

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, June 22, 2022
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

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

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

(Video Time 00:00:38)

PUBLIC COMMENT

None.

(Video Time 00:00:42)

PRESENTATION

1. 2022 Marion County Fair highlights. –Tamra Goettsch, Jill Ingalls, Marion County Fair Board members Mike Adams and Pam Zielinski, and Key Volunteer, Colleen Busch

Summary of presentation:

- A local youth performed a piano piece for the board:
 - One of the attractions at the Marion County Fair is to showcase the talents of area youths.
- The 2021 Marion County Fair had limited attractions due to the impacts from the COVID-19 pandemic;
- The 2022 Marion County Fair had a full range of attractions including some of the following:
 - Youth showcasing animals;
 - Racing pigs; and
 - Puzzle mania.
- The Marion County Fair is offering a new application this year called STEAM Quest:
 - The application is based on the STEAM (Science, Technology, Engineering, Arts, Mathematics) program;
 - The application provides a treasure hunt around the fairgrounds; and
 - Participants who enter their answers into the application are entered to win a family package to Enchanted Forest theme park.
- The Marion County Fair Board and the Key Volunteers are responsible for coordinating the fair events;

- The 2022 fair is a three-day event;
- Tickets for the event are available online on the county’s website or onsite at the fairgrounds;
- The Marion County Fair is over 150 years old;
- Fair organizers plan events around youth who are members of 4-H (Head, Heart, Hands, Health), FFA (Future Farmers of America), and other organizations:
 - The programs teach youth valuable skills; and
 - Fair events provide an opportunity for youth to shine.
- Public competitions are held which include the following:
 - Baking competitions; and
 - Floral competitions.

Board discussion:

- The 4-H program is for all youth in both urban and rural areas:
 - The organization provides static exhibits for home economics related to some of the following activities:
 - Baking;
 - Textiles;
 - Sewing;
 - Poetry;
 - Writing; and
 - Creative arts.
- The 4-H youth participate in interviews with judges:
 - The process provides the youth with life skills.
- State statute allows for seven members on a fair board; and
- Key volunteers provide a vital role in assisting the fair board with all of the fair functions.

(Video Time 00:20:02)

2. Oregon Garden Biannual Report. –Tamra Goettsch; Ken Hector, Chair, Oregon Garden Foundation; and Delen Kitchen, Director of Operations, Oregon Garden Foundation

Summary of presentation:

- Marion County has invested in the Oregon Garden for multiple years;
- Over the prior four years, the county has invested in the Oregon Garden’s stability through a \$100,000 grant provided by the county’s Oregon Lottery resources:
 - The original contract has a five-year term date; and
 - There is one year remaining on the contract that will expire in June 2023.
- The funding assists the Oregon Garden with resources for some of the following:
 - Capital improvements; and
 - Sustaining activities.

Ken Hector:

- Mr. Hector is the Board Chair for the Oregon Garden Foundation;
- Inclement weather contributed to a decline in admissions in 2022;
- The Oregon Garden Foundation resumed management of the garden in November 2020:
 - A director has been hired to manage volunteers and membership;
 - The number of garden volunteers has increased from 30 to 52 individuals; and
 - Memberships have significantly increased.
- The garden has received some of the following grants and donations:
 - A \$100,000 grant from the Roth foundation;
 - An estimated \$15,500 in donations to support the July 3, 2022, fireworks event; and
 - Other donations.
- Personnel has increased from nine individuals in 2021, to nineteen individuals in 2022:
 - The main staffing increase is for horticultural needs.
- The garden's tram has resumed operations conveying visitors around the grounds;
- The "Art in the Garden" is a continuous summer event:
 - The event showcases artwork; and
 - The Oregon Garden receives a percentage of the profits for every piece of art that is sold.
- 2022 marks the 25th anniversary of the garden's groundbreaking:
 - A celebration is scheduled for August 18, 2022, to commemorate the anniversary.
- The foundation would like to expand the garden board:
 - The bylaws have been changed to increase the number of board members allowed; and
 - Individuals interested in agriculture and nursery industries are encouraged to apply.
- The 25-year-old garden is beginning to show major wear on equipment and fixtures including:
 - Plumbing;
 - Irrigation; and
 - The pavilion roof.
- Capital improvements that have been completed include some of the following:
 - The purchase of two utility vehicles;
 - The purchase of a 60-inch mower;
 - Significant irrigation and plumbing repairs;
 - Roof repairs;
 - Window replacements in one structure;
 - Heater replacements in two structures; and
 - A boiler replacement in one structure.
- Estimates are being obtained for the following:
 - The paving and striping of an upper lot utilized for large events; and
 - Additional lighting for the lot.

