

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

**Tuesday, April 25, 2023**

**Zoom link:**

<https://us06web.zoom.us/j/88298354887?pwd=QVY2ajZmYmRsMkFPUUpMjVJaEtPd09;%C2%A0Meeting%C2%A0ID>

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

**9:00 a.m.**

**Present:** **Pat Malone**, Chair; **Xanthippe Augerot**, Commissioner; **Nancy Wyse**, Commissioner; **Suzanne Hoffman**, Interim County Administrator; **Vance Cronney**, County Counsel

**Staff:** **Justin Carley**, **Dawn Dale**, **Don Rogers**, **Jef Van Arsdall**, Sheriff's Office; **Rick Crager**, Finance; **Cory Grogan**, Public Information Officer; **Amanda Makepeace**, BOC staff; **Erika Milo**, BOC Recorder; **Darren Nichols**, Community Development; **Sarah Siddiqui**, Diversity, Equity, and Inclusion; **Matt Wetherell**, Juvenile

**Guests:** **Alex Powers**, Mid-Valley Media; **Andy Sterling**, Resident

**1. Opening**

**1.1 Call to Order**

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

**1.2 Introductions**

**1.3 Announcements**

There were no announcements.

**2. Comments from the Public**

No comment was offered.

**3. Review and Approve Agenda**

The following items were added to the agenda:

**6.2 Update on County Administrator Search – Tracy Martineau, Human**

[Click here for 6.2](#) *Resources*

**8.1 Benton County Response to April 23, 2023 Gazette-Times Editorial – Board of**

[Click here for 8.1](#) *Commissioners*

**4. Consent Calendar**

**4.1 In the Matter of Appointment to the Linn-Benton Housing Authority, Order**

[Click here to see materials](#) **#D2023-043: Dan Rayfield**

**MOTION:** Wyse moved to approve the Consent Calendar of April 25, 2023. Augerot seconded the motion, which **carried 3-0.**

**5. New Business**

**5.1 Board of Commissioners Letter of Support for Justice Reinvestment Grant**

[Click here to see materials](#) **(JRG) Fiscal Year (FY) 2023-25 – Sheriff Jef Van Arsdall, Captain Justin Carley, Benton County Sheriff's Office**

Van Arsdall explained this is the annual application for Community Corrections financing through the JRG. The Sheriff's Office also solicits support letters from the District Attorney, presiding judge, and Willamette Criminal Justice Council.

Augerot noted the proposal's increasing emphasis on pre-trial and asked what services will be funded.

Van Arsdall replied the funding will support a second pre-trial position.

Wyse requested that bold text in the letter be corrected to plain text.

**MOTION:** Wyse moved to approve the letter of support from the Benton County Board of Commissioners for the Preliminary Application from the Benton County Sheriff's Office for the Justice Reinvestment Grant Program for Fiscal Year 2023-25. Augerot seconded the motion, which **carried 3-0.**

**5.2 Letter to Corvallis City Manager Mark Shepard Regarding the Justice System Improvement Program (JSIP) – Benton County Commissioners**  
[Click here to see materials](#)

Hoffman explained that on the second page of the letter under "JSIP projects underway and not bond dependent", the phrase "the Benton County Sheriff's Office, and others" should be added after "hosted by the Corvallis Police Department".

**MOTION:** Augerot moved to approve the letter to City Manager Mark Shepard with regard to Shepard's questions about the JSIP. Wyse seconded the motion, which **carried 3-0.**

**6. Departmental Reports & Requests**

**6.1 Approval of Amendment 10 to Intergovernmental Agreement (IGA) #5264 between the State of Oregon, Linn County, and Benton County for Detention Unit Use at the Oak Creek Youth Correctional Facility – Matt Wetherell, Juvenile Director**  
[Click here to see materials](#)

Wetherell explained this is the annual contract for the facility where Benton County leases detention beds. In 1997, Linn and Benton Counties entered an agreement with the State to build the facility. Benton committed \$93,600 for the land and \$175,000 for road improvements. The agreement has had a few amendments, but expired in 2020 or 2021. Linn County Juvenile Department Director Torri Lynn has been attempting to enter negotiations for another contract, as the last extension expired in December 2022. In February 2023, Oregon Youth Authority stated the process needs to advance and sent this draft document. The Department of Justice attorneys want one person on the contract, but Lynn and Wetherell are uncomfortable with that, given the Counties' vested interest in the property and road improvement. Wetherell requested approval to enter that negotiation. Counsel will be involved. The document states that the contract is in place and all parties will honor it; then staff will meet with OYA to determine contract details. Linn County has signed the draft document.

Augerot noted the document did not contain budget information.

Wetherell replied that will be included in another contract for the bed rental, to be presented to the Board in July 2023. This agreement is for the facility as a whole. A contract should be in place before the current IGA expires in August 31, 2023.

Malone asked how many beds the County leases.

Wetherell replied the County leases four. Benton's average daily rate is about 2.6 occupied beds.

**MOTION:** Wyse moved to approve Amendment 10 to Intergovernmental Agreement #5624 for use of detention space within the Oak Creek Youth Correctional Facility by Linn and Benton Counties. Augerot seconded the motion, which **carried 3-0**.

