



CITY OF SALEM LEGISLATIVE SUBCOMMITTEE

Si necesita ayuda para comprender esta información, por favor llame 503-588-6178

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LEGISLATIVE COMMITTEE

Members

Mayor Bennett, Chair
Councilor Tom Andersen
Councilor Chris Hoy
Councilor Jim Lewis

Staff

Justin Martin, Perseverance
Debra Aguilar (Police)
Courtney Knox Busch (City Manager's Office)
Tiffany Corbett (Information Technology)
Greg Hadley (Fire)
Jason Pulley (Public Works)
Jessica Blakely (Salem Housing Authority)
Josh Eggleston (Finance)
Eunice Kim (Community Development)
Sara Long (Urban Development)
Allison Pavelek (Human Resources)
Marcus Pitts (Human Resources)
Marc Weinstein (Legal)
Ryan Zink (Budget)

It is the City of Salem's policy to assure that no person shall be discriminated against on the grounds of race, religion, color, sex, marital status, familial status, national origin, age, mental or physical disability, sexual orientation, gender identity, and source of income, as provided by Salem Revised Code 97. The City also fully complies with Title VI of the Civil Rights Act of 1964, and Americans with Disabilities Act of 1990, and related statutes and regulations, in all programs and activities.

Declare potential or actual conflicts of interest prior to each item on the agenda.

MEETING AGENDA

February 19, 2021 11:00 AM - 12:00 PM
Virtual Meeting on Zoom Platform
Watch on City's YouTube Channel

1. Welcome and Call to Order
2. Legislative Session Update, Justin Martin
3. Priority Bills
4. Adjourn

Legislative Committee

Report Date: February 17, 2021

City of Salem

Bill Number	Position	Priority
HB 2004 INTRO	Support	1
Relating to housing. Directs Housing and Community Services Department to study issues relating to housing and report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2022. 2/17/2021 - HB 2004 is the vehicle for funding one of Salem's key priorities, amendment includes \$5,000,000 to the City of Salem for a navigation center.		
HB 2283 INTRO	Oppose	1
Relating to land division for residential development. Allows land division to separate dwelling units for new middle housing allowed in cities. 1/18/2021 - HB 2283 is nearly identical to SB 458. Would preempt local authority by requiring the City to approve land divisions for middle housing. It appears that approval would be required without going through the land division process; without having lots meet size, setbacks, and other standards; without ensuring access and utilities for each lot; and without having to submit anything for review. The bill is overly broad. While the bill encourages home ownership opportunities, there are a lot of technical issues that need to be addressed.		
HB 2307 INTRO	Watch	1
Relating to local standards to promote housing stability; declaring an emergency. Requires city with population of 200,000 or fewer to establish local standards to promote housing stability no later than July 1, 2023. 2/5/2021 - The summary of what I read would imply that we, HA, may end up being the regulating body for this local rent control. We would: <ol style="list-style-type: none">1. Approve rent increases over 10%2. Publish violators in the local newspaper3. Establish standard rents and maximum increases4. Consult with advisory group of tenants and landlords for decision making5. Review every 10 years6. Implement by July 2023 My concerns: <ol style="list-style-type: none">1. What funds are they providing the local jurisdictions to create a department specific to oversee this?. Would we have the capacity to oversee something like this?2. Have they considered all of the relationship building that HA's have done with landlords over the last decade? This bill would unravel that work by making us the regulatory body. We would essentially be the one who approves/denies. It may also potentially pose a conflict if we are setting the rents and paying the subsidies.		
HB 2398 INTRO	Support	1
Relating to building codes. Requires Director of Department of Consumer and Business Services to ensure that statewide Reach Code mandates achievement of not more than 90 percent of site energy use that other statewide residential and commercial building codes require. 1/18/2021 - Support / 1		

