

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, September 29, 2021
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

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

ABSENT: Commissioner Colm Willis

Commissioner Cameron called the meeting to order at 9:03 a.m.

(Video Time 00:00:48)

PUBLIC COMMENT

James Weigel:

- Mr. Weigel presented a written letter to the commissioners;
- Mr. Weigel expressed some of the following:
 - We are a republic with laws and procedures that form the nation’s government;
 - People have rights that the federal government cannot change;
 - He feels government has stopped taking public input;
 - Rules, laws, and mandates are made without due process;
 - He would like to implement a stay on all rules, laws, and mandates implemented in 2021 until the Capital of Oregon is reopened to the public and due process is followed;
 - He feels masks and vaccinations should be a free choice in schools;
 - He would like to stop outside influence from government agencies that do not have authority;
 - Remove the gates that have been installed on county roads;
 - Open up the wildernesses located on public lands to citizens;
 - American citizens all have the same rights:
 - Giving special rights to some people, takes rights away from others.
 - Stop political division; and
 - He would like issues to be put on a ballot for the public to vote on.

(Video Time 00:11:10)

MOTION: Commissioner Bethell moved to add an item to the Consent Agenda under Board of Commissioners: Approve the incoming funds HOME American Rescue Plan (ARP) Grant Agreement with the United States Department of Housing and Urban Development (HUD) in the amount of \$2,251,172 for the creation and implementation of the HOME-ARP Allocation Plan. Seconded by Commissioner Cameron; motion carried.

CONSENT

(Video Time 00:11:52)

BOARD OF COMMISSIONERS

Approve the incoming funds HOME American Rescue Plan (ARP) Grant Agreement with the United States Department of Housing and Urban Development (HUD) in the amount of \$2,251,172 for the creation and implementation of the HOME-ARP Allocation Plan.

(Motion made and approved to add item to the Board Session Agenda.)

SHERIFF'S OFFICE

Approve a resolution amending the Marion County Jail Capacity Management Plan for the Marion County Jail effective October 1, 2021.

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

ACTION

(Video Time 00:12:33)

HEALTH AND HUMAN SERVICES

1. Consider approval of Amendment #1 to the incoming funds Intergovernmental Agreement with the Oregon Health Authority to add \$674,937 for a new contract total of \$3,256,614 to increase funding for the Oregon Immunization Program (OIP)-CARES and the Farmer's Market, and decrease funding for Public Health Practice (PHP) Immunization Services through June 30, 2023. –Ryan Matthews

Summary of presentation:

- Amendment #1 adds \$674,937 to the contract and allows for three adjustments:
 - An estimated \$11,930 in Farmers Market vouchers will be added to the Women, Infants, and Children (WIC) program:
 - The vouchers are provided to all individuals participating in the program; and
 - The vouchers can be used to purchase food from local farmers.
 - Immunization funding will decrease by an estimated \$12,572:

- The state estimates the final expenditures for the prior year;
 - The estimated funds are then allocated to the county in the original contract;
 - The state reviews the final expenditure reports for the prior year in late August or early September;
 - Adjustments are then made to the funding after the expenditure reports have been reviewed; and
 - The county's portion was reduced by an estimated \$12,572.
- An estimated \$675,579 was added to assist with on-going support for the Novel Coronavirus (COVID-19) response team which entails some of the following:
 - Vaccine coordination;
 - Outreach;
 - Education;
 - Testing capacity;
 - Case investigation; and
 - Contact tracing.
- The county received all eligible funding in the original contract;
- Any of the initial funding that was not utilized has been carried over to this amended contract; and
- Marion County Health and Human Services (MCHHS) anticipates additional COVID-19 funding in the future.

Board discussion:

- WIC participants are able to utilize vouchers at local farmers markets:
 - Farmers can redeem the vouchers for real payment;
 - WIC participants are able to access locally grown fruits and vegetables; and
 - The partnership helps to support the local economy.
- The additional funding comes through the Oregon Health Authority for the local public health authority.

