal restraint. He stated that he would like to meet with the County's Administrative Officer, County Attorney and possibly the Accounting Officer to look at the guidance the County formally has in place versus an understanding of the culture. He stated that the County continues to work with leadership and management but he wanted to make sure that, going forward, that leadership continued to do what they've been doing and wanted to determine how they could sustain that. Commissioner Nyquist noted that this would be a good conversation moving forward. The County's approach to how the taxpayer's money is spent was consistent with what the taxpayers would want the County to do. Discussion continued regarding the financial report.

Ms. Hawkins gave an overview regarding the County investment funds.

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

A. Resolution & Order 2024-241 approving a Personal Services Contract between Karen Cox Counseling, Inc. and Linn County.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-241. The vote was called. The motion passed unanimously.

B. Resolution & Order 2024-242 approving a Personal Services Contract between Dr. Jerome Gordon, Ph.D. and Linn County.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-242. The vote was called. The motion passed unanimously.

8. Parks and Recreation Department – Stacey Whaley, Linn County Parks and Recreation Director.

Ms. Whaley provided background information regarding the following item.

A. Resolution & Order 2024-250 authorizing the publication and distribution of the Invitation to Bid for the Linn County Parks Sweet Home RV Dump Site.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-250. The vote was called. The motion passed unanimously.

9. County Attorney's Office – Gene Karandy, County Attorney for Linn County.

Mr. Karandy provided background information regarding the following item.

A. Resolution & Order 2024-239 approving an Opioid Litigation Settlement Participation Agreement with Kroger Co. and delegating authority to execute the participation forms.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-239.

Commissioner Nyquist stated that the County didn't have confidence in the legal representation from the other party and asked Mr. Karandy if he had any inkling about this agreement. Mr. Karandy stated that there were questions with the original agreement in 2021 but he had not heard of any issues since then. Mr. Karandy stated that the County had received several payments from the two agreements, plus, there was a stream of revenue from a bankruptcy that would add to the revenue stream. Commissioner Nyquist stated that he would vote for this matter as it was the prudent thing to do but wanted to make sure that the money "got out the door" to target addiction treatment or some type of prevention measures.

The vote was called. The motion passed unanimously.

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

11. 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. Resolution & Order 2024-247 approving a First-Time Youth Wage Grant Agreement between Linn County and Lebanon Aquatic District.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-247. The vote was called. The motion passed unanimously.

C. Resolution & Order 2024-248 approving a Mutual Lease Termination Agreement and Right of Refusal between Samaritan Albany General Hospital and Linn County.

Mr. Lane provided background information regarding the following item.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve Resolution & Order 2024-248.

Commissioner Nyquist asked what the projected operation date was for the crisis center. Mr. Lane stated that it would be at least a year out because they were still working on funding. He stated that the goal right now was to get the shell of the building (roof and HVAC) completed.

The vote was called. The motion passed unanimously.

12. Unfinished Business and General Orders:

A. Calendar Update: Commissioner Tucker mentioned that all three Board members would be attending the Linn County Fair.

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

14. Announcements: There was no announcements.

15. 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.

Commissioner Nyquist recessed the regular Board meeting at 9:56 a.m.

Commissioner Nyquist reconvened the regular Board meeting at 10:00 a.m.

16. Public Hearing – PD24-0128: Application by the City of Millersburg for a Comprehensive Plan 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.

Commissioner Nyquist announced the time limits and process for the Public Hearing.

Commissioner Nyquist then asked the Board if they had any exparte communication or conflicts of interest regarding this matter. All three Board members indicated that they had no exparte communication or conflicts of interest but Commissioner Nyquist disclosed that, although it's in another county, he currently owned property a mile from the property being discussed but that there was a river between the two properties.

Commissioner Nyquist then called upon Ms. Boles to review her Staff Report with the Board. A copy of her report is on file in the Linn County Clerk's Office in the Commissioners' Staff File.

