



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Ted Wheeler, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-3308 FAX (503) 988-3093

Email: mult.chair@co.multnomah.or.us

Maria Rojo de Steffey, Commission Dist. 1

501 SE Hawthorne Boulevard, Suite 600
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Jeff Cogen, Commission Dist. 2

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Lonnie Roberts, Commission Dist. 4

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FEBRUARY 5 & 7, 2008 BOARD MEETINGS FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:00 a.m. Tuesday Executive Session
Pg 2	10:00 a.m. Tuesday Work Session to Review Chair's Priorities
Pg 4	9:40 a.m. Thursday Second Reading of an Ordinance to Establish Special Bridge Lighting Permit Program and Fees
Pg 4	9:41 a.m. Thursday Resolution in Support of Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto
Pg 4	10:00 a.m. Thursday Budget Modification MCSO-07 Appropriating \$835,000 to Continue to Operate 57 Jail Beds at the County Detention Center
Pg 4	10:40 a.m. Thursday African American Sexual Health Disparities - Culturally Specific Approaches to Achieve Health Equity and Proclaiming February 7, 2008 National Black HIV/AIDS Awareness Day

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

Saturday, 10:00 AM, Channel 29

Sunday, 11:00 AM, Channel 30

Tuesday, 8:15 PM, Channel 29

Produced through MetroEast Community Media
(503) 667-8848, ext. 332 for further info

or: <http://www.metroeast.org>

Tuesday, February 5, 2008 - 7:30 AM to 9:00 AM
Multnomah Building, Third Floor Conference Room 315
501 SE Hawthorne Boulevard, Portland

LOCAL PUBLIC SAFETY COORDINATING COUNCIL EXECUTIVE COMMITTEE MEETING

A quorum or more of the Multnomah County Board of Commissioners may attend the Local Public Safety Coordinating Council Executive Committee meeting. This meeting is open to the public. For further information contact Carol Wessinger at (503) 988-5217.

Tuesday, February 5, 2008 - 9:00 AM
Multnomah Building, Sixth Floor Commissioners Conference Room 635
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

- 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. 15-55 MINUTES REQUESTED.
-

Tuesday, February 5, 2008 - 10:00 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

WORK SESSION

- WS-1 Work Session to Review Chair's Priorities. Chair Ted Wheeler and Assigned Staff. 90 MINUTES REQUESTED.

Thursday, February 7, 2008 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

CONSENT CALENDAR - 9:30 AM

DEPARTMENT OF COMMUNITY SERVICES

- C-1 RESOLUTION Authorizing the Private Sale of a Tax Foreclosed Property to BARBARA J RIVERS
- C-2 Amendment 3 to Intergovernmental Revenue Agreement 0110972 with the Oregon Department of Transportation for the Morrison Bridge Ped/Bike Access Project

REGULAR AGENDA

PUBLIC COMMENT - 9:30 AM

Opportunity for Public Comment on non-agenda matters. Testimony is limited to three minutes per person. Fill out a speaker form available in the Boardroom and turn it into the Board Clerk.

DEPARTMENT OF COUNTY MANAGEMENT – 9:30 AM

- R-1 RESOLUTION Approving Renewal of Permit A-70 to New Song Church of Portland for Non Exclusive Use of 39 Regular and 2 Handicap Parking Spaces at Library Administration Service Center Parking Lot, 205 NE Russell, Portland, Oregon

DEPARTMENT OF COUNTY HUMAN SERVICES – 9:35 AM

- R-2 NOTICE OF INTENT to Apply for \$250,000 of Department of Justice-Safe Havens Supervised Visitation Safe Exchange Funding for Continued Support of Supervised Visitation Services for Victims/Batters and their Children
- R-3 NOTICE OF INTENT to Apply for a \$250,000 Department of Justice-Office on Violence Against Women Transitional Housing Assistance Grant

NON-DEPARTMENTAL - 9:40 AM

- R-4 Second Reading and Possible Adoption of an ORDINANCE Amending MCC Chapter 29 to Establish Special Bridge Lighting Permit Program and Fees
- R-5 RESOLUTION in Support of Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto

SHERIFF'S OFFICE – 10:00 AM

- R-6 Budget Modification MCSO-07 Appropriating \$835,000 General Fund Contingency to Continue to Operate 57 Jail Beds at the Multnomah County Detention Center from February 1 through June 30, 2008 [Rescheduled from January 31, 2008]

DEPARTMENT OF HEALTH - 10:30 AM

- R-7 Budget Modification HD-24 Appropriating \$89,344 in Revenue from the State of Oregon, Department of Human Services, Public Health Services
- R-8 Budget Modification HD-27 Appropriating \$82,238 in Additional Revenue to Support the Health Department's Participation in "An Enhanced Nurse Home Visitation Program to Prevent Intimate Partner Violence"
- R-9 Briefing on African American Sexual Health Disparities - Culturally Specific Approaches to Achieve Health Equity and PROCLAMATION Proclaiming February 7, 2008, as "National Black HIV/AIDS Awareness Day" in Multnomah County, Oregon

BOARD COMMENT

Opportunity (as time allows) for Commissioners to provide informational comments to Board and public on non-agenda items of interest or to discuss legislative issues.



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST short form

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: C-1
Est. Start Time: 9:30 AM
Date Submitted: 01/24/08

Agenda Title: RESOLUTION Authorizing the Private Sale of a Tax Foreclosed Property to BARBARA J RIVERS

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Date Requested: February 7, 2008 Time Requested: Consent Item
Department: Community Services Division: Tax Title
Contact(s): Gary Thomas
Phone: 503-988-3590 Ext. 22591 I/O Address: 503/4/TT
Presenter(s): Gary Thomas

General Information

1. What action are you requesting from the Board?

The Tax Title Section is requesting the Board to approve the private sale of a tax foreclosed property to the BARBARA J RIVERS.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The subject property is a strip that came into county ownership through the foreclosure of delinquent tax liens on October 3, 1994. The strip is more or less 25' wide and 66' long and contains approximately 1,650 square feet. The parcel is located between 936 NE 192nd and 935 NE 193rd in Portland. The attached aerial photo, Exhibit B, shows that the subject strip goes back close to the hedge of the NE 193rd property.

Research of the property shows that the legal description of the subject parcel was left off the legal description of a sales transaction for the property at 936 NE 192nd in April 1970. The legal description for the subject strip was left off the deeds of all subsequent sales of the property at 936 NE 192nd. We propose to sell the strip to the owner of 936 NE 192nd Barbara Rivers.

Ms. Rivers purchased the 192nd Street property in July 2005 and was led to believe that her backyard included all the area back to the hedge of the neighboring property. She has used the area where the subject is located for a garden and has maintained it since her purchase of the house. After some reluctance to purchase a property that she thought she already owned she has agreed to purchase it

for \$200. The purchase price amount is substantially less than the Assessed Value of \$2,060 but I feel it is in the best interest of the County to get the parcel into the name of the property owner it should belong, consolidate it with the main tax account, and place it back on the tax roll.

A plat map, the attached Exhibit A shows the location of the strip. An aerial photo, Exhibit B, shows the strip and the surrounding properties.

The Tax Title Division is confident that the shape, size and location of the property make it unsuitable for the construction or placement of a dwelling thereon under current zoning ordinances and building codes, as provided under ORS 275.225.

This action affects our Vibrant Communities Program Offer by placing a tax foreclosed property back onto the tax roll.

3. Explain the fiscal impact (current year and ongoing).

The private sale will allow for the recovery of a portion of the delinquent taxes, fees, and expenses. The sale will also reinstate the property on the tax roll (see Exhibit C).

4. Explain any legal and/or policy issues involved.

No legal issues are expected. The parcel will be deeded "As Is" without guarantee of clear title.

5. Explain any citizen and/or other government participation that has or will take place.

No citizen or government participation is anticipated.

EXHIBIT A

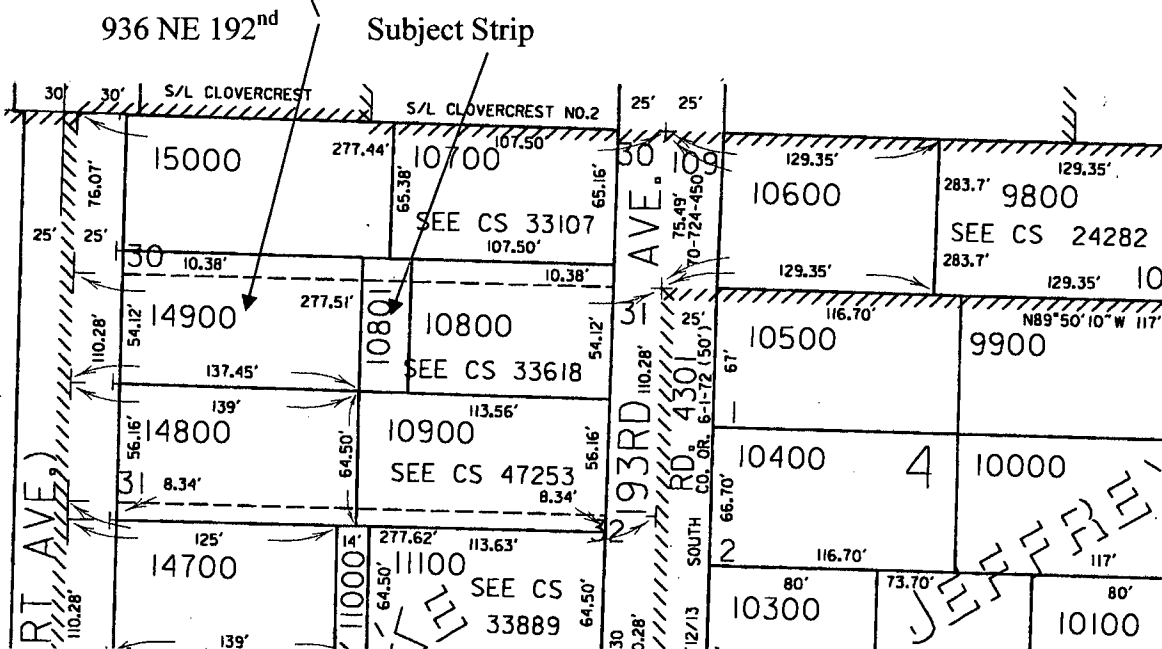
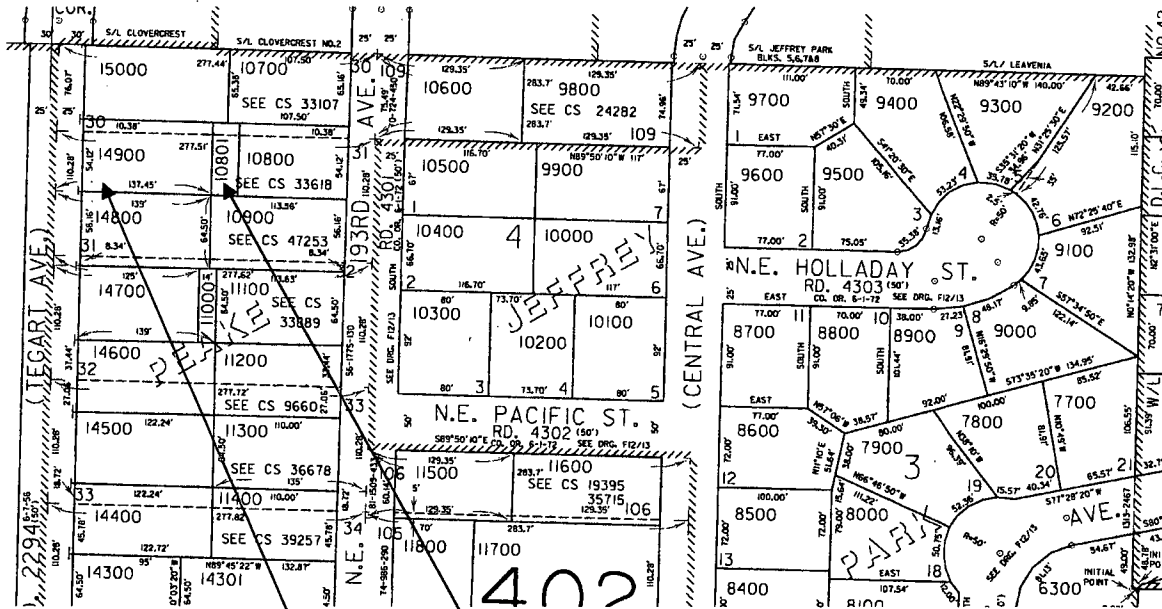


EXHIBIT B



936 NE 192nd

Subject parcel

935 NE 193rd

EXHIBIT C

LEGAL DESCRIPTION:

A tract of land in the Northeast One-Quarter of Section 32, Township 1 North, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon, being a portion of Lots 30 and 31 of Peake Brothers Home Acres, described as follows:

The West 137.45 feet of the following described property:

The North 54.12 feet of said Lot 31 and the South 10.38 feet of said Lot 30; Except the East 25 feet conveyed to Multnomah County for road purposes and that portion lying within the boundaries of N.E. 192nd Avenue.

Excepting from the above described tract of land, the following:

The West 137.45 feet of the North 54.12 feet of Lot 31 and the West 137.45 feet of the South 10.38 feet of Lot 30.

ADJACENT PROPERTY ADDRESS:	936 NE 192 nd Ave.
TAX ACCOUNT NUMBER:	R241111
GREENSPACE DESIGNATION:	No designation
SIZE OF PARCEL:	More or less 1,650 square feet
ASSESSED VALUE:	\$2,060

ITEMIZED EXPENSES FOR TOTAL PRICE OF PRIVATE SALE

BACK TAXES & INTEREST:	\$85.68
TAX TITLE MAINTENANCE COST & EXPENSES:	\$100.00
RECORDING FEE:	\$26.00
SUB-TOTAL	\$211.68
MINIMUM PRICE REQUEST OF PRIVATE SALE	\$200.00

Required Signature

**Department/
Agency Director:**

M. Cecilia Johnson

Date: 01/24/08

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Authorizing the Private Sale of a Tax Foreclosed Property to BARBARA J. RIVERS

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County acquired through the foreclosure of liens for delinquent real property taxes, the real property described in the attached Exhibit A.
- b. The property has an assessed value of \$2,060.
- c. Although no written confirmation from the City of Portland was obtained, the Tax Title Division is confident that the irregular shape and size of the property make it unsuitable for the construction or placement of a dwelling thereon under current zoning ordinances and building codes, as provided under ORS 275.225.
- d. BARBARA J. RIVERS has agreed to pay \$200, an amount the Board finds to be a reasonable price for the property in conformity with ORS 275.225.

