

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

Tuesday, June 24, 2008 - 10:00 AM

Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BOARD BRIEFINGS

Chair Ted Wheeler convened the meeting at 10:02 a.m., with Vice-Chair Jeff Cogen and Commissioner Lonnie Roberts present, and Commissioners Lisa Naito and Maria Rojo de Steffey excused.

B-1 East County Justice Center. Presented by John Lindenthal, Manager CIP.

CHAIR WHEELER COMMENTS AND CONCERNS, INCLUDING CREDIBLE COST ESTIMATES; QUESTION VIABILITY OF FUNDING PROJECTS WITH PROPERTY SALES; COORDINATION WITH PARTNERS WILLING TO WORK WITH COUNTY ON FUNDING AND TO KEEP COSTS DOWN; AND IDENTIFYING ALTERNATIVE FUNDING RESOURCES. COMMISSIONER ROBERTS EXPRESSED CONCERN THAT HE DID NOT RECEIVE TODAY'S PRESENTATION MATERIALS UNTIL 5:00 P.M. LAST NIGHT AND ADVISED HE WANTS TRANSPARENCY IN THIS MATTER. CHAIR WHEELER ADVISED THIS BRIEFING IS THE DIRECT RESULT OF AN EXECUTIVE SESSION REQUEST OF THE BOARD FOR A PUBLIC BRIEFING. IN RESPONSE TO A QUESTION OF CHAIR WHEELER, MR. LINDENTHAL ADVISED THE PRESENTATION WAS COMPLETED AT 5:00 P.M. LAST NIGHT AND SUBMITTED TO THE COMMISSIONERS AT 5:04 P.M.

CAPITAL IMPROVEMENT PROGRAM MANAGER JOHN LINDENTHAL PRESENTATION OF EAST COUNTY JUSTICE CENTER OPTIONS, SPACE NEEDS, SITE ACQUISITION COSTS, PROJECTED CONSTRUCTION COSTS AND RESPONSE TO BOARD QUESTIONS AND COMMENTS. SENIOR PROPERTY MANAGEMENT SPECIALIST MIKE SUBLETT RESPONSE TO BOARD QUESTIONS REGARDING SITE ACQUISITION, PENDING WOODSHOP ACQUISITION, TACO BELL RELOCATION, EDGEFIELD NORTH SALE AND HANSEN BUILDING APPRAISAL. SHERIFF ROBERT SKIPPER AND CHIEF DEPUTY TIM MOORE ADVISED THE SHERIFF'S OFFICE HANSEN BUILDING REPLACEMENT NEEDS CUSTOMER SERVICE DELIVERY IN A SINGLE SITE NEAR MASS TRANSIT HOUSING CIVIL, PATROL, RECORDS, TRAINING AND VEHICLE STORAGE; THAT THEY CANNOT STAFF A FULL BOOKING FACILITY BUT WOULD LIKE FOUR CELLS. SHERIFF SKIPPER ADVISED THEY WANT TO EXPLORE ACTUAL COSTS AND WOULD RATHER STAY IN AN UPGRADED HANSEN BUILDING THAN RELOCATE TO THE EAST COUNTY JUSTICE CENTER AND THE YEON BUILDING. CIRCUIT COURT JUDGES JEAN MAURER AND DALE KOCH COMMENTS IN

APPRECIATION FOR THE COLLABORATIVE DISCUSSIONS AND IN SUPPORT FOR THREE COURTROOMS.

B-2 Public Safety Services Levy Status. Presented by Chair Ted Wheeler.

TO BE RESCHEDULED.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:42 a.m.