**6.2 Update on County Administrator Search – Tracy Martineau, Human Resources**

Martineau reported that as of April 21, 2023, the County's recruiting firm had received five applications for the County Administrator position. May 22, 2023 is the first review deadline. Martineau and Heather Gantz, recruiter, will review and rank applications as those come in. Martineau to meet with Gantz on April 28, 2023.

Augerot expressed concern about losing candidates due to the long recruitment window.

Martineau noted that staff rely on the recruiter to build those relationships.

Wyse asked when the Board can review the applications.

Martineau should know on April 28. At the first review, Gantz will discuss candidates and recommendations. Grogan and others are sharing the job link on social media pages. Gantz will sort and screen applications and has the authority to reject candidates.

**7. Information Sharing**

**7.1 Pat Malone, Chair**

Malone attended a situational awareness training with good information. Malone suggested a follow-up training to apply that information to County buildings and working environment.

Malone and Wyse met with the Farm Bureau to discuss County business and the JSIP bond measure, which went well.

The department budget process for the next biennium is going fairly well. Malone congratulated Finance staff for standardizing presentation format so it is easier to compare departments.

**7.2 Xanthippe Augerot, Commissioner**

Augerot held a good listening session in the Community of Alsea with Lincoln County Commissioner Kaety Jacobson. About 25 community members attended. Augerot shared event notes with the Board via email. Attendees' biggest concerns involved roads and land use. Alsea is very challenged because most of its lands are zoned Exclusive Farm Use, not incorporated; there is no way to build additional housing, which makes hiring difficult for the school district and businesses. Attendees expressed satisfaction with how Community Development is evolving,

but great frustration with Community Development in general. Augerot shared the feedback with Nichols.

Malone asked about the new Alsea School Superintendent.

Augerot confirmed there is a new superintendent with great qualifications for this type of community. Augerot continues to be make presentations about JSIP and the bond measure.

### **7.3 Nancy Wyse, Commissioner**

Wyse asked Augerot if the Community Services Consortium Executive Board Meeting involved all Board Members.

Augerot clarified that the Governing Board Meeting includes all members. The Executive Board requires one member each county, with Augerot representing Benton. However, it is important to have a backup Commissioner, and all Board members are welcome to attend the Executive Meetings.

Wyse and Augerot to attend the Jackson Street Youth Services event on April 25, 2023. Malone had a conflict.

### **7.4 Suzanne Hoffman, Interim County Administrator**

No business was discussed.

Chair Malone recessed the Board Meeting at 9:31 a.m. and reconvened at 9:33 a.m.

Chair Malone recessed the Board Meeting at 9:34 a.m. and reconvened at 3:01 p.m.

## **8. Other**

### **8.1 Benton County Response to April 23, 2023 *Gazette-Times* Editorial – Board of Commissioners**

**Present:** Malone, Augerot, Wyse, Hoffman, Counsel

**Staff:** Van Arsdall, Grogan, Maura Kwiatkowski, BOC Recorder

**Guests:** Powers

Grogan explained that the County has concerns about the April 23, 2023 *Gazette-Times* (GT) editorial and wants to share feedback with GT staff. Grogan highlighted the desire for good partnerships with the media, especially local media.

Augerot felt very emotional upon reading the editorial, including the version that was posted and pulled. Augerot received some telephone calls and inquiries about the piece. Augerot was very disappointed by the editorial, having spent an hour with Powers, who wrote a brief, factual story about why Benton did not apply to be included in Governor Tina Kotek’s Executive Order on Homelessness. The editorial information was cherry-picked and taken out of context to promote an agenda, and cast doubt on the Board’s honesty and transparency. The Board’s response should explain that Benton already has a structure and organization for work on homelessness, and does not need an emergency operations structure to do this work. Augerot felt this was a personal

attack on her credibility and values, and asked if she should reply individually, or if the Board should. Augerot also resented the editorial's link to the bond measure, which implied that the County could have used Kotek's funding for the Homeless Navigation Center. In fact, the Executive Order funding has conditions, and ongoing projects were not to be included, which is where County activities fall. The Board is committed to using every resource available to support homelessness services.

Grogan recommended that the Board respond with an "As I See It" editorial.

Malone concurred. The response should include work the County is currently doing, such as the Home, Opportunity, Planning & Equity (HOPE) effort and securing \$1 million from House Bill (HB) 4123. Benton is one of only eight local governments in Oregon to receive that funding. Malone disliked the editorial pitting one county against another with respect to a common problem. The editorial ignored that Benton collaborates regularly with Linn and Lincoln Counties. Characterizing this as a win/lose situation was inaccurate and not helpful. Malone would like to keep the response positive, discussing the Board's goals if the bond measure passes. The Board is working hard to be transparent and communicative.

Grogan concurred that the response should include examples and express appreciation for partnerships with Linn County.

Wyse agreed that the Board should respond. The response should be professional, factual, and to the point. Powers wrote a good quality story detailing the facts. Wyse had a hard time taking the editorial seriously because it was not factual or professional. However, it was not fair for the *GT* to call out Augerot; this was a unanimous decision by the Board. While there is a tendency to focus on what *GT* staff did wrong, Wyse asked if there was anything the County could have done differently. At the meeting where the decision was made, it might have been helpful for staff to explain the recommendation in person. Because Augerot collected the staff information, the public may have thought the recommendation only came from Augerot, whereas considerable staff work and collaboration was involved.

