

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, December 4, 2019

9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

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

Commissioner Cameron called the meeting to order at 9:00 a.m.

PUBLIC COMMENT

None.

PRESENTATION

(Video Time 00:01:13)

Student Recycled Art Calendar Awards. – Jessica Ramey, Marion County Public Works, and Reed Carlson, Recycling Coordinator, Mid-Valley Garbage and Recycling Association

Summary of presentation:

- Public Works Environmental Services and the Mid-Valley Garbage and Recycling Association have teamed up to promote waste prevention and resource conservation in local schools through the Student Recycled Art Calendar Poster Contest;
- The goal of the event is to promote, reduce, reuse, and recycle through the schools;
- Students submitted their illustrations with the winning students receiving the following:
 - Certificates;
 - Gift bags; and
 - The selected students will have their entry featured in the 2020 calendar.
- The teacher of the student that is selected to be on the calendar cover also receives a cash prize to be used towards their classroom.

Board discussion:

- Drawings submitted by the students illustrate the challenges the county has with recycling and waste reduction;
- The county takes recycled waste to a waste-to-energy facility;
- It is estimated that 10 percent of the remaining waste will be transported to a landfill:
 - Landfills emit more greenhouse gases than a waste-to-energy facility.
- An estimated 36 states recognize waste-to-energy as renewable power; and

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- The county is working hard to save farmland by not putting waste into a landfill where it can absorb into the ground.

CONSENT

(Video Time 00:19:53)

BOARD OF COMMISSIONERS

OLCC Application – Recommended Approval

Old Red Barn Specialties, LLC – dba Hondo’s Hooch

BUSINESS SERVICES

Approve an order delegating authority to the Marion County Chief Administrative Officer or designee to make determinations regarding the appropriateness of green energy technology for public building construction.

Approve a recommendation to update titles and adjust upward the pay grades for classifications #010, Department Specialist 1, #011, Department Specialist 2, #012, Department Specialist 3, #013, Department Specialist 4, adjust upward the pay grade for #025, Administrative Assistant, and reactivate and establish the pay grade for #300, Weighmaster.

FINANCE

Approve a Land Sale Contract to sell back Tax Foreclosed properties Tax ID #R14355 and #R14356 to the prior owner on record and accept a deposit in an amount that is less than the required 25 percent.

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

ACTION

(Video Time 00:21:19)

BUSINESS SERVICES

1. Consider approval of an order recognizing Santa Central as a partnership between Marion County employees and the Marion-Polk-Yamhill Foster Parent Association and recognizing the event as an official annual fund raiser supported by the Marion County Board of Commissioners. –Colleen Coons-Chaffins and Stacy Vrooman

Summary of presentation:

- For 25 years county employees have partnered with the Marion-Polk-Yamhill Foster Parent Association to provide funding and gifts for the Santa Central event;
- The event has a tangible impact on children in foster care and provides some of the following:

- Gifts;
- Hygiene items;
- Movie tickets; and
- Dairy Queen gift cards.
- The county has 15 departments that participate in the event:
 - Representatives from the departments help with the following:
 - Gathering gifts;
 - Collection; and
 - Categorizing.
- The board order will officially endorse the Santa Central event as a county fundraiser.

Board discussion:

- Approximately 65 foster families participated in the program;
- Approximately 175 gifts were purchased for children in foster care;
- The following items were also collected during the event:
 - Diapers;
 - Hygiene items; and
 - Cash donations.
- The commissioners expressed their thanks for all the work that was done to make Santa Central a success.

MOTION: Commissioner Brentano moved to approve an order recognizing Santa Central as a partnership between Marion County employees and the Marion-Polk-Yamhill Foster Parent Association and recognizing the event as an official annual fund raiser supported by the Marion County Board of Commissioners. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:25:48)

HEALTH AND HUMAN SERVICES

3. Consider approval of the Purchase Order Agreement with Redwood Toxicology Laboratory, Inc. in the amount of \$277,965 to provide drug testing services for the Marion County Circuit Courts through June 30, 2021. –Cydney Nestor

Summary of presentation:

- The county was awarded the intermediary to administer five specialty court contracts;
- As intermediary, the county is responsible for paying for toxicology testing for participants in the specialty courts;
- Pricing for the testing is arranged through a state pricing agreement; and
- Each of the five specialty courts will be invoiced with purchase orders.

Board discussion:

- The five specialty courts include the following:
 - The Family Dependency Court;

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- The Juvenile Drug Court (STAR);
- The Veterans Treatment Court;
- The Mental Health Court; and
- The Adult Drug Court.