MOTION: Commissioner Bethell moved to approve Amendment #1 to the incoming funds Intergovernmental Agreement with the Oregon Health Authority to add \$674,937 for a new contract total of \$3,256,614 to increase funding for the Oregon Immunization Program (OIP)-CARES and the Farmer's Market, and decrease funding for Public Health Practice (PHP) Immunization Services through June 30, 2023. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:18:34)

HUMAN RESOURCES

2. Consider approval of the Health Insurance Study Committee (HISC) renewal recommendations to the Marion County Law Enforcement Association (MCLEA) and the Non-MCLEA Health Insurance Plan for plan year 2022. –Michelle Shelton and Kathie Carter

Summary of presentation:

- Request is for approval of the Health Insurance Study Committee (HISC) renewal recommendations to both the Marion County Law Enforcement Association (MCLEA) and the Non-MCLEA Health Insurance Plan for plan year 2022:
 - There are no significant changes to the plans;
 - Both plans have good renewal rates;
 - The approximate overall costs for all benefit plans is estimated to be one percent;
 - The Health Savings Account (HSA) is very competitive:
 - It was suggested there be no increase to the county's contribution.
 - If approved, open enrollment is anticipated to start on October 11, 2021;
 - Open enrollment is anticipated to close at the end of October 2021;
 - Employees that are not making any changes to their health care will only need to resubmit documents for the Flexible Spending Account (FSA) and the Health Savings Account (HSA) if they are participating in one or both of these plans:
 - The Internal Revenue Service (IRS) requires an annual update of the FSA; and
 - Documentation is needed for Navia Benefit Solutions, the new vendor that will be administering the FSA and the HSA plans.

Board discussion:

- Employees are notified of the term period for open enrollment;
- The county submits a census to Navia Benefit Solutions that lists the participants in the FSA and the HSA plans:
 - The company will then notify employees that they are the new provider that will be administering the plans.
- The county contracts with a company that reviews actuarial numbers submitted by benefit providers:
 - The company has saved the county \$237,000 in estimated costs this year.
- Commissioner Cameron expressed his appreciation to taxpayers for the high quality of benefits that county employees receive;
- Generally, once an employee signs up for insurance benefits they are not allowed to make any changes for one year unless there is a qualified event;
- Commissioner Bethell expressed concerns with insurance providers being able to provide a good level of service due to potential staffing shortages; and
- She would like to ensure employees are receiving the coverage that they signed up for.

MOTION: Commissioner Bethell moved to approve the Health Insurance Study Committee (HISC) renewal recommendations to the Marion County Law Enforcement Association (MCLEA) and the Non-MCLEA Health Insurance Plan for plan year 2022. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:27:01)

INFORMATION TECHNOLOGY

3. Consider approval of the Price Agreement with Dell Marketing, L.P., in the amount of \$4,500,000 to provide licensing and support of Microsoft products and management of the Enterprise Agreement (EA) through September 30, 2027. –Gary Christofferson and Toby Giddings

Summary of presentation:

- The Price Agreement provides licensing and support for Microsoft products and management of the Enterprise Agreement (EA);
- The county's current EA expires on September 30, 2021;
- The expiring agreement provides the county with an opportunity to upgrade to a new agreement that includes the Microsoft 365 platform:
 - The county's current agreement does not offer the Microsoft platform.
- The highly rated Microsoft 365 platform provides for some of the following:
 - Modern applications;
 - A unified communication collaboration;
 - Workflow tools; and
 - It allows the county to retire the current Legacy applications and services which entails:
 - Replacing the Legacy email system; and
 - Replacing the Legacy calendaring system.
- The county will use federal American Rescue Plan Act (ARPA) funds to subsidize the project:
 - Federal law does not allow the county to utilize the following:
 - A Cooperative;
 - A Sole Source; or
 - A Special Procurement.
- The county has evaluated past experiences with Microsoft purchases and levels of support;
- The EA needs to include all the Microsoft products that will be needed by county departments;
- The county publicly advertised the Request For Proposal (RFP) on Oregon Buys on August 24, 2021;
- The RFP closed on September 7, 2021;
- The county received two proposals from the following:
 - Dell Technologies; and

- Zones, LLC.
- Evaluations for the two proposals were completed on September 8, 2021:
 - The two bids were close; and
 - Dell Technologies received the highest scores in the evaluation process.
- Contract negotiations with Dell Technologies were completed on September 24, 2021.