Augerot noted the decision was made in a very fluid environment, with information coming daily from the State. Linn County opted in at the request of one of its cities. Benton polled its cities, which did not express interest in participating.

Wyse commented the editorial was right that finding funding for this issue is difficult, but the Board has demonstrated that it takes the issue seriously and has invested a great deal of effort.

Hoffman noted that to meet the State's deadline for inclusion, Benton would have had to partner with an included county and rapidly agree to a large regional approach, which might not have worked best for this community. Benton already has a strategy via HB 4123. The Executive Order option was not as favorable, with no guarantee of funding.

Augerot added there is no funding above a share of the \$26.1 million for the Rural Oregon Continuum of Care, according to Pegge McGuire, Community Services Consortium. The main difference is receiving technical assistance from Oregon Emergency Management and Oregon Housing & Community services to put together a collaborative approach and emergency plan.

Grogan emphasized that the response needs to be concise and digestible for the public, objective and factual.

Augerot agreed with Malone to focus on the infrastructure that Benton is already developing with the HOPE Advisory Board and the City of Corvallis, and on collaborative work with community partners. The Board has raised and applied much additional funding, including Coronavirus Aid, Relief, and Economic Security Act funds, American Rescue Plan Act funds, and Project Turnkey 1.0 success. Benton has been awarded a Turnkey 2.0 project.

Wyse advised keeping the response as condensed and direct as possible. The Board unanimously made this decision; provide the reasons and explain that Benton County determined that joining the Executive Order would not be beneficial. Showcase work and partnerships to date and the vision moving forward. The Board has many accomplishments at this point.

Malone agreed the response should emphasize how the Board wants to build upon its positive accomplishments.

In the interest of timeliness, Augerot recommended that staff write a draft that the Board can review and comment on. Wyse and Malone concurred

Grogan to find out the deadline for “As I See It” submissions. Maximum word count is 600 words. The County can share a version of the response in other media beyond the *GT*.

The Board agreed with this approach.

Grogan asked if the Board and staff would like to meet with the *GT* editor, Powers, and the *GT* editorial board.

Augerot noted that in the past, quarterly BOC meetings with the editorial board and monthly meetings with the editor were productive and kept the *GT* apprised of County activities.

Grogan to coordinate.

Counsel asked whom the response would come from.

The Commissioners stated the response should be from the Board as a whole.

**9. Adjournment**

Chair Malone adjourned the meeting at 3:29 p.m.

DocuSigned by:  
*Pat Malone*  
05666320C1A2400...  
Pat Malone, Chair

DocuSigned by:  
*Erika Milo*  
C7429A6070FD4C7...  
Erika Milo, Recorder

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



**Board of Commissioners**  
 Office: (541) 766-6800  
 Fax: (541) 766-6893  
 4500 SW Research Way  
 Corvallis, OR 97330  
 co.benton.or.us

## AGENDA (REVISION 2)

*(Chair May Alter the Agenda)*

### BENTON COUNTY BOARD OF COMMISSIONERS INFORMATION SHARING MEETING Tuesday, April 25, 2023, 9 AM

How to Participate in the Board of Commissioners Meeting		
In-Person	Zoom Video	Zoom Phone Audio
Kalapuya Building 4500 SW Research Way Corvallis, OR 97333	<a href="#">Click for Zoom link</a>	Dial 1(253) 215-8782
	Zoom Meeting ID: 882 9835 4887	
	Zoom Passcode: 539817	

#### 1. Opening

- 1.1 Call to Order
- 1.2 Introductions
- 1.3 Announcements

#### 2. Review and Approve Agenda

#### 3. 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.*

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### BUSINESS MEETING

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#### 4. Consent Calendar

- 4.1 In the Matter of Appointment to the Linn-Benton Housing Authority, Order #D2023-043: Dan Rayfield

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*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.

## 5. New Business

5.1 Board of Commissioners Letter of Support for Justice Reinvestment Grant FY 2023-25 –  
*Sheriff Jef Van Arsdall, Captain Justin Carley; Benton County Sheriff's Office*

**5.2 Letter to Corvallis City Manager Mark Shepard, Regarding the Justice System  
Improvement Program – Benton County Commissioners**

## 6. Departmental Reports and Requests

6.1 Approval of Amendment 10 to Intergovernmental Agreement #5264 between the State of Oregon, Linn County, and Benton County for Detention Unit Use at the Oak Creek Youth Correctional Facility – *Matt Wetherell, Juvenile Director*

## 7. Information Sharing: (If time permits the following section will be heard)

7.1 Pat Malone, Chair

7.2 Xanthippe Augerot, Vice Chair

7.3 Nancy Wyse, Commissioner

7.4 Suzanne Hoffman, Interim County Administrator

## 8. 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."

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# CONSENT CALENDAR

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

**In the Matter of a Retroactive** )  
**Appointment to the LINN-BENTON** ) **ORDER No. D2023-043**  
**HOUSING AUTHORITY** )

THE ABOVE ENTITLED MATTER COMING NOW FOR THE CONSIDERATION OF THE BOARD AND,

IT APPEARING TO THE BOARD

WHEREAS, Position 3, for the term beginning January 1, 2023 and expiring December 31, 2027 is hereby retroactive January 1, 2023.

