

ANNOTATED MINUTES

Thursday, September 6, 2001 - 9:00 AM
Multnomah Building, First Floor Commissioners Conference Room 112
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

Chair Diane Linn convened the meeting at 9:05 a.m., with Commissioners Serena Cruz, Lonnie Roberts and Maria Rojo Steffey present, and Vice-Chair Lisa Naito arriving at 9:13 a.m.

- E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(e) to Deliberate with Persons Designated to Negotiate Real Property Transactions. Only Representatives of the News Media and Designated Staff May Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session. Presented by John Thomas and Bobbi Luna.

EXECUTIVE SESSION HELD.

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

Thursday, September 6, 2001 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Diane Linn convened the meeting at 9:35 a.m., with Vice-Chair Lisa Naito and Commissioners Serena Cruz, Lonnie Roberts and Maria Rojo Steffey present.

CONSENT CALENDAR

***UPON MOTION OF COMMISSIONER ROBERTS,
SECONDED BY COMMISSIONER NAITO, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-4)
WAS UNANIMOUSLY APPROVED.***

NON-DEPARTMENTAL

- C-1 Appointment of Donna Scott Munroe to the COMMUNITY HEALTH COUNCIL
- C-2 Appointment of Linda Kaeser to the HOUSING AND COMMUNITY DEVELOPMENT COMMISSION

SHERIFF'S OFFICE

- C-3 Intergovernmental Revenue Agreement 0210032 with Reynolds School District, Providing a Deputy to Perform the Duties of School Resource Officer to the District
- C-4 Budget Modification MCSO 02-02 Appropriating \$48,444 Revenue from Reynolds School District to Pay for a .75 FTE Sheriff's Law Enforcement Deputy to Perform the Duties of School Resource Officer at Reynolds High School

REGULAR AGENDA **PUBLIC COMMENT**

Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

NO ONE WISHED TO COMMENT.

DEPARTMENT OF COMMUNITY JUSTICE

- R-1 Acceptance of Award of Federal Bureau of Justice Assistance Local Law Enforcement Block Grant (LLEBG) [Award No. 2001-LB-BX-3170] in the Amount of \$736,738

COMMISSIONER NAITO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-1. SHAUN COLDWELL EXPLANATION OF R-1 AND BUDGET MODIFICATIONS R-2 THROUGH R-4. COMMISSIONER NAITO AND CHAIR LINN COMMENTS IN SUPPORT OF AWARD AND BUDGET MODIFICATIONS AND IN APPRECIATION FOR EFFORTS OF COUNTY STAFF, INCLUDING PETER OZANNE OF THE

***LOCAL PUBLIC SAFETY COORDINATING
COUNCIL. AWARD UNANIMOUSLY ACCEPTED.***

- R-2 Budget Modification DCJ 02-02 Appropriating LLEBG Funds in the Amount of \$252,554, Making Other Adjustments to the LLEBG Funds in the Adopted Budget

***UPON MOTION OF COMMISSIONER NAITO,
SECONDED BY COMMISSIONER CRUZ, THE
BUDGET MODIFICATION WAS UNANIMOUSLY
APPROVED.***

DISTRICT ATTORNEY'S OFFICE

- R-3 Budget Modification DA 02-01 Appropriating LLEBG Funds in the Amount of \$76,012

***UPON MOTION OF COMMISSIONER NAITO,
SECONDED BY COMMISSIONER CRUZ, THE
BUDGET MODIFICATION WAS UNANIMOUSLY
APPROVED.***

SHERIFF'S OFFICE

- R-4 Budget Modification MCSO 01-02 Appropriating LLEBG Funds in the Amount of \$160,000

***UPON MOTION OF COMMISSIONER NAITO,
SECONDED BY COMMISSIONER CRUZ, THE
BUDGET MODIFICATION WAS UNANIMOUSLY
APPROVED.***

AGING AND DISABILITY SERVICES DEPARTMENT

- R-5 NOTICE OF INTENT to Respond to a Request for Letters of Intent from Robert Wood Johnson Foundation for Community Partnerships for Older Adults

***COMMISSIONER NAITO MOVED AND
COMMISSIONER CRUZ SECONDED, APPROVAL
OF R-5. REY ESPAÑA EXPLANATION AND
RESPONSE TO QUESTIONS OF COMMISSIONER***

ROJO REGARDING COORDINATION OF PLANNING EFFORTS WITH WASHINGTON COUNTY AND KEEPING HER INFORMED OF AND INVOLVED IN THE PROCESS. COMMISSIONER ROJO REPORTED THAT SHE WILL BE CONDUCTING A SENIOR FORUM AND ROUND TABLE SOON. NOTICE OF INTENT UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

- R-6 First Reading of an Ordinance Making Housekeeping Amendments to Multnomah County Code Chapter 5, Elections, to Clarify and Update Elections Procedures

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER NAITO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF FIRST READING. COUNTY ATTORNEY THOMAS SPONSLER AND ELECTIONS DIRECTOR VICKI ERVIN EXPLANATION AND RESPONSE TO COMMISSIONER NAITO AND CHAIR LINN COMMENTS IN SUPPORT. NO ONE WISHED TO TESTIFY. FIRST READING UNANIMOUSLY APPROVED. SECOND READING THURSDAY, SEPTEMBER 13, 2001.