- The foundation has been making quarterly repayments on outstanding garden notes; and
- The Oregon Forest Research Institute rents space from the garden:
 - The space is utilized for an educational program for students:
 - The students learn about horticulture;
 - Prior to the COVID-19 pandemic an estimated 4,000 to 5,000 students visited the garden each year;
 - The program was halted during the pandemic;
 - Approximately 1,300 students resumed visits in the first quarter of 2022; and
 - It is anticipated that student attendance will increase in September once schools reopen following summer break.

Board discussion:

- In recent years the county made the decision to forgive the debt that the garden owed;
- It was expressed that the establishment is the Oregon Garden and not the Marion County Garden:
 - The organization needs more support from the state; and
 - There may be more opportunities available for state funding assistance.
- The Oregon Garden has a good partnership with the City of Silverton:
 - The garden receives quarterly Transient Occupancy Tax (TOT) funds from the City of Silverton; and
 - The incoming funds are then utilized to repay outstanding notes.
- The gardens relationship with the following has been critically important for business operations:
 - The private sector;
 - Marion County;
 - The City of Silverton; and
 - Volunteers.
- The Commissioners thanked Mr. Hector and Ms. Kitchen for all their efforts to improve the gardens:
 - The garden has become a well-run organization under their leadership:
 - There has been an increase in volunteers; and
 - Membership has increased.

(Video Time 00:42:36)

Commissioner Bethell requested unanimous consent to move the public hearing for the Community Development Block Grant (CDBG) and HOME Investment Partnership Program up as the next item on the agenda. Unanimous consent was received.

(Video Time 00:43:34)

BOARD OF COMMISSIONERS

A. Public hearing to consider the Program Year 2022 Annual Action Plan for the Community Development Block Grant (CDBG) and the HOME Investment Partnerships Program. –Tim Glisson

Summary of presentation:

- The public hearing is a required process before the United States Department of Housing and Urban Development (HUD) will accept any submissions;
- A notice of funding availability was posted on the county's Community Development Block Grant (CDBG) and Home Programs website in early November;
- Applications were released on December 13, 2021, on the website and to each city within the county's jurisdiction:
 - The applications were due on February 7, 2022.
- A review committee evaluated the applications based on the criteria in the application:
 - Options were identified to present to the board;
 - On March 3, 2022, recommendations were presented to the board; and
 - The board's tentative decision for funding priorities was established.
- On April 1, 2022, letters were mailed to applicants indicating the draft funding decisions;
- On May 16, 2022, the county received a letter from HUD indicating the final funding amounts for program year 2022-2023:
 - The county will receive a notice every year from HUD;
 - The notice will not be submitted until congress has passed the budget; therefore
 - A receipt date for the notice is undetermined.
- A CDBG and Home Programs Input meeting was held on May 19, 2022;
- On May 20, 2022, the draft of the 2022-2023 Annual Action Plan was released for the required 30-day comment period;
- This required public hearing is for the Draft Annual Action Plan;
- On June 29, 2022, the board has the option to formerly adopt the Annual Action Plan;
- An approved plan will need to be submitted to HUD by July 11, 2022;
- HUD has 45 days to take one of the following actions:
 - Approve the plan;
 - Deny the plan; or
 - Approve the plan with required modifications.
- The county received applications and funding requests from some of the following:
 - The Farmworker Housing Development Corporation requested approximately \$1 million;
 - Green Light Development requested approximately \$1 million;
 - The Mid-Willamette Habitat for Humanity requested \$250,000:
 - The funds requested are for the construction of two homes.
 - Marion Polk Food Share requested approximately \$500,000;
 - The North Willamette Habitat for Humanity requested approximately \$450,000;

- Sheltering Silverton requested approximately \$200,000;
- Soaring Heights Recovery Homes requested \$533,000; and
- The Boys & Girls Club requested approximately \$200,000.
- The tentative projected amounts approved by the board prior to the CDBG award includes some of the following:
 - The Soaring Heights Recovery Homes projected funding in the amount of \$533,000;
 - The Boys & Girls Club projected funding in the amount of \$234,128;
 - Support Disaster Recovery Efforts projected funding in the amount of \$481,773; and
 - Support Program Success projected funding in the amount of \$312,238.
- The board's tentative final allocation amounts after the CDBG award entail the following:
 - The Soaring Heights Recovery Homes final funding remained at \$533,000;
 - The Boys & Girls Club final funding was reduced to \$216,912:
 - A maximum of 15 percent can be allocated for public service activities.
 - Support Disaster Recovery Efforts final funding was reduced to \$406,957; and
 - Support Program Success final funding was reduced to \$289,217:
 - A maximum of 10 percent can be allocated for administration:
 - Overall, the final CDBG program funding allocated by HUD was estimated to be \$115,108 less than what was originally anticipated.
- The tentative projected amounts approved by the board prior to the HOME Program award include some of the following:
 - The projected funding amount set-aside for the Community Housing Development Organizations (CHDO) is \$93,169:
 - The amount is the required 15 percent.
 - The Mid-Willamette Valley Habitat for Humanity projected funding is \$250,000;
 - Down Payment Assistance projected funding is \$215,844; and
 - Support Program Success projected funding is \$62,112:
 - A maximum of 10 percent is required.
- The board's tentative final allocation amounts after the HOME Program award entail the following:
 - The CHDO final funding increased to \$95,794;
 - The Mid-Willamette Valley Habitat for Humanity final funding remained at \$250,000;
 - Down Payment Assistance final funding increased to 228,974; and
 - Support Program Success final funding increased to \$63,863:
 - The final HOME Program funding allocated by HUD was estimated to be \$17,506 more than what was originally anticipated.
- The HOME-American Rescue Plan (ARP) funding was included in this application cycle:
 - It was determined that no applications were submitted that met HOME-ARP funding requirements.
- The following are tentative dates for the HOME-ARP funding process:

- On June 30, 2022, a work session is scheduled for the board to allocate the funding;
- A public hearing is scheduled August 17, 2022, for the substantial amendment to the current Annual Action Plan for Year One;
- Formal board approval of the substantial amendment will be considered on August 24, 2022; and
- If approved, the plan must be submitted to HUD by September 30, 2022:
 - The goal is to submit the plan by August 30, 2022.
- Marion County received over \$2.2 million in funding:
 - A maximum of 15 percent, or an estimated \$337,000, can be allocated for administration; and
 - The remaining balance of approximately \$1.9 million will be for eligible populations including some of the following:
 - Homeless populations;
 - Populations at-risk of homelessness;
 - Populations fleeing, or attempting to flee the following:
 - Domestic violence;
 - Dating violence;
 - Sexual assault;
 - Stalking; or
 - Human trafficking.
 - Populations where providing supportive services or assistance would prevent a family's homelessness:
 - This includes individuals or families with the greatest risk of housing instability.
 - Veterans and families that include a veteran family member may be eligible if they meet the criteria.
- Individual eligible activities include the following:
 - Rental housing;
 - Tenant based rental assistance;
 - Supportive services;
 - Acquisition and development of non-congregate shelter; and
 - Nonprofit operating and capacity building assistance.

Testimony:

Sue Bloom:

- Ms. Bloom is the Chief Executive Officer (CEO) for the Boys & Girls Club (BGC) of Salem, Marion, and Polk Counties;
- The BGC has requested funding for a new facility opening in the fall, located on Lancaster Drive, near Chemeketa Community College, in Salem, Oregon:
 - The community is underserved and has high needs for this type of support:
 - An estimated 3,700 youth live within a one-mile radius of the property;

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- Over 95 percent of the youth are under the poverty level and are eligible for free or reduced lunch;
 - Fewer than 30 percent of the youth meet the state’s learning standards for the following:
 - Reading;
 - Language;
 - Arts; and
 - Math.
 - There has been a 21 percent increase in crime, within the one-mile radius of the property, over the prior two years.
 - The new BGC will serve approximately 200 youth per day, first grade through twelfth grade; and
 - The club’s programs will revolve around the following three core areas:
 - Academic success;
 - Character and leadership; and
 - Healthy lifestyles.
- The BGC offers youth a safe and nurturing environment where caring adult mentors nurture a youth’s health, well-being, and academic success;
- At the BGC, youth have access to programs and services including:
 - Free meals;
 - A health and dental service center; and
 - Teen work force development programs.
- The funding will support the BGC’s first-year operational expenses including the following:
 - Staff;
 - Utilities; and
 - Supplies.

Eric Rasor:

- Mr. Rasor expressed the following:
 - He is the President of Soaring Heights Recovery Homes;
 - He appreciates the funding assistance opportunity;
 - He wants to advocate for the funding needed to purchase an additional property;
 - The homes provide residents with an address to assist with employment opportunities;
 - Soaring Heights Recovery Homes provides individuals with a clean and sober living environment; and
 - Individuals are able to move forward with their lives.

Amy Bauldree:

- Ms. Bauldree expressed the following:
 - She is a Soaring Heights Recovery Homes Board Member;
 - Soaring Heights Recovery Homes provide safe housing and structured living;

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- Addiction can take over an individual's life;
- Programs teach individuals how to function again in society; and
- Individuals residing in the homes have an opportunity to regain their lives and possibly custody of their children.

Trish Davis:

- Ms. Davis expressed the following:
 - She is a Soaring Heights Recovery Homes Board Member;
 - The homes offer individuals a chance to reunify with their families; and
 - Residents are able to gain employment and independent housing.

Board discussion:

- The \$533,000 funding will be utilized towards the purchase of an existing property that is currently being leased:
 - The funding that was used to lease the existing property will then be utilized towards the purchase of another home;
 - The funds will also assist with operating expenses;
 - The organization wants to expand and offer more beds for individuals in need; and
 - It was expressed that the next home will be for women and children.

Commissioner Bethell adjourned the public hearing and resumed regular Board Session.

