

**ANNOTATED AGENDA FOR THE  
MEETINGS OF THE  
BOARD OF COMMISSIONERS**

**Tuesday, October 13, 2009 - 9:00 AM**  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

**EXECUTIVE SESSION**

Chair Ted Wheeler convened the meeting at 9:00 a.m., with Commissioners Jeff Cogen and Deborah Kafoury present, Commissioner Diane McKeel excused, and Vice-Chair Judy Shiprack arriving at 9:09 a.m..

**E-1 The Multnomah County Board of Commissioners will meet in Executive Session pursuant to ORS 192.660(2) (d)(e) and/or (h). Only representatives of the news media and designated staff may attend. News media and all other attendees are specifically directed not to disclose information that is the subject of the Executive Session. Final decisions are decided in public Board meetings. Presented by County Attorney Agnes Sowle.**

EXECUTIVE SESSION HELD.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:25 a.m.

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**Tuesday, October 13, 2009 - 9:15 AM**  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

**BOARD BRIEFING**

Chair Ted Wheeler convened the meeting at 9:25 a.m., with Vice-Chair Judy Shiprack and Commissioners Jeff Cogen and Deborah Kafoury present and Commissioner Diane McKeel excused.

**B-1 Multnomah County Attorney's Annual Litigation Report, Agnes Sowle, John Thomas, Jenny Morf and Stephen Madkour.**

COUNTY ATTORNEY AGNES SOWLE AND ASSISTANT COUNTY ATTORNEYS STEPHEN MADKOUR AND JENNY MORF PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND COMMENTS ON ISSUES INCLUDING ACTIVE AND PENDING CASES, THE EMPLOYEE/CLIENT TRAININGS PROVIDED BY RISK MANAGEMENT, THE SHERIFF'S OFFICE AND THE ATTORNEY'S OFFICE TO

ADDRESS LAWSUITS BEING BROUGHT AGAINST THE SHERIFF'S OFFICE BY CURRENT OR FORMER INMATES, INCLUDING CLAIMS OF EXCESSIVE USE OF FORCE, RELIGIOUS DISCRIMINATION, VIOLATIONS OF THE AMERICANS WITH DISABILITIES ACT, AND VARIOUS OTHER CIVIL RIGHTS CLAIMS. IN RESPONSE TO QUESTIONS OF COMMISSIONER COGEN, CHIEF FINANCIAL OFFICER MINDY HARRIS EXPLAINED THAT MOST OF THE \$20 TO \$21 MILLION IN THE RISK FUND IS RESERVED FOR ACTIVE AND RETIRED EMPLOYEE HEALTH BENEFITS; THAT LAWSUIT PAYOUTS WON'T HAVE TO COME FROM THE GENERAL FUND BUT WILL RAISE THE COUNTY'S RISK MANAGEMENT FEES.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:40 a.m.

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**Tuesday, October 13, 2009 - 10:00 AM**  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **BOARD BRIEFINGS**

Chair Ted Wheeler convened the meeting at 10:07 a.m., with Vice-Chair Judy Shiprack and Commissioner Jeff Cogen present, Commissioner Diane McKeel excused, and Commissioner Deborah Kafoury arriving at 10:10 a.m.

**B-2 Briefing Regarding the Integration of Regional Land Use and Transportation Efforts in a Way that Sustains Economic Competitiveness and Prosperity, Protects Farms and Natural Areas, and Enhances Our Quality of Life. Presented by Metro Councilors Robert Liberty, Rod Park and Rex Burkholder and Metro Chief Operating Officer Michael Jordan.**

CHAIR WHEELER INTRODUCED AND WELCOMED METRO COUNCILORS ROBERT LIBERTY AND REX BURKHOLDER AND METRO CHIEF OPERATING OFFICER MICHAEL JORDAN.

