

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, February 17, 2021
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

PRESENT: Commissioner Kevin Cameron, Commissioner Danielle Bethell and Commissioner Colm Willis. Also present were Jane Vetto as county counsel and Brenda Koenig as recorder.

ABSENT: Jan Fritz, chief administrative officer

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

(Video Time 00:00:40)

Commissioner Cameron requested a moment of silence to reflect on the individuals directly impacted by the recent winter storms.

PUBLIC COMMENT

(Video Time 00:01:29)

Valerie Geer:

- Ms. Geer is here to express concerns regarding supported housing for adults with mental illness, and the barriers these individuals face when trying to obtain admission to this type of housing;
- Ms. Geer is affiliated with HOPE Connection, a support group for family members who have mentally ill loved ones;
- Ms. Geer is the legal guardian of an adult male sibling that suffers with a mental illness:
 - He is volatile and violent;
 - He does not have insight into his illness;
 - He is not cooperative with his caregivers; and
 - He is considered disabled federally due to the severity of his mental illness:
 - His only income is social security disability.
- Ms. Geer can no longer house her sibling due to his escalating violence and destruction of property:
 - He is a risk to himself, his caregivers, and others.
- Ms. Geer's sibling was recently rejected for a spot at Horizon House. Even though Ms. Geer is his legal guardian, he was rejected because he was unable to say he wanted to go:
 - Because of his illness he cannot understand, and then agree to, the care that he actually requires.

- Ms. Geer recommends creating housing for individuals with mental illness that would look similar to senior retirement facilities, and include care and 24 hour support services.

Board discussion:

- It was recommended that Ms. Geer contact Cydney Nestor, Behavioral Health Division Director for Marion County Health and Human Services (MCHHS), for assistance with finding a solution to this problem;
- Commissioner Cameron recommend they find out how Ms. Geer’s situation pertains to the current laws, and what Marion County can and can’t do;
- Commissioner Bethell will work with Ms. Geer on trying to overcome the barriers she has encountered in trying to provide proper care for her sibling; and
- Commissioner Willis commented that Marion County staff is very skilled at taking bad situations and working to navigate solutions for residents.

PRESENTATION

(Video Time 00:14:00)

COVID-19 (Novel Coronavirus) update. –Katrina Rothenberger

- Ms. Rothenberger reported the following updates for the COVID-19 pandemic as of 8:00 a.m. on Wednesday, February 17, 2021:
 - There have been an estimated 18,030 cumulative cases within the county from the start of the pandemic;
 - The current positivity rate is estimated to be 9.2 percent;
 - An estimated 278 individuals have died from symptoms related to COVID-19; and
 - An estimated 30 Marion County residents are currently being hospitalized for symptoms related to COVID-19.
- An estimated 50,000 Marion County residents have been vaccinated:
 - This is the same estimate provided last week. The data has not been updated due to MCHHS being busy responding to issues related to the ice storm; and
 - An estimated two-thirds of these individuals are fully vaccinated.
- Joint county information for Region 2 shows an estimated 23 individuals are being hospitalized for symptoms related to COVID-19;
- The data for the two-week period, January 31, 2021, through February 13, 2021, compared to the prior two-week period is as follows:
 - There is a 25 percent decrease in COVID-19 cases:
 - These numbers may be underreported due to MCHHS being busy responding to issues related to the ice storm.
 - The majority of cases are from Keizer, Central Salem, Northeast Salem, and north Marion County;
 - The percent positivity rate has decreased to 6 percent; and
 - There were 752 COVID-19 cases:
 - An estimated 89 cases were adults in custody with the Department of Corrections.
- To move to a lower risk level the county needs to meet the following requirements:
 - Have fewer than 200 new cases per 100,000 residents:

- In Marion County this equates to having fewer than 695 new cases; and
 - If the 89 adults in custody are removed from the new cases count, Marion County will meet this requirement.
 - The percent positivity rate needs to be under ten percent:
 - Currently the rate is at six percent.
- Marion County is in a warning week, or week one. Next week is considered the movement week, when it will be decided if the county can move from the extreme risk category to the high-risk category;
- Marion County will receive 7,200 doses of the COVID-19 vaccine this week to be distributed as follows:
 - An estimated 5,000 doses to Salem Health for use at the vaccination clinics being held at the Oregon State Fairgrounds;
 - An estimated 500 doses to Yakima Valley Farm Workers Clinic; and
 - An estimated 1,700 doses to MCHHS to be used for the following categories:
 - Individuals over the age of 75; and
 - Individuals in the Phase 1A group.
- The Oregon State Fairground clinics have been a tremendous resource for administering the vaccine. The individuals who have been vaccinated at the fairground clinics so far are from the following counties:
 - An estimated 63 percent from Marion County;
 - An estimated 9.5 percent from Polk County;
 - An estimated 6.85 percent from Multnomah County;
 - An estimated 6.6 percent from Clackamas County;
 - An estimated 6 percent from Washington County;
 - An estimated 2.3 percent from Linn County;
 - An estimated 1.7 percent from Yamhill County; and
 - An estimated 1.7 percent from Lane County.
- Marion County community partner hospitals and clinics have also played a large role in getting the vaccine distributed:
 - Woodburn Ambulance facilitated a very successful vaccine clinic last week, with plans to hold the clinic weekly:
 - The clinic was put on hold due to being busy responding to issues related to the ice storm.
- The demand for the COVID-19 vaccine is still higher than the supply;
- There are some pharmacies that have started to administer vaccines;
- Individuals should check with their health care provider prior to receiving the vaccine and if they experience any adverse reactions to the vaccine;
- Two weeks after the second dose, an individual is considered fully vaccinated:
 - Individuals should continue to wear masks, socially distance, and wash hands, even when fully vaccinated.
- Marion County does not have a vaccine for children yet.

Board discussion:

- Commissioners Cameron and Bethell shared their observations and how impressed they were with a drive-through vaccination event held at Woodburn High School:

- The line moved very fast, and the health care workers were able to administer one shot every minute;
- The individuals the commissioners spoke with were very happy with the entire event:
 - Individuals with mobility issues were happy they did not have to get out of their vehicles; and
 - Caregivers driving eligible individuals were happy with the simplicity of the entire process.
- The commissioners thanked Woodburn High School and Woodburn Ambulance for facilitating this event.

(Video Time 00:34:26)

Board discussion to discuss wildfires and winter storms:

- Commissioner Cameron commented he toured North Marion County:
 - He commended the work being done by the Public Works Department, the Health and Human Services Department, first responders, and citizen volunteers.
- An estimated 60,500 residences are still without power;
- Some roads are still impassable; and
- Residents need to be prepared for emergencies:
 - Have an emergency water supply; and
 - Have emergency kits in their vehicles.

CONSENT

(Video Time 00:38:13)

BOARD OF COMMISSIONERS

Approve an incoming funds Agreement with the United States Department of the Treasury in the amount of \$10,437,591 to provide emergency rental assistance to the citizens of Marion County through December 31, 2021.

Ratify the February 13, 2021, resolution declaring a state of emergency in Marion County due to the after effects of the February, 2021, severe winter storm.

HUMAN RESOURCES

Approve a recommendation to update the classification and adjust upward the pay grade for classification #159, Shelter Manager; and establish and adopt the classification and pay grade for #163, Communication Coordinator.

TREASURER'S OFFICE

Approve an order distributing Oregon State Forestry timber revenue in the amount of \$591,514.73 as per ORS Chapter 530.

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

ACTION

(Video Time 00:39:33)

CLERKS OFFICE

1. Approve Amendment #4 to the Contract for Services with HART Intercivic, Incorporated to add \$135,000 for a new contract total of \$1,169,667.20 for the purchase of vote tabulation hardware, software licensing, maintenance, and support services through June 30, 2022.