(Video Time 00:59:45)

CONSENT

BOARD OF COMMISSIONERS OFFICE

3. Approve an order delegating authority to the Marion County Chief Administrative Officer to sign all HOME Written Agreements between Marion County and any entity, subrecipient, contractor, owners, developers, sponsors, and community housing development organizations under the federal HOME Investment Partnership Program.

4. Approve an order delegating authority to the Marion County Chief Administrative Officer to sign all Environmental Review Records produced under the federal Community Development Block Grant and HOME Investment Partnership programs

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

(Video Time 01:00:46)

ACTION

BOARD OF COMMISSIONERS

Board Committee Appointments

Marion County Solid Waste Management Advisory Council

5. Consider approval of orders reappointing Bonnie Sullivan as Chair and Brian Sund as Vice-Chair to the Marion County Solid Waste Management Advisory Council (SWMAC) with terms ending April 30, 2023, and appointing Travis Cornwell as a Solid Waste Representative, Disposal Industry with a term ending June 22, 2026. –Brian May

Summary of presentation:

- The Marion County Solid Waste Management Advisory Council (SWMAC) was formed in February 1989;
- SWMAC provides recommendations on items related to solid waste and recycling within Marion County;
- The council body consists of the following:
 - Eight citizens-at-large; and
 - Eight industry members.
- Each member serves a four-year term with the opportunity to seek reappointment;
- SWMAC members meet once a month;
- Mr. Sund and Ms. Sullivan are being considered for reappointments;
- Mr. Cornwell is filling a SWMAC Disposal Site position:
 - He has attended multiple SWMAC meetings;
 - Mr. Cornwell has been through the nomination subcommittee review process:
 - The subcommittee recommended Mr. Cornwell's appointment to the SWMAC council;
 - The council approved the appointment on April 26, 2022; and
 - The appointment is now before the board for final approval.

Travis Cornwell:

- Mr. Cornwell is the Operations Manager at the Covanta Marion Inc. facility:
 - The facility is a waste-to-energy power plant.
- Mr. Cornwell expressed the following:
 - He is a graduate of Southern Oregon University;
 - His employment history includes working with some of the following:
 - The air separation cryogenics industry;
 - A gold mine;
 - A glass factory; and
 - A United States Air Force base.
 - He is passionate about the services that the Covanta Marion Inc. facility provides including:
 - The product that he sees at the facility;

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- The product that the facility takes in;
 - How the product is disposed; and
 - The metals that are recycled in the process.
- He sees a different perspective for waste management and how it can be improved.

Board discussion:

- The commissioners expressed their appreciation to Mr. Cornwell for joining the SWMAC team.

MOTION: Commissioner Cameron moved to approve orders reappointing Bonnie Sullivan as Chair and Brian Sund as Vice-Chair to the Marion County Solid Waste Management Advisory Council (SWMAC) with terms ending April 30, 2023, and appointing Travis Cornwell as a Solid Waste Representative, Disposal Industry with a term ending June 22, 2026. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:05:02)

6. Consider approval of the incoming funds Intergovernmental Agreement Land Acquisition Grant with Oregon Housing and Community Services in the amount of \$1,706,500 for the purchase of seven parcels of land totaling 15-acres for the Mill City Housing Project through June 30, 2022. –Matt Lawyer

Summary of presentation:

- The county has been working on the project for over one year:
 - The Intergovernmental Agreement (IGA) is for \$1,706,500; and
 - The project will acquire 15-acres of land located in the City of Mill City.
- On June 3, 2022, the Oregon Housing and Community Services (OHCS) staff provided an application to the Housing Stability Council for the funding to acquire the land through a grant;
- The Housing Stability Council approved the grant for \$1,706,500;
- The intent of the project is to provide owner occupied housing for displaced 2020 wildfire survivors;
- Considerable work on the project, including site development, is still needed before wildfire survivors can occupy housing:
 - Approval of the land acquisition grant is a critical step in the process.
- The current property contracts will expire in the near future;
- There are three pieces of land totaling seven parcels:
 - An estimated 9.42-acres will close on June 23, 2022:
 - The projected cost of the acreage is \$1.2 million.
 - An estimated 3.35-acres will close on June 30, 2022:
 - The projected cost of the acreage is \$310,000.
 - Five parcels totaling approximately 1.53-acres will also close on June 30, 2022:

- The projected cost of the acreage is \$196,500.
- Staff recommends the board approve the IGA Land Acquisition Grant with OHCS.