COUNCILORS LIBERTY AND BURKHOLDER AND COO JORDAN PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND COMMENTS ON ISSUES INCLUDING RECOMMENDATIONS, REGIONAL TRANSPORTATION PLAN, URBAN AND RURAL RESERVES CHANGING THE PROCESS AND TAKING A MORE NUANCED APPROACH AND ECONOMIC ANALYSIS, GREATER INVESTMENT POLICIES , PUBLIC FINANCES AT THE LOCAL LEVEL IS BROKEN IN OREGON, WE NEED TO EXPLORE DIFFERENT TOOLS

IN RESPONSE TO COMMISSIONER SHIPRACK'S REMARK THAT SOME AREAS HAVE GROWN AND CONTINUE TO GROW WITHOUT FUNDS FOR SCHOOL DISTRICT HAVE TO BE ABLE TO PROVIDE MULTNOMAH COUNTY SERVICES ,

MR. JORDAN ADVISED METRO HAS SIX GOALS BALANCING 28 GENERAL GOVERNMENTS IN THE REGION , BOUNDARIES DO NOT MATCH

CHAIR WHEELER ADVISED HE VERY MUCH APPRECIATES INTEGRATION; LOOKING AT THE BIG PICTURE IS THE RIGHT WAY TO GO; BUT THE QUESTION FOR HIM WILL COME DOWN TO MONEY. CHAIR WHEELER EXPLAINED THAT AS THIS UNFOLDS, HE WILL WANT TO KNOW CHALLENGING BALANCING

COUNCILOR BURKHOLDER STATED THE WORLD HAS CHANGED SINCE THE LATE 1990'S GLOBAL WARMING, ETC. COST THE PUBLIC DOESN'T HAVE TO BEAR MEASURES 37 AND 50 THERE ARE TOOLS OTHER THAN URBAN RENEWAL THAT ARE MORE SUCCESSFUL CITIES AND COUNTIES NEED TO GET TOGETHER AND DECIDE

COUNCILOR LIBERTY DISCUSSED THE POPULATION GROWN RATE, ADVISING WE HAVE VERY STEADY GROWTH IN THE REGION BUT THE PAST 20 YEARS FUTURE HARD TO PREDICT MAY HAVE CLIMATE CHANGE

COMMISSIONER KAFOURY ADVISED TO MAKE SURE AFFORDABLE HOUSING IS INCLUDED

COUNCILOR LIBERTY REFERRED COMMISSIONER KAFOURY TO PAGE 314, EAST PORTLAND CENTRAL CITY BECOMES MORE POPULATED COUNTY'S CONTRIBUTIONS IN THAT AREA WOULD BE VERY MUCH APPRECIATED

COUNCILOR BURKHOLDER ADVISED WE ARE LOOKING VERY CAREFULLY AT HOUSING COSTS; LOOKING AT AFFORDABILITY IN ANOTHER WAY IF PEOPLE DON'T HAVE TO RELY ON CARS, COST OF LIVING GOES DOWN

CHAIR WHEELER THANKED METRO.

**B-3 Vera Institute of Justice Briefing on Criminal Justice Research and Trends. Presented by Commissioner Judy Shiprack, Christine Scott-Hayward, Research Associate, the Vera Institute of Justice and Reagan Daly, Senior Research Associate, Center on Sentencing and Corrections.**

KARL GOODMAN, ASSISTANT DIRECTOR, DEPARTMENT OF COMMUNITY JUSTICE THANK COMMISSIONER SHIPRACK FOR HAVING US HERE TODAY DR. REAGAN DALY CHRISTING SCOTT-HAYWARD, CHARLENE RYAN

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at 11:15 a.m.

**Thursday, October 15, 2009 - 9:00 AM**  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

**REGULAR MEETING**

Chair Ted Wheeler convened the meeting at 9:02 a.m., with Vice-Chair Judy Shiprack and Commissioners Jeff Cogen and Diane McKeel present, and Commissioner Deborah Kafoury arriving at 9:03 a.m.

**CONSENT CALENDAR**

UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER SHIPRACK, THE CONSENT CALENDAR WAS UNANIMOUSLY APPROVED. [4-0].