–Bill Burgess

Summary of presentation:

- Marion County has been in partnership with HART Intercivic, and has utilized their vote tabulation system since 2011;
- There was a major upgrade to the system in 2016;
- Two grants provided funds for more recent upgrades to the system:
 - Hardware, workstations, and scanners were updated; and
 - An additional workstation was added to expedite ballot counting.
- Oregon is one of the few states that does not require federal certification of their vote tabulation system:
 - The main reason for this is because Oregon does not hold polling elections.
- Oregon does require testing, by a federally approved test lab, of its vote tabulation system;
- To ensure the system is secure, and to make sure everything is working properly, several tests are performed before every election;
- Audits of the system are required by the state;
- In 2018 the county looked at another vendor of a vote tabulation system, and determined it was in the best interest of the county to stay with HART Intercivic; and
- Accepting the grants allows Marion County to not amortize the equipment upgrades, therefore the districts will not be billed for these upgrades.

Board discussion:

- This amendment is to utilize grant money that was previously approved;
- The grants have spending requirements, and the county has approval from both grants to spend the money on the items listed in the amendment;
- It was requested that in the future the commissioners receive the original contract information along with the amendment; and
- Commissioner Bethell requested the grant and contract information.

MOTION: Commissioner Bethell moved to approve Amendment #4 to the Contract for Services with HART Intercivic, Incorporated to add \$135,000 for a new contract total of \$1,169,667.20 for the purchase of vote tabulation hardware, software licensing, maintenance, and support services through June 30, 2022. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:48:41)

HEALTH AND HUMAN SERVICES

2. Consider approval of Amendment #1 to the Intergovernmental Agreement with the Oregon Health Authority to add \$804,624 for a new contract total of \$2,011,560 to provide Choice Model Services for adults with severe persistent mental illness through December 31, 2021.

–Cydney Nestor

Summary of presentation:

- The contract funds services that are not eligible under Medicaid;
- The previous contract with Oregon Health Authority (OHA) was an 18-month contract, ending December 31, 2020:
 - The amendment extends the contract for an additional 12 months; and
 - The funding levels did not change.
- Individuals who have been discharged from the state hospital are eligible; and
- Following are some of the uses of these funds:
 - Exceptional Needs Care Coordinators who assist with transitions from higher levels of care;
 - Peer support;
 - Care coordination;
 - Supportive housing; and
 - Rental assistance.

Board discussion:

- Commissioner Bethell requested information on the Choice program; and
- The funding from OHA for this program comes with the following conditions:
 - Reporting requirements; and
 - Limitations on the types of services that can be provided with these funds:
 - The contractor can prioritize which of the allowable services the funds will be spent on.

MOTION: Commissioner Willis moved to approve Amendment #1 to the Intergovernmental Agreement with the Oregon Health Authority to add \$804,624 for a new contract total of \$2,011,560 to provide Choice Model Services for adults with severe persistent mental illness through December 31, 2021. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

(Video Time 00:54:37)

INFORMATION TECHNOLOGY

3. Consider approval of a Contract for Services with Pictometry International Corporation in the amount \$217,865 to provide aerial imagery for Geographical Information System (GIS) mapping for the Assessor's Office and other county departments through December 31, 2021. –Scott Emry

Summary of presentation:

- Marion County entered into a multi-year contract with Pictometry International Corporation;
- Preparations are underway to perform the third and final overflight of the county;
- The goal is to update this imagery every two years so comparative analysis can be done;

- This imagery is widely used throughout the county:
 - It was a vital tool used in the analysis of the Beachie Creek fire;
 - It is used for property tax assessment, land use planning and analysis, public works operations and permitting, transportation engineering and capital project planning, building and subject inspections, and a variety of emergency response needs; and
 - The public also has access to this imagery.
- The Marion County Information Technology Department is seeking approval to execute the final flight of the multi-year agreement with Pictometry International.

Board discussion:

- Community members have access to this imagery; and
- This imagery allows emergency response teams to mobilize faster.