Board discussion:

- The land was put under contract in 2020:
 - In 2020, properties were more affordable; and
 - Currently property can be difficult to acquire and more expensive.
- Concern was expressed related to possible negotiations in the future for a deed restriction:
 - There are affordability restrictions that the agency may require;
 - The county is in a position to negotiate the Regulatory Agreement;
 - The documents for the program have not been completed;
 - The Regulatory Agreement has not been created yet; and
 - The county wants to participate in negotiating the agreement.
- Concern was expressed about which entity will execute the agreement:
 - It is assumed that both Marion County and OHCS will execute the agreement.
- Marion County will be receiving the funding;
- The county will purchase the land;
- OHCS has agreed to execute a Regulatory Agreement that aligns with the application;
- The county will agree to the following:
 - To enter into the Regulatory Agreement;
 - To negotiate with the agency on mutually agreeable terms about the property that is being purchased;
 - OHCS will agree to pay the county once executed purchase documents are provided; and
 - It is possible that future litigation may occur if both parties can not come to an agreement.
- Ms. Vetto expressed for clarity that it is assumed that both parties will agree to sign and enter into a mutually agreed upon Regulatory Agreement;
- Both the county and OHCS agree that affordable housing is needed;
- The terms of the affordable housing is what will be negotiated;
- OHCS is bound to specific requirements by HUD:
 - The Area Median Income (AMI) is being reviewed to determine if it needs to be statewide in order to increase the county's opportunities to get more individuals into affordable housing.
- The negotiations will determine what the affordability will look like;
- It is anticipated that the county will be building a program in the future to assist with affordable housing for families;
- The IGA Land Acquisition Grant is only for the procurement of the land;
- The county has asked for \$15 million from the same agency to secure the development of the infrastructures on the properties;

- The funding assistance should provide people with the resources they need to improve their lives and move forward;
- It is important that the funding assistance be utilized for the vision of Marion County and its communities and not the vision of an outside agency:
 - Future documents and terms should reflect the county’s vision; and
 - The bulk of the funding will come after the contract’s terms have been negotiated.

MOTION: Commissioner Willis moved to approve the incoming funds Intergovernmental Agreement Land Acquisition Grant with Oregon Housing and Community Services in the amount of \$1,706,500 for the purchase of seven parcels of land totaling 15-acres for the Mill City Housing Project through June 30, 2022. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 01:18:11)

CLERKS OFFICE

7. Consider approval of Amendment #5 to the Contract for Services with HART Intercivic, Incorporated to add \$150,000 for a new contract total of \$1,319,667.20 to provide maintenance, hardware, and software services for the vote tabulation system through June 30, 2024. –Brian VanBergen

Summary of presentation:

- This is a continuing contract that has been in effect for multiple years.

Board discussion:

- The vote tabulation system is only a voting system, and it does not handle other duties that are performed by the Marion County Clerk’s Office;
- The software provides the following:
 - Assists with ballot development;
 - Generates the Portable Document Format (PDF) that will be utilized to print the ballots;
 - The software scans the returned voter ballots;
 - It tabulates the total counts; and
 - It presents the count results.
- There are only three software packages certified for use in Oregon:
 - The office of the Oregon Secretary of State performs a rigorous process to certify the systems that can be used within the state.
- The contract with HART Intercivic, Inc. has been in effect for over a decade; and
- The Clerk’s Office performs the following to ensure that the software is providing accurate information:
 - Internal audits; and
 - Hand counts:

- During a hand count, teams of individuals tabulate by hand the votes that have been cast on ballots;
- The ballots are randomly selected by the following:
 - Precincts;
 - Batches;
 - Contests; or
 - A combination of the three.
- The process is mandated by the Oregon Secretary of State office; and
- The county follows the states guidelines for recounts.
- In the last hand recount that was completed during the prior week, the numbers were an exact match to the certified results that were generated by the tabulation software.

MOTION: Commissioner Cameron moved to approve Amendment #5 to the Contract for Services with HART Intercivic, Incorporated to add \$150,000 for a new contract total of \$1,319,667.20 to provide maintenance, hardware, and software services for the vote tabulation system through June 30, 2024. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:23:21)

COMMUNITY SERVICES

8. Consider approval of the incoming funds Intergovernmental Agreement with the Oregon Department of Administrative Services in the amount of \$2,000,000 for the Salem Community Investment Fund through June 30, 2024. –Tamra Goettsch

Summary of presentation:

- The funds are COVID-19 American Rescue Plan (ARPA) dollars that were originally awarded through the 2021 legislature and issued to state representatives and senators;
- In 2021, Marion County agreed to be the fiscal agent for the contract;
- The Intergovernmental Agreement (IGA) is for the receipt of the funds;
- The funds are to be used for economic hardships that are a result of the COVID-19 pandemic;
- Applications will be available in a few weeks as funding becomes available;
- A third party may be utilized to administer the grant program resources;
- Staff is looking for applicants that will be able to utilize the matched dollars, that can then be used for both economic hardships due to COVID-19 or other needs:
 - Examples of acceptable uses include some of the following:
 - Loss of wages;
 - Business shut down; or
 - Other economic hardships caused by actions that were imposed on the business community and organizations due to the restrictions and impacts of COVID-19.

- Staff is hoping to find an organization that can match the funding at some level and then make additional dollars available that may not have the same COVID-19 requirements.

