

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, August 30, 2023

9:00 a.m.

Senator Hearing Room  
555 Court Street NE  
Salem, OR 97301

PRESENT: Commissioner Colm Willis, Commissioner Kevin Cameron, and Commissioner Danielle Bethell. Also present were Jan Fritz, chief administrative officer, Scott Norris as county counsel, and Brenda Koenig as recorder.

Commissioner Willis called the meeting to order at 9:00 a.m.  
Commissioner Bethell arrived at 9:04 a.m.

*(Video Time 00:00:35)*

**PUBLIC COMMENT**

David Beem:

- Mr. Beem expressed the following:
  - He is a spokesperson for individuals with disabilities in the City of Salem area; and
  - He would like to know if there could be a system in place for disabled individuals living in foster homes in cases of emergencies.

***Board discussion:***

- Commissioner Cameron expressed thanks to Mr. Beem for his work in supporting those he represents.

*(Video Time 00:01:40)*

**CONSENT**

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Board Committee Appointment – Justice Reinvestment Council

1. Approve an order appointing Treven Upkes, Deputy Chief for the City of Salem Police Department, to the Marion County Justice Reinvestment Council with a term ending December 31, 2024.

## HEALTH AND HUMAN SERVICES

2. Approve Amendment #12 to the Contract for Services with Advanced Security, Inc. to add \$200,000 for a new contract total of \$2,045,000 to provide unarmed security and vehicular patrol services at multiple Marion County Health and Human Services locations through November 30, 2023.

3. Approve Amendment #11 to the incoming funds Intergovernmental Agreement with the Oregon Health Authority to add \$6,147,814.47 for a new contract total of \$27,387,690.51 and extend the contract through December 31, 2023, for the financing of community mental health, addiction treatment, recovery and prevention, and problem gambling services.

**MOTION:** Commissioner Cameron moved for approval of the consent agenda. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

*(Video Time 00:03:17)*

Commissioner Bethell arrived after the Consent Agenda was read:

- Commissioner Willis asked Commissioner Bethell if she would like to vote on the Consent Agenda;
- Commissioner Bethell expressed that she would like to vote; and
- Commissioner Bethell voted yes for all the Consent Agenda items.

*(Video Time 00:03:29)*

## **ACTION**

### HUMAN RESOURCES

4. Consider approval of an order adopting revised Marion County Administrative Policy #305 and Procedure #305-A, Protected Leave. –Leslie Martin

#### ***Summary of presentation:***

- The revisions will incorporate the new Paid Leave Oregon (PLO) program into the protected leave policy;
- The PLO program is funded by both the employer and employee;
- The leave allows eligible employees 12 weeks of paid leave during the benefit year with a possible additional two weeks for pregnancy related leaves;
- PLO is used after 90 days of employment offering job protecting benefits:
  - It works like Family and Medical Leave Act (FMLA) and Oregon Family Leave Act (OFLA).
- A few of the policy updates include:
  - The family member definition under OFLA to align with PLO; and
  - To allow intermittent use of parental leave instead of leave all at once.

***Board discussion:***

- None.

**MOTION:** Commissioner Bethell moved to approve an order adopting revised Marion County Administrative Policy #305 and Procedure #305-A, Protected Leave. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

*(Video Time 00:05:52)*

**PUBLIC WORKS**

5. Consider approval of Amendment #5 to the Contract for Services with Radio Technology Services (RTS) to add \$122,055 for a new contract total of \$457,555 to provide project management and consulting services for the Radio Communications Project through June 30, 2025. –Brian Nicholas

***Summary of presentation:***

- Marion County Public Works (MCPW) is constructing a county wide radio system:
  - This will be used by the Marion County Sheriff's Office (MCSO), Juvenile services, MCPW, and first responders in the county.
- The preliminary design phase is complete and a Request For Procurement (RFP) for the system and all its parts is being prepared;
- The radio project has been delivered in sections:
  - The first was research, development of design and concept;
  - The second is developing procurement documents; and
  - The third will be procurement and deployment of the system.
- This provides consulting services needed for the procurement process as the full procurement process might take nine to ten months.