Board discussion:

- The commissioner expressed their appreciation to county staff for their hard work and efforts to bring this contract to fruition.

MOTION: Commissioner Bethell moved to approve the Price Agreement with Dell Marketing, L.P., in the amount of \$4,500,000 to provide licensing and support of Microsoft products and management of the Enterprise Agreement (EA) through September 30, 2027. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:33:39)

PUBLIC WORKS

4. Consider approval of the Purchase Order with Withnell Dodge in the amount of \$671,097.20 for the one-time purchase of 15 Dodge Durangos and four Dodge Ram 1500 pickups to replace 19 light duty vehicles for the Marion County Sheriff's Office as part of the county's annual scheduled light duty replacement plan. –Dennis Mansfield

Summary of presentation:

- The county has utilized a fleet management program for multiple years:
 - County departments utilizing light duty vehicles pay a monthly lease rate towards the program fund; and
 - The program manages vehicle maintenance and vehicle replacement:
 - A point system, which is based off the following, tracks a vehicle's history to determine when it is time to replace the vehicle:
 - The age of the vehicle;
 - Mileage;
 - Maintenance costs;
 - Vehicle reliability; and
 - Frequency for maintenance or repairs.
- The Purchase Order request is for the replacement of 19 vehicles for the Marion County Sheriff's Office (MCSO);
- The MCSO is going through a manufacturer platform change:
 - The MCSO has been utilizing Ford Interceptors; and
 - The department would like to start utilizing Dodge Durango's for some of the following reasons:
 - Better handling on multiple surfaces including dirt roads;
 - Better handling in inclement weather such as rain and snow;

- There is an increased range of platform options for outfitting different vehicles to meet the department's needs;
 - The vehicles are easier to outfit which can decrease the overall outfitting expense; and
 - Better fuel capacity.
- The MCSO has been testing a Dodge Durango vehicle for several years;
- A worldwide computer chip shortage for vehicles is impacting all vehicle manufacturers:
 - Some vehicle models are not being manufactured at all in 2022;
 - In prior years the county had a time period of several months to perform the following:
 - Acquire vendor quotes;
 - Process a Purchase Order (PO); and
 - Submit an order.
 - Currently there are decreased windows of time for ordering vehicles:
 - In some instances, there has been only a 12-hour window to submit orders.
- The Purchase Order (PO) total is based on estimates:
 - Dodge Corporation has not released the nationwide pricing for their 2022 vehicles; and
 - The county wants to have vehicle orders ready for submission once the window for placing orders opens.
- Staff recommends approval of the PO with Withnell Dodge.

Board discussion:

- The current MCSO vehicles have a tight fit for equipment and individuals; and
- The issue with obtaining vehicle parts has impacted automobile inflation.

MOTION: Commissioner Bethell moved to approve the Purchase Order with Purchase Order with Withnell Dodge in the amount of \$671,097.20 for the one-time purchase of 15 Dodge Durangos and four Dodge Ram 1500 pickups to replace 19 light duty vehicles for the Marion County Sheriff's Office as part of the county's annual scheduled light duty replacement plan. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:41:42)

5. Consider approval of the annual recertification of Marion County's participation in the Community Rating System of the Federal Emergency Management Agency (FEMA).

–Lindsey King

Summary of presentation:

- Marion County is part of the National Flood Insurance Program (NFIP);
- The county utilizes the NFIP to give discounted flood insurance rates to individuals with homes or structures located in a floodplain;