Ms. Boles stated that the Planning Commission initially held a meeting for this matter on Thursday, June 11, 2024 and reconvened the meeting to Tuesday, July 9, 2024, at which time, the Planning Commission voted 4-1 recommending the Board approve the applications.

Ms. Boles stated that two additional comments; one late last night, Monday, July 15, 2024 from the Applicant and one this morning, Tuesday, July 16, 2024 from Crag Law Center had been received and both documents were provided to the Board.

Commissioner Nyquist then called upon the Applicant or their representative.

Alan Sorem, City Attorney for the City of Millersburg, 250 Church St S. Ste 200, Salem, OR 97302 – Representative for the Applicant.

Mr. Sorem stated that he was there to request the Board's approval for the proposed access facility as described in the Staff Report and that both the Staff and Planning Commission had recommended approval.

Mr. Sorem stated that a lot of work had been done outside of the four corners of the land use process. Prior to filing the applications, there were open houses and outreach efforts and he wanted to talk to the Board about the cumulation of those efforts. He stated that, in the testimony, the Board would hear from members of the local farming community who would also testify in support of the applications.

Mr. Sorem stated that the City had met with the farmers to understand what their questions and concerns were; some were addressed by sharing information about the City's process and who the future occupant would be which was Timberlab, Inc. He stated that they shared the City's intentions and were trying to be transparent with one another and to make some commitments. Mr. Sorem stated that the big question was whether or not an access facility was allowed at the location; it's not just a conditional

use permit but a goal exception and what would that mean for the future. There were, particularly, concerns about UGB expansion westward which was commonly understood as the Dever-Conner area. The community asked for assurance from the City that, if this was approved, that the City wouldn't move that boundary. Mr. Sorem stated that there was great thought given to how they were going to give those assurances to the neighbors and the farming community.

Mr. Sorem stated that elements of the proposal would involve the County and stated that County staff had been present for some of the discussions and was supportive of what they were doing. He mentioned that one thing they were doing was an Urban Growth Area Amendment to the Urban Growth Area Management Agreement. Mr. Sorem stated that they were amending that document to add a commitment that the City would not initiate or approve any UGB expansions westward and/or slightly northward in the area defined as the Dever-Conner area until January 1, 2075; a fifty-year time period. He stated that was their commitment by the City and, therefore, they would be asking the farmers to support that concept further in the County's Comprehensive Plan. Mr. Sorem stated that this was the core of the commitment the City wanted to make to its neighbors. The City felt good about it and was happy to have that resolution.

Mr. Sorem indicated that there were members from the City's technical team in the audience: City Traffic Engineer, City Manager and City Planner, who could answer any questions about the criteria or record but he was eager to give the floor to other folks in the audience so that they could tell the Board their experience and give their support of the proposal.

Commissioner Nyquist asked the Board if they had any questions. There being none, Commissioner Nyquist stated that, process wise, Mr. Sorem had only used six minutes of his allotted 20 minutes. He asked him if there was anyone else that wanted to speak on behalf of the Applicant.

Mr. Sorem asked for Jared Revay from Timberlab, Inc. to share about his company and their process.

Jared Revay, Timberlab, Inc, 8205 SW Oleson Rd, Tigard, OR 97223 – Support.

Mr. Revay stated that Timberlab, Inc. had been looking hard at Linn County and, specifically, the Millersburg area. They found a location that met their needs in order to grow for the next 100 years plus. He stated that they have been around for 135 years and were a 100 percent employee-owned company; not one employee owned more than three percent so they were protected by their employees to not sell to an outside investor.

Mr. Revay stated that they wanted to support the forest community in Oregon, as well as, the transportation trucking community. He stated that they build large scaled buildings out of mass timber used for glued laminated products; this facility would be used for cross-laminated products. He stated that they recently acquired a laminator, which was the longest-standing laminator in Oregon, and they hoped to bring that

business back to life and continue building that business in Oregon because of the great forestry here. He stated that Millersburg was the perfect place for them to be.