Legislative Committee

Report Date: February 17, 2021

City of Salem

Bill Number	Position	Priority
HB 2417 INTRO	Support	1
<p>Relating to crisis intervention resources; declaring an emergency.</p> <p>Requires Department of Human Services to administer program to provide matching grants to cities or counties to operate mobile crisis intervention teams.</p> <p>1/28/2021 - HB 2417 requires Oregon's Department of Human Services to provide matching grants to cities or counties for mobile crisis intervention teams. Establishing a mobile crisis response unit for people in crisis, as an alternative to direct City public safety response (such as Emergency Medical Support or Police) is a critical priority for Salem. For this bill, mobile crisis intervention is a two-person team consisting of a nurse or emergency medical services provider and a crisis worker (with specific credentials), relying on trauma-informed and de-escalation techniques to resolve conflicts, make welfare checks, address suicide threats, intervene in substance abuse situations and other non-emergency medical issues. As initially drafted, the grant pre-requisites include a sobering facility, at least one shelter facility for every 65,000 residents, and at least one crisis respite center. The grant source (\$10M) is ALSO available to help communities meet these pre-requisites. Matching grants would be available after July 1, 2021.</p>		
HB 2447 INTRO	Support	1
<p>Relating to the special assessment of historic property; prescribing an effective date.</p> <p>Extends sunset for program granting special assessment to historic property.</p> <p>1/19/2021 - HB 2447 would continue allowing historic properties in Salem to receive a lower tax assessment through 2028 (as opposed to 2022), which encourages their preservation. There are 18 properties, both residential and commercial, in Salem currently receive this special assessment.</p>		
HB 2488 INTRO	Watch	1
<p>Relating to addressing climate justice through land use planning; declaring an emergency.</p> <p>Requires Land Conservation and Development Commission to make changes to statewide land use planning goals by December 31, 2026, to address climate justice by addressing climate change adaptation and mitigation and environmental justice for disadvantaged communities.</p> <p>1/19/2021 - HB 2488 would require the City to update its Comprehensive Plan and land use regulations to comply with statewide planning goals that would be updated to address climate change and equity. The State would update the goals by December 2026, and the City would need to be in compliance within 90 days of the goals' adoption. The State would also set interim standards by July 2021 that would apply to City land use decisions until the City complied with the updated statewide planning goals. The bill aligns with the City's adopted policy statement to support the reduction of greenhouse gas emissions, but State funding, technical assistance, and a longer timeframe - more than 90 days - are needed to support local implementation. Changes required at the local level could be significant.</p>		
HB 2739 INTRO	Support	1
<p>Relating to utility ratepayer assistance.</p> <p>Establishes Public Drinking Water and Sewer Ratepayer Assistance Fund.</p> <p>2/1/2021 - Establishes Public Drinking Water and Sewer Ratepayer Assistance Fund. Directs Housing and Community Services Department to provide grants from moneys in fund to qualified organizations to distribute water and sewer bill payment assistance to low-income residential households. Could supplement the City's efforts to assist ratepayers who are unable to pay and face disconnection.</p>		
HB 3089 INTRO	Support	1
<p>Relating to utility ratepayer assistance.</p> <p>Establishes Public Drinking Water and Sewer Ratepayer Assistance Fund.</p> <p>2/4/2021 - Introduced as a committee bill (House Committee on Water). Same as 2739.</p>		

Legislative Committee

Report Date: February 17, 2021

City of Salem

Bill Number	Position	Priority
SB 108 INTRO	Support with amendments	1
<p>Relating to historic property special assessment; prescribing an effective date.</p> <p>Makes changes to program for property tax special assessment of historic property.</p> <p>2/3/2021 - SB 108 would extend a tax incentive program for commercial historic properties until 2031. Salem has nine such properties in the program. The bill, however, would exclude residential properties, meaning the majority of the nine residential properties currently in the program in Salem would expire by 2023. Removing residential properties from the program would take away an existing incentive to preserve, restore, and adaptively reuse the properties. The bill should be amended to continue including residential properties in the program.</p>		