DEPARTMENT OF HEALTH

- R-7 First Reading of an ORDINANCE Amending Multnomah County Code Chapter 21, Health, by Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties for Food Service Violations and Repealing §§ 21.101 and 21.102

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER NAITO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF FIRST READING. ENVIRONMENTAL HEALTH SERVICES MANAGER LILA WICKHAM INTRODUCED ADVISORY BOARD MEMBER ANIL REDDY OF JACK IN THE BOX. MS. WICKHAM AND MR.

REDDY EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS INCLUDING FEE COLLECTIONS, PUBLIC HEALTH AND FOOD SAFETY INSPECTIONS AND TRAINING. STAFF TO RESPOND TO ADDITIONAL QUESTIONS OF COMMISSIONER ROBERTS VIA EMAIL PRIOR TO THE SECOND READING. NO ONE WISHED TO TESTIFY. FIRST READING UNANIMOUSLY APPROVED. SECOND READING THURSDAY, SEPTEMBER 13, 2001.

R-8 NOTICE OF INTENT to Seek Funding for the Juntos Aprendemos en Rigler Together We Learn at Rigler Program

COMMISSIONER CRUZ MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-8. JODI DAVITCH AND CHRISTINE TAYLOR EXPLANATION AND COMMENTS IN SUPPORT. IRENA LOBOS AND HELECA AVALOS TESTIMONY IN SUPPORT AND RESPONSE TO BOARD COMMENTS IN APPRECIATION. NOTICE OF INTENT UNANIMOUSLY APPROVED.

CHAIR LINN PROVIDED MENTAL HEALTH UPDATE, ADVISING THE RESULTS OF THE STATE OF OREGON INSPECTION OF WOODLAND PARK HOSPITAL WILL BE SENT TO THE BOARD AS SOON AS IT ARRIVES, AND THAT NO MORE MENTAL HEALTH PATIENTS WILL BE SENT TO THE HOSPITAL UNTIL FURTHER NOTICE.

There being no further business, the regular meeting was adjourned at 10:30 a.m. and the briefing was convened at 10:40 a.m.

Thursday, September 6, 2001 - 10:30 AM
(OR IMMEDIATELY FOLLOWING REGULAR MEETING)
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BOARD BRIEFINGS

- B-1 DSS Justice Sentencing Support Technology in Support of Public Safety.
Presented by Judge Michael Marcus.

**MICHAEL MARCUS PRESENTATION AND
RESPONSE TO BOARD COMMENTS IN SUPPORT.**

- B-2 Priorities 2002 Metropolitan Transportation Improvement Program (MTIP)
100% List. Presented by Lonnie Roberts and Karen Schilling.

**KAREN SCHILLING PRESENTATION AND
RESPONSE TO BOARD QUESTIONS AND
DISCUSSION INCLUDING THE METROPOLITAN
TRANSPORTATION IMPROVEMENT PROGRAM
(MTIP); TPAC/JPACT/METRO COUNCIL DECISION
PROCESS; OPTION 1: EAST BANK/SPRINGWATER
TRAILS CONNECTOR; AND OPTION 2: I-
5/NYBERG OVERCROSSING STRATEGY.
FOLLOWING DISCUSSION, BOARD CONSENSUS
AND POLICY DIRECTION TO THE COUNTY
BOARD JPACT REPRESENTATIVE THAT THE
MULTNOMAH COUNTY BOARD CONTINUES TO
SUPPORT FULL FUNDING FOR THE MORRISON
BRIDGE BIKE/PEDESTRIAN FACILITY PROJECT;
AND THE RIGHT-OF-WAY FUNDING FOR THE
223RD AVENUE RAILROAD OVERCROSSING
PROJECT; AND THAT THE BOARD OPPOSES THE
TPAC RECOMMENDATION TO CUT THE EAST
BANK SPRINGWATER TRAILS CONNECTOR
PROJECT, AND STRONGLY URGES JPACT TO
PROVIDE FULL FUNDING FOR THE EAST
BANK/SPRINGWATER TRAILS CONNECTOR
PROJECT. STAFF TO PROVIDE BOARD WITH A
LIST OF THE JPACT VOTING MEMBERS.**

There being no further business, the meeting was adjourned at 11:50 a.m.