THAT the following qualified and knowledgeable individual has indicated a willingness to serve on this committee:

<u>Name</u>	<u>Term &amp; Position</u>
Dan Rayfield	Begins: 01/01/23 Expires: 12/31/27 Position: 3

NOW, THEREFORE, IT IS HEREBY ORDERED that the above individual is hereby appointed to the Linn-Benton Housing Authority.

Adopted this 25<sup>th</sup> day of April, 2023.

Signed this 25<sup>th</sup> day of April, 2023.

BENTON COUNTY BOARD OF COMMISSIONERS

\_\_\_\_\_  
Pat Malone, Chair

\_\_\_\_\_  
Xanthippe Augerot, Vice Chair

\_\_\_\_\_  
Nancy Wyse, Commissioner

**BENTON COUNTY  
LINN-BENTON HOUSING AUTHORITY  
(LBHA)**

<u>POSITION</u>	<u>NAME/ADDRESS</u>	<u>TERM</u>	<u>APPOINTED</u>
1 Benton County	Steve Michaels	Begin: 01/01/21 Expire: 12/31/24	5/22/12
2 Benton County	Frederick Edwards	3rd Term Begin: 01/01/22 Expire: 12/31/25	09/06/22
3 Benton County	Dan Rayfield	Partial Term Begin: 01/01/23 Expire: 12/31/27	01/11/11 04/25/23 reappt'd
4 Benton County	Ryan McCambridge	3 <sup>rd</sup> Term Begin: 01/01/19 Expire: 12/31/23	1/19/16
5 Linn County	Patrick Starnes	2 <sup>nd</sup> Term Begin: 01/01/22 Expire: 12/31/24	08/09/22
6 Linn County	Richard (Dick) Knowles	1 <sup>st</sup> Term Begin: 01/01/21 Expire: 12/31/25	06/05
7 Linn County	Richard (Rich) Catlin II	5 <sup>th</sup> Term Begin: 1/1/2019 Expire: 12/31/2022	3/2019
8 Linn County	VACANT	1 <sup>st</sup> Term Begin: 01/01/19 Expire: 12/31/23	05/16/12
9 Appointed by other eight members (Tenant)	Janie Tebeau	3 <sup>rd</sup> Term Begin: 1/01/2020 Expire: 12/31/24	4/16/2019

**STAFF:** Donna Holt, Executive Director, 541-926-4497 x220 – [donna@l-bha.org](mailto:donna@l-bha.org)

**RECORDER:** Leesa Scheele, 541-926-4497 x250 – [leesa@l-bha.org](mailto:leesa@l-bha.org)

**TERMS:** 4 years

**MEMBERS:** Four appointed each by Benton County and Linn County Boards of Commissioners and ninth member appointed by other eight members. At least one member shall be tenant of the Authority (receiving housing aid)

**MEETS:** Third Tuesday every month, 6:00 p.m.

Linn-Benton Housing Authority  
1250 SW Queen Avenue  
Albany, OR 97322  
W: 541-926-4497  
F: 541-926-3589  
E: [mail@l-bha.org](mailto:mail@l-bha.org)

# **NEW BUSINESS**

## BOC Agenda Checklist Master

## Agenda Placement and Contacts

**Suggested Agenda Date** 04/25/23

View [Agenda Tracker](#)

**Suggested Placement \*** BOC Tuesday Meeting

**Department \*** Sheriff's Office

**Contact Name \*** Dawn Dale

**Phone Extension \*** 6884

**Meeting Attendee Name \*** Justin Carley, Sheriff Jef Van Arsdall

Agenda Item Details 

**Item Title \*** Board of Commissioners Letter of Support for Justice Reinvestment Grant FY 2023-25

**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 Benton County Sheriff's Office will be applying for the Justice Reinvestment Program Grant for the FY 2023-25. The purpose of the Justice Reinvestment Program (JRP) is to provide funding for counties to plan, implement, and expand initiatives that establish a process to assess individuals and provide a continuum of community-based sanctions, services, and programs designed to reduce recidivism and state prison usage while protecting public safety and holding individuals accountable. The JRP is part of Oregon's Justice Reinvestment Initiative, a proactive approach to effectively spend resources in the state's criminal justice system. Under the justice reinvestment model, prison growth is limited, and a portion of the avoided operational prison costs are reinvested in the state's local public safety systems.

The program goals and Priorities are to reduce recidivism through evidence-based practices while protecting public safety and holding individuals accountable and decreasing prison utilization for property, drug, and driving offenses while protecting public safety and holding individuals accountable.

Benton County Sheriff's Office has applied for and been awarded this grant since 2015. As part of the preliminary application process, as required by OAR 213-060-0050(2), the application must be submitted by the Local Public Safety Coordinating Council (LPSCC) and include proof of approval by the county governing body. That proof must come as a letter of support signed by the Benton County Board of Commissioners.

The Benton County Sheriff's Office will apply for funding to support approved community-based programs as defined in OAR 213-060-0030. We will be applying for three different programs: Pretrial, Community-Based, and Transitional. Funding will be used to support personnel and housing cost within those programs. Ten percent of the total funding will be awarded to community-based nonprofit organizations that provide services for larger evaluations, and three percent of the total funding will be used to evaluate funded programs as a requirement of JRP.

**Options \***

- 1) Approve the Letter of Support
- 2) Modify and approve
- 3) Do not approve

**Fiscal Impact \***

- Yes  
 No

**Fiscal Impact Description \***

The grant award amount is based on a formula determined by state law. The amount has not been announced yet.

