



**MARION COUNTY BOARD OF COMMISSIONERS
MANAGEMENT UPDATE**

Minutes

Tuesday, February 17, 2026, 9:30 a.m. – 11:30 a.m.
Commissioners' Boardroom
Courthouse Square, 555 Court St. NE, Suite 5231
Salem, Oregon 97301

Attendance:

Commissioners: Danielle Bethell, Colm Willis and Kevin Cameron.

Board's Office: Jon Heynen, Alvin Klausen, Chris Eppley, Trevor Lane, and Matt Lawyer.

Legal Counsel: Steve Elzinga, and Andrew Mittendorf

Clerk's Office: Bill Burgess.

Sheriff's Office: Warren McDaniel, and Nick Hunter.

Community and Economic Development: Chip Bury, and Kelli Weese.

Public Works: Carl Lund, Brian May, Ryan Crowther, Shane Ottosen, Brian Nicholas, and Tsige Woldegiorgis.

Finance: Jeff White, Laura Hambrecht.

Health and Human Services: Karin Perkins.

IT: Steve Brooks.

Juvenile: Trog Gregg.

Citizen: Kathy Rogers.

Commissioner Colm Willis called the meeting to order at 9:30 a.m.

Informational

1. Intergovernmental Agreement (IGA) with State of Oregon Enhanced Voting Ballot Remake Station

-County Clerk Bill Burgess

Summary of Presentation:

- New ballot duplication remake station system by the Secretary of State (SOS).
- New system would use computers, screens, and printers to duplicate ballots:
 - Especially emailed/overseas, tactile, Federal Write-In Absentee Ballot (FWAB), and other non-scannable ballots.
- Current process:
 - Two people manually remake each ballot on fresh paper ballot of same style.
 - A separate verification team checks the remade ballot against the original.
- Proposed process:
 - One or two workers duplicate ballot on-screen and print a new ballot for tally.
 - Printed ballot is then reviewed by two people against the original ballot.
- Key issues and questions raised:
 - How does it identify and pull the correct ballot style out of about 400 styles.
 - Integrity and security:
 - Reliance on screens, data storage, hackability, and public confidence.
 - No statutory or regulatory mandate:
 - This is a grant opportunity with strong pressure to participate.
 - How technology will serve voters with disabilities and what solutions exist.

Board Direction:

- Bill Burgess to arrange detailed presentation from SOS on the system:
 - Functionality, testing, errors, security, and timeline.
- Steve Elzinga to attend and review legal and security implications.
- Trevor Lane to gather information from counties using or planning to use system.

2. Hart Vanguard Upgrade

-County Clerk Bill Burgess

Summary of Presentation:

- Proposal to upgrade county's vote tally system to a newer platform.
- Cost:
 - An approximate \$254,000 initial cost.
 - An approximate \$133,000 annual maintenance cost:
 - Versus about \$60,000 currently.
- Benefits:
 - Meets Voluntary Voting System Guidelines (VVSG) 2.0 and federal election security standards.
 - Modern security features on a standalone (non-internet connected) system.
 - Easier and faster ballot design and layout.
 - Improved detection of write in votes:
 - Can detect handwriting in write-in area even if box isn't filled.
 - Reduces missed write-ins.
 - Improved accessibility features for in-person voters needing assistance.
- Timeline:
 - No rushed deadline and contract offer has been extended.
 - Target to have the system in place by the 2028 Presidential election.
- Exploring potential grant funding to offset the cost.

Board Direction:

- IT to review security measures and technical design of the Hart Vanguard system.
- IT and Clerk's Office align technical election contract process before coming to Board.
- Bring contract for consideration after IT and Legal review.

3. Helion Property Recording Alert Service (PRAS)

-County Clerk Bill Burgess

Summary of Presentation:

- Increased deed fraud concerns:
 - Recent local experience with fraudulent property recordings.
- Existing issue:
 - Ongoing public requests for easier electronic access to recorded documents, balanced against privacy and fraud concerns.
- Past discussions:
 - User name and password system allowing access and track who does.
 - Some counties allow entirely open access, which is not the preferred model.
- Current Helion capability:
 - Property Recording Alert Service similar to Jackson County:
 - Residents sign up for free and list up to 12 names.
 - System sends alerts when documents are recorded under the names.
 - Helps people quickly detect potential fraud.
 - Cost is \$3,500 the first year and \$2,500 each year thereafter.
 - Service is name based, not parcel based:
 - Trust names can be used.
 - Best practice is registering both personal and trust names.