Thursday, June 26, 2008 - 9:00 AM

Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Ted Wheeler convened the meeting at 9:00 a.m., with Vice-Chair Jeff Cogen and Commissioner Lisa Naito, with Commissioners Lonnie Roberts and Maria Rojo de Steffey arriving at 9:04 a.m.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER NAITO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-4) WAS UNANIMOUSLY APPROVED. [3-0]

C-1 Appointment of James Smith to the HOUSING AUTHORITY OF PORTLAND

C-2 Budget Modification DCM-17 Reclassifying Three Positions in County Labor Relations, Finance and Risk Management and Information Technology as Determined by the Class/Comp Unit of Central Human Resources

C-3 RESOLUTION Approving the EPA Assistance Grant Amendment Extension for the Clean-Up of 1949 SE Division

RESOLUTION 08-092

C-4 Intergovernmental Revenue Agreement 0708053 with Oregon Department of Transportation Highway Bridge Program Funding for the Morrison Bridge Rehabilitation Project

PUBLIC COMMENT

No public comments were made.

REGULAR AGENDA

R-1 RESOLUTION Establishing the Population Capacity and Adopting a Revised Capacity Management Action Plan for the Multnomah County Sheriff's Office Jail Facilities and Repealing Resolution 07-141

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-1.

SHERIFF'S OFFICE CHIEF OF STAFF CHRISTINE KIRK EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER.

Commissioners Lonnie Roberts and Maria Rojo arrived at 9:04 a.m.

RESOLUTION 08-094 UNANIMOUSLY ADOPTED. [5-0]

R-2 Budget Modification MCSO-17 Appropriating an Additional \$20,000 in "Home Again: A 10-Year Plan to End Homelessness in Portland and Multnomah County" Funding

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

CHRISTINE KIRK WITH BUSINESS SERVICES MANAGER WANDA YANTIS EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER REGARDING FUTURE FUNDING ALLOCATIONS.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

R-3 Budget Modification DCHS-42 Increasing Mental Health and Addiction Services Behavioral Health Managed Care Fund Appropriation by \$653,916 to Reflect Increased Oregon Health Plan Premiums and Using \$2,000,000 of the Behavioral Health Managed Care Fund Contingency for Children's Mental Health Services

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

COUNTY HUMAN SERVICES DIRECTOR JOANNE FULLER AND MENTAL HEALTH DIRECTOR KARL BRIMNER EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER REGARDING PROVIDERS, OUTPATIENT SERVICES AND LEVELS OF CARE.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

R-4 NOTICE OF INTENT to Submit a Proposal for up to \$2,000 to the Oregon Adult Immunization Coalition Mini-Grants for Adult Immunization Grant Program

COMMISSIONER ROJO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-4.

COMMUNITY HEALTH SERVICES PROGRAM MANAGER ARLENE WARREN EXPLANATION.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [5-0]

R-5 First Reading and Adoption of a Proposed ORDINANCE Amending Special Ordinance 1106 to Extend Time for Disposition of Tax Foreclosed Property, and Declaring an Emergency

COMMISSIONER COGEN MOVED AND COMMISSIONER SECONDED, APPROVAL OF FIRST READING AND ADOPTION.

ASSISTANT COUNTY ATTORNEY MATT RYAN EXPLANATION.

THE FIRST READING APPROVED AND ORDINANCE 1115 UNANIMOUSLY ADOPTED. [5-0]

R-6 RESOLUTION Authorizing the Multnomah County Library and Facilities and Property Management Division to Commence Exclusive Lease Negotiations with Craig Osbeck, Owner of the Property Located at 8226 North Denver Avenue, Portland, Oregon as the Site of the New North Portland Library Branch

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-6.

SENIOR PROPERTY MANAGEMENT SPECIALIST MIKE SUBLETT EXPLANATION. DEPUTY LIBRARY DIRECTOR VAILEY OEHLKE COMMENTS IN SUPPORT OF THE NORTH DENVER SITE. DISTRICT 2 STAFF ASSISTANT KAROL COLLYMORE COMMENTS REGARDING THE PUBLIC OUTREACH PROCESS AND OVERWHELMING CITIZEN SUPPORT OF THE NORTH DENVER AVENUE SITE.