- A community rating system (CRS) is a program designed to alleviate the expense of flood insurance through higher standards and floodplain management;
- The standards are designed by FEMA and implemented by local governments;
- A rating system that entails ten classes is utilized:
 - Ten is the lowest class level; and
 - Marion County is rated at class level six:
 - This level can provide up to a 20 percent insurance discount for residents located in a floodplain.
- Standard home insurance policies typically do not cover flood damage;
- Even a couple inches of water can cause extensive damage to some of the following and may be costly to repair:
 - Drywall;
 - Electrical; and
 - Flooring.
- Federally backed home loans require extra insurance;
- The county receives credit for community efforts with some of the following:
 - Building codes;
 - Flood ordinances;
 - Erosion and sediment control;
 - Public outreach activities; and
 - Flood information maintenance and availability.
- Individuals that are considering building in a floodplain are encouraged to build appropriately;
- Many damaged or destroyed structures located in a floodplain, that were built prior to the 2020 wildfires and before NFIP standards, are now required to be compliant with floodplain standards:
 - Options for rebuilding include some of the following:
 - Obtain a Letter of Map Amendment (LOMA) from a licensed surveyor or engineer:
 - The document takes in to account the topography and elevations of the property site;
 - The LOMA is submitted to FEMA for review;
 - FEMA will determine if a property has to remain in a floodplain zone or if the property can be removed; and
 - A property owner is no longer required to go through a floodplain permitting process once a property is removed from a floodplain.
 - A floodplain development permit:
 - The permit is for properties located on a flat elevation or within close proximity to a river or a lake that do not have anywhere else to build except outside of the floodplain area;
 - This is an administrative option; and
 - Hiring a surveyor is recommended.

- Relocating to a property outside of the floodplain.
- County staff continues to monitor and assist with permitting for rebuilding fire damaged properties;
- Educating property owners that are located within a floodplain about rebuilding options is ongoing:
 - Part of the education entails the new Endangered Species Act (ESA) standards for land management in floodplain areas:
 - The ESA is anticipated to be implemented within the next couple of years;
 - There is a possibility for code changes for riparian areas or properties that are located near a river or stream; and
 - The county already has standards for properties located in riparian areas.

Board discussion:

- An estimated eight homes located in the City of Detroit were identified as being LOMA eligible; and
- Commissioner Cameron expressed his appreciation to county staff for all the work being done to assist families in the wildfire impacted areas with rebuilding.

MOTION: Commissioner Bethell moved to approve the annual recertification of Marion County’s participation in the Community Rating System of the Federal Emergency Management Agency (FEMA). Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:49:32)

SHERIFF’S OFFICE

6. Consider approval of the incoming funds Intergovernmental Agreement with the State of Oregon, Department of Corrections in the amount of \$27,500,584 to provide correctional supervision services and meeting the goals for community corrections retroactive from July 1, 2021, through June 30, 2023. –Commander Kevin Karvandi

Summary of presentation:

- A meeting with the Community Corrections Board was held on September 28, 2021:
 - A state plan was discussed that covered a variety of topics;
 - Part of the plan requires submission of a letter of support from the local Public Safety Coordinating Council, Executive Committee:
 - The letter will be submitted to the Oregon Department of Corrections.
 - The funding level for this biennium has improved since the prior biennium:
 - Core support services for an estimated 2,800 individuals can be maintained; and
 - Vacant employment positions can be filled.
- The state plan has improved and evolved over the course of multiple years in response to some of the following:
 - Oregon Senate Bill 267 that was passed in 2003:

- The bill requires correctional programs that are receiving state funding to be evidence-based in their design and delivery.
 - Oregon House Bill 3194 that was passed in 2013;
 - The creation of the Justice Reinvestment Act; and
 - Justice Reinvestment funding associated with targeted metrics.
- The goal of the incoming funds Intergovernmental Agreement (IGA) is to reduce criminal behavior:
 - Clients are held accountable and must meet the conditions of the following entities:
 - The courts;
 - The parole board; and
 - The local supervisory authority.
 - The IGA will continue to fund the county's key benchmarks.

Board discussion:


- County representatives meet with Oregon legislatures every biennium to emphasize the importance of the funding:
 - Reducing the prison population has saved money and changed lives.


MOTION: Commissioner Bethell moved to approve the incoming funds Intergovernmental Agreement with the State of Oregon, Department of Corrections in the amount of \$27,500,584 to provide correctional supervision services and meeting the goals for community corrections retroactive from July 1, 2021, through June 30, 2023. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous

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

None.

Commissioner Bethell read the calendar;
Commissioner Cameron adjourned the meeting at 10:07 a.m.



CHAIR


COMMISSIONER
Not Present At Meeting

COMMISSIONER

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