MOTION: Commissioner Bethell moved to approve the Contract for Services with Pictometry International Corporation in the amount \$217,865 to provide aerial imagery for Geographical Information System (GIS) mapping for the Assessor’s Office and other county departments through December 31, 2021. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 00:58:48)

PUBLIC WORKS

4. Consider adopting an administrative ordinance granting Zone Change (ZC) Case #20-006/ J. Conser and Sons, LLC. –Joe Fennimore

Summary of presentation:

- This application is to change the zone on a 1.87-acre parcel located in the 400 block of State Street SE, from Commercial Retail to Commercial Office;
- The property is currently vacant;
- Adjacent properties are zoned commercial, and multi-family and single-family residential;
- The hearings officer held a public hearing on January 7, 2021:
 - On January 15, 2021 a decision was issued approving the request.
- The board held the decision for the mandatory appeal period and no appeals were received;
- The ordinance is now set for formal adoption;
- Options before the board are as follows:
 - Adopt the ordinance as written;
 - Direct staff to prepare and modify the ordinance for consideration; and
 - Choose not to adopt the ordinance at this time.
- The Planning Division recommends adopting the ordinance as written.

Board discussion:

- Conditions of the approval are as follows:
 - Obtain all building permits required when the property is developed;
 - Meet special standards for commercial uses adjacent to residential uses; and
 - All other standards in the code.
- The current owner is not the applicant for this zone change;
- The applicant is purchasing the property; and
- An explanation was provided to the board of the three different types of commercial zones.

MOTION: Commissioner Willis moved to adopt an administrative ordinance granting Zone Change (ZC) Case #20-006/J. Conser and Sons, LLC. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

PUBLIC HEARING

(Video Time: 01:03:53)

PUBLIC WORKS

A. Public hearing to consider Zone Change/Comprehensive Plan Amendment (ZC/CP) Case #20-005/Mark D. Stadeli, Trustee of the Mark. D. Stadeli Living Trust. –Lindsey King

Summary of presentation:

Lindsey King:

- This application is to change the comprehensive plan designation on a two-acre property located on Silverton Road, from Primary Agricultural to Industrial:
 - The applicant seeks a comprehensive plan amendment and a zone change;
 - The zone change is dependent upon approval of the comprehensive plan amendment;
 - For approval, an exception to statewide planning Goal 3, Agricultural Lands, must be obtained; and
 - The hearings officer has concluded that the criteria for the exception and zone change are satisfied.
- Adjacent properties are zoned Commercial, Exclusive Farm Use (EFU), and Industrial;
- The hearings officer held a public hearing on December 10, 2020:
 - On January 12, 2021, a recommendation was made to the board that they approve the request.
- Options before the board are as follows:
 - Continue the public hearing;
 - Close the public hearing and leave the record open;
 - Close the public hearing and approve the request;
 - Modify or deny the request; and
 - Remand the issue back to the hearings officer.

Testimony:

Support:

Margaret Gander-Vo:

- The applicant has satisfied all criteria for approval of this application;
- Neighboring properties are currently used for commercial and industrial purposes;
- Included with the application is a letter of support from neighbors and surrounding EFU properties;
- The applicant is asking for this change to allow for the continuation of the existing development in the surrounding area; and
- The property is part of a former mill site.

Board discussion:

- Existing buildings on the property will be modified for the proposed use;
- In the future additional maintenance and storage buildings may be built;
- The applicant, Mark Stadeli, provided an explanation of the business he runs on the property:
 - Services and installs water systems for wells:
 - Some fabrication of parts.
 - He would like to expand;
 - He works mainly with residential customers and agricultural businesses; and
 - He also does some work for a few cities.
- The county works to protect EFU farmland:
 - This parcel would be extremely difficult to farm, and it is unlikely it would ever be profitable as a farm.

MOTION: Commissioner Willis moved to close the public hearing and approve Zone Change/Comprehensive Plan Amendment (ZC/CP) Case #20-005/Mark D. Stadeli, Trustee of the Mark. D.Stadeli Living Trust. Seconded by Commissioner Bethell; motion carried. A voice vote was unanimous.

Commissioner Bethell read the calendar;
Commissioner Cameron adjourned the meeting at 10:36 a.m.

CHAIR

COMMISSIONER

COMMISSIONER

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

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