***Board discussion:***

- Sheriff's staff from other jurisdictions will be able to utilize the system if they have the correct radios:
  - Which is 700-800 megahertz radios; and
  - MCSO radios can work with other jurisdictions.
- The procurement will go out to bid in about four weeks:
  - This will be a single RFP with six project components;
  - Bidders can propose on the whole project or sections;
  - There can be up to six contracts;
  - Proposers can take up to 12 weeks to prepare a proposal; and
  - Interviews can then take place.
- The process could take at least six months or longer; and
- Installation will begin in the summer of 2025.

**Motion:** Commissioner Cameron move to approve Amendment #5 to the Contract for Services with Radio Technology Services (RTS) to add \$122,055 for a new contract total of \$457,555 to provide project management and consulting services for the Radio Communications Project through June 30, 2025. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

*(Video Time 00:11:38)*

6. Consider approval of the Purchase Order with Gresham Ford in the amount of \$145,979.04 for the purchase of three 2023, F150 Super Crew trucks to replace light-duty fleet vehicles as part of the county's annual scheduled light-duty replacement plan through April 30, 2024.

–Brian Nicholas

***Summary of presentation:***

- Vehicle and equipment delivery has been unpredictable as such equipment purchase have been moved to the beginning of the fiscal year to get in line for the equipment;
- The vehicles are part of the county's light-duty fleet;
- The vehicles will replace end of life vehicles for the Marion County Sheriff's Office:
  - They are part forest patrol vehicles; and
  - All three currently in use were purchased at the same time and need to be replaced.

***Board discussion:***

- None.

**MOTION:** Commissioner Bethell moved to approve the Purchase Order with Gresham Ford in the amount of \$145,979.04 for the purchase of three 2023, F150 Super Crew trucks to replace light-duty fleet vehicles as part of the county's annual scheduled light-duty replacement plan through April 30, 2024. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

*(Video Time 00:14:04)*

7. Consider approval of the Purchase Order with Northside Ford in the amount of \$111,454.04 for the purchase of two F350 crew cab trucks as replacement vehicles through April 30, 2024. –Brian Nicholas

***Summary of presentation:***

- The vehicles will be utilized by Marion County Public Works staff;
- The county has had a vehicle rotation program in place for multiple years:
  - This allows for standard vehicles to be resold at a reasonable value.
- There are two specialty trucks outfitted for specific work;
- The trucks will replace two existing vehicles that have been in use for 18 to 20 years:
  - At this point more work is being done to the vehicles than they are worth.

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***Board discussion:***

- None.

**MOTION:** Commissioner Cameron moved to approve the Purchase Order with Northside Ford in the amount of \$111,454.04 for the purchase of two F350 crew cab trucks as replacement vehicles through April 30, 2024. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

*(Video Time 00:16:25)*

8. Consider approval of the Purchase Order with Deere and Company in the amount of \$210,863.48 for the purchase of one 2024 John Deere 6110M cab tractor with a brush cutter through June 4, 2025. –Brian Nicholas

***Summary of presentation:***

- The tractor is replacing a vehicle that has been in service for 16 years;
- This is the oldest of the four tractors in use currently and has maintenance issues; and
- Currently these tractors are used and all four are needed during this time of the year.

***Board discussion:***

- The contract may take a long time to acquire the equipment;
- The process to purchase equipment is a long process; and
- The county takes good care of its fleet vehicles.

**MOTION:** Commissioner Bethell moved to approve the Purchase Order with Deere and Company in the amount of \$210,863.48 for the purchase of one 2024 John Deere 6110M cab tractor with a brush cutter through June 4, 2025. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:19:23)

**Recess as Board of Commissioners.  
Convene as Contract Review Board.**

## **CONTRACT REVIEW BOARD ACTION**

### HEALTH AND HUMAN SERVICES

1. Consider approval of an order granting an exemption to reinstate an expired contract with the Oregon Health Authority (OHA) for Choice Model Services pursuant to Marion County Public Contracting Rules. –Toby Giddings and Jennifer Chun