- Implementation requires:
 - Vendor activation and configuration.
 - Legal disclaimers - records can't be guaranteed free of error:
 - Limiting county liability.
 - Some coordination with IT and possibly Finance.
- Discussion on broader public-access portal:
 - Build county controlled secured front end:
 - Through GIS or other county systems.
 - Instead of relying entirely on Helion's public model.

Board Direction:

- Proceed with enabling the Helion Property Recording Alert Service:
 - Bill Burgess work with Helion to turn on and configure the alert feature.
 - Steve Elzinga draft necessary disclaimers and terms for public interface.
 - IT support technical integration and ensure security and auditability.
- IT and the Clerk's Office explore options for a secure, county controlled online records access front end (with user login, logging, and potential fee for service model) and report feasibility and options back to the Board.

4. SOS Security Pilot Program – Drop Site Cameras

-County Clerk Bill Burgess

Summary of Presentation:

- Proposal from SOS for a security pilot program:
 - Install cloud managed cameras at 14 outdoor, 24/7 ballot drop sites.
 - To deter and detect tampering, arson, and other election threats.
- Technical/contractual structure:
 - State is primary tenant in cloud system.
 - Counties have access to their portion.
 - SOS can see all cameras statewide.
 - Local clerk's office would have a dashboard view of all 14 boxes
 - Storage:
 - Footage stored on camera SD cards and accessible via cloud.
 - Standard retention is about one month:
 - Key incidents can be archived as evidence.
 - Cameras powered on light poles and Long-Term Evolution (LTE) connectivity:
 - Avoids major trenching and fiber runs.
- Costs and grant:
 - Hardware cost around \$41,611:
 - Likely closer to \$35,459 due to a duplicate line item.
 - State grant:
 - About \$92,659 - reimburses county for upfront costs.
 - Annual licensing:
 - About \$52,140.08 for camera licensing and data connectivity.
 - State willing to delay billing for installation/services after reimbursement:
 - County cash out is mostly hardware for about \$40K.
- Concerns:
 - Governance & control:
 - Prefer county controls its security infrastructure on its own assets:
 - IT have management and configuration roles, not just viewing.
 - Data access & retention:
 - One month retention may not align with investigation timelines.
 - Need clear procedures for preserving evidence.
 - Privacy & civil liberties:
 - Questions about capturing images of people voting at drop boxes.
 - Legislative activity around cameras and profiling could affect program.

- Possible American Civil Liberties Union (ACLU) concerns.
- Security risks:
 - Unencrypted storage on cameras.
- Contractual risks.

Board Direction:

- Presentation to the Board by:
 - Representatives from the SOS’s office.
 - The installation/vendor team.
 - To fully explain:
 - System architecture, data access, and retention.
 - Roles of SOS and county.
 - Legal/privacy analysis done by SOS.
- IT to:
 - Evaluate solution against integration with county’s existing camera system.
 - Pros/cons, costs, and options where county has stronger control of system.
- Trevor Lane to contact Lane County elections staff and gather information.
- Steve Elzinga to:
 - Review grant and contract terms.
 - Identify legal/privacy risks and recommend safeguards or modifications.

5. Jail-Based Medications for Opioid Use Disorder (JMOUD) Medication Purchase Order

-Commander Jacob Ramsey

Summary of Presentation:

- Criminal Justice Commission (CJC) funded JMOUD grant:
 - Medications for adults in custody to maintain medication assisted treatment.
- Use existing funds to purchase injectable formulations through Henry Schein:
 - Long-acting medications.
- Operational detail:
 - Henry Schein allows ordering injectables on a non-patient specific basis:
 - More cost effective than one prescription per named individual.
 - Prior year similar grant amount covered full year of injectables:
 - With inventory left over.
- Financial:
 - Costing string shows approximately \$309,000 in grant funding.
 - Grant is currently 100% grant funded for this phase:
 - No general fund match.
 - New grant period extends to 28 months instead of 24 months:
 - Same total dollars.
 - Risk that funds might not cover the period fully.

Board Direction:

- Approve to move forward on consent.
- Sheriff’s Office and Finance to:
 - Closely monitor expenditure rate vs. 28-month grant period.
 - Provide early notice to Board if funding shortfall is projected.
 - If needed, bring options, including opioid settlement funds, to cover gaps.