C-1 Budget Modification DCM-04 Reclassifying One Position in the DCM Finance and Risk Management Division, as Determined by the Class/Comp Unit of Central Human Resources

**PUBLIC COMMENT**

Public Comment was made and received for the record.

**REGULAR AGENDA**

AT THE REQUEST OF CHAIR WHEELER AND UPON MOTION OF COMMISSIONER MCKEEL, SECONDED BY COMMISSIONER COGEN, CONSIDERATION OF A UNANIMOUS CONSENT ITEM WAS UNANIMOUSLY APPROVED. [4-0]

Commissioner Kafoury arrived at 9:03 a.m.

**UC-1 PROCLAMATION Proclaiming the Month of October DOMESTIC VIOLENCE AWARENESS MONTH in Multnomah County, Oregon**

COMMISSIONER MCKEEL MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF UC-1.

MULTNOMAH COUNTY DOMESTIC VIOLENCE COORDINATOR CHIQUITA ROLLINS EXPLANATION. CHAIR WHEELER READ THE PROCLAMATION.

COMMISSIONER COGEN ACKNOWLEDGED AND THANKED MS. ROLLINS AND DISTRICT ATTORNEY MICHAEL SCHRUNK FOR THEIR WORK AND LEADERSHIP IN INTERVENTION AND PREVENTION EFFORTS AND SPECIALIZED DOMESTIC VIOLENCE PROSECUTION AND PROVIDING COMMUNITY-BASED VICTIM SERVICES

COMMISSIONER KAFOURY ADVISED THE COUNTY IS SO LUCKY TO HAVE CHIQUITA HERE. CHAIR WHEELER THANKED THE PRESENTERS.

PROCLAMATION 09-125 UNANIMOUSLY ADOPTED. [5-0]

**R-1 Board Briefing on the Multnomah County District Attorney Audit: Data, Technology and Communication with the Public. Presented by Steve March, Multnomah County Auditor, Shea Marshman Auditor's Office, Mike Schrunk, District Attorney, John Bradley and Scott Marcy District Attorney's Office.**

AUDITORS STEVE MARCH AND SHEA MARSHMAN PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

DISTRICT ATTORNEY MIKE SCHRUNK COMMENTS

COMMISSIONER SHIPRACK ADVISED SHE RECALLS SITTING IN THE DISTRICT ATTORNEY'S OFFICE ISSUING DECISIONS BY HAND

CHAIR WHEELER THANKED THE AUDITOR AND DISTRICT ATTORNEY.

**R-2 Authorizing Settlement of Claim for Personal Injury to Pre-Trial Detainee**

COMMISSIONER COGEN MOVED AND COMMISSIONER KAFOURY SECONDED, APPROVAL OF R-2.

ASSISTANT ATTORNEY DAVID BLANKFELD EXPLANATION.

SETTLEMENT UNANIMOUSLY APPROVED. [5-0]

**R-3 NOTICE OF INTENT for Aging and Disability Services Division to Apply for National Center on Elder Abuse Grant of \$10,000 to Expand Local Multidisciplinary Elder Justice Coalitions/Networks in Multnomah County**

COMMISSIONER COGEN MOVED AND COMMISSIONER KAFOURY SECONDED, APPROVAL OF R-3.

MOHAMMAD BADER EXPLANATION.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [5-0]

**R-4 Appointment of Michael Mace, Sharon Cowley, Basil Panaretos, Robert Heimbucher and Neal Galash to the BOARD DESIGNEE POOL (ORS 309.067(1)(a)) and Appointment of Michael Mace, Sharon Cowley, Robert Heimbucher, Neal Galash, Robert Boyer, Toni Sunseri, David Threefoot and Gary Pope to the NON-OFFICE HOLDING POOL (ORS 309.067 (1)(b)) for the 2009-2010 BOARD OF PROPERTY TAX APPEALS**

COMMISSIONER COGEN MOVED AND COMMISSIONER KAFOURY SECONDED, APPROVAL OF SUBSTITUTE/AMENDED APPOINTEES.