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.

213-060-0050  
Grant Applications  
(2) Each county may submit only one application for a justice reinvestment grant to fund one or more community-based programs. The application must be submitted by the local public safety coordinating council and include proof of approval by the county governing body.

213-060-0030  
Definitions  
(1) "Commission" means the Oregon Criminal Justice Commission.  
(2) "Community-based programs" includes:  
(a) Work release programs;  
(b) Structured, transitional leave programs;  
(c) Evidence-based programs designed to reduce recidivism that include the balanced administration of sanctions, supervision and treatment;  
(d) Administering a reentry court under Section 29, Chapter 649, 2013 Oregon Laws;  
(e) Specialty courts aimed at medium-risk and high-risk offenders; and  
(f) Evidence-based policing strategies.  
(3) "County" includes a regional collection of counties.  
(4) "Grant Review Committee" means the Justice Reinvestment Grant Review Committee established under Section 53, Chapter 649, 2013 Oregon Laws.  
(5) "Program" means a program that is cost-effective as defined in ORS 182.515(2) that is an evidence based program as defined in ORS 182.515(3), that is a program as defined in ORS 182.515(4), and that utilizes scientifically based research as defined in ORS 182.515(5).  
(6) "Recidivism" has the meaning provided in ORS 423.557(1)(a).  
(7) "Trauma informed services" means providing the foundation for a basic understanding of the psychological, neurological, biological, and social impact that trauma and violence have on individuals, while incorporating proven practices into current operations to deliver services that acknowledge the role that violence and victimization play in their lives.  
(8) "Evaluations" means an assessment or study of sanctions, services, or programs funded in whole or in part by Justice Reinvestment Grant funds. This includes assessments of alignment with evidence-based practices; studies such as randomized controlled trials; quasi-experimental studies; and similar process and outcome methods, models, and approaches.

### 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 \***

JRP establishes a process to assess populations served; serve individuals charged with or convicted of property, drug, or driving offenses; consider and accept short-term transitional leave candidates as appropriate; provide assistance to clients enrolling in the Oregon Health Plan; and work towards imbedding equity throughout the county's criminal justice system.

**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 goals of the JRP is to reducing recidivism through evidence-based practices while protecting public safety and holding individuals accountable and decreasing prison utilization for property, drug, and driving offenses while protecting public safety and holding individuals accountable.

## Recommendations and Motions

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### Item Recommendations and Motions

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**Staff Recommendations\*** It is respectfully recommended that the Board of Commissioners approve and submit a letter of support for the Benton County Sheriff's Office Justice Reinvestment Program Preliminary Application.

**Meeting Motions\*** I move to ...  
.... approve the letter of support from the Benton County Board of Commissioners for the Preliminary Application from the Benton County Sheriff's Office for the Justice Reinvestment Grant Program for FY 2023-25

## Attachments, Comments, and Submission

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### Item Comments and Attachments

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**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.

BOC LETTER OF SUPPORT2.docx 63.17KB

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

**Department Approver** JEFRI VANARSDALL

# BOC Initial Approval

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**Approvals Required**  Counsel  
 Finance  
 HR

**Counsel Approver** VANCE CRONEY

**County Administrator Approver** SUZANNE HOFFMAN

**Comments**

1.

## Department Approval

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Comments

Signature

*Jef Van Ardall*

2.

## Counsel Approval

---

Comments

Signature

*Vance H. Cooney*

2.

## County Administrator Approval

---

Comments

Signature

*Suzanne Hoffman*

3.

## BOC Final Approval

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Comments

Signature

*Amarda Makepeace*



**Board of Commissioners**

Office: (541) 766-6800  
Fax: (541) 766-6893

4500 SW Research Way  
P. O. Box 3020  
Corvallis, OR 97339

[co.benton.or.us](http://co.benton.or.us)

April 25, 2023

Ken Sanchagrin, Executive Director  
Oregon Criminal Justice Commission  
885 Summer Street NE  
Salem, OR 97221

Dear Director Sanchagrin,

The Benton County Board of Commissioners is pleased to support the Benton County Sheriff's Office in securing funding through the Justice Reinvestment (JRP) program for the FY 2023-25 biennium.

Our Board fully supports the Criminal Justice Commission's goals to provide a balance of treatment and accountability and maintain Benton County's low utilization of Department of Corrections incarceration while maintaining public safety and offender accountability.

We support the ongoing programs; Pretrial Services, Community Based, and Transitional Housing. Our Pretrial Services continues to evolve by having two dedicated full-time equivalent employees who continue to add services to oversee pretrial releases, ensuring their compliance with the ordered conditions of releases and ensuring they are connected with resources in the community to aid further and assist in their compliance.

Our Parole & Probation will continue their evidence-based cognitive behavioral programs; and through our Transitional Program, we will continue to offer individuals short-term financial assistance for housing to ensure a smooth transition from custody to the community.

Thank you for considering our Justice Reinvestment grant proposal.