The Multnomah County Board of Commissioners Resolves:

1. Upon Tax Title's receipt of the payment of \$200, the Chair on behalf of Multnomah County is authorized to execute a deed, substantially in compliance with the attached deed; conveying to BARBARA J. RIVERS the real property described in the attached Exhibit A.

ADOPTED this 7th day of February, 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
M. Cecilia Johnson, Director, Dept. of Community Services

Exhibit A Resolution

Described as follows:

A tract of land in the Northeast One-Quarter of Section 32, Township 1 North, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon, being a portion of Lots 30 and 31 of Peake Brothers Home Acres, described as follows:

The West 137.45 feet of the following described property:

The North 54.12 feet of said Lot 31 and the South 10.38 feet of said Lot 30; Except the East 25 feet conveyed to Multnomah County for road purposes and that portion lying within the boundaries of N.E. 192nd Avenue.

Excepting from the above described tract of land, the following:

The West 137.45 feet of the North 54.12 feet of Lot 31 and the West 137.45 feet of the South 10.38 feet of Lot 30.

Until a change is requested, all tax statements
Shall be sent to the following address:
BARBARA J. RIVERS
936 NE 192ND AVE
PORTLAND OR 97230

After recording return to:
Multnomah County Tax Title 503/4

Deed D082153 For R241111

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, **Grantor**, conveys to BARBARA J. RIVERS **Grantee**, the real property described in the attached **Exhibit A**.

The true consideration paid for this transfer is \$200.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners the 7th day of February 2008, by authority of a Resolution of the Board of County Commissioners heretofore entered of record.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

This Deed was acknowledged before me this 7th day of February 2008, by Ted Wheeler, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/09

EXHIBIT A

(DEED D082153 & TAX ACCOUNT R241111)

Described as follows:

A tract of land in the Northeast One-Quarter of Section 32, Township 1 North, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon, being a portion of Lots 30 and 31 of Peake Brothers Home Acres, described as follows:

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Excepting from the above described tract of land, the following:

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BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-010

Authorizing the Private Sale of a Tax Foreclosed Property to BARBARA J. RIVERS

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County acquired through the foreclosure of liens for delinquent real property taxes, the real property described in the attached Exhibit A.
- b. The property has an assessed value of \$2,060.
- c. Although no written confirmation from the City of Portland was obtained, the Tax Title Division is confident that the irregular shape and size of the property make it unsuitable for the construction or placement of a dwelling thereon under current zoning ordinances and building codes, as provided under ORS 275.225.
- d. BARBARA J. RIVERS has agreed to pay \$200, an amount the Board finds to be a reasonable price for the property in conformity with ORS 275.225.

The Multnomah County Board of Commissioners Resolves:

1. Upon Tax Title's receipt of the payment of \$200, the Chair on behalf of Multnomah County is authorized to execute a deed, substantially in compliance with the attached deed; conveying to BARBARA J. RIVERS the real property described in the attached Exhibit A.

ADOPTED this 7th day of February, 2008.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
M. Cecilia Johnson, Director, Dept. of Community Services

Exhibit A Resolution

Described as follows:

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BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners the 7th day of February 2008, by authority of a Resolution of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

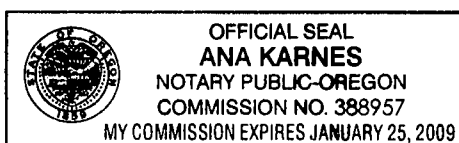
REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Matthew O. Ryan, Assistant County Attorney

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

This Deed was acknowledged before me this 7th day of February 2008, by Ted Wheeler, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.



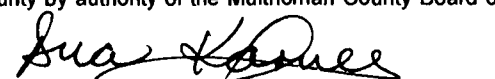

Ana Karnes
Notary Public for Oregon
My Commission expires: 01/25/09

EXHIBIT A

(DEED D082153 & TAX ACCOUNT R241111)

Described as follows:

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MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 02/0708
Agenda Item #: C-2
Est. Start Time: 9:30 AM
Date Submitted: 01/24/08

Agenda Title: Amendment 3 to Intergovernmental Revenue Agreement 0110972 with the Oregon Department of Transportation for the Morrison Bridge Ped/Bike Access Project

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008
Department: Community Services
Contact(s): Jon Henrichsen
Phone: (503) 988 3757 **Ext.** 228
Presenter(s): Jon Henrichsen

Amount of Time Needed: Consent Calendar
Division: Land Use & Transportation
I/O Address: 446/Bridge

General Information

1. What action are you requesting from the Board?

Approval of Amendment No. 3 to Morrison Bridge Ped/Bike Access Project IGA.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

In 2006, the City of Portland asked Multnomah County to delay the Morrison Bridge Ped/Bike Access project until the Burnside Bridge Main Spans project was completed to avoid having traffic restrictions on two Willamette River bridges into downtown Portland at the same time. The County agreed to delay the project, and the City assisted the County in securing an additional \$300,000 for the project to help cover project cost increases due to the delay. This IGA adds the 300,000 to the project.

3. Explain the fiscal impact (current year and ongoing).

The IGA adds \$300,000 to the Morrison Bridge Ped/Bike project which the County must match with \$30,810.

4. Explain any legal and/or policy issues involved.

By accepting the additional Federal funds, the County agrees to provide 10.27% in matching funds.

5. Explain any citizen and/or other government participation that has or will take place.

Because the Morrison Bridge provides critical access to downtown Portland, to eastside neighborhoods, and to two freeways, many local groups were very interested in traffic issues on the bridge. Stakeholders interviewed included property owners, transit agencies, transportation planners, and representatives of advocacy groups for trucking firms, bicyclists, pedestrians, people with disabilities, and business associations. Stakeholder input helped to direct the alignment chosen and broadened the traffic analysis and exploration of connections at each end of the bridge.

The project team held an open house on January 29, 2003, to present the results of their information gathering and analysis and to present the various design and amenity options that were deemed to be feasible. The public was asked to provide feedback on which options and amenities they felt were the most important and how they would spend the limited funding available. The information presented at the open house was also included on the County's website, and the County collected feedback from the public through February 28th on the open house materials. In addition, a few groups and organizations sent in statements of their priorities for the project.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 01/24/08

MULTNOMAH COUNTY CONTRACT APPROVAL FORM (CAF)

Pre-approved Contract Boilerplate (with County Attorney signature) ☒ Attached ☐ Not Attached Contract #: 0110972
Amendment #: 3

CLASS I Based on Informal / Intermediate Procurement	CLASS II Based on Formal Procurement	CLASS III Intergovernmental Contract (IGA)
<input type="checkbox"/> Personal Services Contract	<input type="checkbox"/> Personal Services Contract	<input type="checkbox"/> Expenditure Contract
PCRB Contract <input type="checkbox"/> Goods or Services <input type="checkbox"/> Maintenance or Licensing Agreement <input type="checkbox"/> Public Works / Construction Contract <input type="checkbox"/> Architectural & Engineering Contract	PCRB Contract <input type="checkbox"/> Goods or Services <input type="checkbox"/> Maintenance or Licensing Agreement <input type="checkbox"/> Public Works / Construction Contract <input type="checkbox"/> Architectural & Engineering Contract	<input checked="" type="checkbox"/> Revenue Contract <input type="checkbox"/> Grant Contract <input type="checkbox"/> Non-Financial Agreement
<input type="checkbox"/> Revenue Contract <input type="checkbox"/> Grant Contract <input type="checkbox"/> Non-Financial Agreement	<input type="checkbox"/> Revenue Contract <input type="checkbox"/> Grant Contract <input type="checkbox"/> Non-Financial Agreement	<input type="checkbox"/> INTER-DEPARTMENTAL AGREEMENT (IDA)

Department: Community Services Division/ Program: Land Use and Trans Program Date: 1/18/08
Originator: Jon Heinrichsen Phone: (503) 988-3757 x228 Bldg/Room: 446
Contact: Cathey Kramer Phone: (503) 988-5050 x22589 Bldg/Room: 425/Yeon

Description of Contract: Amendment No. 3 to ODOT revenue Local Agency Intergovernmental Agreement No. 18,641 for the Morrison Bridge Ped/Bike Access Project to add additional funding to this County Bridge project.

RENEWAL: ☐ PREVIOUS CONTRACT #(S) _____ EEO CERTIFICATION EXPIRES _____

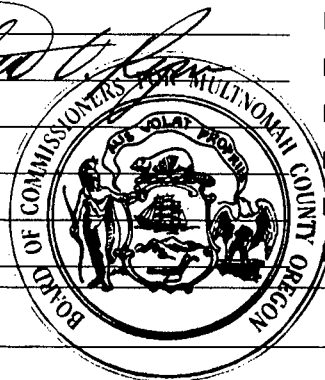
PROCUREMENT, _____ ISSUE _____ EFFECTIVE _____ END _____
EXEMPTION OR _____ DATE: _____ DATE: _____ DATE: _____
CITATION # _____

CONTRACTOR IS: ☐ MBE ☐ WBE ☐ ESB ☐ QRF State Cert# _____ or ☐ Self Cert ☐ Non-Profit ☒ N/A (Check all boxes that apply)

Contractor	Oregon Dept. of Transportation			Remittance address		
Address	123 NW Flanders St.			(If different)		
City/State	Portland OR			Payment Schedule / Terms:		
ZIP Code	97209-4037			<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt	
Phone	(503) 731-8278/Fax: (503) 731-8259 (Penelope Lee)			<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30	
Employer ID# or SS#	N/A			<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other	
Contract Effective Date	5/7/2001	Term Date	12/31/2009	<input type="checkbox"/> Price Agreement (PA) or Requirements Funding Info:		
Amendment Effect Date	2/1/2008	New Term Date	12/31/2009			
Original Contract Amount	\$ 100,000.00			Original PA/Requirements Amount	\$ _____	
Total Amt of Previous Amendments	\$ 1,827,000.00			Total Amt of Previous Amendments	\$ _____	
Amount of Amendment	\$ 334,396.00			Amount of Amendment	\$ _____	
Total Amount of Agreement	\$ 2,162,396.00			Total PA/Requirements Amount	\$ _____	

REQUIRED SIGNATURES:

Department Manager [Signature] DATE _____
County Attorney /s/ Matthew O. Ryan [Signature] DATE 2/6/08
CPCA Manager _____ DATE _____
County Chair [Signature] DATE 2/7/08
Sheriff _____ DATE _____
Contract Administration _____ DATE _____



COMMENTS: (WBS: 6700RT3026)

County Attorney Electronic Approval for Amen #3 Morrison Bridge Ped-Bike Accessibility ODOT IGA 18,641 – County No. 0110972

-----Original Message-----

From: RYAN Matthew O
Sent: Friday, January 04, 2008 3:03 PM
To: 'FOSTER Mark A'
Cc: FISHER Patricia R * ODOT; HENRICHSEN Jon P
Subject: Amendment #3 to ODOT IGA 18,641

Looks good. Thanks to all for working this out.

Matthew O. Ryan
Assistant County Attorney
Office of Multnomah County Attorney
501 SE Hawthorne, Suite 500
Portland, Oregon 97214
Tel: 503-988-3138; Fax: 503-988-3377
matthew.o.ryan@co.multnomah.or.us

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From: FOSTER Mark A [<mailto:Mark.A.FOSTER@odot.state.or.us>]
Sent: Friday, January 04, 2008 2:57 PM
To: RYAN Matthew O
Cc: FISHER Patricia R * ODOT; HENRICHSEN Jon P
Subject: FW: TA#3temp.doc

Matt,

Pat and I just discussed this, and here's what we agreed to:

Just one minor correction. The federal participating amount is (89.73%)

I'll send this on for processing now.

Thanks for all the input.

Mark A Foster
ODOT Local Agency Program Liaison
Multnomah County Bridges, City of Portland
and Port of Portland FHWA projects
503-731-8288
503-539-8790 cell

AMENDMENT NO. 3
LOCAL AGENCY AGREEMENT
Enhancement Program Project
Morrison Bridge Ped/Bike Access Project

The State of Oregon, acting by and through its Department of Transportation, hereinafter referred to as "State", and Multnomah County, acting by and through its Elected Officials, hereinafter referred to as "Agency", entered into Local Agency Agreement No. 18,641 on May 9, 2001, Amendment No. 1 on August 19, 2003 and Amendment No. 2 on November 1, 2004. Said Agreement covers the design of a permanent multi-use bicycle and pedestrian facility on the Morrison Bridge, hereinafter referred to as "Project".

It has now been determined by State and Agency that the agreements referenced above, although remaining in full force and effect, shall be amended to increase the Transportation Enhancement funds and add Special Provisions. Except as expressly amended below, all other terms and conditions of the Agreement, as previously amended, are still in full force and effect.

Attachment No. 2, Standard Provisions, dated October 26, 2000 shall be deleted in its entirety and replaced with current Standard Provisions dated October 3, 2007.

Paragraph 3 of Terms of Agreement, Page 1, which reads:

3. A portion of the Project shall be conducted as a part of the Transportation Enhancement Program under Title 23, United States Code. The total Project cost is estimated at \$2,148,668. The federal Transportation Enhancement funds are limited to \$1,445,000.

A portion of the Project shall be conducted as a part of the Federal-Aid Surface Transportation Program (STP), Title 23, United States Code. The STP urban funds for this Project are limited to \$483,000 and are for the construction.

The Project will be financed at the maximum allowable federal participating amount, with Agency responsible for the match for the federal Enhancement and Urban STP funds and any portion of the Project not covered by federal funding. The Project estimate is subject to change.

Shall be deleted in its entirety and amended to read:

3. The total Project cost is estimated at \$2,448,668.

Key No. 11421

M C & A NO. 18,641-3
MULTNOMAH COUNTY

- a. A portion of the Project shall be conducted as a part of the Federal-Aid Surface Transportation Program (STP), Title 23, United States Code. The STP urban funds for this Project are limited to \$617,238 and are for the construction.
- b. A portion of the Project shall be conducted as a part of the Transportation Enhancement Program under Title 23, United States Code. The federal Transportation Enhancement funds are estimated at \$1,610,762.
- c. Except as provided in Sub-paragraph 3c, the Project will be financed at the maximum allowable federal participating amount (89.73%), with Agency responsible for the match for the federal Enhancement and STP urban funds and any portion of the Project not covered by federal funding. The Project estimate is subject to change.
- d. Agency must obtain approval from State's Transportation Enhancement Program Manager for any additional Enhancement funds beyond the estimated amount in Sub-paragraph 3a. above. For any approved additional Enhancement funds awarded on the Project exceeding \$1,731,838; Agency's matching share will be equal to the amount of such additional Enhancement funds awarded.

