

BOARD OF COMMISSIONERS

MINUTES OF THE BOARD SESSION – Regular Session

Wednesday, December 4, 2024
9:00 a.m.

Senator Hearing Room
555 Court Street NE
Salem, OR 97301

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

ABSENT: Commissioner Danielle Bethell

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

(Video Time 00:00:42)

PUBLIC COMMENT

None.

(Video Time 00:00:47)

CONSENT

BOARD OF COMMISSIONERS

1. OLCC License – Recommended Approval

US Market 675, LLC, dba, US Market 675 – Salem, Oregon

2. Approve a resolution appointing Jan Fritz as the county’s representative to the Courthouse Square Condominium Association, and a Memorandum of Action electing Jan Fritz and Allan Pollock as directors effective January 1, 2025.

BUSINESS SERVICES

3. Approve Amendment #1 to the Contract for Services with Hydro Temp Mechanical, Inc., to add \$100,000 for a new contract total of \$200,000 to provide on-call commercial plumbing services through July 31, 2027.

HEALTH AND HUMAN SERVICES

4. Approve Amendment #2 to the incoming funds Intergovernmental Agreement with Lane County, Oregon to add \$100,000 for a new contract total of \$441,000 for the reimbursement of collection fees charged for on-line food handler training and testing for Marion County residents through December 31, 2026.
5. Approve the Contract for Services with B2 Community Care, LLC, in the not-to-exceed amount of \$150,000 to provide inpatient or residential treatment services to individuals who are not Medicaid eligible or receiving Social Security Income (SSI) benefits through June 30, 2025.
6. Approve Amendment #13 to the incoming funds Intergovernmental Agreement with the Oregon Health Authority (OHA) to add \$3,578,733.09 for a new contract total of \$9,226,658.26 for the operation of public health services through June 30, 2025.
7. Approve the Health-Related Social Needs Provider Service Agreement with PacificSource Community Solutions that allows Marion County Health and Human Services (MCHHS) to provide select Medicaid Health-Related Social Needs (HRSN) services to eligible Oregon Health Plan (OHP) members retroactive to July 1, 2024, through December 31, 2028.
8. Approve the incoming funds Subgrant Agreement with PacificSource Community Solutions to receive \$780,395 in Community Capacity Building Funds (CCBF) to support the development of the Marion County Health and Human Services (MCHHS) Health-Related Social Needs (HRSN) Program retroactive to August 31, 2024, through December 31, 2028.

HUMAN RESOURCES

9. Approve the recommendation to update the classification and adjust the pay grade upward for class code #357, Civil Engineering Associate 3, and retitle to Civil Engineer – Professional; update the classification and adjust the pay grade upward for class codes #305, Civil Engineering Associate 1; #306, Civil Engineering Supervisor; and #353, Civil Engineering Associate 2; approve an order to establish and adopt Unit 18, Marion County Sheriff Sergeant's Association (MCSSA), establish the pay grade and Sergeant classification #172; and update the classification and uphold the pay grade for class code #128, Shelter Technician.

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

(Video Time 00:03:35)

ACTION

SHERIFF'S OFFICE

10. Consider approval of the Contract for Services with the following agencies to provide uniforms, duty gear, and embroidery services through December 31, 2027:

- 911 Supply, Inc., in the not-to-exceed amount of \$500,000; and
- Greystone Partners, Inc., dba, Greystone Tactical in the not-to-exceed amount of \$500,000.

–Commander Jeremy Landers

Summary of presentation:

- These are two separate contracts for the board to consider:
 - Greystone Tactical in the amount of \$500,000:
 - The contract's term date is January 1, 2025, to December 31, 2027; and
 - It is a three-year contract.
 - 911 Supply, Inc., in the of \$500,000:
 - The contract's term dates are January 1, 2025, to December 31, 2027.
- Both contracts have the option to extend for an additional two years if necessary; and
- The purpose of two contracts is to have multiple vendor options to provide uniforms, duty gear, and critical supplies for Marion County Sheriff's Office deputies and support staff.

Board discussion:

- None.