MOTION: Commissioner Willis moved to approve the Purchase Order Agreement with Redwood Toxicology Laboratory, Inc. in the amount of \$277,965 to provide drug testing services for the Marion County Circuit Courts through June 30, 2021. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

(Video Time 00:28:18)

SHERIFF'S OFFICE

4. Consider approval of the Contract for Services with 911 Supply, Inc. in the amount of \$500,000 for the purchase of uniforms and duty gear through December 31, 2022. – Commander Eric Hlad and Camber Schlag

Summary of presentation:

- Local vendor 911 Supply, Inc. will provide uniforms and duty gear for Marion County Sheriff's Office (MCSO) employees:
 - The contract is for three years; and
 - There is an option to extend the contract through 2024.
- The company has been in business since 2007;
- The MCSO issued a Request for Proposal (RFP) on September 16, 2019;
- The county's only proposal was submitted by 911 Supply, Inc.;
- The county is pursuing three alternate vendors to ensure continuity of services, and to fill the needs at the MCSO;
- The purchase of uniforms and duty gear will cost an estimated \$100,000 for each fiscal year;
- The contract has a not-to-exceed amount of \$500,000;
- The MCSO spent an estimated \$148,000 in fiscal year 2018-19 for uniforms and duty gear:
 - An estimated \$73,000 was contracted with 911 Supply, Inc.; and
 - An estimated \$1,300 was used to outfit each new employee.
- The MCSO employs a variety of sworn and nonsworn individuals:
 - A diversity of uniforms and duty gear are required for some of the following:
 - Patrol deputies;
 - Jail deputies;
 - Community Corrections deputies;
 - K-9 handlers; and
 - Nonsworn staff which includes:
 - Evidence staff; and
 - Support Services Technicians at the jail.
- The vendor will supply some of the following:

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- Uniform items:
 - Shirts;
 - Pants;
 - Jackets;
 - Alterations; and
 - Embroidery.
- Duty gear:
 - Belts;
 - Holsters;
 - Handcuffs;
 - Pepper Spray;
 - Handcuffs; and
 - Firearm magazines.

Board discussion:

- The vendor is not part of the state pricing agreement;
- The vendor was awarded the Contract for Services because they provide both goods and services;
- The RFP takes into account the quality of the goods, and the services provided by a vendor, which includes some of the following:
 - Uniform color requirements;
 - Embroidery requirements;
 - Turnaround time for orders; and
 - Delivery of product on a specified date.
- The contract took an estimated four months to prepare:
 - Time was needed to review the MCSO needs and speak with the different department divisions.
- The RFP was noticed for 21 days.

MOTION: Commissioner Brentano moved to approve the Contract for Services with 911 Supply, Inc. in the amount of \$500,000 for the purchase of uniforms and duty gear through December 31, 2022. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous

(Video Time 00:36:04)

Recessed as Board of Commissioners.
Reconvened as Contract Review Board.

CONTRACT REVIEW BOARD

1. Consider approval of an order for a Class Special Procurement exemption to the Marion County Public Contracting Rules awarding a contract for broadband fiber installation with a term ending December 31, 2020. –Camber Schlag and Danielle Gonzalez

Summary of presentation:

- The request for a Class Special Procurement exemption is an alternative contracting method for the RFP Invitation to Bid;
- In order to be in compliance with the procurement exemption the county needs to determine the following:
 - It is unlikely to encourage favoritism;
 - It will either be a cost savings to the county; or
 - It will promote public interest in a reasonable manner.
- In 2016, the county received a \$50,000 grant from the United States Department of Agriculture for an Economic Feasibility Study related to broadband fiber:
 - The county contributed additional funding for the county wide project.
- In 2017, Magellan Advisors was hired to consult on the project;
- In the spring of 2018, the following individuals were interviewed:
 - Farmers;
 - Local citizens; and
 - Residents located in the following areas:
 - The City of Gervais;
 - The northern area of the county; and
 - The North Santiam Canyon.
- After the interviews the county determined that there was a market need for fiber installation that was not being met;
- The decision was made to help communities with the expense of installing broadband fiber:
 - One farmer stated he had received a quote for an estimated \$56,000 to have the fiber installed up to his property.
- In the fall of 2018, Magellan Advisors submitted a final report with the following recommendations:
 - The county's wireless siting and dig once policy should be used for the fiber infrastructure;
 - Broadband fiber placement in the City of Detroit and the City of Idanha;
 - Assisting the City of Silverton and the City of Jefferson to develop broadband plans and goals; and
 - Develop an agriculture innovation corridor for precision agriculture applications.
- The county also plans to install fiber out to the Wheatland Ferry location;
- Data Vision was already involved with another project in the Methany and Wheatland area:
 - The company was the only provider that had fiber in the area.
- The county posted their intent to contract with Data Vision on the Oregon Procurement Information Network (ORPIN) for seven days;
- The project will benefit the following entities:
 - The county;
 - Residents in the area;
 - Area farms; and
 - Area business owners.