Mr. Revay stated that he had gotten to know the City and the farming community and felt really connected with all them, so far, and thought there would be a great partnership moving forward. There would be creating 100 or more good paying jobs that would be engineering and technical focused with advanced equipment in an advanced facility.

Commissioner Tucker thanked Mr. Revay for his outreach to the community as it was much easier to move things along when people had been involved and had a chance to listen to concerns of the community. He stated that he looked forward to the possibility of the new jobs; the demand for market was certainly there.

Commissioner Nyquist asked if Mr. Revay was concerned about the availability of the raw materials on the intake side of things; one thing we don't excel at here in Oregon was cutting trees down. Mr. Revay stated that he was not concerned as, fortunately in the wood products industry, the mass timber actually represented a very small percentage of what's cut down; we're a loud voice for the forestry community even though we are a small consumption of that product.

Dave Nofziger, 38018 Conser Rd, Albany OR 97321 – Support.

(Mr. Nofziger read and submitted his written testimony, dated Tuesday, July 16, 2024, which is on file in the Linn County Clerk's Office in the Commissioners' Staff File).

Mr. Nofziger stated that he was speaking on behalf of the farmers in the Dever-Conner area and that they were in support of Timberlab, Inc. and the City of Millersburg's application for an exception to Oregon's farmland protection goal allowing an access road to Timberlab, Inc. manufacturing facility. Mr. Nofziger stated that their support was conditional on the fact that everyone would follow through with the agreement that was made on Friday, July 12, 2024; if all the terms of the agreement were fulfilled, a page would be turned in regard to their relationship with the City of Millersburg. He stated that the Dever-Conner community appreciated the work done by County staff. Mr. Nofziger also stated that he wanted to thank the City of Millersburg and Timberlab, Inc. for their willingness to listen and work through concerns regarding the application. He asked for the record to indicate that the City of Millersburg most definitely made a promise to the farmers, without consulting their City Council members, to serve hazelnuts and snacks at City Hall not just peanuts and they expected the City to honor that promise.

Mr. Nofziger stated that they hoped Mr. Kuehne would be willing to donate or sell a Conservation Easement on his property, however, that was his property and his decision to make. Mr. Nofziger stated that they would greatly appreciate if the Board, City of Millersburg or Timberlab, Inc. would do whatever they could to encourage Mr. Kuehne to adopt a Conservation Easement and noted that Mr. Kuehne has been in discussions with the Oregon Agricultural Trust about the easement.

Mr. Nofziger then explained the 50-year term for the protection of their farms from urbanization which Timberlab, Inc. and the City of Millersburg supported. He also stated that Timberlab, Inc. was planning on using their new equipment for the next 100 years and was, itself, a 135-year old company. He felt that they should be thinking in terms of a century but instead agreed on a 50-year term.

Mr. Nofziger stated that what they had proposed to do to fulfill their obligation, before and after the comprehensive plan amendments were passed, was to reach out and confirm that the farmers and other landowners in the proposed Dever-Conner area were in support of this designation; he didn't imagine that the non-farming residents would be upset to hear that they wouldn't be annexed by Millersburg or be required to pay city taxes at any time in the next 50 years. Mr. Nofziger stated that the City and County staff discussed with the farmers the idea of giving them a formal voice in planning matters regarding the Dever-Conner agricultural district. They understood that with that would come a responsibility to be organized and to respond quickly and constructively; they accepted that offer. Mr. Nofziger stated that, if all went well, they looked forward to welcoming Timberlab, Inc. to their community as it was the type of industry they needed and wanted in Linn County and Millersburg. He then thanked the Board for allowing him to speak and for their consideration in this matter.

Commissioner Tucker stated that he appreciated their engagement; the word of the farmers carries a lot of weight. He stated that he supported the agreement. It was great to see the City of Millersburg's promise being fulfilled.

Paul Harcombe, 30680 Horseshoe Drive, SW, Albany, OR 97321 – Friends of Linn County – Support.

(Mr. Harcombe submitted a letter from the Friends of Linn County dated July 16, 2024. A copy of the letter is on file in the Linn County Clerk's Office in the Commissioners' Staff File).