Insert new Paragraphs 10 and 11 of Terms of Agreement, Page 3, to read as follows:

10. The federal funding for this Project is contingent upon approval by the Federal Highway Administration (FHWA). Any work performed prior to FHWA will be considered nonparticipating and paid for at Agency expense. The Catalog of Federal Domestic Assistance (CFDA) number for this Project is 20.205.
11. State considers Agency a sub-recipient of the federal funds under this Agreement.

Insert new Paragraphs 9 through 11 of the Special Provisions, Page 2, to read as follows:

9. If Agency fails to meet the requirements of this Agreement or the underlying federal regulations, State may withhold the Agency's proportional share of Highway Fund distribution necessary to reimburse State for costs incurred by such Agency breach. Agency will be ineligible to receive or apply for any Enhancement Funds until State receives full reimbursement of the costs incurred.

M C & A NO. 18,641-3
MULTNOMAH COUNTY

10. Agency shall, at its own expense maintain and operate the Project upon completion and throughout the useful life of the Project at a minimum level that is consistent with normal depreciation and/or service demand. State and Agency agree that the useful life of this Project is defined as 25 years. State may conduct periodic inspections during the life of the Project to verify that Project is being properly maintained and continues to serve the purpose for which federal funds were provided.
11. Maintenance responsibilities shall survive any termination of this Agreement.
12. This amendment may be executed in several counterparts (facsimile or otherwise) all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this amendment so executed shall constitute an original.

IN WITNESS WHEREOF, the parties hereto have set their hands and their seals as of the day and year hereinafter written.

This Project is in the 2006-2009 Statewide Transportation Improvement Program, key #11421, that was approved by the Oregon Transportation Commission on December 2, 2005.

The Oregon Transportation Commission on June 18, 2003, approved Delegation Order No. 2, which authorizes the Director to approve and execute agreements for day-to-day operations. Day-to-day operations include those activities required to implement the biennial budget approved by the Legislature, including activities to execute a project in the Statewide Transportation Improvement Program.

On September 15, 2006, the Director of the Oregon Department of Transportation approved Subdelegation Order No. 2, Paragraph 1, in which authority is delegated to the Deputy Director to approve and sign agreements over \$75,000 when the work is related to a project included in the Statewide Transportation Improvement Program or in other system plans approved by the Oregon Transportation Commission such as the Oregon Traffic Safety Performance Plan, or in a line item in the biennial budget approved by the Director.

Signature page to follow

M C & A NO. 18,641-3
MULTNOMAH COUNTY

MULTNOMAH COUNTY, by and
through its designated officials

By TD Wheelon
Chair

Date 2/7/08

**APPROVED AS TO LEGAL
SUFFICIENCY**

By 151 Matthew D. Ryan
Agency Counsel

Date 1/4/08

Agency Contact:
Multnomah County
Jon Henrichsen
Department of Community Services
Transportation Division-Bridge Section
1403 SE Water Avenue
Portland, OR 97214-3333
(503) 988-3757 x 228
jon.p.henrichsen@co.multnomah.or.us



STATE OF OREGON, by and through
its Department of Transportation

By _____
Deputy Director, Highways

Date _____

APPROVAL RECOMMENDED

By _____
Technical Services Manager/
Chief Engineer

Date _____

By [Signature]
Region 1 Manager

Date 1/6/08

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Assistant Attorney General

Date _____

State Contact:
ODOT
Mark Foster
Local Agency Liaison
123 NW Flanders Street
Portland, OR 97209-4012
(503) 731-8288
mark.a.foster@odot.state.or.us

ATTACHMENT NO. 2

STANDARD PROVISIONS

JOINT OBLIGATIONS

PROJECT ADMINISTRATION

1. State (ODOT) is acting to fulfill its responsibility to the Federal Highway Administration (FHWA) by the administration of this Project, and Agency (i.e. county, city, unit of local government, or other state agency) hereby agrees that State shall have full authority to carry out this administration. If requested by Agency or if deemed necessary by State in order to meet its obligations to FHWA, State will further act for Agency in other matters pertaining to the Project. Agency shall, if necessary, appoint and direct the activities of a Citizen's Advisory Committee and/or Technical Advisory Committee, conduct a hearing and recommend the preferred alternative. State and Agency shall each assign a liaison person to coordinate activities and assure that the interests of both parties are considered during all phases of the Project.
2. Any project that uses federal funds in project development is subject to plans, specifications and estimates (PS&E) review and approval by FHWA or State acting on behalf of FHWA prior to advertisement for bid proposals, regardless of the source of funding for construction.

PRELIMINARY & CONSTRUCTION ENGINEERING

3. State, Agency, or others may perform preliminary and construction engineering. If Agency or others perform the engineering, State will monitor the work for conformance with FHWA rules and regulations. In the event that Agency elects to engage the services of a personal services consultant to perform any work covered by this Agreement, Agency and Consultant shall enter into a State reviewed and approved personal services contract process and resulting contract document. State must concur in the contract prior to beginning any work. State's personal services contracting process and resulting contract document will follow Title 23 Code of Federal Regulations (CFR) 172, Title 49 CFR 18, ORS 279A.055, the current State Administrative Rules and State Personal Services Contracting Procedures as approved by the FHWA. Such personal services contract(s) shall contain a description of the work to be performed, a project schedule, and the method of payment. Subcontracts shall contain all required provisions of Agency as outlined in the Agreement. No reimbursement shall be made using federal-aid funds for any costs incurred by Agency or its consultant prior to receiving authorization from State to proceed. Any amendments to such contract(s) also require State's approval.
4. On all construction projects where State is the signatory party to the contract, and where Agency is doing the construction engineering and project management, Agency, subject to any limitations imposed by state law and the Oregon Constitution, agrees to accept all responsibility, defend lawsuits, indemnify and hold State harmless, for all tort claims, contract claims, or any other lawsuit arising out of the contractor's work or Agency's supervision of the project.

REQUIRED STATEMENT FOR UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT) FINANCIAL ASSISTANCE AGREEMENT

5. If as a condition of assistance, Agency has submitted and the United States Department of Transportation (USDOT) has approved a Disadvantaged Business Enterprise Affirmative Action Program which Agency agrees to carry out, this affirmative action program is incorporated into the financial assistance agreement by reference. That program shall be treated as a legal obligation and failure to carry out its terms shall be treated as a violation of the financial assistance agreement. Upon notification from USDOT to Agency of its failure to carry out the approved program, USDOT shall impose such sanctions as noted in Title 49, CFR, Part 26, which sanctions may include termination of the agreement or other measures that may affect the ability of Agency to obtain future USDOT financial assistance.
6. **Disadvantaged Business Enterprises (DBE) Obligations.** State and its contractor agree to ensure that DBE as defined in Title 49, CFR, Part 26, have the opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with federal funds. In this regard, Agency shall take all necessary and reasonable steps in accordance with Title 49, CFR, Part 26, to ensure that DBE have the opportunity to compete for and perform contracts. Neither State nor Agency and its contractors shall discriminate on the basis of race, color, national origin or sex in the award and performance of federally-assisted contracts. Agency shall carry out applicable requirements of Title 49, CFR, Part 26, in the award and administration of such contracts. Failure by Agency to carry out these requirements is a material breach of this Agreement, which may result in the termination of this contract or such other remedy as State deems appropriate.
7. The DBE Policy Statement and Obligations shall be included in all subcontracts entered into under this Agreement.
8. Agency agrees to comply with all applicable civil rights laws, rules and regulations, including Title V and Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 (ADA), and Titles VI and VII of the Civil Rights Act of 1964.
9. The parties hereto agree and understand that they will comply with all applicable federal, state, and local laws, regulations, executive orders and ordinances applicable to the work including, but not limited to, the provisions of ORS 279C.505, 279C.515, 279C.520, 279C.530 and 279B.270, incorporated herein by reference and made a part hereof; Title 23 CFR Parts 1.11, 140, 710, and 771; Title 49 CFR Parts 18, 24 and 26; OMB CIRCULAR NO. A-87 and NO. A-133 Title 23, USC, Federal-Aid Highway Act; Title 41, Chapter 1, USC 51-58, Anti-Kickback Act; Title 42 USC; Uniform Relocation Assistance and Real Property Acquisition Policy Act of 1970, as amended and provisions of Federal-Aid Policy Guide (FAPG).

STATE OBLIGATIONS

PROJECT FUNDING REQUEST

10. State shall submit a Project funding request to FHWA with a request for approval of federal-aid participation in all engineering, right-of-way acquisition, eligible utility relocations and/or construction work for the Project. **No work shall proceed on any activity in which federal-aid participation is desired until such approval has been obtained.** The program shall include services to be provided by State, Agency, or others. State shall notify

Agency in writing when authorization to proceed has been received from FHWA. Major responsibility for the various phases of the Project will be as outlined in the Special Provisions. All work and records of such work shall be in conformance with FHWA rules and regulations.

FINANCE

11. State shall, in the first instance, pay all reimbursable costs of the Project, submit all claims for federal-aid participation to FHWA in the normal manner and compile accurate cost accounting records. Agency may request a statement of costs to date at any time by submitting a written request. When the actual total cost of the Project has been computed, State shall furnish Agency with an itemized statement of final costs. Agency shall pay an amount which, when added to said advance deposit and federal reimbursement payment, will equal 100 percent of the final total actual cost. Any portion of deposits made in excess of the final total costs of Project, minus federal reimbursement, shall be released to Agency. The actual cost of services provided by State will be charged to the Project expenditure account(s) and will be included in the total cost of the Project.

PROJECT ACTIVITIES

12. State shall, if the preliminary engineering work is performed by Agency or others, review and process or approve all environmental statements, preliminary and final plans, specifications and cost estimates. State shall, if they prepare these documents, offer Agency the opportunity to review and approve the documents prior to advertising for bids.
13. The party responsible for performing preliminary engineering for the Project shall, as part of its preliminary engineering costs, obtain all Project related permits necessary for the construction of said Project. Said permits shall include, but are not limited to, access, utility, environmental, construction, and approach permits. All pre-construction permits will be obtained prior to advertisement for construction.
14. State shall prepare contract and bidding documents, advertise for bid proposals, and award all contracts.
15. Upon State's award of a construction contract, State shall perform independent assurance testing in accordance with State and FHWA Standards, process and pay all contractor progress estimates, check final quantities and costs, and oversee and provide intermittent inspection services during the construction phase of the Project.
16. State shall, as a Project expense, assign a liaison person to provide Project monitoring as needed throughout all phases of Project activities (preliminary engineering, right-of-way acquisition, and construction). The liaison shall process reimbursement for federal participation costs.

RIGHT OF WAY

17. State is responsible for proper acquisition of the necessary right of way and easements for construction and maintenance of the Project. Agency may perform acquisition of the necessary right of way and easements for construction and maintenance of the Project, provided Agency (or Agency's consultant) are qualified to do such work as required by the State's Right of Way Manual and have obtained prior approval from State's Region Right of Way office to do such work.

18. Regardless of who acquires or performs any of the right of way activities, a right of way services agreement shall be created by State's Region Right of Way office setting forth the responsibilities and activities to be accomplished by each party. State shall always be responsible for requesting project funding, coordinating certification of the right of way, and providing oversight and monitoring. Funding authorization requests for federal right of way funds must be sent through the State's Region Right of Way offices on all projects. All projects must have right of way certification coordinated through State's Region Right of Way offices (even for projects where no federal funds were used for right of way, but federal funds were used elsewhere on the Project). Agency should contact the State's Region Right of Way office for additional information or clarification.
19. State shall review all right of way activities engaged in by Agency to assure compliance with applicable laws and regulations. Agency agrees that right of way activities shall be in accord with the Uniform Relocation Assistance & Real Property Acquisition Policies Act of 1970, as amended, ORS Chapter 35, FHWA Federal-Aid Policy Guide, State's Right of Way Manual and the Code of Federal Regulations, Title 23, Part 710 and Title 49, Part 24.
20. If any real property purchased with federal-aid participation is no longer needed for the originally authorized purpose, the disposition of such property shall be subject to applicable rules and regulations, which are in effect at the time of disposition. Reimbursement to State and FHWA of the required proportionate shares of the fair market value may be required.
21. Agency insures that all Project right of way monumentation will be conducted in conformance with ORS 209.155.
22. State and Agency grants each other authority to enter onto the other's right of way for the performance of the Project.

AGENCY OBLIGATIONS

FINANCE

23. Federal funds shall be applied toward Project costs at the current federal-aid matching ratio, unless otherwise agreed and allowable by law. Agency shall be responsible for the entire match amount, unless otherwise agreed to and specified in the intergovernmental agreement. If federal funds are used, Agency will specify the Catalog of Federal Domestic Assistance (CFDA) number in the Agreement. Agency will also determine and clearly state in the Agreement if recipient is a subrecipient or vendor, using criteria in Circular A-133.
24. Agency's estimated share and advance deposit.
 - A. Agency shall, prior to commencement of the preliminary engineering and/or right of way acquisition phases, deposit with State its estimated share of each phase. Exception may be made in the case of projects where Agency has written approval from State to use in-kind contributions rather than cash to satisfy all or part of the matching funds requirement.
 - B. Agency's construction phase deposit shall be 110 percent of Agency's share of the engineer's estimate and shall be received prior to award of the construction contract.

Any additional balance of the deposit, based on the actual bid must be received within forty-five (45) days of receipt of written notification by State of the final amount due, unless the contract is canceled. Any unnecessary balance of a cash deposit, based on the actual bid, will be refunded within forty-five (45) days of receipt by State of the Project sponsor's written request.