Board discussion:

- Commissioner Willis expressed concerns with moving forward with the IGA when there are still clarity questions related to the following:
 - Determining what the county's role is; and
 - Establishing how the funding will be utilized:
 - It was suggested that it may be beneficial to present the agenda item at a future Board Session meeting following further review.
- Only eligible businesses and organizations that were negatively impacted by the COVID-19 shutdown will qualify for the resources;
- The targeted area is the City of Salem, the City of Keizer, and their Urban Growth Boundary (UGB) areas:
 - No other cities within Marion County will qualify for the funding;
 - The funding resources are available through Oregon State Representative Chris Hoy who represents the City of Salem district; and
 - The funds will be utilized to serve Representative Hoy's constituency.
- The funding can only be utilized for economic hardships that have been linked to COVID-19 from 2020 to present day;
- The funding will address needs that were not met by other COVID-19 resources;
- The county would like the resources to be linked to economic development;
- A detailed list of the requirements and restrictions will be part of the application process;
- Commissioner Willis expressed that he would like something in writing, or on the record, that specifically details what the money will be used for;
- Commissioner Bethell expressed that the scope of the plan has shifted and is unclear:
 - There is no scope for the Request For Proposal (RFP) process;
 - The definition of "organization" is not defined for economic development;
 - The funding is not county dollars that are controlled by the county;
 - The funding is going through Marion County's Economic Development program;
 - One focus of the county's economic development program is to help businesses start, develop, and provide a benefit for the community;
 - It is unclear what "organization" can apply for the RFP; and
 - It is unclear what the organization dollars can be utilized for.
- There are foundations and larger organizations that are eligible:
 - The foundations or organizations have the capacity to provide matching funds.
- The county is interested in economic development and recovery for businesses and other organizations that were negatively impacted by the COVID-19 pandemic;
- The funding will provide the applicant with the opportunity to meet the county's needs as well as address other needs that may not be directly connected to COVID-19;
- Approval of the IGA today will allow the county to receive the funding only:
 - The funds are not for any expenditures at this time.

- Commissioner Willis is concerned that once the county receives the money there is no clarity on how it will be spent:
 - The county needs to understand what Representative Hoy’s expectations are; and
 - Representative Hoy needs to understand what the county’s constraints are.
- It was suggested that once an RFP is fully drafted it can be presented at a future Management Update meeting for further conversation on how the funding will be utilized and what the county can gain through the process;
- An amended legislative bill would be required that states another option for the funding:
 - The county could potentially lose the funding opportunity;
 - Marion County was named in the legislative bill that released the funding through Representative Hoy; and
 - Another legislative process would be required.
- Commissioner Bethell expressed she would like to have further conversation and direction from Representative Hoy:
 - She does not want to lose the funding opportunity; and
 - It can provide opportunities for economic development for eligible applicants.
- Commissioner Willis expressed he will abstain from voting:
 - Conversation related to the funding has been underway for well over one year;
 - He is not opposed to receiving money to improve communities; but
 - The process with this IGA has not been transparent.

MOTION: Commissioner Cameron moved to approve the incoming funds Intergovernmental Agreement with the Oregon Department of Administrative Services in the amount of \$2,000,000 for the Salem Community Investment Fund through June 30, 2024. Seconded by Commissioner Bethell; motion carried 2-1 with Commissioner Willis abstaining from the vote.

(Video Time 01:43:26)

INFORMATION TECHNOLOGY

9. Consider approval of the Purchase Order with Mythics Inc. in the amount of \$246,164.55 for the renewal of Oracle software licenses, maintenance, and technical support services through June 30, 2023. –Gary Christofferson

Summary of presentation:

- The county purchases annual support and licensing for Oracle software:
 - Oracle requires purchases to go through one of their premier partners; and
 - Mythics Inc. is one of Oracle’s premier partners.
- The purchase order includes:
 - The license to run the Oracle financial management system;
 - Software patching;
 - Upgrades; and
 - General support.

Board discussion:

None.

MOTION: Commissioner Cameron moved to approve the Purchase Order with Mythics Inc. in the amount of \$246,164.55 for the renewal of Oracle software licenses, maintenance, and technical support services through June 30, 2023. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:45:36)

JUVENILE DEPARTMENT

10. Consider approval of the ratification of the Marion County Juvenile Employees Association (MCJEA) Collective Bargaining Agreement (CBA) 2022-2024. –Troy Gregg

Summary of presentation:

- The Marion County Juvenile Employees Association (MCJEA) represents the county's juvenile detention staff and Guaranteed Attendance Program (GAP) workers;
- Following are some of the changes included in the new agreement:
 - Language clarification;
 - The addition of the Juneteenth holiday;
 - Clarification of holiday pay for employees working at facilities that operate around-the-clock;
 - Language clarification for vacation leave including accumulation;
 - Health insurance contributions for the next two years;
 - Current Cost-Of-Living Adjustments (COLA):
 - Five percent in 2022; and
 - Five percent in 2023.
 - Modified the shift differential language;
 - The compensation time accrual cap increased from 40 to 50 hours;
 - Removed an Article from the Collective Bargaining Agreement (CBA) related to job sharing;
 - Changes to Letters Of Agreement (LOA) include some of the following:
 - Employees that have been subject to discipline within the previous six months are not eligible to bid on positions that become vacant outside the annual shift bid;
 - There was no change to the Shift Trade LOA;
 - Language was added to the Sick Leave Conversion LOA; and
 - The Pandemic Recognition Pay LOA is already in effect and has been approved.

