



Management Update summary Minutes

OREGON

September 19, 2023. 9:30 AM

Courthouse Square, 555 Court St. NE, Salem
5th Floor, Suite 5232, Commissioners Board Room

ATTENDANCE:

Commissioners: Colm Willis, Danielle Bethell, and Kevin Cameron Staff: Jan Fritz, Matt Lawyer, Alvin Klausen, Shawnnell Fuentes, Mike Hartford, Ryan Matthews, Brandon Reich, Jane Vetto, Brian Nicholas, Jon Heynen, Chad Ball, and Salvador Llerenas.

Jan Fritz called the meeting to order at 9:33 a.m.

INFORMATIONAL:

Review the Incoming Funds IGA with the Oregon Department of Corrections for Expenses Related to Community Corrections Supervision/Services

-Mike Hartford

Summary of presentation:

- This is for the 2023-2025 biennium;
- The creation of local control through SB 145 in 1995 gave local county's control and responsibility to supervise those on parole, post-prison supervision, and probation;
- County's commissioners and public safety coordinating councils must approve community corrections biennial state plan;
 - A letter of support will be asked for and attached to the plan;
- Funding for community corrections comes from the state, administered by the Department of Corrections;
- The plan shows how funding will be spent over the two years;
- Funding comes from a formula based on a rate of the following;
 - Per client, per day on supervision;
 - An allocation is received based on percentage of clients under supervision in the county;
- The last biennium 2021-2023 there was 2,800 funded clients representing 10 percent of the statewide allocation;
 - This was about \$27.5 million;
- During the last biennium population trended down, significantly reducing the state budget;
- Marion County's population dropped down to 2,500 clients but the allocation went to 11 percent which is due;
 - The county continuing to process cases during Covid;
- The county will receive \$26.6 million in funding as well as a one-time supplemental funding of \$622,000 for personnel costs;
 - This makes the total \$27.2 million;
 - The shortfall will be made up in a position not being renewed and vacancies savings;

- The Oregon Association of Community Corrections directors are going to legislature to discuss funding;
 - Funding has always been a challenge over the years;
- Based on population forecast probation trends are going up making the budget increase;
- The funding provides court services for the county, including;
 - Supervision of 2,800 clients on parole or post-prison supervision;
 - Program supports and services for the 2,800 clients;
 - Sanctions including jails beds;
 - Debt service to the public safety building;
- The goal is to reduce criminal behavior, hold offenders accountable, and assist offenders to change;
- Approval will help fund the benchmarks, retain staff, and hire good staff;
- Commissioner Bethell and Jane Vetto stated;
 - The IGA is not complete on the state's side, if the county signs then no extension is needed, and the completed contract will be sent after it is signed;
 - The contract states anything collected on prior supervision fees will offset what is received from the state;
- The state is removing the repealed ORS and adding any previous collected funds as funds can not be collected going forward to the contract;
- The updated contract should be uploaded into the system soon; and
- It was not noticed that the repealed ORS was in the contract until it was sent out and some counties signed it.

Board Direction:

- Need to discuss the allocation of the one-time personnel costs funding;
- Update the organizational chart to reflect the appropriate changes;
- Request an extension;
- Forward the finalized contract after the language has been updated;
- There is no need to come back to management update; and
- Bring a breakdown of the other category in the budget breakdown.

Implementation of HB 3955 (2023) Emergency Shelter Siting

-Brandon Reich

Summary of presentation:

- The last two legislative sessions added into the statute;
 - There is a requirement that the county approves an emergency shelter when requested;
- The statute states the following;
 - Local government shall approve an application for the development of an emergency shelter including a youth, winter warming, day, family violence shelters;
 - If requested by an organization that has experience to do so;
- Certain criteria need to be met such as;
 - It needs to be an entity with experience providing this type of service;
 - Must have sleeping and restroom facilities;
 - Meets building codes;
 - It may be in a urban growth boundary, a acreage residential or rural residential zones;
- This is not a land use decision;