- C. Pursuant to ORS 366.425, the advance deposit may be in the form of 1) money deposited in the State Treasury (an option where a deposit is made in the Local Government Investment Pool, and an Irrevocable Limited Power of Attorney is sent to the Highway Finance Office), or 2) an Irrevocable Letter of Credit issued by a local bank in the name of State, or 3) cash.
 - D. Agency may satisfy all or part of any matching funds requirements by use of in-kind contributions rather than cash when prior written approval has been given by State.
25. If the estimated cost exceeds the total matched federal funds available, Agency shall deposit its share of the required matching funds, plus 100 percent of all costs in excess of the total matched federal funds. Agency shall also pay 100 percent of the cost of any item in which FHWA will not participate. If Agency has not repaid any non-participating cost, future allocations of federal funds, or allocations of State Highway Trust Funds, to that Agency may be withheld to pay the non-participating costs. If State approves processes, procedures, or contract administration outside the Local Agency Guidelines that result in items being declared non-participating, those items will not result in the withholding of Agency's future allocations of federal funds or the future allocations of State Highway Trust Funds.
26. Costs incurred by State and Agency for services performed in connection with any phase of the Project shall be charged to the Project, unless otherwise mutually agreed upon.
27. If Agency makes a written request for the cancellation of a federal-aid project; Agency shall bear 100 percent of all costs as of the date of cancellation. If State was the sole cause of the cancellation, State shall bear 100 percent of all costs incurred. If it is determined that the cancellation was caused by third parties or circumstances beyond the control of State or Agency, Agency shall bear all development costs, whether incurred by State or Agency, either directly or through contract services, and State shall bear any State administrative costs incurred. After settlement of payments, State shall deliver surveys, maps, field notes, and all other data to Agency.
28. Agency shall follow requirements of the Single Audit Act. The requirements stated in the Single Audit Act must be followed by those local governments and non-profit organizations receiving \$500,000 or more in federal funds. The Single Audit Act of 1984, PL 98-502 as amended by PL 104-156, described in "OMB CIRCULAR NO. A-133", requires local governments and non-profit organizations to obtain an audit that includes internal controls and compliance with federal laws and regulations of all federally-funded programs in which the local agency participates. The cost of this audit can be partially prorated to the federal program.
29. Agency shall make additional deposits, as needed, upon request from State. Requests for additional deposits shall be accompanied by an itemized statement of expenditures and an estimated cost to complete the Project.

30. Agency shall present invoices for 100 percent of actual costs incurred by Agency on behalf of the Project directly to State's Liaison Person for review and approval. Such invoices shall identify the Project and Agreement number, and shall itemize and explain all expenses for which reimbursement is claimed. Billings shall be presented for periods of not less than one-month duration, based on actual expenses to date. All billings received from Agency must be approved by State's Liaison Person prior to payment. Agency's actual costs eligible for federal-aid or State participation shall be those allowable under the provisions of Title 23 CFR Parts 1.11, 140 and 710. Final billings shall be submitted to State for processing within three months from the end of each funding phase as follows: 1) award date of a construction contract for preliminary engineering 2) last payment for right-of-way acquisition and 3) third notification for construction. Partial billing (progress payment) shall be submitted to State within three months from date that costs are incurred. Final billings submitted after the three months shall not be eligible for reimbursement.
31. The cost records and accounts pertaining to work covered by this Agreement are to be kept available for inspection by representatives of State and FHWA for a period of six (6) years following the date of final voucher to FHWA. Copies of such records and accounts shall be made available upon request. For real property and equipment, the retention period starts from the date of disposition (Title 49 CFR 18.42).
32. State shall request reimbursement, and Agency agrees to reimburse State, for federal-aid funds distributed to Agency if any of the following events occur:
- a) Right of way acquisition or actual construction of the facility for which preliminary engineering is undertaken is not started by the close of the tenth fiscal year following the fiscal year in which the federal-aid funds were authorized;
 - b) Right of way acquisition is undertaken utilizing federal-aid funds and actual construction is not started by the close of the twentieth fiscal year following the fiscal year in which the federal-aid funds were authorized for right of way acquisition.
 - c) Construction proceeds after the Project is determined to be ineligible for federal-aid funding (e.g., no environmental approval, lacking permits, or other reasons).
33. Agency shall maintain all Project documentation in keeping with State and FHWA standards and specifications. This shall include, but is not limited to, daily work records, quantity documentation, material invoices and quality documentation, certificates of origin, process control records, test results, and inspection records to ensure that projects are completed in conformance with approved plans and specifications.

RAILROADS

34. Agency shall follow State established policy and procedures when impacts occur on railroad property. The policy and procedures are available through State's appropriate Region contact or State's Railroad Liaison. Only those costs allowable under Title 23 CFR Part 646, subpart B and Title 23 CFR Part 140, subpart I, shall be included in the total Project costs; all other costs associated with railroad work will be at the sole expense of Agency, or

others. Agency may request State, in writing, to provide railroad coordination and negotiations. However, State is under no obligation to agree to perform said duties.

UTILITIES

35. Agency shall cause to be relocated or reconstructed, all privately or publicly-owned utility conduits, lines, poles, mains, pipes, and all other such facilities of every kind and nature where such relocation or reconstruction is made necessary by the plans of the Project in order to conform the utilities and other facilities with the plans and the ultimate requirements of the Project. Only those utility relocations, which are eligible for federal-aid participation under, Title 23 CFR 645A, shall be included in the total Project costs; all other utility relocations shall be at the sole expense of Agency, or others. State will arrange for utility relocations/adjustments in areas lying within jurisdiction of State, if State is performing the preliminary engineering. Agency may request State in writing to arrange for utility relocations/adjustments lying within Agency jurisdiction, acting on behalf of Agency. This request must be submitted no later than twenty-one (21) weeks prior to bid let date. However, State is under no obligation to agree to perform said duties.
36. Agency shall follow established State utility relocation policy and procedures. The policy and procedures are available through the appropriate State's Region Utility Specialist or State's Right of Way Section Railroad Liaison, and Utility Engineer.

STANDARDS

37. Agency agrees that design standards for all projects on the National Highway System (NHS) and the Oregon State Highway System shall be in compliance to standards specified in the current "State Highway Design Manual" and related references. Construction plans shall be in conformance with standard practices of State for plans prepared by its own staff. All specifications for the Project shall be in substantial compliance with the most current "Oregon Standard Specifications for Highway Construction".
38. Agency agrees that minimum design standards for non-NHS projects shall be recommended AASHTO Standards and in accordance with the current "Oregon Bicycle and Pedestrian Plan", unless otherwise requested by Agency and approved by State.
39. Agency agrees and will verify that the installation of traffic control devices shall meet the warrants prescribed in the "Manual on Uniform Traffic Control Devices and Oregon Supplements".
40. All plans and specifications shall be developed in general conformance with the current "Contract Plans Development Guide" and the current "Oregon Standard Specifications for Highway Construction" and/or guidelines provided.
41. The standard unit of measurement for all aspects of the Project may be either System International (SI) Units (metric), or English Units. However, all Project documents and products shall be in one or the other unit of measurement. This includes, but is not limited to, right of way, environmental documents, plans and specifications, and utilities. It should be recognized that the State transitioned to English in 2006.

GRADE CHANGE LIABILITY

42. Agency, if a County, acknowledges the effect and scope of ORS 105.755 and agrees that all acts necessary to complete construction of the Project which may alter or change the grade of existing county roads are being accomplished at the direct request of the County.
43. Agency, if a City, hereby accepts responsibility for all claims for damages from grade changes. Approval of plans by State shall not subject State to liability under ORS 105.760 for change of grade.
44. Agency, if a City, by execution of Agreement, gives its consent as required by ORS 373.030(2) to any and all changes of grade within the City limits, and gives its consent as required by ORS 373.050(1) to any and all closure of streets intersecting the highway, if any there be in connection with or arising out of the project covered by the Agreement.

CONTRACTOR CLAIMS

45. Agency shall, to the extent permitted by state law, indemnify, hold harmless and provide legal defense for State against all claims brought by the contractor, or others resulting from Agency's failure to comply with the terms of this Agreement.
46. Notwithstanding the foregoing defense obligations under Paragraph 45, neither Agency nor any attorney engaged by Agency shall defend any claim in the name of the State of Oregon or any agency of the State of Oregon, nor purport to act as legal representative of the State of Oregon or any of its agencies, without the prior written consent of the Oregon Attorney General. The State of Oregon may, at anytime at its election assume its own defense and settlement in the event that it determines that Agency is prohibited from defending the State of Oregon, or that Agency is not adequately defending the State of Oregon's interests, or that an important governmental principle is at issue or that it is in the best interests of the State of Oregon to do so. The State of Oregon reserves all rights to pursue any claims it may have against Agency if the State of Oregon elects to assume its own defense.

MAINTENANCE RESPONSIBILITIES

47. Agency shall, upon completion of construction, thereafter maintain and operate the Project at its own cost and expense, and in a manner satisfactory to State and FHWA.

WORKERS' COMPENSATION COVERAGE

48. All employers, including Agency that employ subject workers who work under this Agreement in the State of Oregon shall comply with ORS 656.017 and provide the required Workers' Compensation coverage unless such employers are exempt under ORS 656.126. Agency shall ensure that each of its contractors complies with these requirements.

LOBBYING RESTRICTIONS

49. Agency certifies by signing the Agreement that:
 - A. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation,

renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

- B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- C. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, and contracts and subcontracts under grants, subgrants, loans, and cooperative agreements) which exceed \$100,000, and that all such subrecipients shall certify and disclose accordingly.
- D. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31, USC Section 1352.
- E. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Paragraphs 35, 36, and 47 are not applicable to any local agency on state highway projects.



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-1
Est. Start Time: 9:30 AM
Date Submitted: 01/30/08

Agenda Title: **RESOLUTION Approving Renewal of Permit A-70 to New Song Church of Portland for Non Exclusive Use of 39 Regular and 2 Handicap Parking Spaces at Library Administration Service Center Parking Lot, 205 NE Russell, Portland, Oregon**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008 **Amount of Time Needed:** 5 Minutes
Department: County Management **Division:** Facilities and Property Management
Contact(s): Carla Bangert, Facilities & Property Management
Phone: (503) 988-4128 **Ext** 84128 **I/O Address:** FPM / 274
Presenter(s): Carla Bangert & Mike Harrington, Facilities & Property Management

General Information

1. What action are you requesting from the Board?

Renewal of Permit A-70 between Multnomah County, as Grantor, and the New Song Church, as Grantee, for Non Exclusive Use of 39 Parking Spaces and 2 Handicap Spaces at the Library Administration Service Center By Church Members During Church Attendance on Sundays, Wednesdays, and Saturdays Evenings.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The original permit to New Song Church was approved by the Board on February 12, 2004 for a 17-month term with one (1) additional renewal. Rent at that time was \$240 annually. At the request and approval of Library Administration, Facilities & Property Management negotiated a renewal to the permit for a term through June 30, 2010 with one (1) renewal term of 2-yrs.

3. Explain the fiscal impact (current year and ongoing).

Rent during the initial term is to be \$300 per year. Rent for the option period is to be a mutually

agreed upon amount.

4. Explain any legal and/or policy issues involved.

None

5. Explain any citizen and/or other government participation that has or will take place.

None

Required Signature

**Elected Official or
Department/
Agency Director:**

Carol M. Ford

Date: 01/30/08

BANGERT Carla J

From: RYAN Matthew O
Sent: Tuesday, January 29, 2008 4:38 PM
To: BANGERT Carla J
Subject: FW: Permit A-70 Non-Exclusive Use of Parking Spaces

Carla,

I have reviewed the attached Permit and Resolution and they are approved for submission to the BCC for its consideration.

Matthew O. Ryan
Assistant County Attorney
Office of Multnomah County Attorney
501 SE Hawthorne, Suite 500
Portland, Oregon 97214
Tel: 503-988-3138; Fax: 503-988-3377
matthew.o.ryan@co.multnomah.or.us

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From: BANGERT Carla J
Sent: Tuesday, January 29, 2008 10:57 AM
To: RYAN Matthew O
Subject: FW: Permit A-70 Non-Exclusive Use of Parking Spaces

Matt - Per our conversation earlier this morning, I am forwarding you the following items:

Permit A-70 for non-exclusive use of parking spaces by New Song Church (previously approved below)
APR
Resolution

Would you please review and advise if okay for submittal to the Board Clerk requesting placement on the 2/07/08 agenda.

Thanks, in advance, for your assistance.
Carla

Carla Bangert
Senior Property Management Specialist
Multnomah County
Facilities & Property Management
(503) 988-4128
carla.j.bangert@co.multnomah.or.us

-----Original Message-----

From: BANGERT Carla J
Sent: Wednesday, November 14, 2007 7:21 AM
To: RYAN Matthew O
Subject: RE: Permit A-70 Non-Exclusive Use of Parking Spaces

1/30/2008

Thanks, Matt.

I have not received confirmation if the area was used after the original permit had expired. I do know that rent was not paid. The request was made by the Property Manager for a new agreement so I believe the Church is wanting the use of the spaces.

Carla Bangert

Senior Property Management Specialist

Multnomah County

Facilities & Property Management

(503) 988-4128

carla.j.bangert@co.multnomah.or.us

-----Original Message-----

From: RYAN Matthew O

Sent: Wednesday, November 14, 2007 6:58 AM

To: BANGERT Carla J

Subject: FW: Permit A-70 Non-Exclusive Use of Parking Spaces

Carla,

The attached lease has been reviewed and is approved for submission to the BCC for its consideration. It's long term it has to go to the Board, but it will probably be a consent agenda item. Curious though, did the lessee continue the use of the property in the interim and did we collect rent?

Matthew O. Ryan

Assistant County Attorney

Office of Multnomah County Attorney

501 SE Hawthorne, Suite 500

Portland, Oregon 97214

Tel: 503-988-3138; Fax: 503-988-3377

matthew.o.ryan@co.multnomah.or.us

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From: BANGERT Carla J

Sent: Tuesday, November 13, 2007 3:53 PM

To: RYAN Matthew O

Subject: Permit A-70 Non-Exclusive Use of Parking Spaces

Matt - The attached Permit for parking spaces was executed in 2004 and expired (per a 2005 addendum) on 6/30/06. New Song Church is asking for another permit for non-exclusive use of 39 parking spaces at the Library Admin Property and I have received the required Request For Facility Space completed by the Property Manager. I've attached a new permit for your review for content. It is the same as previously executed with rent increased to \$300/yr. Please advise and I will move forward accordingly. Also, as the original permit was approved by agenda #R-2 dated 02/12/04 with no resolution, am I correct in assuming this will need to go before the Board for approval?

Thanks,
Carla

Carla Bangert

Senior Property Management Specialist

Multnomah County
Facilities & Property Management
(503) 988-4128
carla.j.bangert@co.multnomah.or.us

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Approving Renewal of Permit A-70 to New Song Church of Portland for Non Exclusive Use of 39 Regular and 2 Handicap Parking Spaces at Library Administration Service Center Parking Lot, 205 NE Russell, Portland, Oregon

The Multnomah County Board of Commissioners Finds:

- a. The New Song Church of Portland, located at 2511 NE Martin Luther King Jr. Boulevard does not have sufficient off-street parking at its site to accommodate some of its members on some occasions of its services on Sundays from 8:00AM to 10:00PM and on Wednesday evenings from 6:00PM to 10:00PM and Saturday evenings from 5:00PM to 9:00PM, and that the resultant use of on-street parking by members and other citizens creates temporary street congestion in the area for all.
- b. The Library Administration Service Center has parking spaces that are not needed for the County's use on Sundays or on Saturday evenings and which are lightly used during Wednesday evenings and are not needed for the County's purposes; making these spaces available to the New Song Church during these times on a non-exclusive basis will not adversely affect the use of the parking by Library Administration staff or visitors.
- c. The public's interest is served by this non-exclusive use of the parking spaces by the proposed Permittee at the Library Administration Service Center because they are not needed for County purposes at the stated times and it will also reduce parking congestion for the general public during those periods as well.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves the attached Permit For Non-Exclusive Use of Parking Spaces and the County Chair is authorized to execute the Permit on behalf of Multnomah County.
2. The County Chair is authorized to execute renewals of the Permit and execute amendments to the Permit without further Board action.