Pat Malone  
Chair

Xanthippe Augerot  
Commissioner

Nancy Wyse  
Commissioner



**Board of Commissioners**

Office: (541) 766-6800  
Fax: (541) 766-6893

4500 SW Research Way  
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Corvallis, OR 97339

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April 25, 2023

**REVISION 1**

City Manager Mark Shepard  
City of Corvallis  
501 SW Madison Avenue  
Corvallis, Oregon 97333

**Re: Justice System Improvement Program Update**

Dear City Manager Shepard:

Benton County is grateful for the City of Corvallis' collaboration on the Justice System Improvement Program (JSIP). We believe we share a common desire to address safety, mental health, and homelessness challenges in our community. As all facilities contemplated under JSIP will be located in Corvallis, we are encouraged by the strong partnership that exists between the County and City and wish to strengthen the relationship. We deeply appreciate the Council's formal support of proposed Measure 2-140 on the May 2023 ballot. Support from your staff has been tremendous.

This letter is intended to provide an update on JSIP and Measure 2-140, including details about cost assumptions and allocations, the proposed investment in a homelessness navigation center, and our efforts to provide opportunities for public engagement and transparency throughout the planning process.

As you know, JSIP is a multiyear project that began in 2018 with a detailed assessment of the justice and justice-care system. The assessment identified deficiencies and opportunities to improve safety, accountability, and treatment. Its goal is to build an equitable, effective, and safe justice system for all Benton County residents.

Equipped with assessment findings, a technical advisory group comprised of County staff, subject-matter experts, staff representatives from the City of Corvallis, community stakeholders, and design/engineering firm DLR Group met from November 2020 through

City Manager Mark Shepard

**Re: JSIP Update**

April 25, 2023

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**REVISION 1**

June 2021 to develop an implementation strategy. Additionally, a community-based JSIP Community Advisory Committee was formed in 2020 and was a key link to the broader community, providing input and feedback on the evolving conceptual designs and bond planning. The committee included a diverse collection of community members from across the County. The committee met from December 2020 to June 2021 and began meeting again in July 2022 through January 2023. We are grateful for the hundreds of hours involved in these and other meetings and believe our thoughtful public engagement has informed decisions reflecting a broad set of stakeholder interests and concerns.

#### **JSIP Projects Underway (and not bond dependent)**

JSIP includes both new programs and new facilities. Some programs and facilities are already underway; others depend on passage of Measure 2-140. Elements of JSIP funded and already underway include the following:

- CORE (Crisis Outreach Response and Engagement) – a successful partnership with Benton County Behavioral Health and the Corvallis Police Department. The CORE team responds to service calls related to mental health crisis resulting in more people getting supportive mental health resources and getting connected to resources.
- The Benton County Crisis Center in downtown Corvallis – fully funded with state and federal funding. Construction is scheduled to begin later this spring.
- Hosted by the Corvallis Police Department, **Benton County Sheriff's Department, and others**, training opportunities have been provided to local and regional law enforcement in Crisis Response Intervention Training (CRIT) and I/DD (Intellectual and Developmental Disabilities) training to better support individuals experiencing a mental health crisis or individuals with an intellectual or developmental disability.
- The selection and acquisition of the Community Safety and Justice Campus, located just north of downtown adjacent to the Corvallis Public Works complex. The site has adequate space for co-located facilities and future expansion.
- The new courthouse and District Attorney's Office – fully funded with County borrowing and state matching funds for the courthouse. Construction is scheduled to begin this summer.



City Manager Mark Shepard

**Re: JSIP Update**

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**REVISION 1**

### **Facilities included in Bond Measure 2-140**

Measure 2-140 is for proposed new facilities to address community safety, mental health, and homelessness. Facilities include a co-located Sheriff's Office, Emergency Operations Center, and correctional facility on the new Community Safety and Justice Campus; renovations to the County's Sunset Building to expand capacity for mental health services in the Children and Family program; and an investment in a proposed homelessness services and housing navigation center.

### **JSIP Cost Allocations**

As good governance requires, the County has taken a conservative approach to estimating project and financing costs associated with JSIP facilities, including facilities that are underway (Phase I) and facilities proposed in Measure 2-140 (Phase II). Cost allocations for JSIP facilities are based on third-party estimates from DLR Group, which provide a framework for early planning and decision making.

The nation is experiencing unprecedented construction cost escalation. According to the Association of General Contractors' December 2022 edition of its Construction Inflation Alert, the index for a wide range of construction inputs reached a record-high annual rate of 24% in June 2021. Year-over-year increases remained at or above 20% from May 2021 through April 2022 and were 11.2% for October 2021 to October 2022. JSIP facilities, underway and proposed, are not immune from the cost escalation; but the County will have to design and construct the facilities within adopted budgets. Known impacts are as follows:

- Cost estimates for Phase I facilities, including the courthouse and District Attorney's office, were provided almost a year ago. More recent estimates indicate project costs have increased about 10%. The Oregon Judicial Department will cover some of the increase, as it is covering half of the courthouse project cost through a grant from the state. The project team will complete the facilities with available funds; some rescoping of the courthouse and District Attorney's office may be necessary.
- Cost estimates for Phase II facilities are those included in the bond measure. The estimates were originally provided in November 2022 and re-confirmed recently. They are conservative estimates and include allowances for anticipated construction cost escalation through project completion. DLR Group has indicated the estimates

City Manager Mark Shepard

**Re: JSIP Update**

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**REVISION 1**

are sound, and no scope adjustments are anticipated at this time based on the information and costing outlook available today.