- The county can hold a hearing but there is no requirement to do so;
- Any decision is appealable to the local circuit court;
- Salem responds when an application is determined to meet criteria;
 - The decision is not noticed and there is no hearing;
- Church at the Park's tiny shelters can be placed in unincorporated areas of Marion County if it is applied for under the statute;
 - It can be denied if criteria are not met;
- There are a few options Marion County can take;
 - The board or hearings officer can make a decision on the matter;
 - Mr. Reich can be authorized to do so as well;
 - There can be a hearing;
 - This is not required;
 - This would be noticed like land use hearings are;
- The options are broken down as such;
 - The hearings officer can have a noticed hearing and make a decision;
 - The decision can get appealed to circuit court;
 - The hearings officer can make a recommendation to the board;
 - The board has a hearing, and make a final decision for the county;
- Per Jane Vetto the current process if a recommendation comes in is as follows;
 - There is an action item deciding if it is adopted, accepted or a public hearing scheduled;
- There is no timeframe involved in this process;
- There are building codes for sheds that individuals live in;
 - They need to meet dimension minimums;
- Not every proposal will meet the requirements for an emergency shelter;
- The current unsheltered population needs to be .18 percent of the state's population;
- Staff recommends the hearings officer makes a recommendation and the BOC holds a hearing;
 - This process can be changed later on;
- If the hearings officer makes a decision it won't get to the BOC as there is no appeals process; and
- Church at the Park micro-shelter location depends on negotiations.

Board Direction:

- When an application comes in a public hearing needs to be held;
- The process taken should be the following;
 - The hearings officer holds a noticed hearing;
 - A recommendation is made by the officer;
 - The BOC has a hearing and makes a decision;
 - The BOC's decision can be appealed to the circuit court;
 - The BOC will be able to express the view of the community; and
- The building codes will be looked further into.

Participation in the Community Rating System (CRS) of Federal Emergency Management Agency (FEMA)

-Brandon Reich

Summary of presentation:

- Marion County has participated in CRS since 1999;
- Residents have a 20 percent discount on flood insurance as CRS reviews county activities;

- Depending on credit amount given the discount rate is different;
- The program is comprehensive and there are tradeoffs to participate;
- The benefit is the discount, but a downside is development;
- Previously, the participation amount of flood insurance was increasing with savings of \$50,000 a year for all policies;
- This year, the amount insured dropped by a third and savings dropped by half;
- Maps are based on information from the 1960s;
 - Map amendments with individuals leaving the floodplain;
- If the loan is not federally backed no flood insurance is needed;
- A significant portion of individuals do not have flood insurance;
- The program is designed for a city to participate in the program;
 - It is harder for a county to participate and get additional points;
 - Less dense, outreach hardship and layout;
- Clackamas County left the program in 2018 as it was difficult to participate;
- CRS grades on a curve and there are no guarantees;
 - Things change and there are seven reviewers;
- Participating impacts customers;
 - Previously, what was wrong was stated and asked to correct moving on;
 - Currently, every year it needs to be shown that everything is done perfectly;
 - A single error on a certificate leads to the removal from the program;
 - This causes many elevation certificates being needed throughout a single project for a final certificate to be ready;
 - FEMA, the state and CRS do not agree on how the process needs to be causing different feedback;
 - CRS is followed as they are most restrictive;
 - Training is needed but a full training has not been offered for a few years;
 - Not all staff is trained;
- Significant staff resources are used;
 - Training to implement the program;
 - The county is involved in various work to get more points including;
 - Stormwater standards;
 - Natural hazard plans;
 - Outreach;
 - Significant Full Time Equivalent (FTE) is used every week;
 - Every five years all divisions of Public Works are involved;
 - Yearly renewal;
- Previously there was more savings compared to the staff time used;
 - Currently it has dropped and the return on the investment is not there;
- There is a potential savings of 10 to 20 percent on top with CRS;
 - The savings is \$300 to \$400;
- If the county leaves CRS individuals would need to pay an extra up to amount of \$50;
- There is large impact on new development as it takes longer and costs more;
- It is easier to do the FEMA program than FEMA and CRS;
 - Employees trained on the floodplain program and not CRS then there would be more employees available to help;
- If there is one error on a certificate there is one chance to fix if not the county is kicked out of the program;
 - The homeowner's insurance rating will be adjusted;
- FEMA can process errors with individuals on their flood insurance rates;

- Marion County has a few homes every year, so mistakes are not allowed;
- The county has succeeded for the last 20 years;
- The recommendation of the staff is the following;
 - Train more employees to work more efficiently; and
 - Remove more individuals from the floodplain.