ADOPTED this 7th day of February 2008

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
Carol M. Ford, Director, Dept. of County Management

PERMIT FOR NON EXCLUSIVE USE OF PARKING SPACES

Multnomah County, Oregon (County) hereby grants to New Song Church (Church) the non-exclusive right to the use of thirty-nine (39) regular and two (2) handicap parking spaces in the parking lot bordering the South and West sides of the County's Library Administration Service Center, located at 205 NE Russell, Portland, Oregon, upon the following terms and conditions:

1. **Term.** The initial term of the Permit shall commence on July 1, 2007 and shall continue through June 30, 2010, unless terminated as provided herein.
2. **Consideration.** Church shall pay to County the sum of \$300.00 upon the execution of this Permit and \$300.00 annually each July 1st through the term of this Permit.
3. **Option to Extend.** Church shall have the option to extend this Permit for an additional two (2) year term by written notice to the County given not less than ninety (90) days prior to the last day of the expiring term. The giving of such notice shall be sufficient to renew this Permit provided the Permit is not in default at the time of notice and Church pays a mutually agreed upon annual Permit fee in advance of the commencement date of the new term.
4. **Parking Spaces to be Used.** The parking spaces to be used by Church under this Permit shall be not more than thirty-nine (39) regular spaces and two (2) handicap spaces bordering the South and West sides of the parking lot at the Library Administration Service Center, subject to the availability of such parking spaces.
5. **Permitted Use.** Use of the parking spaces by Church under this Permit shall be solely for parking by Church members during attendance at Church located at 2511 NE Martin Luther King Jr. Blvd., Portland, Oregon. Such use is permitted only on Sundays of each week during the term of this Permit within the hours from 8:00AM to 10:00PM, on Wednesday nights of each week from 6:00PM to 10:00PM, and on Saturday nights of each week from 5:00PM to 9:00PM. Such use shall be in common with other lawful users of the parking spaces and shall be non-exclusive. County does not guarantee the availability of the spaces for use by Church at any particular occasion or time.
6. **Termination.** County or Church may cancel this Permit by giving written notice to the other party not less than thirty (30) days prior to the effective date of such termination.
7. **Indemnity.** Church will defend, indemnify and hold harmless County from and against any claim, suit, loss, damage or injury, including loss or damage suffered by County, resulting from the exercise of permission granted herein, except for

any claim, suit, loss, damage or injury caused by or arising out of County's own negligence.

8. **Insurance.** Church shall maintain general liability insurance naming County as an additional insured for claims for bodily injury or death and property damage with combined single limits of not less than one million dollars (\$1,000,000) single occurrence limit and shall provide County with certificate from the insurance carrier evidencing such coverage prior to exercising the permission granted herein.

The terms, conditions and provisions of this Permit are agreed to and accepted by the parties to this Permit this _____ day of February 2008.

NEW SONG CHURCH

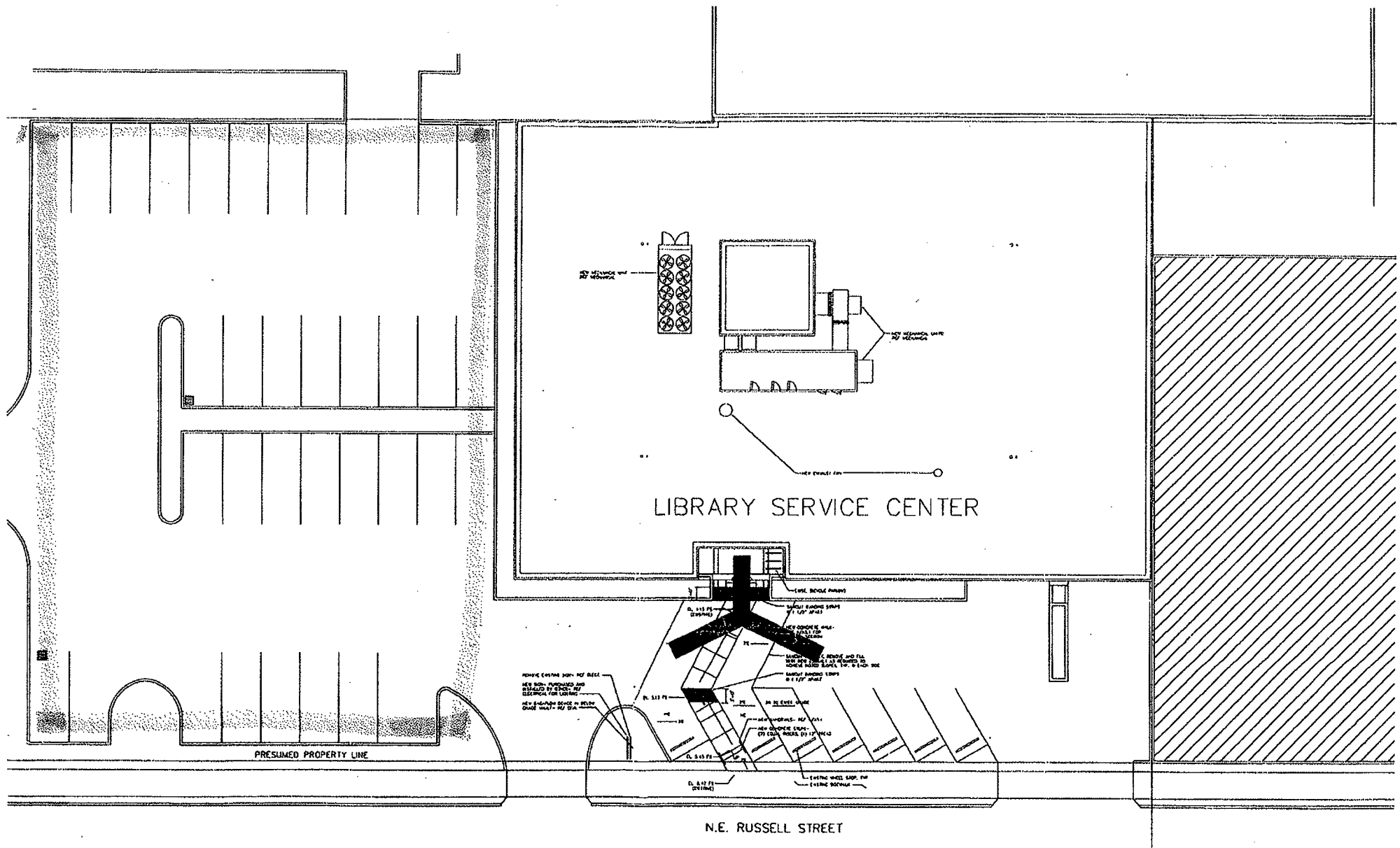
MULTNOMAH COUNTY, OREGON

By: _____
Name: _____
Title: _____

By: _____
Ted Wheeler
Chair

Reviewed:

By: _____
Matthew O. Ryan
Assistant County Attorney



BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-011

Approving Renewal of Permit A-70 to New Song Church of Portland for Non Exclusive Use of 39 Regular and 2 Handicap Parking Spaces at Library Administration Service Center Parking Lot, 205 NE Russell, Portland, Oregon

The Multnomah County Board of Commissioners Finds:

- a. The New Song Church of Portland, located at 2511 NE Martin Luther King Jr. Boulevard does not have sufficient off-street parking at its site to accommodate some of its members on some occasions of its services on Sundays from 8:00AM to 10:00PM and on Wednesday evenings from 6:00PM to 10:00PM and Saturday evenings from 5:00PM to 9:00PM, and that the resultant use of on-street parking by members and other citizens creates temporary street congestion in the area for all.
- b. The Library Administration Service Center has parking spaces that are not needed for the County's use on Sundays or on Saturday evenings and which are lightly used during Wednesday evenings and are not needed for the County's purposes; making these spaces available to the New Song Church during these times on a non-exclusive basis will not adversely affect the use of the parking by Library Administration staff or visitors.
- c. The public's interest is served by this non-exclusive use of the parking spaces by the proposed Permittee at the Library Administration Service Center because they are not needed for County purposes at the stated times and it will also reduce parking congestion for the general public during those periods as well.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves the attached Permit For Non-Exclusive Use of Parking Spaces and the County Chair is authorized to execute the Permit on behalf of Multnomah County.
2. The County Chair is authorized to execute renewals of the Permit and execute amendments to the Permit without further Board action.

ADOPTED this 7th day of February 2008

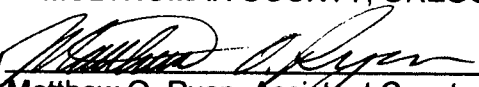


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
Carol M. Ford, Director, Dept. of County Management

PERMIT FOR NON EXCLUSIVE USE OF PARKING SPACES

Multnomah County, Oregon (County) hereby grants to New Song Church (Church) the non-exclusive right to the use of thirty-nine (39) regular and two (2) handicap parking spaces in the parking lot bordering the South and West sides of the County's Library Administration Service Center, located at 205 NE Russell, Portland, Oregon, upon the following terms and conditions:

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2. **Consideration.** Church shall pay to County the sum of \$300.00 upon the execution of this Permit and \$300.00 annually each July 1st through the term of this Permit.
3. **Option to Extend.** Church shall have the option to extend this Permit for an additional two (2) year term by written notice to the County given not less than ninety (90) days prior to the last day of the expiring term. The giving of such notice shall be sufficient to renew this Permit provided the Permit is not in default at the time of notice and Church pays a mutually agreed upon annual Permit fee in advance of the commencement date of the new term.
4. **Parking Spaces to be Used.** The parking spaces to be used by Church under this Permit shall be not more than thirty-nine (39) regular spaces and two (2) handicap spaces bordering the South and West sides of the parking lot at the Library Administration Service Center, subject to the availability of such parking spaces.
5. **Permitted Use.** Use of the parking spaces by Church under this Permit shall be solely for parking by Church members during attendance at Church located at 2511 NE Martin Luther King Jr. Blvd., Portland, Oregon. Such use is permitted only on Sundays of each week during the term of this Permit within the hours from 8:00AM to 10:00PM, on Wednesday nights of each week from 6:00PM to 10:00PM, and on Saturday nights of each week from 5:00PM to 9:00PM. Such use shall be in common with other lawful users of the parking spaces and shall be non-exclusive. County does not guarantee the availability of the spaces for use by Church at any particular occasion or time.
6. **Termination.** County or Church may cancel this Permit by giving written notice to the other party not less than thirty (30) days prior to the effective date of such termination.
7. **Indemnity.** Church will defend, indemnify and hold harmless County from and against any claim, suit, loss, damage or injury, including loss or damage suffered by County, resulting from the exercise of permission granted herein, except for

any claim, suit, loss, damage or injury caused by or arising out of County's own negligence.

8. **Insurance.** Church shall maintain general liability insurance naming County as an additional insured for claims for bodily injury or death and property damage with combined single limits of not less than one million dollars (\$1,000,000) single occurrence limit and shall provide County with certificate from the insurance carrier evidencing such coverage prior to exercising the permission granted herein.

The terms, conditions and provisions of this Permit are agreed to and accepted by the parties to this Permit this 23 day of JANUARY 2007. 2008 -kd

NEW SONG CHURCH

By: [Signature]
Name: Kirsten Boyd
Title: Executive Assistant

MULTNOMAH COUNTY, OREGON

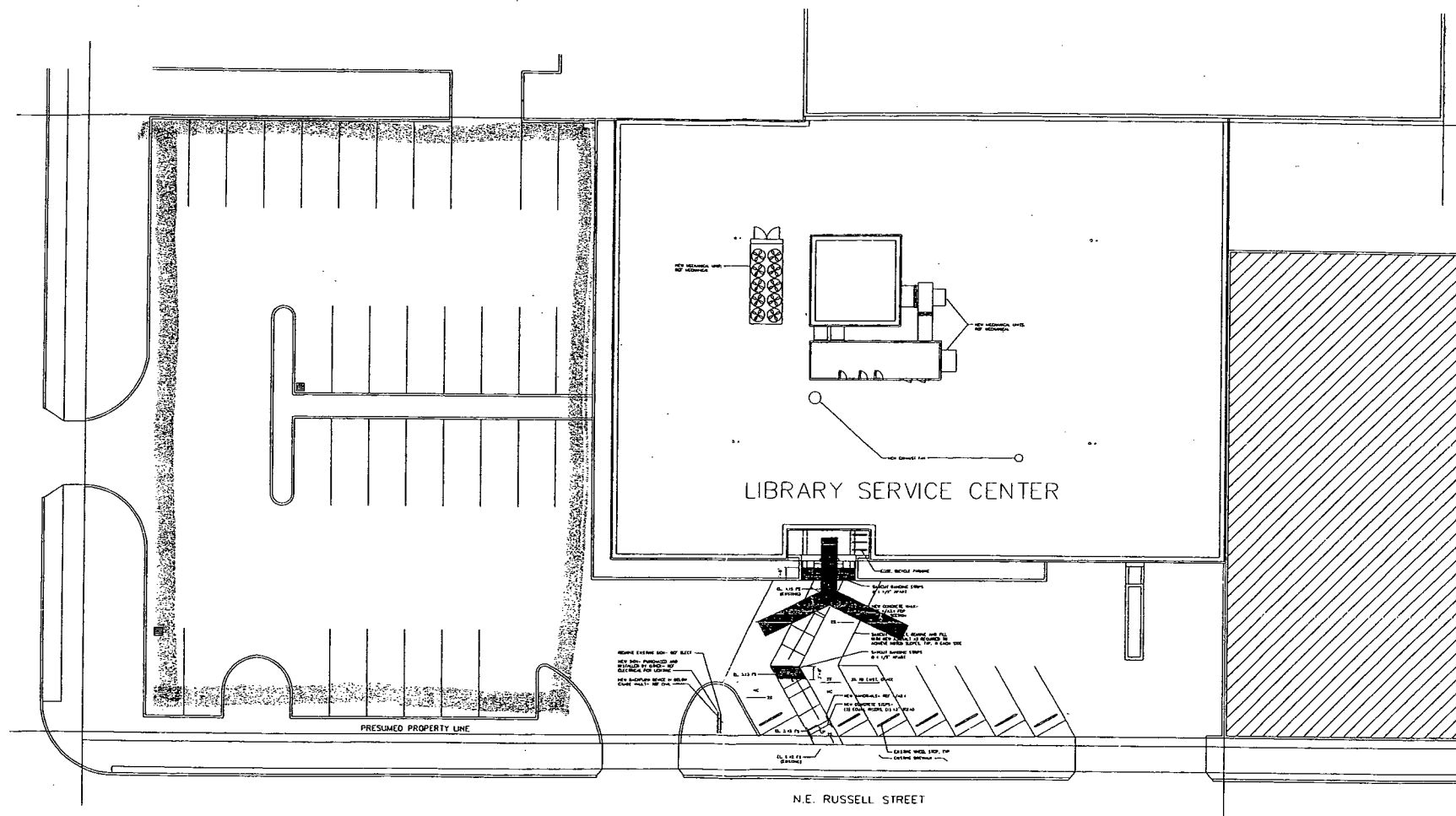
By: [Signature]
Ted Wheeler
Chair

Reviewed:

By: [Signature]
Matthew O. Ryan
Assistant County Attorney



N.E. RODNEY AVE.



