

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

Tuesday, July 15, 2008 - 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 9:05 a.m., with Commissioners Lonnie Roberts and Maria Rojo de Steffey present, and Commissioner Lisa Naito and Vice-Chair Jeff Cogen excused.

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 are allowed to attend. News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Session. No Final Decision will be made in the Session. Presented by County Attorney Agnes Sowle.

EXECUTIVE SESSION HELD.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:15 a.m.

Thursday, July 17, 2008 - 9:30 AM

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

REGULAR MEETING

Chair Ted Wheeler convened the meeting at 9:33 a.m., with Commissioners Lisa Naito, Lonnie Roberts and Maria Rojo de Steffey present, and Vice-Chair Jeff Cogen excused.

CONSENT CALENDAR

FOLLOWING DISCUSSION AND UPON MOTION OF COMMISSIONER NAITO, SECONDED BY COMMISSIONER ROJO, CONSENT CALENDAR ITEMS C-1 THROUGH C-3 WERE UNANIMOUSLY APPROVED. [4-0]

C-1 Intergovernmental Revenue Agreement 0809073 with METRO to Provide General Investigative Police Services for Enforcement of METRO Ordinances

- C-2 Intergovernmental Revenue Agreement 0809074 with METRO to Provide Inmate Work Crews for Illegal Dumpsite Cleanup
- C-3 Budget Modification HD-01 Authorizing One Position Reclassification within Integrated Clinical Services Division of the Health Department as Determined by the Class/Comp Unit of Central Human Resources

REGULAR AGENDA

- C-4 ORDER Authorizing a Designee of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF C-4.

IN RESPONSE TO QUESTIONS OF COMMISSIONER NAITO, COUNTY ATTORNEY AGNES SOWLE SUGGESTED DELAYING THE ITEM UNTIL ASSISTANT COUNTY PATRICK HENRY IS AVAILABLE TO RESPOND TO QUESTIONS.

UPON MOTION OF COMMISSIONER NAITO, SECONDED BY COMMISSIONER ROJO, C-4 WAS UNANIMOUSLY RESCHEDULED TO THE REGULAR MEETING AGENDA FOR THURSDAY, JULY 24, 2008. [4-0]

PUBLIC COMMENT

No public comments were made.

R-1 Board Briefing on Management of Large Contracts Audit Report. Presented by LaVonne Griffin-Valade, Sarah Landis and Mark Ulanowicz.

AUDITOR LAVONNE GRIFFIN-VALADE PRESENTATION AND RECOGNITION OF AUDIT STAFF SARAH LANDIS AND MARK ULANOWICZ FOR THEIR EXCELLENT WORK.

BOARD DISCUSSION WITH MS. GRIFFIN-VALADE, MS. LANDIS AND MR. ULANOWICZ ON FINDINGS THAT PRIOR AUDIT RECOMMENDATIONS REMAIN UNIMPLEMENTED; CONTRACT AUTHORITY IS DESIGNED TO BE CENTRALLY DIRECTIVE BUT OPERATES IN A LARGELY DECENTRALIZED MANNER, CREATING A FRAGMENTED, UNRESPONSIVE AND INCONSISTENT CONTRACTING SYSTEM; BEST PRACTICES THAT ENSURE EFFECTIVE CONTRACTING ARE INCONSISTENTLY APPLIED; COUNTY DOES NOT HAVE A SYSTEMATIC OR COMPREHENSIVE APPROACH TO MANAGING THE RISKS ASSOCIATED WITH CONTRACTING; COUNTY LACKS SYSTEM-WIDE CONTRACT ADMINISTRATION PROCEDURES AND CONTROLS TO ENSURE THAT IT IS RECEIVING THE SERVICES IT PAYS FOR, VENDORS ARE HELD ACCOUNTABLE, AND NECESSARY INFORMATION IS COLLECTED FOR PROGRAM