***Summary of presentation:***

- A new contract is still being negotiated with the state and the amendment extends the current contract through December of 2023 so services can continue;
- Individuals covered by the contract include:
  - Those admitted or at risk of being admitted to the Oregon State Hospital;
  - Those admitted to inpatient psychiatric hospitals in the community; and
  - Residential treatment facilities or homes.
- Funds facilitate based on individual needs allowing:
  - Minimizing of long-term institutionalization; and
  - Access to community living at the lowest level of care possible.
- Services in the Choice Model include:
  - Exceptional needs care coordination;
  - Coordination of licensed care;
  - Supportive housing;
  - Assertive community treatment; and
  - Peer delivered services.
- Funds are flexible, based on needs and fund items not covered by Medicaid;
- The programs reduce the use of high levels of care; and
- The contract has expired twice, and contracting rules allow only two reinstatements:
  - The contracts were written by the Oregon Health Authority (OHA) and sent to Marion County; and
  - Marion County can't control to extend prior to the contract expiring.

***Board discussion:***

- The team has done a good job and to keep negotiating.

**MOTION:** Commissioner Cameron moved to approve an order granting an exemption to reinstate an expired contract with the Oregon Health Authority (OHA) for Choice Model Services pursuant to Marion County Public Contracting Rules. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

***Adjourn as Contract Review Board.  
Reconvene as Board of Commissioners.***

*(Video Time 00:22:44)*

**ACTION**

**HEALTH AND HUMAN SERVICES**

9. Consider approval of Amendment #2 to the incoming funds Intergovernmental Agreement (IGA) with the Oregon Health Authority to add \$402,312 for a new contract total of \$1,206,936 and extend the term date to December 31, 2023, for clients receiving Choice Model Services.

–Jennifer Chun

***Summary of presentation:***

- The contract was delayed by the Oregon Health Authority (OHA):
  - They are working to update the terms of the contract with various Community Mental Health Programs (CMHP) in the state.

***Board discussion:***

- Commissioner Colm stated the OHA is not providing the care they did, at the state hospital, for seriously mentally ill individuals:
  - OHA wants the county providing care and the county does not have the ability to keep them and the community safe;
  - OHA wants a contract signed stating the county will care for people and take the liability when things go wrong; and
  - Individuals in the county's care can't be knowingly put in danger.
- County staff is still working with OHA on the contract;
- The request today is to extend the contract through December 31, 2023, to allow for additional discussions with the OHA;
- A realistic conversation needs to happen with OHA and the governor's office:
  - Individuals are being harmed because they are not getting the care they need; and
  - These are services that are statutorily required to be provided at the state level.
- A contract from OHA will not be immediately approved as this harm to individuals cannot continue:
  - Marion County does not have the services nor is equipped to provide the services these individuals need.
- The OHA is not doing their job and there is frustration with the length of time the process is taking;
- Counties across the state are facing the same problems and Marion County is in the state seat:
  - The challenges being faced need to be discussed.
- The team is working hard solving a problem that is not the county's responsibility, historically:
  - The team has been doing a great job.

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- The state is falling short trying to help individuals in the community;
- There have been major system shifts and the focus is on the aid and assist population:
  - The county is trying its best to use the resources available to help as many as possible.
- There are not many entities that ask for more money while providing less services:
  - This is what OHA did when they went to legislation; and
  - OHA needs to change its position.




**MOTION:** Commissioner Bethell moved to approve Amendment #2 to the incoming funds Intergovernmental Agreement (IGA) with the Oregon Health Authority to add \$402,312 for a new contract total of \$1,206,936 and extend the term date to December 31, 2023, for clients receiving Choice Model Services. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

*(Video Time 00:30:11)*

**PUBLIC HEARINGS  
9:30 A.M.**

None.

Commissioner Willis adjourned the meeting at 9:33 a.m.

  
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 CHAIR  
  
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 COMMISSIONER  
  
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**Board Sessions can be viewed on-line at**  
<https://www.youtube.com/playlist?list=PLSUQ1gg6M78UsBE3q6w4rdf59Z5rXkEi5>