Board discussion:

- The commissioners expressed their appreciation to all parties involved in the bargaining; and
- The bargaining process was transparent and went smoothly.

MOTION: Commissioner Willis moved to approve the ratification of the Marion County Juvenile Employees Association (MCJEA) Collective Bargaining Agreement (CBA) 2022-2024. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 01:50:32)

SHERIFF'S OFFICE

11. Consider approval of the Contract for Services with Lance Loberg, M.D., in the amount of \$522,000 to provide supervising physician services for the Marion County Jail and the Marion County Juvenile Department through June 30, 2025.

–Lieutenant Jacob Ramsey and Troy Greg

Summary of presentation:

- Dr. Loberg provides medical services to approximately 412 Adults-In- Custody (AIC) at the Marion County Jail;
- Longer incarceration periods for AIC individuals have contributed to increased percentage rates for physician services:
 - The average length of stay is currently high due to COVID-19 and the court system.
- The county is legally required to provide medical services to AIC.

Board discussion:

- Dr. Loberg provides basic and emergent medical care:
 - Nursing staff can contact him for after-hours emergencies; and
 - He provides referrals to other community organizations for specialized medical care.
- The county has other contracts for specialized care which includes mental health services and obstetrician-gynecologist (OB-GYN) services;
- Dr. Loberg is board certified in Family Medicine; and
- The county has contracted with Dr. Loberg for multiple years.

MOTION: Commissioner Cameron moved to approve the Contract for Services with Lance Loberg, M.D., in the amount of \$522,000 to provide supervising physician services for the Marion County Jail and the Marion County Juvenile Department through June 30, 2025. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:54:07)

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

(Video Time 00:42:36)

Commissioner Bethell requested and received unanimous consent to move the public hearing for the Community Development Block Grant (CDBG) and HOME Investment Partnership Program up on the agenda.

(Video Time 00:43:34)

BOARD OF COMMISSIONERS

A. Public hearing to consider the Program Year 2022 Annual Action Plan for the Community Development Block Grant (CDBG) and the HOME Investment Partnerships Program. –Tim Glisson

(Video Time 01:54:07)

FINANCE

B. Public hearing to consider adopting the Fiscal Year 2021-22 Third Supplemental Budget. – Jeff White

Summary of presentation:

- The commissioners received and reviewed the third supplemental budget for fiscal year 2021-22 in detail on March 14, 2022;
- The third supplemental budget for the fiscal year 2021-22 increases the total Marion County budget by \$11.5 million, from just over \$649 million to approximately \$661.4 million;
- The budgets of 23 different funds are being modified;
- The board resolution authorizes the specific amendments to the budget to be adopted during this meeting for fiscal year 2021-22;
- This is the final supplemental budget for the fiscal year;
- A notice of the public hearing was posted in the newspaper on June 15, 2022; and
- Local budget law requires that funds with changes in expenditures greater than ten percent must be disclosed in the public notice, along with any new appropriation categories:
 - The following funds were noticed for changes:
 - The Community Development Fund;
 - The Juvenile Grants Fund;
 - The Environmental Services Fund;
 - The Enhanced Public Safety Service District Fund; and
 - The Sheriff Grants Fund.

Board discussion:

- No one signed up for public comment for the Fiscal Year 2021-22 Third Supplemental Budget hearing; and
- The Fiscal Year 2021-22 Third Supplemental Budget was discussed in detail at a prior meeting.

MOTION: Commissioner Cameron moved to close the public hearing and adopt the Fiscal Year 2021-22 Third Supplemental Budget. Seconded by Commissioner Willis; motion carried. A voice vote was unanimous.

(Video Time 01:57:31)

C. Public hearing to consider adopting the Fiscal Year 2022-23 Budget. –Jan Fritz and Jeff White

Summary of presentation:

- The commissioners were provided a document that updates the dollar portion of the resolution:
 - Only the header was changed and updated to reflect the correct fiscal year; and
 - There were no changes to dollar values.
- The proposed resolution provides for the following:
 - Adopts the Fiscal Year 2022-23 Budget;
 - Makes appropriations; and
 - Imposes and categorizes taxes for fiscal year 2022-23.
- The public hearing was properly noticed in the newspaper on June 15, 2022;
- The budget document has been available for public review in the Board of Commissioners Office and on the Marion County website;
- A budget committee meeting was held on May 18, 2022:
 - The budget message was delivered to the budget committee; and
 - County departments presented their individual proposed budgets.
- The approved budget has 38 funds and 108 programs;
- Twenty-two decision packages were approved which included:
 - A Full-Time Equivalent (FTE) of 39.25 in total;
 - Twenty-four in the General Fund; for
 - A total of \$4.3 million.
- Public safety is a central focus for the Board of Commissioners:
 - The focus is reflected in the approved decision packages of the budget:
 - The opening of the “G” pod at the Marion County Jail will increase jail beds from 415 to 470:
 - This includes 15 FTE included in the budget for operation of the “G” pod.
 - Two FTE’s were approved for the Marion County District Attorney’s Office;
 - One FTE was approved in the Marion County Juvenile Department;

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- A new emergency management director position was approved for Marion County Public Works;
 - Materials and Services were approved for the Marion County Justice Court:
 - All of these are considered public safety; and
 - Approximately 77 percent of the General Fund budget is utilized to pay for public safety services;
- The following are significant Capital projects that are included in the budget:
 - The Health and Human Services Building for \$14.4 million;
 - The Sheriff's Office Evidence Building for \$5 million;
 - The Marion County Sheriff's Office and the Marion County Juvenile Department lock upgrades for cell doors;
 - The Marion County Public Works building remodel; and
 - Seventeen continuing projects, and several small Capital projects.
- The board has been successful in allocating American Rescue Plan Act (ARPA) dollars:
 - Requests were submitted to the Board of Commissioners Office; and
 - The board reviewed and deliberated for one year to determine how to best utilize the funding:
 - Approximately \$26 million of the county's \$66.7 million allocation will be utilized for small city infrastructure that is located throughout Marion County; and
 - Nonprofits will receive \$2.3 million in funding.
- County Services and Projects, which includes the emergency management radio system for \$9 million, totals \$42.9 million;
- Support is being provided to survivors of the 2020 wildfires with the development of two tiny home villages:
 - Each village will contain 16 tiny homes; and
 - The tiny home villages will be located in the City of Gates and the North Santiam State Park.
- Property has been acquired for the City of Mill City for future long-term housing for wildfire victims;
- The Marion County Health Department received a \$20 million grant that was added to the proposed budget totals;
- For fiscal year 2022-23 the total budget is \$692,644,391:
 - The General Fund is budgeted at \$127,696,933.
- The resolution before the board lists the total approved budget of \$692,644,391, with an appropriation amount of \$569,645,766 for the fund and department purposes outlined in the schedule provided to the commissioners;
- The resolution also imposes the taxes for fiscal year 2022-23;
- Developing the county's budget is a long process, taking almost an entire year, and requiring a significant amount of work; and
- The 2022-23 budget is the largest budget to date for the county.

Board discussion:

- The commissioners thanked staff for all their hard work preparing the budget;
- The county has made great progress with Community Development Block Grant (CDBG) and ARPA grant approvals that will have positive impacts on Marion County communities;
- In the last 18 months the communities have really engaged with the county:
 - Cities located within the county are voicing their needs and their challenges; and
 - The ARPA funding that communities are receiving will have a positive impact for future generations.
- The decisions the county makes for investing the incoming funds needs to last for multiple years into the future:
 - It is important that the funding is spent wisely;
 - Future generations will be impacted by decisions that are being made now; and
 - Marion County has a reputation for being fiscally responsible:
 - This was considered when determining how to best utilize the funding.
- Investments are being made in the public safety system:
 - Adding beds at the Marion County Jail is important for the community.
- The economy may present a challenge to the county in the upcoming year:
 - Home values have slowed down;
 - Growth has slowed down; and
 - Inflation is a concern.
- The county will be able to make adjustments to the budget in the future if needed.

MOTION: Commissioner Willis moved to close the public hearing and approve a resolution to adopt the budget, make appropriations, and impose and categorize taxes for fiscal year 2022-23. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 02:11:21)

ACTION

FINANCE

12. Consider approval of a resolution to adopt the third supplemental budget and make appropriations for fiscal year 2021-22. **(TO BE ACTED ON FOLLOWING THE PUBLIC HEARING)** –Jeff White

13. Consider approval of a resolution to adopt the budget, make appropriations, and impose and categorize taxes for fiscal year 2022-23. **(TO BE ACTED ON FOLLOWING THE PUBLIC HEARING)** –Jan Fritz and Jeff White

(Video Time 02:11:23)

Commissioner Bethell read the calendar;

(Video Time 02:14:43)

Board discussion:

- The county's philosophy is to provide people with the resources they need to improve their lives and to move forward in life:
 - This is taken into consideration when making decisions that will impact county communities and county citizens.
- Different communities have different needs; and
- It is important to understand what individuals and communities are going through so that decisions can be made that can have a positive impact.

Commissioner Bethell adjourned the meeting at 11:18 a.m.



CHAIR



COMMISSIONER



COMMISSIONER

Board Sessions can be viewed on-line at

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