Mr. Harcombe stated that he was there on behalf of the Friends of Linn County. He stated that, initially, they were opposed to the acceptance of the application but they've heard about the negotiations, new relationships that have been created and the promise moving forward. He stated that, under the conditions that Mr. Nofziger outlined, the Friends of Linn County were prepared to support this matter whole-heartedly. Mr. Harcombe stated that, once the terms of the agreement were finalized, they would sign it which would commit them to revoking their right to appeal whatever decision was made today. He then thanked everyone for their hard work and for the promise this would bring to the community.

Commissioner Tucker thanked the Friends of Linn County for being engaged in the process and staying in the conversation working towards a common goal.

Commissioner Nyquist stated that there was no one else signed up on the sign-in sheet to speak and asked if there was anyone else wishing to speak in support that hadn't signed-in. Commissioner Nyquist then recognized Peter Kenagy.

Peter Kenagy, Farmer in Benton County, Nebergall Loop Rd – Supporter.

Mr. Kenagy stated that his peers were the farmers in Dever-Conner and that this was a win-win all the way around; it has been nice to know the people in Millersburg and Timberlab, Inc. He stated that he whole-heartedly supported the agreement.

Commissioner Nyquist asked if there was anyone telephonically wishing to speak on this matter.

Blair Batson, Staff Attorney for 1000 Friends of Oregon – participated telephonically.

Ms. Batson stated that 1000 Friends of Oregon and herself wanted to add their voices to the other two who whole-heartedly supported the agreement reached last Friday, July 12, 2024 designating the Dever-Conner agricultural district as a special area protected from the Urban Growth Boundary expansion for the next 50 years. She stated that it was a great pleasure to work on this matter with the City of Millersburg, Linn County, Timberlab, Inc., and the Dever-Conner farmers. Ms. Batson stated that this would be a great outcome for everyone involved and a great model for other Oregon communities in the future.

Commissioner Tucker stated that this morning, Tuesday, July 16, 2024, the Board received a letter from Crag Law Firm representing 1,000 Friends of Oregon that, again today, stated that they were still 100 percent against this application. He asked if the letter received today was not the official position of 1,000 Friends of Oregon. Ms. Batson stated that, on Friday, July 12, 2024 they agreed with the contingency conditions and terms that they would withdrawal their position once the conditions were agreed upon; we have to protect our interest on the record. Ms. Batson stated that didn't mean that they were withdrawing from support of the agreement. Commissioner Tucker explained that the Board would be moving forward with the land use decision and, for them, he wanted to make sure that, if there were further agreements that needed to be nailed down, that they were aware that the Board's piece today would be to take action and close this case. Ms. Batson stated that their understanding was that there would be conditions agreed upon and stated that what she would love the City and County representatives to explain would be how that would work as understood on Friday, July 12, 2024.

Commissioner Nyquist asked if there was anyone else telephonically wishing to speak on this matter.

Robert Liberty, 3431A SE Tibbetts, Portland, OR – Participated telephonically.

Mr. Liberty stated that he was a volunteer assisting the farmers, Friends of Linn County and 1,000 Friends of Oregon for these proceedings. In his 41 years of engagement in the Oregon's planning program, it had been his pleasure to work with farmers and ranchers around Oregon and of course the amazing prime land in the Willamette Valley. He stated that the farmers in the Dever-Conner were an exceptional group of people. They are committed to farming, the integrity of Oregon's land use laws and important

contributor's to Linn County's economy. Mr. Liberty stated that they are the kind of people that Tom McCall, former Governor of Oregon, had in mind. Despite all the hearings, negotiations and working settlements over the last few days, this was an unusual experience for him litigating into a partnership that met the needs for all those involved. Mr. Liberty stated that he was very impressed and appreciative of the cooperative attitudes of the staff of Linn County and City of Millersburg and officials getting this matter to this point.

Mr. Liberty thanked the Board for their support and for the opportunity to testify.