COMMISSIONER NAITO ADVISED SHE SUPPORTS MOVING FORWARD WITH THE EXCLUSIVE LEASE NEGOTIATIONS, WITH THE ADDITION OF THE OPTION TO PURCHASE AT THE END OF THE LEASE AGREEMENT.

COMMISSIONER NAITO MOVED AND COMMISSIONER COGEN SECONDED, AMENDMENT ADDING LANGUAGE TO RESOLVE 1 TO READ: "COMMENCE EXCLUSIVE LEASE AND PURCHASE NEGOTIATIONS; AND ADDING LANGUAGE

TO RESOLVE 2 TO READ: DRAFT LEASE WITH OPTION TO PURCHASE. CHAIR WHEELER CLARIFIED THE AMENDMENT LANGUAGE WOULD NOT PRECLUDE THE COUNTY FROM OBTAINING A LEASE OF THE SITE.

AMENDMENT UNANIMOUSLY APPROVED. [5-0]

COMMISSIONER COGEN EXPRESSED HIS APPRECIATION TO THE VOTERS FOR APPROVING THE 2006 LIBRARY LEVY FUNDING A NEW LIBRARY BRANCH IN NORTH PORTLAND, AND THANKED LIBRARY STAFF, KAROL COLLYMORE AND MIKE SUBLETT FOR THEIR GOOD WORK. CHAIR WHEELER AND COMMISSIONER NAITO EXPRESSED THEIR APPRECIATION AS WELL.

RESOLUTION 08-095 UNANIMOUSLY ADOPTED, AS AMENDED. [5-0]

R-7 Construction Excise Tax Grant Intergovernmental Agreement 0809013 with Metro for Area 93 Concept Planning

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-7.

Chair Wheeler was excused at 9:39 a.m.

PRINCIPAL PLANNER DERRICK TOKOS EXPLANATION AND RESPONSE TO QUESTIONS OF COMMISSIONER ROBERTS REGARDING AREA WEST OF THE CITY OF PORTLAND, ADVISING THE TIMELINE IS TWELVE MONTHS BUT THEY ARE TRYING TO HAVE THE CONCEPT PLANNING DONE BY THE FALL.

AGREEMENT UNANIMOUSLY APPROVED. [4-0]

R-8 Portland-Milwaukie Light Rail Project Briefing. Presented by Karen Schilling and Metro Staff.

PLANNER KEN BORN INTRODUCED METRO STAFF BRIDGET WEIGHART. MS. WEIGHART PRESENTATION.

Chair Wheeler returned at 9:41 a.m.

MS. WEIGHART RESPONSE TO QUESTIONS OF COMMISSIONER ROBERTS AND CHAIR WHEELER REGARDING FUNDING AND WHY THERE IS ONLY ONE STOP IN MILWAUKIE.

COMMISSIONER ROJO EXPRESSED CONCERN THAT THE SELLWOOD BRIDGE IS AN ASSET ON THE GROUND AND THAT THE LIGHTRAIL PROJECT WILL DIRECTLY COMPETE WITH THE COUNTY'S REQUEST FOR FUNDING, ADVISING SHE IS ALSO UPSET THAT JPACT REFUSED TO GIVE THE COUNTY MONEY FOR THE SELLWOOD BRIDGE PROJECT. IN RESPONSE TO A QUESTION OF