MOTION: Commissioner Willis moved to approve the Contract for Services with 911 Supply, Inc. in the not-to-exceed amount of \$500,000; and Greystone Partners, Inc., dba, Greystone Tactical in the not-to-exceed amount of \$500,000; for uniforms, duty gear, and embroidery services through December 31, 2027. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:05:28)

11. Consider approval of Amendment #1 to add the City of Silverton to the Intergovernmental Agreement between Marion County, the City of Stayton, and the City of Woodburn for the inter-agency Special Weapons And Tactics (SWAT) team. –Marion County Sheriff Nick Hunter

Summary of presentation:

- In 2017 an Intergovernmental Agreement (IGA) was approved with the City of Woodburn;
- The City of Stayton was added in 2023;
- Amendment #1 will add the City of Silverton to the IGA;

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- The IGA provides for additional personnel that are assigned to the interagency Special Weapons And Tactics (SWAT) team;
- Having additional personnel helps to offset county personnel that are assigned to the team;
- An increase in personnel makes the team stronger and improves safety;
- There is no fiscal impact on the county;
- The City of Silverton is adding a negotiator to the team; and
- Continued collaboration with other jurisdictions is important.

Board discussion:

- SWAT was a Marion County only team for multiple years;
- Interagency collaboration builds camaraderie and improves communication between agencies;
- The ultimate goal is public safety;
- The county works with city and state SWAT teams; and
- It is important to have the resources in place to deal with any issue that arises.

Motion: Commissioner Willis move to approve Amendment #1 to add the City of Silverton to the Intergovernmental Agreement between Marion County, the City of Stayton, and the City of Woodburn for the inter-agency Special Weapons And Tactics (SWAT) team. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:9:42)

PUBLIC WORKS

12. Consider approval of the Purchase Order with the Oregon Department of State Lands (DSL) for a mitigation payment in the amount of \$117,041.80, of which an estimated \$105,021.61 will utilize federal grant funds, and an estimated \$12,020.19 will utilize county funds for the North Fork Slide Repair Project. –Ryan Crowther

Summary of presentation:

- The slide repair project is located at milepost five in the gravel section of North Fork Road;
- Sliding issues have prevented staff from paving;
- There are three active slide areas:
 - This project will stabilize one of the three areas.
- The project involves installing a shear key buttress or large rocks to stabilize the slope;
- Two streams in the area will need to be piped;
- There are 330 linear feet of stream within the project area that will be impacted;
- Staff will apply for environmental permits through the Oregon Department of State Lands (DSL):

- Mitigation or payment in lieu will be required.
- The project is eligible for a federal grant:
 - The federal portion is estimated to be \$105,021.61; and
 - The county's portion is estimated to be \$12,020.19.
- Approval of the Purchase Order will allow the project to move forward towards construction.

Board discussion:

- If approved, staff will begin work on purchasing the Right-Of-Way (ROW) from the adjacent property owner;
- The bid process cannot start until the ROW has been completed;
- Approximately 110,000 cubic yards of rock will be needed:
 - It will take rock pits time to produce this amount of material.
- Staff plans to start the bidding process in the summer of 2025 with work anticipated to begin in 2026;
- This project will require a full closure of North Fork Road;
- North Fork Road has been a gravel road for at least 20 years;
- Non actively moving areas of the road will also be paved:
 - The current plan will leave a small portion of gravel; and
 - Paving active slide areas increases issues:
 - Asphalt weighs more;
 - It is harder to fix broken asphalt when it slides; and
 - It is easier to grade gravel that has moved.
- Staff plans to fix the area that is most at risk; and
- Staff will assess the remaining areas in the future as opportunities arise.

MOTION: Commissioner Willis moved to approve the Purchase Order with the Oregon Department of State Lands (DSL) for a mitigation payment in the amount of \$117,041.80, of which an estimated \$105,021.61 will utilize federal grant funds, and an estimated \$12,020.19 will utilize county funds for the North Fork Slide Repair Project. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:14:51)

13. Consider approval of Amendment #8 to the Standard Professional Services Contract with Keller Associates to add American Rescue Plan Act (ARPA) funding in the amount of \$2,730,163 for a new contract total of \$10,148,212 to provide engineering design, land use, and permitting support for the North Santiam Canyon Sewer Project through December 31, 2026.