Commissioner Nyquist asked if there was anyone else, telephonically, wishing to speak on this matter. There being no one wishing to speak, he asked if there was anyone in the room wishing to speak in opposition or anyone telephonically wishing to speak in opposition to the application. There was no one wishing to speak in opposition.

Commissioner Nyquist then asked if there was anyone in the room or telephonically wishing to speak neither for or against but would like to speak this matter. There was no one wishing to speak.

Commissioner Sprenger asked to hear from Darrin Lane, Linn County Administrative Officer. Commissioner Nyquist recognized Mr. Lane.

Mr. Lane stated that Ms. Batson from Crag Law spoke about the terms of agreement and he asked the Board if they would like for him to give a thumbnail sketch of what those terms and responsibilities were. Commissioner Sprenger stated that she would like to hear the terms of the agreement.

Mr. Lane stated that, in the event the Board approved the goal exception allowing Timberlab, Inc. to move forward with their process and not be in fear of an appeal, the parties agreed that if the County and the City updated their Urban Growth Management Agreement to set the stage for a Comprehensive Plan Amendment and initiated a Comprehensive Plan Amendment process, that would trigger an agreement between Timberlab, Inc. and the potential appellants to agree not to appeal. Mr. Lane stated that this wouldn't portend the outcome of an amendment; just the initiation of that and the goodwill could accomplish that with the understanding that the County didn't have control over the outcome.

Mr. Lane stated that there was also an agreement that was briefly alluded to in regard to the County providing some morale support or encouragement to the owner of the land around the driveway to consider putting in a Conservation Easement; that was not a condition of establishing an agreement. Mr. Lane stated that, if all those things happened, then this should go forward.

Commissioner Sprenger stated that she had great admiration for someone who could negotiate or broker a deal and stated that Mr. Lane had facilitated that process very well; entities that find themselves at opposite sides of the fence are now saying that they are friends. She stated that the deal made today was a healthy thing to experience

and see in the community. Commissioner Sprenger thanked Mr. Lane for the part he played. Mr. Lane stated that it's helpful when people really want to work together.

Commissioner Nyquist stated that there was no one wishing to speak in opposition so there was no need to hear a rebuttal from the Applicant. He then asked if the Board had any questions for any of the parties.

Commissioner Tucker stated that he would like to ask Mr. Sorem if he had any further comments as Representative for the Applicant.

Mr. Sorem stated that, on the timing side, he wanted to acknowledge what Mr. Lane outlined and he stated that he believed that they could accomplish all those things but time was of the essence. Mr. Sorem then asked that the record and the hearing be closed for a decision and approval today.

Mr. Sorem stated, for the record, that they wanted everyone in the audience and at large to understand that there was tremendous evidence in the record and the staff report went into great detail; all the criteria was satisfied. He wanted to provide assurance that no detail was skipped in regard to the application materials. He then thanked the Commissioners, staff and everyone in the room for the time it took to get here today.

Commissioner Tucker stated that he was ready to close the record and Commissioner Sprenger agreed.

Commissioner Nyquist asked if there was a motion to close the hearing and the record.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to close the hearing and the record. The vote was called. The motion passed unanimously.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to accept into the record the following documents:

- 1. Staff Report dated Wednesday, July 10, 2024;**
- 2. Submittal from Crag Law Center 1,000 Friends of Oregon (one 2" binder and four quarter inch pages spiraled bound dated Wednesday, July 10, 2024;**
- 3. Letter from Stoel Rives dated Monday, July 15, 2024; and,**
- 4. Letter from Crag Law Center dated Tuesday, July 16, 2024.**

Ms. Boles made a correction stating that the large packet of materials from Crag Law Center was actually part of the Staff Report as Exhibit H. The Recorder corrected the date from Friday July 12, 2024 to Wednesday, July 10, 2024.

The vote was called. The motion passed unanimously.

Commissioner Nyquist asked if there was anything else that needed to be entered into the record. Ms. Boles indicated that she could not think of anything else.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to approve the Application for the Goal Exceptions, adding a Transportation Goal Exception to Appendix 2 and adding a proposed Timber Tech Memo into the County’s Transportation Plan.