COMMISSIONER ROJO, MS. WEIGHART ADVISED THE LIGHTRAIL STUDY WAS DONE IN 1989. COMMISSIONER ROJO ADVISED THAT LOTS OF THINGS HAVE CHANGED SINCE THEN. COMMISSIONER ROBERTS REPORTED THAT HIS DISTRICT IS NOT HAPPY WITH THIS PROJECT. COMMISSIONER NAITO ADVISED SHE AGREES WITH COMMISSIONER ROJO THAT LOTS OF THINGS HAVE CHANGED SINCE THE 1989 STUDY, THAT IT TAKES THE LEADERSHIP OF METRO TO SAY NO, AND THAT THIS IS NOT THE TIME TO GO FORWARD WITH THE LIGHTRAIL PROJECT. COMMISSIONER COGEN STATED HE HOPES MS. WEIGHART WILL TAKE THE COUNTY'S MESSAGE BACK TO METRO, THAT IT FEELS LIKE THERE IS ONE ENTITY AGAINST ANOTHER, AND THAT THE COUNTY HAS A BRIDGE JUST UP THE WAY THAT WILL BE COMPETING FOR THE SAME MONEY NEEDED FOR THE SELLWOOD BRIDGE. IN RESPONSE TO A QUESTION FROM CHAIR WHEELER ASKING WHY THE LIGHTRAIL IS BEING BUILT FOR MILWAUKIE WHEN THEY DON'T APPEAR TO WANT IT, MS. WEIGHART EXPLAINED THE WILLAMETTE RIGHT LIGHT RAIL HAS TO HAVE SEPARATE LANES AND SEPARATE FUNDING WOULD HAVE TO BE OBTAINED FOR CARS. IN RESPONSE TO COMMENTS FROM COMMISSIONER ROBERTS, CHAIR WHEELER AND COMMISSIONER COGEN, MS. WEIGHART ADVISED FUNDING WOULD COME FROM STATE LOTTERY FUNDS, \$30 MILLION FROM TRI-MET AND FROM THE CITIES OF PORTLAND AND MILWAUKIE.

R-9 Budget Modification DCM-18 Appropriating \$84,642 General Fund Contingency to Transfer to Departments Impacted by Local 88 Class/Comp Studies Completed During the Year

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-9.

DEPUTY BUDGET DIRECTOR MARK CAMPBELL EXPLANATION.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

R-10 RESOLUTION Approving the 2007-2010 Labor Agreement between Multnomah County and the Federation of Oregon Parole and Probation Officers (FOPPO)

AT THE REQUEST OF CHAIR WHEELER AND UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER ROBERTS, R-10 WAS UNANIMOUSLY RESCHEDULED TO THURSDAY, JULY 3, 2008. [5-0]

R-11 RESOLUTION Authorizing Use of County Property for the Installation of Solar Facilities to Provide Solar Energy to County Facilities

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF SUBSTITUTE RESOLUTION.

COUNTY ATTORNEY AGNES SOWLE ADVISED THE SUBSTITUTE RESOLUTION CLARIFIES THE LAST SENTENCES IN FINDING C. AND RESOLVE 1. TO READ: "SunE MULTNOMAH BLD LLC, SunE MULTNOMAH JBY LLC, SunE MULTNOMAH JBY GROUND LLC, AND SunE MULTNOMAH JJC LLC". COMMISSIONER COGEN ADVISED THE MULTNOMAH BUILDING JOHN B. YEON FACILITY AND ANNEX AND THE JUVENILE JUSTICE COMPLEX HAVE BEEN CHOSED FOR THE INSTALLATION OF SOLAR FACILITIES TO PROVIDE SOLAR ENERGY TO COUNTY FACILITIES FOR A MINIMUM PERIOD OF TWENTY YEARS. COMPLIANCE FACILITIES SPECIALIST CLARK JURGEMEYER EXPLANATION, ADVISING THE COUNTY WILL PURCHASE THE ENTIRE OUTPUT OF SOLAR ENERGY FROM THE THESE FACILITIES FOR A COST BELOW THE CURRENT COST OF POWER PURCHASED BY THE COUNTY FROM THE LOCAL ELECTRIC UTILITY. MR. JURGEMEYER ADVISED THAT ENERGY TRUST OF OREGON PROVIDED TECHNICAL SUPPORT AND ASSISTANCE IN PROCURING A SOLAR ENERGY PROVIDER. AND IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS, MR. JURGEMEYER ADVISED IT WILL BE CLEAN ENERGY AT LESS THAN MARKET COST.