6. Contract with K&E Excavating, LLC for North Fork Road Slide Stabilization Project

-Ryan Crowther

Summary of Presentation:

- Project scope:

- Stabilization of significant slide area within gravel section of North Fork Road.
- Involves about 110,000 cubic yards of excavation and rock work.
- Requires closing North Fork Road from spring and into the fall.
- Funding:
 - Western Federal Lands grant, with 89.73% federal share.
- Bidding:
 - Multiple bids received.
 - K&E Excavating came in about \$1 million lower than second bidder:
 - Has equipment and reputation to complete heavy projects efficiently.
- Impacts:
 - Full closure of North Fork Road for work period:
 - Access to parks beyond gravel section will be via Gates Hill Road.
 - North Fork and locations up to gravel section open from Salem side.
 - Concern about visitor confusion and congestion during busy season.
- Signage and public communication:
 - Plans for detour signs on North Fork Road and Highway 22.
 - Use of portable changeable message signs.

Board Direction:

- Approved to move forward on consent.
- Public Works project manager to:
 - Public outreach before and during the closure.
 - Coordinate with Oregon Department of Transportation (ODOT) to utilize Highway 22 permanent electronic sign:
 - Warn travelers that North Fork Road is closed.
 - Direct park traffic to Gates Hill Road.
- Public Works Communications and Jon Heynen to:
 - Prepare and distribute press release and social media notices:
 - Project scope and schedule.
 - Closure limits and detour.
 - Park access routes.

7. Memorandum of Understanding (MOU) Amendment #1 with Board of Commissioners (BOC) & Public Works (PW) for Project Closure Request for Fargo Sewer Collection System Project

-Shane Ottosen

Summary of Presentation:

- Sewer project funded by ARPA with a MOU between the BOC and PW.
- Primarily underground work:
 - Contingency built into budget due to uncertainty about subsurface conditions.
- Status:
 - Construction completed.
 - Many contingency items were not triggered, reducing total spent.
- Financial outcome:
 - Significant ARPA funds remain unspent relative to original allocation.
 - Amendment #1 adjusts MOU amount down to actual federal funds expended.
 - Frees approximately \$230,000 for reallocation to other ARPA projects:
 - Subject to federal rules.

Board Direction:

- Approved to move forward on consent.
- Finance:
 - Track released Fargo sewer ARPA funds.
 - Bring forward recommendations for reallocation of ARPA close out plan:
 - Ensure they go to projects obligated within required deadlines.

8. MOU Amendment #1 with BOC & PW for Closure Request for Parkdale Park Development Project

-Shane Ottosen & Kevin Thompson

- Parkdale Park development funded through ARPA.
- Project is completed.
- Additional amenities added during construction to utilize funds:
 - Some ARPA money remained.
- Financial outcome:
 - Approximately \$34,037.62 in ARPA funds unspent.
- Reduces MOU to actual amount spent, freeing remainder for other ARPA projects.

Board Direction:

- Approved to move forward on consent.
- Include released Parkdale funds in same ARPA reallocation planning effort:
 - Managed by Finance.

9. Temporary Construction Speed Zone Order for Brookdale Road

-Carl Lund

Summary of Presentation:

- Brooks community water system project requires work along Brooklake Road.
- Traffic management:
 - Anticipated one way traffic control in the work zone.
 - Request to implement reduced temporary construction speed zone of 25 mph.
- Limits and duration:
 - Speed zone from pull out west of old incinerator plant to Highway 99 in Brooks.
 - One way traffic anticipated for at least 28 days.
 - Speed zone requested for full duration of project work on Brooklake Road:
 - Potentially through October.
- Public communication:
 - Concern about traffic backups and complaints.
 - Plan for early notices and ongoing communication to the public.

Board Direction:

- Approved to move forward no consent.
- Public Works and Jon Heynen:
 - Create communications plan describing traffic, speed reduction, and duration.

10. Application for Franchise Agreement with Bio Clean Industries Corp for Operation of a Regulated Medical Waste Transfer Facility

-Brian May & Steve Elzinga

Summary of Presentation:

- First solid waste franchise application in approximately 30 years.
- Propose processing regulated medical waste in Marion County as a transfer facility:
 - Including from hospitals and clinics.
- Provide capacity for in-county medical waste processing:
 - Help address gap left by Covanta's exit and managing out of county flows.
- Franchise terms - draft:
 - Fixed term franchise per county code:
 - Up to 20 years.
 - No rolling term allowed for processing facilities.