1 SITE PLAN



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-2 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item R-2
Est. Start 9:35 AM
Date 01/29/08

Agenda Title: **NOTICE OF INTENT to Apply for \$250,000 of Department of Justice-Safe Havens Supervised Visitation Safe Exchange Funding for Continued Support of Supervised Visitation Services for Victims/Batters and their Children**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>February 7, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>County Human Services</u>	Division:	<u>Domestic Violence</u>
Contact(s):	<u>Caren Baumgart</u>		
Phone:	<u>503-988-4100</u>	Ext.	<u>84100</u>
	I/O Address:		<u>167/630</u>
Presenter(s):	<u>Chiquita Rollins</u>		

General Information

1. What action are you requesting from the Board?

The Domestic Violence Coordinator's Office, Department of County Human Services (DCHS) is requesting approval to submit a grant proposal to the U.S. Department of Justice Office on Violence Against Women (OVW), Safe Havens Supervised Visitation and Safe Exchange Grant Program for continuation funds for the Safety Matters program that presently provides safe visitation and exchange for children of Domestic Violence victims. This application will provide funding for January 2009 thru December 2011.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Safe Havens: Supervised Visitation and Safe Exchange Grant Program (Supervised Visitation Program) provides an opportunity for communities to support the supervised visitation and safe exchange of children, by and between parents, in situations involving domestic violence, child abuse, sexual assault, or stalking. Studies have shown that the risk of violence is often greater for victims of domestic violence and their children after separation from an abusive situation. Even after separation, batterers often use visitation and exchange of children as an opportunity to inflict additional emotional, physical, and/or psychological abuse on victims and their children. The Family Violence Coordinating Council Civil Court Committee had identified the development of supervised

visitation as one of its top priorities. Additionally the Safe Havens Consulting Committee which oversees the activities of this grant has identified a continued need for this service in recent meetings.

In 2002, DCHS received funding from the US Department of Justice to develop and implement a supervised visitation program at the Gateway Children's Campus primarily for families involved in restraining order procedures. This NOI requests approval to apply for a continuation grant for services during the fifth and six year of the project.

In November 2002, a community stakeholders advisory group was formed, which included victim services providers, court personnel, experts in child custody evaluation and supervised visitation, Child Welfare, community members, survivors, batterers intervention program and legal aid. This group created Program Policy and Procedures, Safety Assessments, and other required elements for implementation. A community partnership to provide advocate services to participants was developed between Russian Oregon Social Services, Volunteers of American, Portland Women's Crisis Line, Catholic Charities – El Programa Hispano, and the YWCA. The YWCA of Greater Portland, Safety Matters Program, has provided safe supervision visitation/exchange services since July 2003 through this grant.

Since 2003 an average of 120 families per year have received safe supervised visitation and exchange of children for a period of 90 days to as long as three years depending on the level of need. Research shows the highest levels of danger of lethality for victims of domestic violence is during initial separation. This service provides a safer means of visitation to those community members with the greatest barriers to safe visitation/exchange. In addition to high levels of danger, other barriers faced are language, culture, and low or no income. If funded, this grant will impact program offer #25040 – Domestic Violence Victims Services and Coordination.

3. Explain the fiscal impact (current year and ongoing).

No Fiscal impact in FY2008. This is a two year grant for continuation funding that will provide \$250,000 for supervised visitation starting January 2009 thru December 2011. A point .05 FTE is included in the grant for reporting and grant compliance.

The continuation amount is reduced by \$50,000 per year from the previous grant. The acceptance of this grant, if renewed, is dependent on the program finding the additional funding to support the service. If additional funding is not identified by December 2008 then the grant if awarded will be returned to OVW.

4. Explain any legal and/or policy issues involved.

There are no legal or policy issues with apply for this grant

5. Explain any citizen and/or other government participation that has or will take place.

This project has an advisory committee made up of community stakeholders and partners. Presently the membership includes Family Court Judges, Legal Aid, Domestic Violence Service Providers (Native American Youth Association, SEI, Catholic Charities, Volunteers of America, YWCA, Russian Oregon Social Services), Batterer Intervention (Change Point), State of Oregon DHS Children's Protective Services, DCHS staff (behavioral health and domestic violence) and community members with a past history of domestic violence or a strong desire to implement social change that will reduce domestic violence. This committee has recommended renewal of the grant.

ATTACHMENT A

Grant Application/Notice of Intent

If the request is a Grant Application or Notice of Intent, please answer all of the following in detail:

- **Who is the granting agency?**
US Department of Justice, Office on Violence Against Women
- **Specify grant (matching, reporting and other) requirements and goals.**
Semi Annual narrative report and quarterly fiscal report. While no match is required the project will need to find an additional \$50,000 annually to maintain services at the existing levels.
- **Explain grant funding detail – is this a one time only or long term commitment?**
This is the third grant request and the second continuation request. This request is for \$250,000 for a two year period.
- **What are the estimated filing timelines?**
Deadline is 2:30 P.M. February 26, 2008
- **If a grant, what period does the grant cover?**
January 1, 2009 – December 31, 2011
- **When the grant expires, what are funding plans?**
The advisory committee continues to work on identifying additional funding sources; however it is unlikely that full on-going funds will be found unless state or local governments provide some level of funding.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
An indirect cost of 3.8% is included in the budget. A .05 FTE has been included for the purpose of reporting and grant compliance.

ATTACHMENT B

Required Signatures

Elected Official
or Department/
Agency Director:

John L. Linder for Joanne Fuller

Date: 01/25/08

Budget Analyst:

[Signature]

Date: 01/29/08

Department HR:

Collette R. Umbras

Date: 01/22/08



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-3 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-3
Est. Start Time: 9:38 AM
Date Submitted: 01/29/08

Agenda Title: NOTICE OF INTENT to Apply for a \$250,000 Department of Justice-Office on Violence Against Women Transitional Housing Assistance Grant

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008 Amount of Time Needed: 5 minutes
Department: DCHS Division: DV
Contact(s): Caren Baumgart
Phone: 503-988-4100 Ext. 84100 I/O Address: 167/630
Presenter(s): Chiquita Rollins

General Information

1. What action are you requesting from the Board?

The Domestic Violence Coordinator's Office, Department of County Human Services is requesting approval to submit a continuation grant proposal to the Office on Violence Against Women (OVW), US Department of Justice. The Department of County Human Services recommends that this request be approved, as transitional housing for victims of domestic violence has been determined to be a priority by the Domestic Violence Coordinators Office.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Far too many women who are victims of domestic violence face a choice between homelessness and life with an abusive partner (US Conference of Mayors 2000). These choices emerge as they face decisions about whether to stay with or leave an abusive partner, as they face leaving an emergency shelter program and have no where to go and as they search for affordable housing for themselves and their children. Safety planning for battered women and their children must address their basic survival needs, which include economic self-sufficiency and safe, affordable and non-temporary housing.

The partner agencies (Bradley-Angle House, El Programa Hispano (UNICA), Volunteers of America (Home Free), Raphael House, and Russian Oregon Social Services) receive funds from the

Department of Housing and Urban Development (HUD) to provide rent assistance to victims of domestic violence. These agencies focus on victims who are Latina, Russian, African American, or Native American, or have other barriers such as large families, disabilities, and criminal histories. These battered women and their children live in scattered-site, market rate housing. They face barriers to maintaining housing after the HUD subsidy ends, such as increased cost of market rate housing in the area, the lack of living wage employment, and language. This OVW grant provides additional funds to provide vocational training or educational opportunities.

The OVW Transitional Housing grant project has, in the last three years, supported 30 women in returning to school or attending GED and vocational education classes. This allows them to improve their ability to find and maintain living wage employment thus enabling them to maintain safe stable permanent housing. Additionally it has allowed the HUD program to expand to include services that address the specific cultural barriers of Russian-speaking immigrants who are victims of domestic violence.

3. Explain the fiscal impact (current year and ongoing).

This is a three year grant that will begin October 1, 2008 and end on September 30, 2011. DCHS will be requesting a total of \$250,000 for the entire project with both direct and indirect cost. The continuation of the project for years two and three will depend on the availability of funds, our progress in meeting the projects goals and the timely submission of all required reporting. A .05 FTE is funded through the grant to assure compliance with grant reporting.

4. Explain any legal and/or policy issues involved.

There are no legal and/or policy issues associated with applying for this grant

5. Explain any citizen and/or other government participation that has or will take place.

The proposal is being developed collaboratively between the Domestic Violence Coordinators Office, Department of County Human Services, Volunteers of America – Home Free, Bradley Angle House, El Programa Hispano – UNICA, Russian Oregon Social Services, and Raphael House. As administrator of the associated HUD funding, DCHS will act as the lead agency and will submit the proposal.

ATTACHMENT A

Grant Application/Notice of Intent

If the request is a Grant Application or Notice of Intent, please answer all of the following in detail:

- **Who is the granting agency?**
Office on Violence Against Women, U.S. Department of Justice
- **Specify grant (matching, reporting and other) requirements and goals.**
No Match is required.
- **Explain grant funding detail – is this a one time only or long term commitment?**
This is a one-time only continuation request of an existing project. A .05 FTE is funded by the grant
- **What are the estimated filing timelines?**
The proposal is due by 2:30 on Thursday February 28, 2008
- **If a grant, what period does the grant cover?**
October 1, 2008 through September 30, 2011
- **When the grant expires, what are funding plans?**
Since this is a competitive discretionary program there is no guarantee of funding and the project partners (Catholic Charities, ROSS, VOA, and Raphael House) will be responsible for developing a plan for continuation.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
Indirect of 3.80% is included in the budget. A .05 FTE is included in the grant

ATTACHMENT B

Required Signatures

Elected Official
or Department/
Agency Director:

Kathy Link for Joanne Fuller

Date: 01/25/08

Budget Analyst:

[Signature]

Date: 01/29/08

Department HR:

Collette R. Umbras

Date: 01/22/08



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-4
Est. Start Time: 9:40 AM
Date Submitted: 01/23/08

Agenda Title: **Second Reading and Possible Adoption of an ORDINANCE Amending MCC Chapter 29 to Establish Special Bridge Lighting Permit Program and Fees**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008 **Amount of Time Needed:** 1 minute
Department: Non-Departmental **Division:** Maria Rojo de Steffey, Commissioner District 1
Contact(s): David Martinez
Phone: (503) 988-4435 **Ext.** 84435 **I/O Address:** 503/600
Presenter(s): Commissioner Maria Rojo de Steffey, Willamette Light Brigade Representatives, Pacific Power Representative and Bridge Staff

General Information

1. What action are you requesting from the Board?

Approval of the second reading and adoption of a proposed ordinance establishing a special bridge lighting display permitting program.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

To enhance and enliven the celebration of community events, the County desires to use its special below deck lighting systems on the County controlled and operated bridges that span the Willamette River (in the City of Portland) for color scheme displays. This Ordinance establishes a permit procedure whereby qualified organizations may apply to the County to request particular color scheme displays on the bridges so equipped with special lighting systems. By adoption of this Ordinance the County is not granting any use, right or privilege with respect to its lighting systems or bridge operations to any party, including but not limited to the Permittees under this Ordinance or third parties.

To facilitate this special use and defray the cost for maintenance and operation of such lighting systems on the County bridges, the proposed ordinance authorizes the imposition of a fee to obtain the permit.

A below deck LED lighting system has been installed as an architectural feature of the Morrison Bridge. At this time, the Morrison is the only bridge with this feature. Multnomah County retains sole control of this system.

3. Explain the fiscal impact (current year and ongoing).

N/A

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

The Willamette Light Brigade and Pacific Power participated in discussion regarding the ordinance.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 01/23/08

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

Amending MCC Chapter 29 to Establish Special Bridge Lighting Permit Program and Fees

The Multnomah County Board of Commissioners Finds:

- a. In February 2007 an architectural LED lighting system designed by Willamette Light Brigade was installed illuminating the main span piers on both sides of the Morrison Bridge.
- b. The LED lights can be programmed to cast a wide variety of colors. Special lighting color schemes add variety to the night skyline and build community spirit and pride.
- c. This proposed ordinance will provide for special bridge lighting color scheme displays on the Morrison Bridge and establish a fee and permitting procedures for qualified organizations to request this service.
- d. The Board is concurrently adopting a resolution establishing a Special Bridge Lighting Committee (Committee).

Multnomah County Ordains as Follows:

Section 1. MCC Chapter 29 is amended to add the following sections:

§ 29.725 TITLE.

This subchapter will be known as the Special Bridge Lighting Ordinance.

§ 29.726 POLICY AND FINDINGS.

To enhance and enliven the celebration of community events, the County desires to use its special below deck lighting systems on the County controlled and operated bridges that span the Willamette River (in the City of Portland) for color scheme displays. This Ordinance establishes a permit procedure whereby qualified organizations may apply to the County to request particular color scheme displays on the bridges so equipped with special lighting systems. By adoption of this Ordinance the County is not granting any use, right or privilege with respect to its lighting systems or bridge operations to any party, including but not limited to the Permittees under this Ordinance or third parties.

To facilitate this special use and defray the cost for maintenance and operation of such lighting systems on the County bridges, the County will impose a fee. A below deck LED lighting system has been installed as an architectural feature of the Morrison Bridge. Multnomah County retains sole control of this system. At the time of the adoption of this Ordinance, the Morrison Bridge is the only bridge with such a lighting system.

§ 29.727 DEFINITIONS.