PETER WEST OF ENERGY TRUST COMMENTED IN SUPPORT OF THE SMART POWER PROJECT PROVIDING CLEAN ENERGY AT A LOWER PRICE. MR. WEST ACKNOWLEDGED AND EXPRESSED HIS APPRECIATION FOR THE WORK OF HIS COLLEAGUES BETSY KAUFFMAN AND DEBBIE KNASHE, THE LEADERSHIP OF COMMISSIONER COGEN, AND FOR THE ASSISTANCE OF COUNTY STAFF CLARK JURGEMEYER, JON SCHROTZBERGER, JOHN THOMAS, RHYS SCHOLES AND WARREN FISH. IN RESPONSE TO QUESTIONS OF COMMISSIONER ROBERTS, MR. WEST ADVISED THE SMART POWER PROJECT WILL PROVIDE LOW COST, HIGH QUALITY, CLEAN AND EFFICIENT SOLAR POWER. SCOTT REED, SOLAR PROJECT DEVELOPMENT FOR SunEDISON LLC, EXPRESSED HIS APPRECIATION, ADVISING HE LOOKS FORWARD TO A GREAT PARTNERSHIP FOR AT LEAST THE NEXT TWENTY YEARS. JOE REINHART, EXECUTIVE DIRECTOR OF OSEIA, TESTIMONY IN SUPPORT OF SOLAR POWER. DEANE FUNK OF PGE, TESTIMONY IN SUPPORT OF SOLAR POWER, ADVISING IT IS ON THE CUSP OF INDUSTRY AND IS A STEP FORWARD FOR THE ECONOMY. IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS, MR. FUNK ADVISED THE DEMAND FOR ENERGY IS SKY ROCKETING AND WILL CONTINUE TO DO SO FOR THE NEXT TWENTY YEARS. DAVID TOOZE, ON BEHALF OF CITY COMMISSIONER DAN SALTZMAN, TESTIMONY IN SUPPORT OF THE COUNTY'S SOLAR POWER PROJECT.

COMMISSIONER ROJO COMMENTS IN SUPPORT, ADVISING FORMER BOARDS AND THIS BOARD HAVE ALWAYS BEEN ENVIRONMENTALLY FORWARD THINKING. COMMISSIONER COGEN THANKED EVERYONE FOR THEIR SUPPORT, ADVISING SOLAR ENERGY IS A BIG DEAL AND THE COUNTY WANTS TO SHOW THAT SOLAR ENERGY WORKS IN OREGON. CHAIR WHEELER THANKED ALL THE PARTNERS IN THE ROOM, AND THANKED COMMISSIONER COGEN FOR HIS LEADERSHIP.

RESOLUTION 08-096 UNANIMOUSLY ADOPTED. [5-0]

R-12 Briefing on Initiative 40 and Senate Bill 1087. Presented by Craig Prins, Executive Director, Criminal Justice Commission.

COMMISSIONER NAITO INTRODUCED CRAIG PRINS, EXECUTIVE DIRECTOR, OREGON CRIMINAL JUSTICE COMMISSION. MR. PRINS PRESENTATION ON ISSUES INCLUDING CRIME; MANDATORY MINIMUM PRISON SENTENCES; TAX PAYER COSTS; GENERAL FUND GROWTH; LEGISLATIVELY ADOPTED BUDGET; INITIATIVE PETITION 40 SUMMARY AND IMPACT SCENARIOS; SENATE BILL 1087 SUMMARY AND IMPACT SCENARIOS; AND TREATMENT AND JAIL AND SUPERVISION.

R-13 Budget Modification DCS-09 Increasing Budgeted Revenue and Expense by \$106,536 for Reimbursable Expenses Related to the TOPOFF 4 Exercise

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-13.

LUT BUDGET AND OPERATIONS SUPPORT MANAGER JERRY ELLIOTT EXPLANATION.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:29 a.m.

Submitted by:
Lynda J. Grow, Board Clerk
Marina Baker, Assistant Board Clerk and
Shirley Luo, Intern
Board of County Commissioners
Multnomah County