

MINUTES FOR THE  
BOARD OF COMMISSIONERS  
STATE OF OREGON, COUNTY OF JACKSON  
REGULAR MEETING HELD ON  
NOVEMBER 24, 2021

The Board of Commissioners' Regular Meeting was opened by Commissioner Rick Dyer on Wednesday, November 24, 2021, at 9:32 a.m. by videoconference. Those participating were:

Rick Dyer, Chair  
Dave Dotterrer, Commissioner  
Colleen Roberts, Commissioner  
Danny Jordan, County Administrator  
Joel Benton, County Counsel  
J Domis, Deputy Director, Roads and Parks Department  
Mike Kuntz, County Engineer, Roads and Parks Department  
Alycia Hartley, Recording Secretary  
Members of the Public and Press

Commissioner Dotterrer led the Pledge of Allegiance.

*10.00 Request for and Discussion of Non-Agenda Items (5-Minute Limit)*

No one wished to speak.

*20.00 Consent Calendar*

*20.01 Minutes of Meetings*

*BoC Work Session, November 2, 2021, and November 9, 2021*

*BoC Regular Meeting, November 3, 2021, and November 10, 2021*

*BoC Staff Meeting, November 4, 2021*

**Commissioner Dotterrer made a motion to approve the Consent Calendar as presented. Commissioner Roberts seconded the motion. Those who voted aye: Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer. Motion passed.**

**Following the motion and roll call vote, Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer each authorized the use of his/her electronic signature on the minutes presented, pursuant to Order No. 1-21.**

*30.00 Public Hearings*

*30.01 Public Hearing and Order for the Transfer of Jurisdiction of Portions of Clay Street and Paradise Lane to the City of Ashland. Order No. 212-21*

Commissioner Dyer read the Order by title. Mr. Jordan explained that Jackson County has jurisdiction over the following three portions of roads within the City of Ashland (City): Clay Street (Siskiyou Boulevard to 300' north of Takelma Way), Clay Street (1,450' south

of Oregon Highway 99 to 2,190' south of Oregon Highway 99), and Paradise Lane (Peachy Lane to 555' south). An Intergovernmental Agreement between the City and Jackson County for the improvement and jurisdictional transfer of portions of Clay Street and Paradise Lane was executed on April 16, 2020 (Agreement). The City has requested this transfer of jurisdiction through Ashland City Council Resolution No. 20-17. The County has completed the double chip and fog seal as required by Subsection 2.B.i of the Agreement. The City initiated this transfer of jurisdiction to ensure that these portions of the roads are included in the City's Street Improvement Program.

Oregon Revised Statute (ORS) 373.270 permits the jurisdiction over county roads to be transferred to a city. Pursuant to (ORS) 373.270(4), the Board of Commissioners of Jackson County will hold a public hearing on November 24, 2021, to consider any objections or testimony offered by any person interested in this transfer of jurisdiction, and to determine whether the surrender of jurisdiction is necessary, expedient, or in the best interest of the County. Pursuant to ORS 373.270(2)(a), nine notices of the public hearing were posted; eight of which were within the City limits as described in the Affidavit of Posting.

It is recommended that the public hearing be held. Following the public hearing, should the Board of Commissioners find that the proposed jurisdictional transfer is acceptable, approval of the Board Order will implement that action and the effective date of the transfer will be the date of the Board Order.

Mr. Domis shared a presentation (*Submission No. 1*) providing background information and additional details on the jurisdictional transfer. He also referenced comments that the Roads and Parks Department has received and responded to from residents along these sections of roads. Mr. Jordan provided additional information on how this transfer would better serve the residents of the City of Ashland on these sections of roads. He explained that cities collect Systems Development Charges, but expect the County to maintain roads within those cities. It has been the directive to try and incentivize cities to make these jurisdictional transfers when possible. Commissioner Roberts asked if there has been any vocalized opposition to the transfer. Mr. Kuntz and Mr. Domis answered that there had not been. There were clarifying questions asked throughout the grant process, but the public was satisfied when their questions were answered. Mr. Jordan noted one comment received by the Board, not as part of the public record, that was in opposition due to the damaged road deterring fast drivers. Commissioner Roberts expressed appreciation for the outreach and communication that was completed throughout this process.

Prior to the public hearing, Mr. Benton read Section 213.07, Rules for the Conduct of Public Hearings, of the Codified Ordinances of Jackson County.

Commissioner Dyer opened the public hearing at 9:49 a.m.

Eric Strong, Ashland, said that he lives on a portion of Clay Street that is within the County, and it was recently paved which increases traffic. He has concerns of what his responsibilities may be if the City wants to improve the road further after this transfer.

No one else wished to speak.

Commissioner Dyer closed the public hearing at 9:52 a.m.

Mr. Domis responded to Mr. Strong's question and explained that, as this is a cross-jurisdictional road, this action would transfer the road itself to the City of Ashland. They would then take the lead on any future improvements and he cannot speak for the City on their long-term plans. He noted that this section of road was chip-sealed as part of the jurisdictional transfer. He encouraged Mr. Strong to contact the City of Ashland for information on future development. Mr. Jordan and Mr. Benton provided additional information on potential scenarios that could take place with regard to the road. Commissioner Dyer noted that this is a function of urbanization and growth, and a thoughtful and thorough process has been employed.

**Commissioner Roberts made a motion to approve Order No. 212-21 as read. Commissioner Dotterrer seconded the motion.**

The Board expressed appreciation for the outreach to citizens and the presentation by staff.

**Those who voted aye: Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer. Motion passed.**

**Following the motion and roll call vote, Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer each authorized the use of his/her electronic signature on Order No. 212-21, pursuant to Order No. 1-21.**

40.00 Discussion/Deliberation

40.01 *Order Authorizing Airport Rescue Grant Agreement No. 3-41-0037-055-2022 With the United States of America, Federal Aviation Administration. Order No. 213-21*

Commissioner Dyer read the Order by title. Mr. Jordan explained that the Rogue Valley International-Medford Airport (Airport) is eligible for reimbursement of costs related to operations, personnel, cleaning, sanitization, janitorial services, combating the spread of pathogens, and debt service payments through the Federal Aviation Administration, Airport Rescue Plan.

**Commissioner Dotterrer made a motion to approve Order No. 213-21 as read. Commissioner Roberts seconded the motion. Those who voted aye: Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer. Motion passed.**

**Following the motion and roll call vote, Commissioner Dotterrer, Commissioner Roberts, and Commissioner Dyer each authorized the use of his/her electronic signature on Order No. 213-21, pursuant to Order No. 1-21.**

There being no further business, Commissioner Dyer adjourned the Regular Meeting at 10:01 a.m.

JACKSON COUNTY BOARD OF COMMISSIONERS

/s/ Rick Dyer  
Rick Dyer, Chair

/s/ Dave Dotterer  
Dave Dotterer, Commissioner

/s/ Colleen Roberts  
Colleen Roberts, Commissioner

/s/ Alycia Hartley  
Alycia Hartley, Recorder  
Approved on: 12/08/2021

*Due to the existing novel coronavirus (COVID-19) pandemic and the need to promote physical distancing, the Jackson County Board of Commissioners is conducting meetings through electronic and telephonic means. On January 5, 2021, the Board of Commissioners approved Order No. 1-21 authorizing the use of their electronic signatures on Ordinances, Orders, and other documents. Following the motion and roll call vote, Commissioners Dyer, Dotterer and Roberts authorized the use of his/her electronic signature on these minutes of November 24, 2021.*