IMPROVEMENT. IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS, MS. LANDIS ADVISED THE AUDITORS FOCUSED ON COUNTYWIDE PROCESSES AND ON 56 INDIVIDUAL CONTRACTS VALUED AT MORE THAN \$1 MILLION IN FISCAL YEAR 2007. CHAIR WHEELER STATED AS A BOARD WE NEED TO HAVE CLARITY THAT WE ARE TRACKING AND COMPLYING WITH PRACTICES; THAT IT IS APPROPRIATE TO BRING PEOPLE FROM THE PRIVATE SECTOR AS CONTRACTORS TO REVIEW THINGS AND THAT WE NEED TO HAVE REGULAR REVIEWS AND BRIEFINGS. MS. GRIFFIN-VALADE ADVISED SHE AGREES WITH CHAIR WHEELER AND COMPLIMENTS THE CHAIR'S INITIATIVE AS THE LEADER OF THE COUNTY. MS. LANDIS ADVISED SHE FELT RESISTANCE TO CHANGE AND TO UNIFORM PROCEDURES AND THAT THERE ARE NO COUNTYWIDE EXPECTATIONS ON HOW TO ADMINISTER POLICIES. MR. ULANOWICZ ADVISED THAT CASCADIA IS A GREAT EXAMPLE OF THE NEED FOR CONTRACT ADMINISTRATION AND SUGGESTED MONTHLY MEETINGS WITH VENDORS TO CHECK HOW THEY ARE DOING. MS. GRIFFIN-VALADE ADVISED IT IS UP TO THE CHAIR TO ENFORCE THE RECOMMENDATIONS. CHAIR WHEELER ADVISED THE BUDGET OFFICE IS DEVELOPING A PROGRAM THAT WILL HELP WITH LARGE CONTRACTS. COMMISSIONER NAITO SUGGESTED THAT CONTRACTS BE REVIEWED TO ENSURE LANGUAGE IS NOT CONTRADICTORY, LOOK AT COST, ACCOUNTABILITY, AND WHETHER OR NOT TO CONTRACT. COMMISSIONER ROBERTS STATED WE NEED TO HAVE A QUARTERLY REVIEW SYSTEM TO CONTROL LARGE CONTRACTS. MS. GRIFFIN-VALADE ADVISED IT IS VERY DIFFICULT TO MAKE CHANGES IN THE SYSTEM AND THAT THE NECESSARY CHANGES WILL REQUIRE SUBSTANTIAL SUPPORT FROM COUNTY LEADERSHIP. CHAIR WHEELER ADVISED THIS IS OUTSTANDING WORK, THAT THE PROBLEM IS MUCH WORSE THAN HE ALREADY SUSPECTED; AND STATED THAT NOT USING MONEY WISELY HURT COUNTY CLIENTS AND TAXPAYERS AND THAT HE IS DETERMINED THAT THESE ISSUES WILL BE ADDRESSED NOW. CHAIR WHEELER ADVISED HE WILL MAKE SURE THAT THE COUNTY MAKES CLEAR CHANGES AND THANKED THE AUDITORS FOR THEIR HARD WORK.

R-2 RESOLUTION Approving Cable Franchise Agreement with Cascade Access, LLC

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

MT HOOD CABLE REGULATORY COMMISSIONER ANDREA CANO INTRODUCED MARY BETH HENRY, MT. HOOD CABLE REGULATORY COMMISSION STAFF AND STEVE CROSBY, GENERAL MANAGER OF CASCADE ACCESS. COMMISSIONER CANO REPORTED THE COMMISSION RECOMMENDS THAT THE BOARD APPROVE THE CABLE SERVICES FRANCHISE AGREEMENT WITH CASCADE ACCESS FOR THE PROVISION OF COMPETITIVE CABLE SERVICE IN THE CORBETT AREA OF UNINCORPORATED MULTNOMAH COUNTY. MR. CROSBY ADVISED CASCADE ACCESS OFFERS TRADITIONAL AND ADVANCED

TECHNOLOGY PHONE SERVICES AND CLARIFIED THAT CASCADE UTILITIES IS THE COMPANY THAT WILL PROVIDE THE SERVICES.