QUALIFIED ORGANIZATION. A non-profit, educational or for profit organization that is in compliance with the State of Oregon's non-discrimination policy as provided in ORS Chapter 659A as effective January 1, 2008.

§ 29.728 PROCEDURES.

(A) Any qualified organization may request a special bridge lighting color scheme display for an event or celebration that is educational or beneficial to the community by submitting an application to the County Permits Office.

(B) Upon request, information will be provided to applicants about the lighting system, its limitations and sample color choices.

(C) Seasonal lighting color schemes will be used when there is no special lighting color scheme in place. The County will implement annual color schemes without charge including, but not limited to:

- (1) Valentine's Day (red and magenta: February 14 only)
- (2) Rose Festival (pink: two weeks in June)
- (3) Fourth of July (red and blue: week leading up to & including July 4)

(D) Requested bridge lighting color schemes may be in place for no more than two weeks including the week prior to and including the event or celebration.

(E) Applications under this subchapter must include the following information:

(1) Name and address, phone number; (email address if available) of the organization applying;

(2) The event or celebration the special lighting is to coincide with and a written explanation of its educational or community benefit;

(3) The specific date or dates requested (total time cannot exceed the two week limit);

(4) First, second and third color choices or combinations;

(5) An affirmative statement of compliance with the State's nondiscrimination policy as provided in ORS Chapter 659A;

(6) The source(s) of the income to the applicant and the signature of organization's representative; and

(7) The requisite fee included with the application.

(F) Review of Applications.

(1) Applications with the applicable fee will be reviewed for compliance with MCC 29.728 (E) in the order received and must be received by the County Permits Office no later than June 1st of the preceding year for all events to be scheduled or to happen in the following calendar year.

(2) Upon receipt of the completed application(s); the County Permits Office will forward the application to the County's Bridge Shop for technical review. The Bridge Shop shall have five business days to complete any technical review of the application and shall immediately forward its review or comments to the County Permit Office.

(3) Upon completion of the technical review; the County Permits Office shall forward copies of all applications for which the Bridge Shop's technical review authorized to proceed to the County Chair's Office and to the Special Bridge Lighting Committee (Committee) by email. The email shall be sent to the Committee's designated representative. The Committee shall have until the July 1st immediately following the receipt of the email applications from the County Permits Office to email any recommendations and comments with respect to any of the pending applications to the County Chair.

(4) The Chair may consider any recommendations, comments or objections of the Committee; but the decision whether to grant the application is solely in the discretion of the Chair regardless of any recommendations, comments or objections of the Committee or any other party. The Chair shall have until the August 1st immediately following the Chair's receipt of the applications to approve, modify or reject any applications. The Chair's Office shall notify the Permits Office by August 1st of its decision, and the Permits Office will notify the applicants of the Chair's decision.

(5) In the event of a dispute with respect to the timeline for submission of an application between otherwise qualified entities, the Chair will make a final determination on the applications.

(6) Applications for Special Lighting Permit submitted in conjunction with an application for a Special Event Permit under MCC 29.701, will be determined as part of the Special Events Permit and will not require a separate application under this subchapter.

(7) The County reserves the right at any time in its sole discretion to reject any application for any proposed light display that would have the effect of alarming, threatening, or offending a reasonable person.

(8) Requests by applicants for any waiver of the timelines imposed herein shall be submitted to the Chair. The County Chair may waive any timeline that is imposed herein on the applicant for good cause shown, including but not limited to unexpected sporting event celebrations or similar type of events. If the Chair grants a timeline waiver, the Chair shall have discretion to direct the County Permits Office; the Bridge Shop and the Committee how to proceed with the application review on a shorter or different time schedule than otherwise provided herein. Provided that for any applicant granted a waiver by the Chair with respect to an application under this subsection (8), such application shall still be subject to all other review and requirements under this subchapter.

§ 29.729 Special Bridge Lighting Application Fee, Deposit and Refund.

The Board will establish a special bridge lighting application fee and minimum deposit toward the fee by resolution. The minimum deposit will be required with all applications. The County may charge additional funds depending on the complexity of the requested bridge lighting display; the length of the requested display period; and the necessary time of County staff to evaluate and implement the requested display. If the County rejects an application the County will refund to the applicant the deposit or other funds submitted to date, but subject to any administrative costs and staff time costs incurred by the County prior to the rejection of the application.

FIRST READING:

January 31, 2008

SECOND READING AND ADOPTION:

February 7, 2008

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

Maria Rojo de Steffey, Commissioner District 1

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 1109

Amending MCC Chapter 29 to Establish Special Bridge Lighting Permit Program and Fees

The Multnomah County Board of Commissioners Finds:

- a. In February 2007 an architectural LED lighting system designed by Willamette Light Brigade was installed illuminating the main span piers on both sides of the Morrison Bridge.
- b. The LED lights can be programmed to cast a wide variety of colors. Special lighting color schemes add variety to the night skyline and build community spirit and pride.
- c. This proposed ordinance will provide for special bridge lighting color scheme displays on the Morrison Bridge and establish a fee and permitting procedures for qualified organizations to request this service.
- d. The Board is concurrently adopting a resolution establishing a Special Bridge Lighting Committee (Committee).

Multnomah County Ordains as Follows:

Section 1. MCC Chapter 29 is amended to add the following sections:

§ 29.725 TITLE.

This subchapter will be known as the Special Bridge Lighting Ordinance.

§ 29.726 POLICY AND FINDINGS.

To enhance and enliven the celebration of community events, the County desires to use its special below deck lighting systems on the County controlled and operated bridges that span the Willamette River (in the City of Portland) for color scheme displays. This Ordinance establishes a permit procedure whereby qualified organizations may apply to the County to request particular color scheme displays on the bridges so equipped with special lighting systems. By adoption of this Ordinance the County is not granting any use, right or privilege with respect to its lighting systems or bridge operations to any party, including but not limited to the Permittees under this Ordinance or third parties.

To facilitate this special use and defray the cost for maintenance and operation of such lighting systems on the County bridges, the County will impose a fee. A below deck LED lighting system has been installed as an architectural feature of the Morrison Bridge. Multnomah County retains sole control of this system. At the time of the adoption of this Ordinance, the Morrison Bridge is the only bridge with such a lighting system.

§ 29.727 DEFINITIONS.

QUALIFIED ORGANIZATION. A non-profit, educational or for profit organization that is in compliance with the State of Oregon's non-discrimination policy as provided in ORS Chapter 659A as effective January 1, 2008.

§ 29.728 PROCEDURES.

(A) Any qualified organization may request a special bridge lighting color scheme display for an event or celebration that is educational or beneficial to the community by submitting an application to the County Permits Office.

(B) Upon request, information will be provided to applicants about the lighting system, its limitations and sample color choices.

(C) Seasonal lighting color schemes will be used when there is no special lighting color scheme in place. The County will implement annual color schemes without charge including, but not limited to:

- (1) Valentine's Day (red and magenta: February 14 only)
- (2) Rose Festival (pink: two weeks in June)
- (3) Fourth of July (red and blue: week leading up to & including July 4)

(D) Requested bridge lighting color schemes may be in place for no more than two weeks including the week prior to and including the event or celebration.

(E) Applications under this subchapter must include the following information:

(1) Name and address, phone number; (email address if available) of the organization applying;

(2) The event or celebration the special lighting is to coincide with and a written explanation of its educational or community benefit;

(3) The specific date or dates requested (total time cannot exceed the two week limit);

(4) First, second and third color choices or combinations;

(5) An affirmative statement of compliance with the State's nondiscrimination policy as provided in ORS Chapter 659A;

(6) The source(s) of the income to the applicant and the signature of organization's representative; and

(7) The requisite fee included with the application.

(F) Review of Applications.

(1) Applications with the applicable fee will be reviewed for compliance with MCC 29.728 (E) in the order received and must be received by the County Permits Office no later than June 1st of the preceding year for all events to be scheduled or to happen in the following calendar year.

(2) Upon receipt of the completed application(s); the County Permits Office will forward the application to the County's Bridge Shop for technical review. The Bridge Shop shall have five business days to complete any technical review of the application and shall immediately forward its review or comments to the County Permit Office.

(3) Upon completion of the technical review; the County Permits Office shall forward copies of all applications for which the Bridge Shop's technical review authorized to proceed to the County Chair's Office and to the Special Bridge Lighting Committee (Committee) by email. The email shall be sent to the Committee's designated representative. The Committee shall have until the July 1st immediately following the receipt of the email applications from the County Permits Office to email any recommendations and comments with respect to any of the pending applications to the County Chair.

(4) The Chair may consider any recommendations, comments or objections of the Committee; but the decision whether to grant the application is solely in the discretion of the Chair regardless of any recommendations, comments or objections of the Committee or any other party. The Chair shall have until the August 1st immediately following the Chair's receipt of the applications to approve, modify or reject any applications. The Chair's Office shall notify the Permits Office by August 1st of its decision, and the Permits Office will notify the applicants of the Chair's decision.

(5) In the event of a dispute with respect to the timeline for submission of an application between otherwise qualified entities, the Chair will make a final determination on the applications.

(6) Applications for Special Lighting Permit submitted in conjunction with an application for a Special Event Permit under MCC 29.701, will be determined as part of the Special Events Permit and will not require a separate application under this subchapter.

(7) The County reserves the right at any time in its sole discretion to reject any application for any proposed light display that would have the effect of alarming, threatening, or offending a reasonable person.

(8) Requests by applicants for any waiver of the timelines imposed herein shall be submitted to the Chair. The County Chair may waive any timeline that is imposed herein on the applicant for good cause shown, including but not limited to unexpected sporting event celebrations or similar type of events. If the Chair grants a timeline waiver, the Chair shall have discretion to direct the County Permits Office; the Bridge Shop and the Committee how to proceed with the application review on a shorter or different time schedule than otherwise provided herein. Provided that for any applicant granted a waiver by the Chair with respect to an application under this subsection (8), such application shall still be subject to all other review and requirements under this subchapter.

§ 29.729 Special Bridge Lighting Application Fee, Deposit and Refund.

The Board will establish a special bridge lighting application fee and minimum deposit toward the fee by resolution. The minimum deposit will be required with all applications. The County may charge additional funds depending on the complexity of the requested bridge lighting display; the length of the requested display period; and the necessary time of County staff to evaluate and implement the requested display. If the County rejects an application the County will refund to the applicant the deposit or other funds submitted to date, but subject to any administrative costs and staff time costs incurred by the County prior to the rejection of the application.

FIRST READING:

January 31, 2008

SECOND READING AND ADOPTION:

February 7, 2008



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

Maria Rojo de Steffey, Commissioner District 1



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-5
Est. Start Time: 9:41 AM
Date Submitted: 01/30/08

Agenda Title: RESOLUTION Supporting Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008 Amount of Time Needed: 20 minutes
Department: Chair's Office Division: Non-Departmental
Contact(s): Bill Farver
Phone: 503 988-5066 Ext. 85066 I/O Address: 503/600
Presenter(s): Chair Wheeler; Sheriff Giusto

General Information

1. What action are you requesting from the Board?

Adopt Resolution Supporting Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

See Resolution findings. Specific Board responsibilities involve financial oversight which will be heightened through regular reporting and discussion and decisions in August about effectiveness of MOU.

3. Explain the fiscal impact (current year and ongoing).

To be determined. The changes should reduce overtime expenditures over the long run. The budget and policy expertise of the Deputy Chief Operating Officer should help the Board make more informed decisions on public safety issues.

4. Explain any legal and/or policy issues involved.

County Attorney has review and approved changes incorporated in the MOU regarding the responsibilities of the Chair and Sheriff. Agreement is within the scope of authority of the Chair

and Sheriff to execute.

5. Explain any citizen and/or other government participation that has or will take place.

NA

Required Signature

**Elected Official or
Department/
Agency Director:**

TED WHEELER

Date: 01/30/08

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Supporting Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto

The Multnomah County Board of Commissioners Finds:

- a. Reports from the 2006 and 2007 Grand Juries and from the January, 2008, Post Factor Study raise substantial concerns about the cost controls and management practices in place within the Corrections Division of the Sheriff's Office. Many of the concerns are similar to those brought to the Board in 2005 when the Board created a County Management and Sheriff's Office Internal Service Task Force.
- b. It is in the best interests of Multnomah County for the Board to play a much more active role in the fiscal oversight of the Sheriff's Office and for the Chair to play a much more active role in the daily administration of the Sheriff's Office to address those concerns.
- c. The County Board has discussed potential Multnomah County Charter changes and state law changes that would shift authority over Multnomah County corrections to a Department of Corrections under the Chair, or to changing the Sheriff from an elected to an appointed position answerable to the Chair to address the concerns. Either change would require voter or legislative enactment and would not be able to be effectively implemented within the next year.
- d. Chair Wheeler and Sheriff Giusto have discussed options for shared administration of costs controls and management practices in the Sheriff's Office and have come to an agreement of duties and responsibilities detailed in a Memorandum of Understanding, Exhibit A, attached.

The Multnomah County Board of Commissioners Resolves:

1. The Board of County Commissioners supports the Memorandum of Understanding between the Chair and Sheriff. (Exhibit A)
2. The Chair is directed to charge appropriate staff with providing regular reports to the Board on their progress in implementing the provisions of the MOU and any barriers they are encountering. The reports will include information about the number of vacancies within the Sheriff's Office, the savings generated by those vacancies, the cost of overtime on a monthly basis, and the use of overtime, sick, vacation, and comp time by the Sheriff's Office staff.

3. The Board will evaluate the effectiveness of the MOU in August, 2008. At that time the Board will decide whether to continue to endorse this agreement or pursue potential changes to the County Charter and/or state law.