Board Direction:

- The BOC approves exiting the program; and
- This can go on consent next week.

Criminal Justice Commission (CJC) Grant Agreement

-Ryan Matthews

Summary of presentation:

- Every biennium Marion County circuit courts receive CJC grants to support the five specialty courts;
- The grant application goes through the Coordinating Public Safety Council and is approved by the BOC;
- Marion County Health and Human Services (MCHHS) is the fiscal agent and grant administrator on behalf of the courts;
- Bridgeway is the service provider;
- The total amount is about \$800,000;
 - There are administrative fees which are \$62,590 that are retained as MCHHS is the grant administrator; and
- MCHHS is responsible for contracting, Request for Procurements (RFP's), accounts payable, reimbursements, financial reporting, and other administrative duties.

Board Direction:

- The BOC is good to proceed.

Ordinance Amending the Marion County Personnel Rules

-Salvador Llerenas

Summary of presentation:

- A team of department heads met over several months and came up with considerations;
- The following changes were made;
 - The unclassified service list of positions;
 - Removed the deputy district attorneys;
 - Authorizes department heads to have alternative work schedules if it works for the business;
 - Between the hours of 6 am and 7 pm employees can work;
 - An employee can work four ten-hour days;
 - Work location was updated with remote work not being authorized as a regular option;
 - In isolated instances this can be approved;
 - Juneteenth is added to the list of holidays;
 - Sick leave conversion was added allowing classified unrepresented with at least 110 hours to convert into 24 hours of personal time off;
 - May be requested once a year and used in the year requested;
- This will come to board session September 20, 2023; and
- Notification was sent to all department heads.

Board Direction:

- Commissioner Bethell needs information on converting unused time off into a check; and
 - The order regarding this will be sought out.

Legislative Update:

-Alvin Klausen

Summary of presentation:

- Letter of support of the Payments in Lieu of Taxes (PILT) program;
 - Drafted to the entire delegation;
 - Emphasized long-term and reliable funding;
 - There is bipartisan support;
 - Pays for federal land in Marion County that is not taxed;
 - This is renewed every year;
- Legislative committee emailed about the house behavioral health committee meeting;
 - The topic will have 75 minutes of time;
 - County to use 30 minutes;
- Opal Creek Promise;
 - Agreements between Business Oregon and United States Forest Service (USFS) are signed; and
 - Senator Jeff Merkley wants to do a press release.

Board Direction:

- Letter of Support for PILT;
 - Change last sentence of letter;
 - The letter needs to have more substance and reflect the needs;
 - The BOC can then support the letter;
- Behavioral Health Committee meeting;
 - Ask for agenda order;
- Opal Creek Promise; and
 - Commissioner Cameron will give a quote for the press release.

COMMUNICATIONS UPDATE

-Jon Heynen

Summary of presentation:

- Marion County Today;
 - Delivering check to Eagle Web Press;
 - Publication is going to the post office tomorrow;
 - Beginning to brainstorm topics for next publication;
- CGI Digital Script;
 - Have not received feedback from two about script changes;
- Survey;
 - Have not heard back about quote from DHM Research;
- Marion County Reentry Initiative (MCRI); and
 - Promoting the event.

Board Direction:

- Marion County Today;
 - Discuss topics with policy analyst;
 - Include lawsuit;
- CGI Digital Script
 - Good to move forward to film;

- Marion County Reentry Initiative (MCRI); and
 - Confirm if invoices have gone out.

COMMISSIONERS' COMMITTEE ASSIGNMENTS and UPDATE

Commissioner Danielle Bethell

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Commissioner Kevin Cameron

- Met with Brian May and Dennis Mansfield;
 - Will get solid waste update;
 - Discussed parks;
- Detroit Lake Foundation meeting;
- Planning commission meeting;
 - Regarding Accessory Dwelling Units (ADUs);

OTHER

Brian Nicholas Fire Update;

- There is an active fire at House Mountain north of the North Fork Road;
- One of two new generators caught on fire;
 - They were installed this summer;
 - It may have been installed incorrectly;
- The source of the fire is unknown;
- The generators were placed in a conic boxes of steel shipping containers;
 - Modifications were done to give proper ventilation;
- The fire has not spread beyond the conic box;
- It will take a number of days to get the site running again;
- METCOM 9-1-1 is operating without radio dispatch;
 - Dispatch is using cell phones, which is the backup plan;
 - The back up plan has been used before but there are no details; and
- Silverton Fire was the first to respond, potentially.