BOARD CLERK FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Diane Linn, Chair

501 SE Hawthorne Boulevard, Suite 600
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Phone: (503) 988-3308 FAX (503) 988-3093
Email: mult.chair@co.multnomah.or.us

Maria Rojo de Steffey,

Commission Dist. 1

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Email: district1.@co.multnomah.or.us

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Lisa Naito, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
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Lonnie Roberts, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214
Phone: (503) 988-5213 FAX (503) 988-5262
Email: lonnie.j.roberts@co.multnomah.or.us

ANY QUESTIONS? CALL BOARD

CLERK DEB BOGSTAD @ (503) 988-3277

Email: deborah.l.bogstad@co.multnomah.or.us

INDIVIDUALS WITH DISABILITIES PLEASE
CALL THE BOARD CLERK AT (503) 988-3277,
OR MULTNOMAH COUNTY TDD PHONE
(503) 988-5040, FOR INFORMATION ON
AVAILABLE SERVICES AND ACCESSIBILITY.

SEPTEMBER 6, 2001

BOARD MEETING

FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:00 a.m. Thursday Executive Session on Real Property Transaction Negotiations
Pg 3	9:30 a.m. Thursday Opportunity for Public Comment on Non-Agenda Matters
Pg 3	9:30 a.m. Thursday Local Law Enforcement Block Grant Award and Budget Modifications
Pg 3	10:00 a.m. Thursday 1st Reading of an Ordinance Amending MCC Chapter 5
Pg 3	10:10 a.m. Thursday 1st Reading of an Ordinance Amending MCC Chapter 21
Pg 4	10:30 a.m. Thursday Board Briefings
	Board and Agenda Web Site: http://www.co.multnomah.or.us/cc/index.html

Thursday meetings of the Multnomah County Board of Commissioners are cable-cast live and taped and may be seen by Cable subscribers in Multnomah County at the following times:

Thursday, 9:30 AM, (LIVE) Channel 30

Friday, 11:00 PM, Channel 30

Saturday, 10:00 AM, Channel 30

(Saturday Playback for East County Only)

Sunday, 11:00 AM, Channel 30

Produced through Multnomah Community Television

(503) 491-7636, ext. 333 for further info
or: <http://www.mctv.org>

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EXECUTIVE SESSION

- E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(e) to Deliberate with Persons Designated to Negotiate Real Property Transactions. Only Representatives of the News Media and Designated Staff May Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session. Presented by John Thomas and Bobbi Luna. 30 MINUTES REQUESTED.
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Thursday, September 6, 2001 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
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REGULAR MEETING

CONSENT CALENDAR - 9:30 AM **NON-DEPARTMENTAL**

- C-1 Appointment of Donna Scott Munroe to the COMMUNITY HEALTH COUNCIL
- C-2 Appointment of Linda Kaeser to the HOUSING AND COMMUNITY DEVELOPMENT COMMISSION

SHERIFF'S OFFICE

- C-3 Intergovernmental Revenue Agreement 0210032 with Reynolds School District, Providing a Deputy to Perform the Duties of School Resource Officer to the District
- C-4 Budget Modification MCSO 02-02 Appropriating \$48,444 Revenue from Reynolds School District to Pay for a .75 FTE Sheriff's Law Enforcement Deputy to Perform the Duties of School Resource Officer at Reynolds High School

REGULAR AGENDA - 9:30 AM
PUBLIC COMMENT - 9:30 AM

Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

DEPARTMENT OF COMMUNITY JUSTICE - 9:30 AM

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- R-2 Budget Modification DCJ 02-02 Appropriating LLEBG Funds in the Amount of \$252,554, Making Other Adjustments to the LLEBG Funds in the Adopted Budget

DISTRICT ATTORNEY'S OFFICE - 9:40 AM

- R-3 Budget Modification DA 02-01 Appropriating LLEBG Funds in the Amount of \$76,012

SHERIFF'S OFFICE - 9:45 AM

- R-4 Budget Modification MCSO 01-02 Appropriating LLEBG Funds in the Amount of \$160,000

AGING AND DISABILITY SERVICES DEPARTMENT - 9:50 AM

- R-5 NOTICE OF INTENT to Respond to a Request for Letters of Intent from Robert Wood Johnson Foundation for Community Partnerships for Older Adults

NON-DEPARTMENTAL - 10:00 AM

- R-6 First Reading of an Ordinance Making Housekeeping Amendments to Multnomah County Code Chapter 5, Elections, to Clarify and Update Elections Procedures

DEPARTMENT OF HEALTH - 10:10 AM

- R-7 First Reading of an ORDINANCE Amending Multnomah County Code Chapter 21, Health, by Adding § 21.614 and Amending §§ 21.999 and

21.100 to Impose Civil Penalties for Food Service Violations and Repealing
§§ 21.101 and 21.102

- R-8 NOTICE OF INTENT to Seek Funding for the Juntos Aprendemos en Rigler
Together We Learn at Rigler Program
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BOARD BRIEFINGS

- B-1 DSS Justice Sentencing Support Technology in Support of Public Safety.
Presented by Judge Michael Marcus. 30 MINUTES REQUESTED.
- B-2 Priorities 2002 Metropolitan Transportation Improvement Program (MTIP)
100% List. Presented by Lonnie Roberts and Karen Schilling. 1 HOUR
REQUESTED.