- The County shared total JSIP cost allocations in January and February 2023 of \$184.6 million and \$195.8 million respectively. The difference is unrelated to construction cost escalation. As reported by the Corvallis Gazette-Times on April 5, 2023, the two allocations differ by the County's additional legislative ask of \$11.2 million, which was not finalized until February. The majority of the additional \$11.2 million ask – \$10.2 million – is funding necessary to complete the housing and homelessness navigation center. The County's original allocation of \$184.6 million included a legislative ask of \$4 million for the proposed Emergency Operations Center; the County is prepared to backstop the \$4 million request in the event it is not approved. In its April 5 article, the Gazette-Times correctly referenced a total legislative ask of \$15.2 million, which is a combination of \$4 million for the Emergency Operations Center, finalized in January, plus the additional \$11.2 million request that was not finalized until February.

### **Details about the Homelessness Services Housing and Navigation Center**

Benton County is grateful for its partners – the City of Corvallis and Community Services Consortium – in supporting a coordinated response to homelessness. Two statistically valid surveys conducted in 2022 confirmed addressing homelessness was the top priority in our community. The Home, Opportunity, Planning and Equity (HOPE) Advisory Board, a joint effort between Benton County and the City of Corvallis to facilitate a comprehensive and coordinated response to homelessness, advanced 12 priority recommendations. The 12 recommendations were accepted by the Benton County Board of Commissioners and Corvallis City Council in 2021 and included establishing a homelessness services housing and navigation “resource” center.

- Based on data showing increased need for services, and multiple public surveys showing community support for this type of investment, Benton County pursued a partnership with the Corvallis Daytime Drop-in Center (CDDC) and State of Oregon to create a plan to build the facility.
- As envisioned by CDDC, the homelessness services housing and navigation center would serve the community more effectively and is anticipated to primarily serve people from Benton County. It would also serve people from Linn and Lincoln

City Manager Mark Shepard

**Re: JSIP Update**

April 25, 2023

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**REVISION 1**

Counties, often by connecting them with services in their home areas. Independent providers anticipated in the navigation center, such as the Samaritan Health/ InterCommunity Health Network Coordinated Care Organization and Community Services Consortium, are already organized to provide regional services.

- This facility is envisioned to help people build pathways out of homelessness. It would be a low-barrier, non-congregate emergency shelter open seven days per week, as well as a resource center providing one-stop access to service providers and basic needs support.
- The overall estimate for this project is \$14.2 million. The proposed bond measure includes up to \$3 million for the project. An additional \$1 million would be secured by CDDC through private donations. Working in collaboration with the Corvallis Daytime Drop-in Center, the County recently requested \$10.2 million of state funds for the proposed facility. This is the top item on the County's legislative agenda, and feedback from legislative leaders has generally been favorable to the proposal. An investment from the City of Corvallis would make the proposal to the legislature even stronger.

### **Community Engagement and Transparency**

The public participation process for JSIP has been robust, and the County has received a wide range of comments and perspectives. The County launched a new website ([www.bentoncountyjustice.org](http://www.bentoncountyjustice.org)) to provide easy access to information leading up to the final determination of elements of the proposed bond measure. When the bond measure was filed in February, the website was – and continues to be – updated with information that has been reviewed by the Secretary of State for impartiality.

County elected officials and staff have worked to engage and inform the community in the following ways:

- Regular updates in the monthly Benton County e-Newsletter and on the County's social media channels including Nextdoor, Facebook, and Instagram.
- Prior to September 2021, the County conducted 26 speaking engagements and small-group conversations with 300-plus attendees and two virtual community meetings with 79 and 100 attendees respectively.

City Manager Mark Shepard

**Re: JSIP Update**

April 25, 2023

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**REVISION 1**

- The County invested in two statistically valid community surveys of County residents to better understand voter priorities related to community safety and mental health.
- Since September 2021 and prior to filing for the bond measure, another 23 presentations with 376 attendees and two in-person community meetings and an open house were held with 74, 75, and 200-plus people in attendance respectively.
- As a standard practice, the County invites the public to participate in public meetings, either in-person or virtually. Additionally, Board of Commissioners agendas, meeting minutes, packets, and meeting audio and video are regularly posted to the County website, providing the community easy access and visibility to the Commissioners' decision-making process.

We are grateful for the many ways we have been informed by the public and believe the ideas and concerns raised by our stakeholders are directly reflected in our facilities and programming priorities for JSIP.

Thank you, again, for your continued partnership and commitment to our shared goals as we work to address safety, mental health, and homelessness across our community.

Sincerely,

BENTON COUNTY BOARD OF COMMISSIONERS

Pat Malone  
Chair

Xanthippe Augerot  
Vice Chair

Nancy Wyse  
Commissioner

BOC/mjk

c: The Honorable Mayor and Councilmembers, City of Corvallis

# **DEPARTMENTAL REPORTS AND REQUESTS**

## BOC Agenda Checklist Master

### Agenda Placement and Contacts

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**Suggested Agenda Date** 04/25/23

View [Agenda Tracker](#)

**Suggested Placement \*** BOC Tuesday Meeting

**Department \*** Juvenile

**Contact Name \*** Matt Wetherell

**Phone Extension \*** 6064

**Meeting Attendee Name \*** Matt Wetherell

### Agenda Item Details

**Item Title \*** Approval of Amendment 10 to the Intergovernmental Agreement #5264 between the State of Oregon, Linn County, and Benton County for Detention Unit Use at the Oak Creek Youth Correctional Facility

**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 \*** 5 minutes

**Board/Committee Involvement \***  Yes  
 No

**Advertisement\***

Yes

No

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## Issues and Fiscal Impact

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### Item Issues and Description

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**Identified Salient Issues\***

This matter comes before the Board to approve Amendment 10 to Intergovernmental Agreement (IGA) #5624 between Benton County, Linn County and the State of Oregon (Oregon Youth Authority), which provides for use of detention space within the Oak Creek Youth Correctional Facility by Linn and Benton Counties (Linn-Benton Juvenile Detention Center). Amendment 10 extends the IGA's original expiration date of December 31, 2022 to August 31, 2023 to provide additional time to finalize the new IGA.