- 5% franchise fee on gross revenues.
- Financial examples:
 - Estimated franchise fee revenues based on 2025 volume projections:
 - Separately for in-county and out of county material.
 - Proposed rate increase to cover franchise fee would not push Bio Clean outside reasonable rate of return or materially harm affordability:
 - From \$16 to \$17 per box
- Process:
 - Public hearing was held in July.
 - Legal counsel has been drafting the franchise agreement and findings.
 - Sometime has been spent ensuring conservative and clear terms.

Board Direction:

- Public Works and Steve Elzinga to:
 - Finalize draft franchise agreement and findings:
 - Including 5% franchise fee and fixed term.
 - Bring franchise agreement and findings to board session for formal decision.

11. MOU Amendment #2 with BOC & PW for Project Closure Request for Brooks Community Service District Wastewater Project

-Brian Nicholas & Toby Giddings

Summary of Presentation:

- Brooks wastewater ARPA project originally had significant allocation.
- Moved all but \$500,000 from wastewater to Brooks-Hopmere water project:
 - Remaining \$500,000 was held for final wastewater costs.
- Status:
 - Wastewater expenditures are now complete.
 - Approximately \$218,000 of the \$500,000 remains unspent.
- Closes wastewater project and transfers funds to Brooks-Hopmere water project.

Board Direction:

- Approved to move forward.
- Public Works (Brian Nicholas) and Finance (Jeff White):
 - Apply transferred \$218,000 to Brooks-Hopmere water project.
 - Additional funds to increase project contingency:
 - If bid prices allow extend water main to serve additional properties.

12. MOU Amendment #2 with BOC & PW for Project Closure Request for American Rescue Plan Act (ARPA) – Brooks-Hopmere Water Project

-Brian Nicholas & Toby Giddings

Summary of Presentation:

- Brooks-Hopmere community water project funded in part by ARPA.
- Financial status:
 - Guaranteed Maximum Price (GMP) and allowances show roughly on budget:
 - With modest contingency.
 - ARPA reallocation strengthens contingency and may extend water main.
- More parcels would have proximate access to a water lateral:
 - Supporting public health, economic development, and resilience.
- Water quality:
 - Project will reduce sediment and will chlorinate water:
 - Public health requirement due to storage.
 - Dissolved minerals will remain.
 - Scaling issues in some equipment may persist:
 - Property level treatment may still be needed.

- System is designed to be extendable in the future.

Board Direction:

- Approved to move forward.
- Brian Nicholas to:
 - Ensure project completion within budget.
 - If able to extend water main to serve additional properties.
 - Communicate clearly with affected businesses about:
 - Connection options.
 - Expected water quality.
 - Any property level treatment considerations.

13. Gate Sewer Collection System Project – Potential Community Funding Grant

-Brian Nicholas

Summary of Presentation:

- City of Gates sewer collection system supported by about \$26 million in Planning, Infrastructure, and Economic Revitalization (PIER) funding from Oregon Housing and Community Services (OHCS):
 - Collection mains, local pump stations, regional pump station, and force main to Mill City.
- Funding gap:
 - PIER funds can construct system but likely not private property connections:
 - For about 200 developed lots.
 - Exact gap depends on bids:
 - Recent bid climate looks favorable but not guaranteed.
- Federal grant opportunity:
 - Congressional “Community Project Funding (CPF)” specially directed U.S Department of Housing and Urban Development (HUD) Community Development (CD) funds can provide an additional \$1–3 million.
 - Senators Jeff Merkley and Ron Wyden have opened their CFP process:
 - Applications due by end of month.
 - Local delegation’s limited CD allocation means competition with priorities.
- Proposed use:
 - Grant-funded lateral connection program similar to prior septic programs:
 - First come, first served grants.
 - Subsidize connection costs for owners who voluntarily connect early.
 - Drives early hook ups and maximizes system utilization.

Board Direction:

- Public Works and Alvin Klausen too:
 - Prepare funding request for Oregon’s federal delegation:
 - Target ask of \$2 million and state willingness to accept reductions.
 - Grant connection assistance program for Gates residents and businesses.
 - Modeled on prior septic grant programs.
- Coordinate with City of Gates to ensure alignment on:
 - Connection policies.
 - Prioritization:
 - Parcels closest to mains, public health risk, and equity.
 - Administration of the connection program.