Commissioner Tucker stated that, without the discussion, he would’ve been leaning towards supporting the application. Those industrial lands were land-locked and, somehow, to get access to them was nice to have this solution come forward. He stated that it was nice to see people who, normally, would be on the opposite side of the table come to an agreement. Commissioner Tucker personally committed to do all he could to review and move along the Comprehensive Plan Amendments in a reasonable time.

Commissioner Sprenger stated that she wanted to thank the stakeholders that were a part of this and she personally felt very encouraged when she sees work like this done and an outcome like this completed. She then thanked Mr. Lane and all the parties involved.

Commissioner Nyquist stated that he has always wished that people would come before the Board and resolve all their issues and, considering the history of where we’re at, this is a big one. He stated that he would support it and agreed to do whatever was agreed to do. Commissioner Nyquist stated that he did so with some angst and heartburn. When part of the details of the agreement, for him, ignored the fact that with the economic pressures and the regulatory landscape getting worse in the State of Oregon, if something didn’t change, farming in Oregon 50 years from now would not be economically viable. Commissioner Nyquist stated that it was a leap of faith for the Board since economic conditions over that period of time would change. He then stated that the fact that they all came together and were in agreement was the reason why he would agree to step over his concerns about the State’s economic and regulatory environment of agriculture and vote for something that would have consequences over the next 50 years.

The vote was called. The motion passed unanimously.

Commissioner Nyquist recessed the Public Hearing at 10:41 a.m.

Commissioner Tucker reconvened the Public hearing at 10:47 a.m.

17. Public Hearing – *(Continued from Tuesday, July 9, 2024)* – PD24-0154: A Code Text Amendment Application by Linn County to amend Linn County Code (LCC) Chapter 935. The proposed amendments are to update and clarify road construction and access standards and to align some standards with Oregon Fire Code – Steve Wills, Linn County Planning and Building Director.

Commissioner Nyquist was in the audience.

Commissioner Tucker called upon Steve Wills, Linn County Planning and Building Director, to provide an overview of this matter. Commissioner Tucker stated that the

Board had received one document dated Monday, July 15, 2024 and that the hearing was only opened for written comments. He asked Mr. Wills if there was any other documentation to be received into the record. Mr. Wills indicated no, there was nothing else received.

Action – Commissioner Tucker moved and Commissioner Sprenger seconded the motion to close the Public Hearing. The vote was called. The motion passed by consensus.

Commissioner Tucker stated that they needed to accept two documents into the record.

Action – Commissioner Sprenger moved and Commissioner Tucker seconded the motion to accept into the record a letter from Alyssa Boles dated Monday, July 15, 2024 regarding PD24-0154 and the Staff Report by Steve Wills dated Tuesday, July 2, 2024. The vote was called. The motion passed by consensus.


Commissioner Tucker then asked Commissioner Sprenger if she was ready to move forward with a vote for the code amendments regarding fire safety rules. Commissioner Sprenger stated that she was ready to move forward. She indicated that one of the biggest values for this was giving clarity for folks who are building and/or developing property. She was ready to support this matter.

Action – Commissioner Sprenger moved and Commissioner Tucker seconded the motion to approve Code Text Amendment for PD24-0154. The vote was called. The motion passed by consensus.

Commissioner Tucker asked Staff to thank Mr. Udell for his comments and let him know that they were included in the modified document they had before he had written his letter.

18. Adjournment. There being no other business to come before the Board; the Board of Commissioners meeting was adjourned at 10:51 a.m. by unanimous consent.

The next regular public meeting of the Board of Commissioners is scheduled at 9:30 a.m. Tuesday, July 23, 2024.

 Recorder
For Board of Commissioners
Marsha Meyer

LINN COUNTY BOARD OF COMMISSIONERS


Roger Nyquist, Chair


William C. Tucker, Vice-Chair


Sherrie Sprenger, Commissioner

Date 8-13-2024