RESOLUTION 08-105 UNANIMOUSLY ADOPTED. [4-0]

R-3 First Reading of an ORDINANCE Amending Multnomah County Code Chapter 7.450 et seq. Relating to Art Acquisition and Approving Regional Arts and Culture Council Contract Renewal [The Board will be asked to reschedule this item to July 24, 2008]

UPON MOTION OF COMMISSIONER ROJO, SECONDED BY COMMISSIONER NAITO, R-3 WAS UNANIMOUSLY RESCHEDULED TO THURSDAY, JULY 24, 2008. [4-0]

R-4 RESOLUTION Approving a Lease of Real Property from Troutdale Partners, LLC, for Property Located at SE Dora Street and Historic Columbia River Highway, Troutdale, Oregon as the Site of the New East County Library Branch and Authorizing County Chair to Execute Appropriate Documents to Complete the Transaction

COMMISSIONER ROBERTS MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-4.

LIBRARY DIRECTOR MOLLY RAPHAEL, TOM MACK, STAFF TO COMMISSIONER ROBERTS, AND SENIOR PROPERTY MANAGEMENT SPECIALIST MIKE SUBLETT EXPLANATION OF THE PUBLIC INVOLVMENT COMMITTEE MEETINGS AND SITING PROCESS.

IN RESPONSE TO COMMISSIONER NAITO'S COMMENTS IN SUPPORT OF AN OPTION TO PURCHASE AND INSTALLING SOLAR PANELS, MR. SUBLETT ADVISED THEY HAVE ADDRESSED THE POSSIBILITY TO DISCUSS THE PURCHASE OPTION WITH THE LANDLORD AND THAT DEVELOPER MIKE WELLS OF TROUTDALE PARTNERS AGREES WITH RESPECT TO INSTALLATION OF SOLAR PANELS.

MAYOR PAUL THALHOFER TESTIMONY IN SUPPORT, ADVISING HE IS VERY PLEASED TO HAVE A LIBRARY IN TROUTDALE.

COMMISSIONER ROBERTS EXPRESSED HIS APPRECIATION FOR THE WORK OF HIS STAFF, MIKE SUBLETT, MAYOR THALHOFER, AND MS. RAPHAEL. COMMISSIONER NAITO EXPRESSED HER APPRECIATION TO STAFF FOR FINDING SUCH A GREAT LOCATION FOR A LIBRARY IN TROUTDALE. IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS, MS. RAPHAEL ADVISED THAT COMPLETION OF THE LIBRARY WILL NOT BE BEYOND A YEAR. CHAIR WHEELER EXPRESSED HIS APPRECIATION TO COMMISSIONER ROBERTS AND MAYOR THALHOFER.

RESOLUTION 08-106 UNANIMOUSLY ADOPTED. [4-0]

R-5 Second Reading and Adoption of a Proposed ORDINANCE Amending Multnomah County Code Chapters 15, Sheriff, and 21, Health, Relating to Specified Animals and Adding an Appeals Process for Health Licenses and Permits

COMMISSIONER ROBERTS MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF THE SECOND READING AND ADOPTION.

CHRIS WIRTH INTRODUCED LEON TIGER, CHAIR OF VECTOR CONTROL AND CODE ENFORCEMENT ADVISORY COMMITTEE AND COMMITTEE MEMBER RUTH JONES. MR. WIRTH EXPLANATION, ADVISING THE AMENDMENT WILL CLARIFY THE APPEALS PROCESS.

SECOND READING APPROVED AND ORDINANCE 1116 UNANIMOUSLY ADOPTED. [4-0]

Commissioner Roberts was excused at 11:03 a.m. and returned at 11:05 a.m.

R-6 ORDER of Final Determination Denying the Ballot Measure 49 Claim Filed by Ray and Virginia Hausler for Property Located at 5514 SW Hewett Boulevard, Multnomah County, Oregon

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

DERRICK TOKOS EXPLANATION AND RECOMMENDATION TO DENY THE CLAIM BASED ON CLAIMANTS FAILURE TO COMPLY WITH REQUIREMENTS. ASSISTANT COUNTY ATTORNEY JED TOMKINS RESPONSE TO QUESTIONS OF CHAIR WHEELER AND COMMISSIONER NAITO.

ORDER 08-107 UNANIMOUSLY ADOPTED. [4-0]

ADJOURNMENT

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

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