14. Title IV-E Grant Fund Reimbursements

-Troy Gregg

Summary of Presentation:

- Title IV E reimbursement for primarily juvenile justice, Youth Services supervision and support, by Oregon Department of Human Services (DHS) pass through funds.
- “Random moment” sampling determines proportion of staff time spent on activities.
- Higher proportion of reimbursable moments yields higher quarterly reimbursement.
- Reimbursements lag by about one year behind actual service provision.
- Financial:
 - Title IV E helps fund multiple positions and administrative overhead.
 - No current increase in reimbursement rates is planned.
- JBI helps project quarterly reimbursements based on time study data.

Board Direction:

- Approved to move forward on consent.
- Troy Gregg and Finance too:
 - Continue monitoring random moment results and reimbursement trends.
 - Identify if operational changes could legitimately optimize reimbursable time.
 - Inform the Board if federal/state changes materially impact funding levels.

15. Consider Proclamation Intellectual and Developmental Disabilities Awareness Month

-Karin Perkins

Summary of Presentation:

- Adopt a proclamation naming March as Intellectual and Developmental Disabilities (IDD) Awareness Month in Marion County.
- Planned board session target date of March 4th:
 - Reading and adoption of proclamation.
 - Short presentation:
 - Video of self-advocates and family.
 - Titled “Awareness starts with listening.”
 - Participation of a community member whose dream it is to be a police officer:
 - Idea to have Sheriff’s Office ceremonially “swear in” participant as honorary deputy.
 - Interest in including a patrol vehicle for photos and possible short ride.

Board Direction:

- Approved to move forward.
- Karin Perkins, Matt Lawyer and Brenda Koenig:
 - Coordinate agenda timing for a good agenda flow.
- Sheriff’s Office and Jon Heynen:
 - Develop appropriate honorary deputy recognition.
 - Arrange for a patrol car at Courthouse Square for photos, if feasible.

16. Consider Jeff Simons to be a Marion County Fair Key Volunteer Appointment

-Chip Bury

Summary of Presentation:

- Designation of Jeff Simons as a Marion County Fair key volunteer.
- Mr. Simons has previously volunteered for the Fair and at the Dog Shelter.

Board Direction:

- Approved to move forward.
- Chip Bury:
 - Confirm if Mr. Simons would like to attend board session.

17. Consider Emergent Economic Opportunity Program (EEOP) Application for Santiam Canyon Veteran’s Memorial

-Chip Bury

Summary of Presentation:

- Application from a veterans group:
 - Veterans and first responders memorial in the Santiam Canyon.
- Financials:
 - Total project budget is approximately \$360,000.
 - Requested county EEOP funding of \$257,000.
 - Remaining funds to be raised from other sources.
 - Returned ARPA funds is approximately \$252,576.69:
 - Possible funding source.
- Scope:
 - Site preparation and grading.
 - Construction of a star feature in concrete.
 - Purchase and installation of granite and a central ball feature.
 - Electrical service and conduit for lighting/flags.
 - Contingency.
- Discussion:
 - Strong support for the project in principle.
 - Debate over which funding source to use:
 - EEOP is flexible but county wide.
 - Canyon-specific restricted funds.
 - Recently freed ARPA funds, if federal rules allow reallocation.
 - Veterans would like memorial constructed by July 4.

Board Direction:

- Matt Lawyer, Chip Bury and Finance:
 - Confirm if returned ARPA dollars may legally be allocated to this project.
 - Evaluate use of:
 - Opal Creek/canyon restricted economic development funds.
 - EEOP economic development funds as last resort.
- Preference of prioritizing canyon restricted or ARPA funds before using EEOP funds.
- Matt Lawyer:
- Draft a letter of commitment indicating board intends to fund project once funding source mechanics are resolved.
- Return to the Board with final funding source recommendation.

18. Request for Approval of Contract Purchase Order for Software

-Steve Brooks

Summary of Presentation:

- County's server relies on VMware hypervisor software to run multiple virtual servers per physical host.
- VMware acquired by Broadcom:
 - Pricing and license structures significantly changed.
- Proposal:
 - 5-year "price agreement" with Broadcom via CDW for VMware support & maintenance.
 - 20% yearly increase price:
 - Substantial change from prior costs.
 - First year cost is approximately \$105-106K:
 - Total 5-year financial impact is estimated at about \$789,000.
- Vendor characterizes as 5-year pricing agreement with option to end at any time:
 - Pay a prorated amount up to date of termination.
 - Not a traditional 5-year locked contract.
- IT desires to:
 - Maintain support in the near term.