Board Direction:

- Continue to update the BOC.

Matt Lawyer – Grant Program;

- There have been a little over \$600,000 in total requested funds;
 - The BOC upheld an appeal of \$185,000;
- An allocation of \$411,000 in grant funds;
 - Through five applications;
- Three of the applicants would like to accept the grant;
- There are no grants to review at this time;
- The committee recommended \$97,500 for the home;
 - After the home is built then furniture can be sought;
- Guideline comments and materials were sent to the Long-Term Recovery Group (LTRG);
 - The group is commenting on program;
- Checks are not being written but based on the work done; and
- Housing Inventory will be done next week.

Board Direction:

- The BOC approved furniture and appliances up to a threshold;
 - Not through checks but Purchasing (P) Card; and
- It needs to be clear that furniture can be asked for later in the process.

Brian Nicholas – Park Supervisor Position Update;

- Second round interviews for Park Supervisor are done;
- Well qualified candidate is Kevin Thompson;
 - Currently Park Supervisor in Oxnard, California;
 - Worked from Field Maintenance to Direct Project Manager;
 - Previous job for 20 years at the Channel Islands Restoration in California;
- Met with candidate one-on-one yesterday;
 - Let him know of the challenges and opportunities;
- The right fit personality-wise;
- Matt Lawyer was part of the first-round interview;
- Chad Ball was part of the second-round interview; and
- Public Work staff spoke highly of the candidate.

Board Direction:

- The BOC does not need to meet the candidate before being hired.

Brian Nicholas – METCOM 911 Monthly Board Meeting;

- METCOM 911 has an intended funding and would like to know if Marion County would give them the dollars to build their own radio system;
- The project is four weeks out from being advertised if the board approves;
- Need to sit down with Chief Kyle McMann, the Sheriff, and Mark Spross of METCOM 911; and
- METCOM 911 stated they do not have the money to pay for user fees.

Board Direction:

- The BOC is good with the update.

Commissioner Danielle Bethell – Mayor Brian Gander of Gates;

- Met with Mayor Gander last week;
- Various topics were discussed;
- Mayor is concerned about residents being educated on costs of the sewer system;
 - Would like to see more effort on the county's part;
 - Host a service at the Firehall with various departments, specifically what is available right now and what's to come;
- There is \$600,000 for a curb/sidewalk, it is not done and there is a timeline;
- The previous city council wanted to develop a business district near city hall;
 - The county tried to get sources to purchase the lots;
 - About \$90,000 each and there are five lots;
- It has to go through land use conditions, but it is able to be done;
- There is money set aside from the reevaluation of dollars;
- Would like the BOC to consider this; and
- Nothing was promised.

Board Direction:

- The BOC would like a presentation of what this would look like.

Brian Nicholas – North Santiam Sewer Authority (NSSA) Work Session;

- Discussed outreach to the communities;
- Asked NSSA to be more active they were on board when the effort put in was seen;
- Agreed townhall meetings in November should be the start of the outreach; and

- Townhall meeting will help with understanding of the project.

Board Direction:

- The BOC is good with the update.

Commissioner Colm Willis – Public Safety Coordinating Council;

- Garland King has been on the council;
- He began working at the Marion County Juvenile Department in 2021; and
 - This does not prevent him from serving but it needs to be approved.

Board Direction:

- Discuss with Troy Gregg (Supervisor); and
- Needs to fill the position and bring value.

Commissioner Danielle Bethell – Met with Juan Larios;

- Interim Superintendent of the Woodburn School District;
- Spoke on the youth challenges in Woodburn;
- Sent many connection emails;
 - Mr. Larios has met with many of the connections;
- Marion County offers a system of care with social and emotional learning support systems;
 - Woodburn is trying to implement this and help student; and
- If this works juvenile system may not be needed.

Board Direction:

- The BOC is good with the update.

Adjourned – time: 11:00 am

Minutes by: Mary Vityukova

Reviewed by: Gary L. White