- The project meets statute requirements:
 - It is unlikely to encourage favoritism:
 - Data Vision has permits and is currently working in the area.
 - It is not going to compromise the solicitation process; and
 - The project only expands the area that the company is already working in.
- The special procurement closed on October 7, 2019; and
- The county received no protests or feedback.

MOTION: Commissioner Willis moved to approve an order for a Class Special Procurement exemption to the Marion County Public Contracting Rules awarding a contract for broadband fiber installation with a term ending December 31, 2020. Seconded by Commissioner Brentano; motion carried. A voice vote was unanimous.

Recessed as Contract Review Board.

Reconvened as Board of Commissioners.

(Video Time 00:42:38)

COMMUNITY SERVICES

2. Consider approval of the Cost Sharing Agreement with Data Vision in the amount of \$150,000 to assist with funding for the Methany-Wheatland Fiber Installation Project through December 31, 2020. –Danielle Gonzalez, Renee Willer, Data Vision, and Tony Weathers, Kerr Supply

Summary of presentation:

Danielle Gonzalez:

- The county has entered into a Cost Sharing Agreement with Data Vision for the project:
 - Early total project estimates were between \$385,000 and \$450,000; and
 - The county's expense for the project is \$150,000.
- An estimated 47 properties will have broadband internet fiber installed which includes some of the following:
 - Farms;
 - Agricultural businesses; and
 - Support businesses.

Renee Willer:

- Data Vision is a rural, fiber based broadband company:
 - The company is located in an agricultural area;
 - Customers with the company include some of the following:
 - Hazelnut growers;
 - Hop growers;
 - Hemp growers; and
 - Nursery men.
- Rural agriculture businesses struggle with not having an adequate broadband connection:
 - Security monitoring is a critical issue for rural businesses.

- Extending fiber to rural areas within the county can be expensive;
- Ms. Willer and Mr. Weathers started communications in April of 2016 in regards to broadband fiber:
 - Distance and installation expense were major hurdles to overcome.
- In 2018, Data Vision started working on another project in the area:
 - The company reconnected with Mr. Weathers and contacted Ms. Gonzalez to discuss fiber installation possibilities.
- Property owners along the project line will be responsible for digging a trench that extends from the public right-of-way up to their home or business;
- Work progression on the project includes the following:
 - Construction on Wheatland Road started in October of 2019;
 - An estimated 68 percent of the area customers have committed to fiber service;
 - A fiber path has been created;
 - Fiber has been pulled;
 - Fiber splicing has been scheduled; and
 - Customer installation is anticipated to begin towards the end of December, 2019.
 - Construction on Methany Road has started:
 - An estimated 40 percent of the area customers have committed to fiber service:
 - Data Vision anticipates a higher percentage once digging has started.
 - Currently plowing is being executed;
 - Fiber will need to be pulled; and
 - Fiber splicing needs to be scheduled.
- Fiber installation will extend all the way to the Wheatland Ferry dock to meet the future needs of the county; and
- Public and private partnerships will help with the completion of the fiber installation.

Tony Weathers:

- Mr. Weathers has limited options in his area:
 - He has a dial-up network;
 - Processing payroll taxes is challenging;
 - He is experiencing security monitoring issues;
 - It is challenging to stay current with the changing agricultural markets;
 - The internet has made doing business in foreign countries more accessible:
 - Information is more difficult to obtain in his area; and
 - Marketing his product is less efficient.
- County participation in the project has made it more cost effective for area residents participating in the fiber installation; and
- Mr. Weathers is thankful for the participation from the county and from Data Vision.

Board discussion:

- The commissioners thanked Ms. Gonzalez for all her efforts with the project which included:
 - Determining the issue;
 - Starting the process of finding resolution;
 - Researching the broadband options; and
 - Finding a way to complete the project.
- The commissioners expressed their appreciation for the contributions of the area residents, businesses, and Data Vision; and
- Security monitoring is an added benefit to public safety.

MOTION: Commissioner Brentano moved to approve the Cost Sharing Agreement with Data Vision in the amount of \$150,000 to assist with funding for the Methany-Wheatland Fiber Installation Project through December 31, 2020. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

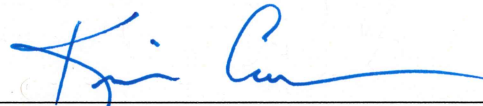
PUBLIC HEARINGS

9:30 A.M.

None.

Commissioner Willis read the calendar.

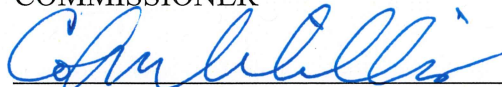
Commissioner Cameron adjourned the meeting at 10:01 a.m.



CHAIR



COMMISSIONER



COMMISSIONER

Board Sessions can be viewed on-line at

<https://www.youtube.com/playlist?list=PLSUQ1gg6M78UsBE3q6w4rdf59Z5rXkEi5>