- Evaluate alternative virtualization solutions with a partner over coming year.

Board Direction:

- Place the item on Board Session:
 - Steve Elzinga to review Broadcom/CDW agreement before action:
 - Confirm it is truly terminable at any time with only prorated payment.
 - Confirm there is no 5-year lock in or hidden penalty.
- Steve Brooks too:
 - Engage partner to conduct assessment of alternative virtualization platforms:
 - Technical, financial, and migration risk.
 - Provide recommendations to Board whether to remain with VMware or not.
- If legal review finds any binding long-term obligation inconsistent with the description, item is to be pulled or modified before Board Session.

19. Legislative Update

-Alvin Klausen

Summary of Presentation:

- Family Building Blocks for a Federal CPF Support Letter:
 - Regarding child abuse prevention programming.
 - Request is to Senators Wyden and Merkley:
 - Their CD allocation.
 - Concern:
 - CPF funding is limited per member.
 - Request could compete with Marion County's federal priorities.
 - Commissioner Cameron asked directly for letter and referred it to full Board.
- HB 4106 – Civil Commitment Transportation:
 - Hearing/work session.
 - Committee Chair signaled bill is not there yet:
 - Intends to rework it for a future session rather than pass it this year.
 - Dissatisfaction expressed about:
 - Committee handling.
 - Influence from stakeholders based on misinterpretations of language:
 - Had been drafted with legal input.
- Measure 114 Implementation Bill & Committee Conduct
 - Representatives initially voted to pause until Supreme Court ruling.
 - Representative Jason Kropf recessed, spoke with the representative who changed their vote:
 - Altering the bill's outcome.
 - Observers described interaction as high pressure and non-transparent.
 - Original law provided broad carve outs for law enforcement:
 - Including retirees.
 - Current legislative revisions:
 - Restored carve out for retired police officers under HR 218.
 - Removed carve outs for many other sworn or corrections-related roles unless they are active police officers.
 - Sheriff highlighted operational concerns and inconsistency with prior understandings.
- DC Trip – Agency Meetings:
 - U.S. Department of Transportation (USDOT):
 - Bridge/road reclassification issue.
 - \$42M Bridge Improvement Program request.
 - Visuals and clear explanation of road vs. bridge classification impacts, emergency response, and funding.
 - U.S. Fish & Wildlife Service (USFWS):
 - Endangered Species Act (ESA), critical habitat, and spotted owl.

- Linked to Oregon’s Habitat Conservation Plan (HCP):
 - Effort led by Commissioner Nyquist (Linn County).
 - Contest over habitat designations where owl is not present.
 - Concern rules drive state HCP constraints:
 - Goal to press for evidence based adjustments.
 - Avoid excessive restrictions on timber lands.
 - U.S. Department of Veterans Affairs (VA):
 - Priority for Commissioner Bethell:
 - Veterans cemetery/memorial site near Salem.
 - Use old prison on Turner Road as potential cemetery or memorial in coordination with City, tribes, and VA:
 - Aerial imagery and maps.
 - Land designation/zoning information and any VA siting criteria.
 - Clear narrative on why site is preferable to proposed sites.
- ESA/Oregon HCP Coordination (Lane/Linn/Marion Counties):
 - Proposed rule changes allowing Secretary to include or exclude critical habitat based on updated evidence.
 - Local counties’ concerns:
 - Some National Forests should no longer be treated as spotted owl habitat.
 - Oregon’s proposed HCP may go beyond federal requirements:
 - Unnecessarily restricting harvest and local revenues.
 - Commissioners confirmed intent to:
 - Align with Linn County’s effort (Commissioner Nyquist).
 - Ensure Marion County’s support is clearly and accurately conveyed.
- Kraken/Kratom Resolution (NACo / DEA Scheduling)
 - Brief mention at the end:
 - Commissioner Bethell plans to carry a resolution at a national meeting (health subcommittee) to have kratom scheduled by the DEA.
 - Oregon has not made progress on state level regulation, so she is pursuing a federal approach in collaboration with other counties and states.