DEBI HUFF, OPERATIONS SUPERVISOR/BOARD OF PROPERTY TAX APPEALS, EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER AND COMMISSIONER KAFOURY. MS. HUFF TO SEND CHAIR WHEELER MORE PROPERTY TAX APPEAL INFORMATION TO SHARE WITH THE BOARD.

APPOINTMENTS UNANIMOUSLY APPROVED. [5-0]

**R-5 Reappointment of Pamela Knowles and Appointment of Brian Rice, Jennifer Cies and Max Miller to the Board of Directors of the REGIONAL ARTS AND CULTURE COUNCIL. Presented by Eloise Damrosch Executive Director, Regional Arts and Culture Council.**

COMMISSIONER SHIPRACK MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-5.

ELOISE DAMROSCH, EXECUTIVE DIRECTOR, REGIONAL ARTS AND CULTURE COUNCIL INTRODUCED JENNIFER, CIES, BRIAN RICE AND MAX MILLER. MS. CIES, MR. RICE AND MR. MILLER COMMENTS IN SUPPORT.

COMMISSIONER COGEN AND CHAIR WHEELER EXPRESSED THEIR APPRECIATION

APPOINTMENTS UNANIMOUSLY APPROVED. [5-0]

**R-6 First Reading of a Proposed ORDINANCE Amending Multnomah County Code Chapter 21.406, Ambulance Staffing. Presented by Bill Collins and Dr. Gary Oxman.**

COMMISSIONER COGEN MOVED AND COMMISSIONER SHIPRACK SECONDED, APPROVAL OF THE FIRST READING.

EXPLANATION GIVEN.

THE FIRST READING WAS UNANIMOUSLY APPROVED. THE SECOND READING IS THURSDAY, OCTOBER 22, 2009. [5-0]

**R-7 RESOLUTION Declaring Intent to Extend the Agreement for Exclusive Ambulance Service, Contract No. 0506046 with American Medical Response Northwest (AMR) and Authorizing Negotiations for Extension. Presented by Bill Collins and Dr. Gary Oxman.**

COMMISSIONER SHIPRACK MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-7.

EXPLANATION GIVEN.

RESOLUTION 09-127 UNANIMOUSLY ADOPTED. [5-0]

**R-8 PROCLAMATION Declaring the Week of October 19, 2009 Save for Retirement Week in Multnomah County, Oregon**

COMMISSIONER MCKEEL MOVED AND COMMISSIONER SHIPRACK SECONDED, APPROVAL OF R-8.

EXPLANATION GIVEN.

PROCLAMATION 09-126 UNANIMOUSLY ADOPTED. [5-0]

**R-9 Administrative Review Update and Briefing. Presented by Jana McLellan, Chief Operating Officer, Carol M. Ford, Administrative Review Project Manager and Bob Thomas, Facilities and Property Management Director.**

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

**R-10 First Reading of a Proposed ORDINANCE Establishing Vehicle Registration Fees (Multnomah County Code Sections 11.250-11.256) for Construction of a New Sellwood Bridge. Presented by Karen Schilling.**

COMMISSIONER COGEN MOVED AND COMMISSIONER SHIPRACK SECONDED, APPROVAL OF THE FIRST READING.

EXPLANATION GIVEN.

THE FIRST READING WAS UNANIMOUSLY APPROVED. THE SECOND READING IS THURSDAY, OCTOBER 22, 2009. [5-0]

**R-11 Recap Briefing on Latino Heritage Month for Multnomah County. Presented by Commissioner Deborah Kafoury, Commissioner Jeff Cogen, RJ Cervantes, and Marissa Madrigal.**

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

## **BOARD COMMENT**

No board comments were made.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 11:38 a.m.

Submitted by:

Lynda J. Grow, Board Clerk

Marina Baker, Assistant Board Clerk and

Shirley Luo, Intern

Board of County Commissioners

Multnomah County