**Options\***

1. Approve Amendment 10 to Intergovernmental Agreement #5624
2. Do not approve Amendment 10 to Intergovernmental Agreement #5624

**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\*** Public Safety

- 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\*** Maintaining beds at the Linn-Benton Juvenile Detention Center for the placement of Benton County juveniles engaging in delinquent activity provides community safety through an immediate intervention to behaviors contrary to community safety.

## Recommendations and Motions

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### Item Recommendations and Motions

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**Staff Recommendations\*** Staff recommends approval of Amendment 10 to Intergovernmental Agreement #5624 for use of detention space within the Oak Creek Youth Correctional Facility by Linn and Benton Counties (Linn-Benton Juvenile Detention Center).

**Meeting Motions\*** I move to ...  
...approve Amendment 10 to Intergovernmental Agreement #5624 for use of detention space within the Oak Creek Youth Correctional Facility by Linn and Benton Counties (Linn-Benton Juvenile Detention Center).

## Item Comments and Attachments

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### **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.

5264jLinnBentonDetentionTimeOnlyEff01012023.p... 202.93KB

**Comments (optional)** If you have any questions, please call ext. 6064.

If you have any questions, please call ext.6800

**Department  
Approver**

MATT WETHERELL

## Department Approval

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**Comments**

This has been addressed a number of times, we are finally at a point where we can begin to renew the contract for the detention facility with the Oregon Youth Authority. I am happy to appear in person to address any concerns the board may have.

**Signature**



MATT WETZEL

1.

Department Approval

---

Comments

Signature

*MATT WETHELELL*

2.

Counsel Approval

---

Comments

Signature

*Vance H. Choney*

3.

Finance Approval

---

Comments

Signature

*Rick Crager*

4.

County Administrator Approval

---

Comments

Signature

*Suzanne Hoffman*

5.

BOC Final Approval

---

Comments

Signature

*Amara Makepeace*

**AMENDMENT TO  
INTERGOVERNMENTAL AGREEMENT  
Linn-Benton Detention Unit at Oak Creek**



Agreement #5264j

1. This is Amendment No. 10 to Agreement #5264 dated March 15, 2003, between the State of Oregon, acting by and through its **Oregon Youth Authority** ("Agency" or "OYA"), and **Linn County Board of Commissioners** ("Linn County") and **Benton County Board of Commissioners** ("Benton County"), each a "Party" and, together, the "Parties."
2. **Recital.** Agency has been working on creating a new Agreement that will modernize, simplify, and supersede this current Agreement #5264. The Parties have completed significant draft work but final review and approval processes will require additional time to complete. In order to allow necessary drafting, review and approvals, the Parties wish to amend this Agreement for an additional six (6) month term.
3. The Agreement is hereby amended as follows effective January 1, 2023: New Language is indicated by **bolding and underlining** and deleted language is indicated by **bolding and striking** unless a section is replaced in its entirety:
  - a. Amend Agreement document, Section 3, titled Article III – Term and Early Termination, Subsection 3.1 only, as follows:

3.1. **Term.** This agreement shall become effective on the later of (1) March 15, 2003, or (ii) the date this agreement has been signed by every party hereto and when all necessary approvals have been obtained. Unless terminated or extended, this agreement shall expire on ~~12/31/2022~~ **8/31/2023** ("Expiration Date"). This agreement is subject to termination prior to the Expiration Date under the circumstances described in Sections 3.2, 3.3, 3.4, 3.5, 6, 4, 11.1 and 12.2.
3. Except as expressly amended above, all other terms and conditions of the Agreement are still in full force and effect. Local Government certifies that the representations, warranties, and certifications contained in the Agreement are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

The Parties, by execution of this Agreement, hereby acknowledge that their signing representatives have read this Agreement, understand it, and agree to be bound by its terms and conditions.

**LOCAL GOVERNMENT:** Linn County

By: \_\_\_\_\_ Date: \_\_\_\_\_

Print Name and Title: \_\_\_\_\_

*Signatures Continued on Next Page*

**LOCAL GOVERNMENT:** Benton County

By: \_\_\_\_\_ Date: \_\_\_\_\_

Print Name and Title: \_\_\_\_\_

**AGENCY:** State of Oregon, acting by and through its Oregon Youth Authority

By: \_\_\_\_\_ Date: \_\_\_\_\_

Name:

**ATTORNEY GENERAL:** Approved for legal sufficiency

By: Exempt per OAR 137-045-0050 \_\_\_\_\_ Date: \_\_\_\_\_

Name:

**PROCUREMENT UNIT:** Reviewed by Contract Specialist

By: \_\_\_\_\_ Date: \_\_\_\_\_

Name: Susanna Ramus