MEETING DATE: September 6, 2001
AGENDA NO: E-1
ESTIMATED START TIME: 9:00 AM
LOCATION: BCC Conf 112

(Above Space for Board Clerk's use only)

AGENDA PLACEMENT FORM

SUBJECT: Executive Session Pursuant to ORS 192.660(1)(e) - Real Property Negotiations

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: Thursday, September 6, 2001
AMOUNT OF TIME NEEDED: 30 minutes

DEPARTMENT: Non-Departmental DIVISION: Sheriff's Office
CONTACT: Bobbi Luna TELEPHONE #: (503) 988-5434
BLDG/ROOM #: 503/350

PERSON(S) MAKING PRESENTATION: County Attorney John Thomas, Major Bobbi Luna

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☒ OTHER

SUGGESTED AGENDA TITLE:

The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(e) to Deliberate with Persons Designated to Negotiate Real Property Transactions. Only Representatives of the News Media and Designated Staff May Attend. Representatives of the News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Executive Session

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Dan Noelle

(OR)

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

01 AUG 30 PM 3:18
CLERK OF BOARD OF COMMISSIONERS
MULTNOMAH COUNTY
OREGON

Summary of changes to the Agreements:

As a result of the entry of the Consent Decree January 31, 2001 in Case No. CV97-1674-ST in the matter of Jones v. Thorn (sic), et al, in the District Court of Oregon, it became necessary to renegotiate the agreements previously reached with the Port for purchase of the Wapato Jail Site. The agreement is memorialized in two primary agreements, a Purchase and Sale Agreement and an Infrastructure Reimbursement Agreement.

Purchase and Sale Agreement

One effect of the decree is that the Port will own and maintain a 200 foot wide buffer adjacent to the lake surrounding the jail site. Under the old agreement, the county was required to purchase from the Port 130 feet of the 200 strip at the same price per acre as the useable part of the property and was further required to install and maintain landscaping in this 130 foot wide area. Under the new agreement the county's obligation is to purchase only the area which it will actually use for jail construction and for installation of the previously planned 40' landscape buffer between the jail and the Port's 200 foot buffer. The new agreements are consistent with landscape and buffer requirements the county previously made to the community.

While the renegotiated agreement results in a higher cost per acre, because the county is purchasing less land, the overall cost of the site is reduced by approximately \$900,000.

The other major change in this agreement is that the county will be granting the Port a 10' slope easement on the county property that was not previously contemplated in order to allow the Port to comply with the requirements of the decree. This easement has minimal impact on the county property as it is entirely within the area which the county will be landscaping. The Port and the County also completed negotiations on the terms of easements permitting the Port to have access to the 200' buffer over county property and permitting the county to discharge storm water over the Port's 200' strip.

Infrastructure Reimbursement Agreement

The other main agreement with the Port requires the county to construct the road and utilities to the jail site at county expense. The road and utilities also provide road access and utilities to other property owned by the Port. The agreement provides for reimbursement to the county for the costs of these improvements. The county is entitled to an initial reimbursement based on the ratio of the number of acres being purchased (18.24) to the total number of acres benefited by the road and utility improvements (84.19). Because the new agreement reduces the number of acres being purchased, the initial reimbursement has been reduced accordingly. The reduction in the initial reimbursement is approximately \$250,000. The agreement also requires the Port to reimburse the county for the improvements that benefit other benefited properties when the benefited properties are sold. Therefore, while the initial reimbursement is reduced, the total potential reimbursement is not changed.

Summary

Overall, the cost of the site is reduced by approximately \$650,000 under the new agreements for a site with the same utility as before.

The chart below summarizes the changes that were made in the agreements.

Sale Agreement	Old Agreement	New Agreement
Purchase price	\$5,528,635	\$4,645,000
Price per acre	\$ 206,910	\$ 254,660
Acres purchased	26.72	18.24
Maximum potential for expansion	2000 beds	2000 beds
Infrastructure Reimbursement Agreement		
Estimated Infrastructure cost paid for up front by County	\$3,950,000	\$3,950,000
Initial reimbursement to Project	\$1,113,200	\$ 866,800