–Chris Einmo

Summary of presentation:

- The entire project is utilizing federal funding;

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- The county received American Rescue Plan Act (ARPA) funding from Business Oregon which entails:
 - An estimated \$40 million is for the City of Mill City and the City of Gates:
 - Funding will be utilized for the master planning, design, and construction of a new treatment plant.
 - An estimated \$10 million is for the City of Detroit and the City of Idanha:
 - Funding will be utilized for master planning and interim septic system support.
- No local match is required for the federal funding;
- The ARPA funding must be expended by December of 2026;
- Status updates for the following projects entail:
 - The Mill City Water Pollution Control Facility (WPCF) Project:
 - Surveying has been completed;
 - Geotechnical investigations for the site have been completed;
 - A purchase and sale agreement to acquire the land has been executed;
 - Engineering design for the plant is 50 percent complete:
 - The Oregon Department of Environmental Quality's (DEQ) is reviewing.
 - The environmental and National Environmental Policy Act (NEPA) process is in progress.
 - The Mill City/Gates Force Main Project:
 - One plant will serve both cities;
 - Surveying has been completed;
 - The geotechnical process is in progress;
 - The environmental and NEPA process is in progress; and
 - Engineering design is 30 percent complete.
 - The Gates Collection System Project:
 - Surveying has been completed;
 - The geotechnical investigation, environmental due diligence, and conceptual design are in progress; and
 - Engineering design has not started.
- The treatment plant site will be located on the east side of the City of Mill City:
 - Rapid infiltration basins will take the effluent and pass it into the groundwater to be infiltrated through the soil before leaving the site:
 - This is the only way available to dispose of the effluent; and
 - Oregon's Three Basin Rule prevents direct discharge into a river.
 - Six rapid infiltration basins will be used sequentially by the operator; and
 - Fairview Street will be realigned at the site area.
- The City of Gates collection system will take all the city's sewage to one lift station on Sorbin Road:
 - A regional pump station will pick it up and pump it all the way down:
 - This will require a combination of gravity and pumping.

- There will be two points where pipes will be hanging off an existing bridge that will tie into the new treatment plant;
- Amendment #8 entails the following:
 - For Mill City’s new wastewater treatment plant:
 - Final design for the project; and
 - Engineering services for bid phase and construction.
 - For the cities of Gates and Mill City subsurface investigation:
 - Additional modeling and sampling;
 - Agency comment response; and
 - A tracer study contingency.
 - Full NEPA compliance and other permitting; and
 - Predesign support for the City of Gates collection system and connection.
- Amendment #8 provides additional funding for some of the following:
 - Wastewater Treatment Plant (WWTP) design for approximately \$1.7 million;
 - Permitting and NEPA in the amount of \$180,275;
 - Survey and geotech in the amount of \$323,598; and
 - Hydrogeological modeling in the amount of \$379,604.
- Updates for the cities of Detroit and Idanha include:
 - The McCoy site exploration has been closed:
 - The phase three subsurface investigation was eliminated, which saved approximately \$181,000.
 - The totals for the cities of Detroit and Idanha are not part of Amendment #8.

Board discussion:

- Oregon’s existing Three Basin Rule and the geology of the area does not allow for a sewer discharge system at the McCoy site:
 - The only way to sustain a discharge is to be in the sandy soil near the river;
 - Clay is encountered when moving too far away from the river;
 - The clay material will not accept the effluent;
 - The county is not giving up on a solution for the area; and
 - Changes to Oregon’s Three Basin Rule may allow the county to move forward with another option in the future.
- A local newspaper in the area printed that there would be a sewer system in the City of Detroit by 2028:
 - There is no evidence that this will happen;
 - Marion County Public Works staff have been in contact with the newspaper to provide project details; and
 - The county currently does not have construction funding for services in the City of Detroit.
- There is still funding for the City of Detroit’s commercial septic:
 - The funding is not part of this contract;
 - There is a \$3.3 million allocation for the city’s commercial septic system;

- ARPA funding will be utilized for that project; and
- The funding must be spent by the end of 2026.
- It has been several months since Linn County has been updated on the project; and
- A future presentation for Linn County was requested.

MOTION: Commissioner Willis moved to approve Amendment #8 to the Standard Professional Services Contract with Keller Associates to add American Rescue Plan Act (ARPA) funding in the amount of \$2,730,163 for a new contract total of \$10,148,212 to provide engineering design, land use, and permitting support for the North Santiam Canyon Sewer Project through December 31, 2026. Seconded by Commissioner Cameron; motion carried. A voice vote was unanimous.

(Video Time 00:31:18)

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

None.

Commissioner Cameron adjourned the meeting at 9:31 a.m.

CHAIR

COMMISSIONER

COMMISSIONER

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