Board Direction:

- Family Building Blocks for a Federal CPF Support Letter:
 - Commissioner Cameron may sign a support letter individually.
 - Commissioner Bethell will not sign, to avoid competition with county projects.
- HB 4106 – Civil Commitment Transportation:
 - Continuing working with stakeholders and legislators.
- DC Trip:
 - Concise summary to review while traveling.
 - USDOT:
 - Bridge/road classification maps, cost estimates, emergency response impacts, and a clear explanation of the \$42M ask.
 - USFWS:
 - ESA/spotted owl data, critical habitat maps, Oregon HCP summary, and materials from Linn County.
 - VA:
 - Turner Road prison site maps (aerials), parcel boundaries, current land use/zoning, and VA siting criteria.
 - Commissioner Bethell wants to focus on this.
- US Army Corps of Engineers – Legal Guidance
 - Steve Elzinga:
 - Written guidance related to Detroit or reservoir operations.
 - Clarify:
 - Risks of informal meetings.

- How to preserve the County's legal rights and positions.
- Advise whether pending meeting should be rescheduled based on analysis.

20. Board Session

- **February 18, 2026 – No Meeting**
- **February 25, 2026 – No Meeting**
- **March 4, 2026**
- **March 11, 2026**

-Commissioner Colm Willis

Summary of Presentation:

- No Board Session.

Board Direction:

- Good with update.

COMMISSIONERS' COMMITTEE ASSIGNMENTS and UPDATE

Commissioner Danielle Bethell

- Plan to carry resolution in the health subcommittee:
 - Have Kratom scheduled by the Drug Enforcement Administration (DEA).
 - Oregon has not made progress on state-level regulation.
 - Pursuing federal level approach.

Commissioner Kevin Cameron

- N/A

Commissioner Colm Willis

- N/A

Other

Radio System Project Update

-Brian Nicholas

Summary of Presentation:

- Tate submitted detailed design packages for the radio system:
 - County rejected the submittal as incomplete.
- Out of 17 sites, documentation only covered 12 broadcast/receive sites:
 - Not the 5 microwaves.
- County wants full designs up front to avoid costly field fixes and change orders.
- Tate has already ordered all microwave equipment at its own risk to meet schedule:
 - Microwave install still targeted for June.
- Construction status:
 - 7 site construction contract is moving quickly.
 - Metcom site is complete - tower foundation poured.
 - Crooked Finger site concrete is done:
 - Waiting for tower delivery and erection.
 - Fencing to follow.
 - All 6 County towers fully fabricated and stored in Iowa awaiting ship dates.
 - All generators have been delivered.
 - Contractor is breaking ground at McCully and Lower Prospect next:
 - Taking advantage of dry weather, including at lower elevation sites.
- Upcoming work:
 - Considering starting APW if weather allows:
 - Approximately 1,600 ft elevation.
 - Radio equipment installation planned for July–September:

- Assuming microwave schedule holds.
- Dispatch console system:
 - Kick off held for the Metcom dispatch console design.
 - Prior contract with the County has lapsed.
 - Can keep up with site construction but dispatch console design/deployment is complex and likely needs consultant help.
 - Propose appointment to Shawn Halsey for dispatch console coordination support:
 - Anticipated cost under \$100,000.
 - No dedicated budget line exists for this consulting need.
- Funding and ARPA/Davis Bacon issues:
 - \$9 million in ARPA allocated plus about \$950,000 in funds obtained by Senator Fred Girod.
 - If total ARPA exceeds \$10 million, Davis-Bacon wage requirements apply.
 - Concern of existing contracts may not fully incorporate Davis-Bacon rules:
 - Could require significant changes or change orders if triggered.
 - Discussed if remaining project dollars can be funded with general fund to avoid crossing ARPA threshold.
 - Finance stated some funds shifted to revenue replacement/general fund:
 - Can still be used for radio without increasing ARPA total count.

Board Direction:

- Brian Nicholas:
 - Continue to reject incomplete design submittals from Tate.
 - Insist on full designs for all 17 sites before acceptance.
 - Maintain construction and equipment schedule while managing design risk.
 - Prepare a direct appointment contract with Shawn Halsey.
 - Bring the contract and funding approach to the Board for approval.
- Brian Nicholas, Steve Elsinga, and Jeff White:
 - Review current and planned allocations to radio project vs. Davis Bacon rules.
 - Evaluate options to use general fund or non-ARPA funds for remaining costs.

Adjourned – time: 11:41 a.m.

Minutes by: Mary Vityukova

Reviewed by: Gary L. White