SB 458 INTRO	Oppose	1
<p>Relating to land division for residential development.</p> <p>Allows land division to separate dwelling units for new middle housing allowed in cities.</p> <p>1/18/2021 - SB 458 would preempt local authority by requiring the City to approve land divisions for middle housing. It appears that approval would be required without going through the land division process; without having lots meet size, setbacks, and other standards; without ensuring access and utilities for each lot; and without having to submit anything for review. The bill is overly broad. While the bill encourages home ownership opportunities, there are a lot of technical issues that need to be addressed.</p>		

Bill Number	Position	Priority
HB 2205 INTRO	Oppose	2
<p>Relating to public enforcement actions.</p> <p>Establishes procedure for person to bring action in name of state to recover civil penalties for violations of state law.</p> <p>2/16/2021 - Bill creates a private right of action for individuals and nonprofit / tax exempt corporations to bring civil suits in the name of the State of Oregon and to recover civil penalties and attorney's fees for violations of state law. It is anticipated that this bill would open the floodgates for private litigation to enforce state law. The bill does not limit which state laws may be privately enforced, so a private cause of action may be initiated against any individual or entity for an alleged violation of state law. Additionally, the bill allows the "aggrieved party" to stay anonymous in some circumstances which may further encourage litigation.</p>		

HB 3124 INTRO	Watch	2
<p>Relating to homelessness; declaring an emergency.</p> <p>Increases time that written notice must be posted before removal of homeless individuals from established camping site.</p> <p>2/15/2021 - Some of the requirements for this bill are already utilized by our department (we generally give longer than 24 hrs notice prior to removing camps). I do not know the impact involving storage of belongings by other city entities if those belongings have to be stored for longer periods and how that storage, returning of property or disposal would be handled by other city agencies. I do know that the storage and returning of property by the police department can be time intensive and take up considerable space in our evidence room, in addition to the time requirements to remove food and other materials that are hazardous or could invite mold/rodents from that property prior to storage.</p>		

Bill Number	Position	Priority
HB 3005 INTRO	Neutral	3
<p>Relating to state preemption of firearm regulation.</p> <p>Repeals statute creating state preemption of local firearm regulation and statutes creating exceptions to preemption.</p> <p>2/16/2021 - Bill seeks to repeal state preemption of firearm regulation as set forth in Oregon Revised Statutes 166.170 to 166.176. City ordinance seeking to regulate the sale, acquisition, transfer, ownership, possession, storage, transportation or use</p>		

Legislative Committee

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Bill Number	Position	Priority
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of firearms or any components thereof will still be subject to Federal and State constitutional limitations as well as conflict of law principals. It is anticipated that should state preemption of firearm regulation be repealed, attempts to regulate firearms on a local level will be met with legal challenges and in-person opposition of the regulations.

SB 585	Neutral	3
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[INTRO](#)

Relating to state preemption of firearm regulation; prescribing an effective date.

Repeals statute creating state preemption of local firearm regulation and statutes creating exceptions to preemption.

2/16/2021 - Bill seeks to repeal state preemption of firearm regulation as set forth in Oregon Revised Statutes 166.170 to 166.176. City ordinance seeking to regulate the sale, acquisition, transfer, ownership, possession, storage, transportation or use of firearms or any components thereof will still be subject to Federal and State constitutional limitations as well as conflict of law principals. It is anticipated that should state preemption of firearm regulation be repealed, attempts to regulate firearms on a local level will be met with legal challenges and in-person opposition of the regulations.

Bill Number	Position	Priority
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HB 2006	Not Reviewed	No Priority
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[INTRO](#)

Relating to housing; declaring an emergency.

Defines "emergency shelter." Requires local governments to allow siting of qualifying emergency shelters by qualifying entities notwithstanding land use laws and regulations.

HB 3115	Not Reviewed	No Priority
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[INTRO](#)

Relating to the regulation of public property with respect to persons experiencing homelessness; declaring an emergency.

Provides that local law regulating sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to public must be objectively reasonable as to time, place and manner with regards to persons experiencing homelessness.