ADOPTED this 7th day of February, 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Agnes Sowle, County Attorney

SUBMITTED BY:
Ted Wheeler, Multnomah County Chair

Exhibit A

MEMORANDUM OF UNDERSTANDING AGREEMENTS ON GOALS AND PHILOSOPHY

Chair Ted Wheeler and Sheriff Bernie Giusto agree that it is in the best interests of the people of Multnomah County that:

- a. The Chair plays a much more active role in the daily operations of the Sheriff's Office as they relate to the Chair's fiscal oversight authority granted by the County Charter. Also, the Board should play a much more active role in reviewing regular progress reports regarding fiscal issues within the Sheriff's Office as required by County Charter. Changes within this agreement will provide a more uniform, consistent business model for Multnomah County governance and make the Sheriff's Office personnel subject to the same rules governing all County employees.
- b. The Chair and Sheriff have a shared responsibility to manage the jails, personnel, and budget. Both parties agree, in concert with the Board of County Commissioners, to remove barriers to developing long term availability and stability of capacity to incarcerate and treat offenders within the County system. The long term goals of this agreement are to:
 - 1) Manage cost and resources and increase transparency of expenditures.
 - 2) Increase the number of hours employees are at work and hold all employees accountable.
 - 3) Operate a safe system for offenders and employees.
 - 4) Reduce the barriers to implement reductions in use of overtime within the Sheriff's Office.
- c. Immediate action is required in:
 - 1) Providing financial controls and decisions on the use of sick, vacation and comp time among employees in current jail operations.
 - 2) Prioritizing the cost effective allocation of current County resources in the initial implementation of the 2007 Post Factor Study recommendations to reduce ongoing costs and increase safety within the jails.
 - 3) Opening the Wapato Facility in a cost effective manner designed to decrease recidivism and increase overall public safety in the community.
- d. The Chair and Sheriff shall work in conjunction with the Multnomah County Corrections Deputy Association to provide effective management of the sick, vacation, and comp time use. The Multnomah County Corrections Deputy Association expressed strong and positive desire to work with the Chair's Office and the Board to change current practices
- e. If successful, the Chair and Sheriff will recommend continuation of this agreement to their successors.

SPECIFIC AGREEMENTS ON OPERATIONAL AUTHORITY

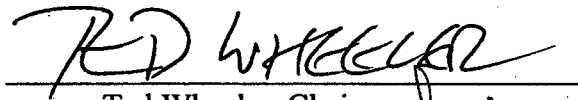
1. The Sheriff's budget will be managed in accordance with the Board adopted budget and in compliance with GAAP, public budgeting laws, and current case law. Both parties agree to embark upon a meaningful transparent budget development process ensuring that the budget represents a sensible balance of services within current financial realities.
2. The Chair and Sheriff agree to direct their staff to have a working relationship between County Budget/Fiscal and MCSO Budget/Fiscal that is similar to and in some cases exceeds the relationship expectations currently in place with Departments. The goal is to ensure that MCSO meets or exceeds County standards and that County Budget/Fiscal is able to aid and be engaged in MCSO's development, performance monitoring, and accountability.
3. Chair Wheeler and the Sheriff agree to assign the County Human Resources Director the following duties:
 - a) Ensure that all applicable County rules and regulations regarding personnel are followed. The County Human Resource Director and the MCSO Human Resources Director will assume the same relationship as with other County departments. The County Human Resources Director will have an increased role in all labor management issues and in the delivery of employee discipline within MCSO. This involvement will include the responsibility, as needed, to initiate investigations or inquiries which may lead to discipline, decide on final discipline, and respond to grievances concerning disciplinary proceedings relating to MCSO staff.
 - b) Will be involved and advise in the delivery of employee discipline with MCSO.
 - c) Provide directives to the Sheriff's Human Resources Unit to implement County human resources policy and labor relations policy consistent with County practices and a 24/7post driven organization.
 - d) Implement new practices and procedures relating to these issues allowable by the collective bargaining agreement.
 - e) Provide leadership in the development of training to MCSO managers and supervisors on enforcing contract language, holding employees accountable, initiating discipline, and effective methods of increasing attendance in the workplace.
 - f) Work with the Sheriff's Office to initiate uniform manager and employee evaluations throughout the Sheriff's Office in FY2009. Provide input to the performance evaluation of managers regarding their performance in managing sick, vacation and comp leave use and disciplinary actions. As a member of the management team in labor relations, advise, facilitate the development of and monitor implementation of practices and procedures relating to issues allowable by contract.
 - g) Pursue agreements with the Multnomah County Corrections Deputy's Association consistent with the Association's publicly expressed desire address issues including the control of comp time, reform vacation sign up procedures, reform overtime sign up procedures, pilot 12 hour shifts, and cooperate with the consistent, fair enforcement of County rules regarding sick leave.

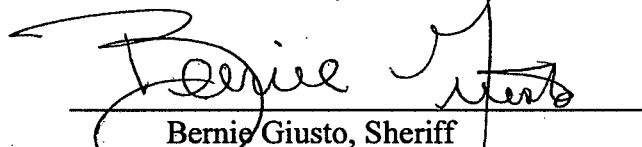
- h) Monitor the Sheriff's Office probationary procedures to ensure that the Sheriff's Office follows the County's probationary review process.
 - i) Review and set recruitment qualifications, practices and processes in conjunction with the Sheriff's Office Human Resources Unit to improve recruitment. Work cooperatively to fill all corrections deputy and other backfilled/post driven vacancies.
 - j) Monitor that MCSO FMLA practices continue to be consistent with County policy and federal law.
 - k) Work with the Sheriff's Office to compile reports on sick leave and time categories and overtime.
 - l) Assist the Deputy Chief Operating Officer for Public Safety in providing regular reports to the Chair and the Board on issues relating to these responsibilities.
4. The Sheriff will assign to the Sheriff's Office Human Resources Director the following duties:
- a) Serve as a liaison to the County Human Resources Director and facilitate an effective working relationship.
 - b) Be involved and advise all labor management issues.
 - c) Be involved and advise in the deliver of all employee discipline.
5. The Chair will hire a Deputy Chief Operating Officer for Public Safety in the Chair's Office and will assign to the Deputy the following duties. The Deputy Chief Operating Officer will be paid out an annual appropriation of state funding for corrections.
- a) Oversee implementation of commitments in this MOU; schedule regular reporting sessions; provide independent assessment of progress in the areas. Work with the County Human Resources Director, Sheriff's Office Human Resources Director, and the Sheriff's Office Internal Affairs Inspector to develop processes and measurable standards that ensure the goals described in this agreement are met.
 - b) Align budget, policy and operations relating to County public safety policy, including Corrections Health, Sheriff's Office services, Community Justice services, the District Attorney's Office and emergency management.
 - c) Advise the Chair and Board of appropriate budgetary actions to meet the goals of this agreement, align system resources, increase effectiveness of the public safety system, and decrease potential for risk. Consideration will be given to prudent implementation of the recommendations of the Post Factor Study to reduce ongoing overtime and comp time use.
 - d) Schedule regular corrections managements meetings with representatives of DCJ, the DA's Office, State Courts, Corrections Health, and the Sheriff's Office on operational issues of mutual concern.
 - e) Participate in the Public Safety Policy and Practice Forum on Public Safety (Mult Stat), including review of standard measures of public safety health that involve all public safety organizations.
6. The Chair will consider realigning or will realign certain support services process and/or administration from the Sheriff's Office to general County support services. The Chair will direct the Department of County Management to provide the assessments listed below. The Sheriff directs his staff to fully engage in the assessments. The Chair and

Sheriff also direct their staff to review processes and infrastructure limitations that create technological and policy barriers to responding to the Post Factor Study and other reports. Realignment of processes and/or administration will occur in areas where costs of County infrastructure will be decreased to ensure service stability, increase accountability and transparency in managing public resources, and limit technological and policy barriers. Generally, the goal is for support services to be provided uniformly across the County. Areas considered for realignment assessment are:

- a) Fleet management. The Sheriff's fleet policy shall be reviewed and approved by the County FREDS (Fleet, Records, Electronics, Distribution, and Stores) Manager for continuity with County business practices and adherence to laws and government standards. The County FREDS Manager will approve all MCSO recommendations for take home cars and government plates. County FREDS and MCSO will enter into a service level agreement to ensure the above directives are met and applicable to a 24/7 organization. Appeal regarding appropriateness of assignment will be to the Deputy COO for Public Safety.
- b) Information technology. The County's Chief Information Officer (CIO) will report to the Chair and Board by April 1, 2008, regarding the potential to realign information technology services for the Sheriff and District Attorney in accordance with current County practices. This report will include elements that could be included in service level agreements, expected savings and efficiencies, and impact on services. In addition, areas where unique service needs may dictate a different structure will be identified.
- c) Warehouse. The FREDS Manager will report to the Chair and Board by April 1, 2008, regarding the realignment of warehouse operations for the Sheriff. This report will include elements that could be included in service level agreements, expected savings and efficiencies, and impact on services.
- d) Payroll and SAP system. The Chief Finance Officer will report to the Chair and Board by April 1, 2008, following a review of current payroll and SAP policies in conjunction with Sheriff's Office staff. The review will determine whether there are barriers in the operation of the current systems which hinder the Sheriff's Office ability to respond to recommendations from the Post Factor Study and the Auditor.

SIGNED this 30th day of January, 2008.


Ted Wheeler, Chair


Bernie Giusto, Sheriff

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-012

In Support of Memorandum of Understanding Between Chair Ted Wheeler and Sheriff Bernie Giusto

The Multnomah County Board of Commissioners Finds:

- a. Reports from the 2006 and 2007 Grand Juries and from the January, 2008, Post Factor Study raise substantial concerns about the cost controls and management practices in place within the Corrections Division of the Sheriff's Office. Many of the concerns are similar to those brought to the Board in 2005 when the Board created a County Management and Sheriff's Office Internal Service Task Force.
- b. It is in the best interests of Multnomah County for the Board to play a much more active role in the fiscal oversight of the Sheriff's Office and for the Chair to play a much more active role in the daily administration of the Sheriff's Office to address those concerns.
- c. The County Board has discussed potential Multnomah County Charter changes and state law changes that would shift authority over Multnomah County corrections to a Department of Corrections under the Chair, or to changing the Sheriff from an elected to an appointed position answerable to the Chair to address the concerns. Either change would require voter or legislative enactment and would not be able to be effectively implemented within the next year.
- d. Chair Wheeler and Sheriff Giusto have discussed options for shared administration of costs controls and management practices in the Sheriff's Office and have come to an agreement of duties and responsibilities detailed in a Memorandum of Understanding, Exhibit A, attached.

The Multnomah County Board of Commissioners Resolves:

1. The Board of County Commissioners supports the Memorandum of Understanding between the Chair and Sheriff. (Exhibit A)
2. The Chair is directed to charge appropriate staff with providing regular reports to the Board on their progress in implementing the provisions of the MOU and any barriers they are encountering. The reports will include information about the number of vacancies within the Sheriff's Office, the savings generated by those vacancies, the cost of overtime on a monthly basis, and the use of overtime, sick, vacation, and comp time by the Sheriff's Office staff.

3. The Board will evaluate the effectiveness of the MOU in August, 2008. At that time the Board will decide whether to continue to endorse this agreement or pursue potential changes to the County Charter and/or state law.

ADOPTED this 7th day of February, 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON




Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Agnes Sowle, County Attorney

SUBMITTED BY:
Ted Wheeler, Multnomah County Chair

EXHIBIT A

MEMORANDUM OF UNDERSTANDING AGREEMENTS ON GOALS AND PHILOSOPHY

Chair Ted Wheeler and Sheriff Bernie Giusto agree that it is in the best interests of the people of Multnomah County that:

- a. The Chair plays a much more active role in the daily operations of the Sheriff's Office as they relate to the Chair's fiscal oversight authority granted by the County Charter. Also, the Board should play a much more active role in reviewing regular progress reports regarding fiscal issues within the Sheriff's Office as required by County Charter. Changes within this agreement will provide a more uniform, consistent business model for Multnomah County governance and make the Sheriff's Office personnel subject to the same rules governing all County employees.
- b. The Chair and Sheriff have a shared responsibility to manage the jails, personnel, and budget. Both parties agree, in concert with the Board of County Commissioners, to remove barriers to developing long term availability and stability of capacity to incarcerate and treat offenders within the County system. The long term goals of this agreement are to:
 - 1) Manage cost and resources and increase transparency of expenditures.
 - 2) Increase the number of hours employees are at work and hold all employees accountable.
 - 3) Operate a safe system for offenders and employees.
 - 4) Reduce the barriers to implement reductions in use of overtime within the Sheriff's Office.
- c. Immediate action is required in:
 - 1) Providing financial controls and decisions on the use of sick, vacation and comp time among employees in current jail operations.
 - 2) Prioritizing the cost effective allocation of current County resources in the initial implementation of the 2007 Post Factor Study recommendations to reduce ongoing costs and increase safety within the jails.
 - 3) Opening the Wapato Facility in a cost effective manner designed to decrease recidivism and increase overall public safety in the community.
- d. The Chair and Sheriff shall work in conjunction with the Multnomah County Corrections Deputy Association to provide effective management of the sick, vacation, and comp time use. The Multnomah County Corrections Deputy Association expressed strong and positive desire to work with the Chair's Office and the Board to change current practices
- e. If successful, the Chair and Sheriff will recommend continuation of this agreement to their successors.

SPECIFIC AGREEMENTS ON OPERATIONAL AUTHORITY

1. The Sheriff's budget will be managed in accordance with the Board adopted budget and in compliance with GAAP, public budgeting laws, and current case law. Both parties agree to embark upon a meaningful transparent budget development process ensuring that the budget represents a sensible balance of services within current financial realities.
2. The Chair and Sheriff agree to direct their staff to have a working relationship between County Budget/Fiscal and MCSO Budget/Fiscal that is similar to and in some cases exceeds the relationship expectations currently in place with Departments. The goal is to ensure that MCSO meets or exceeds County standards and that County Budget/Fiscal is able to aid and be engaged in MCSO's development, performance monitoring, and accountability.
3. Chair Wheeler and the Sheriff agree to assign the County Human Resources Director the following duties:
 - a) Ensure that all applicable County rules and regulations regarding personnel are followed. The County Human Resource Director and the MCSO Human Resources Director will assume the same relationship as with other County departments. The County Human Resources Director will have an increased role in all labor management issues and in the delivery of employee discipline within MCSO. This involvement will include the responsibility, as needed, to initiate investigations or inquiries which may lead to discipline, decide on final discipline, and respond to grievances concerning disciplinary proceedings relating to MCSO staff.
 - b) Will be involved and advise in the delivery of employee discipline with MCSO.
 - c) Provide directives to the Sheriff's Human Resources Unit to implement County human resources policy and labor relations policy consistent with County practices and a 24/7 post driven organization.
 - d) Implement new practices and procedures relating to these issues allowable by the collective bargaining agreement.
 - e) Provide leadership in the development of training to MCSO managers and supervisors on enforcing contract language, holding employees accountable, initiating discipline, and effective methods of increasing attendance in the workplace.
 - f) Work with the Sheriff's Office to initiate uniform manager and employee evaluations throughout the Sheriff's Office in FY2009. Provide input to the performance evaluation of managers regarding their performance in managing sick, vacation and comp leave use and disciplinary actions. As a member of the management team in labor relations, advise, facilitate the development of and monitor implementation of practices and procedures relating to issues allowable by contract.

- g) Pursue agreements with the Multnomah County Corrections Deputy's Association consistent with the Association's publicly expressed desire address issues including the control of comp time, reform vacation sign up procedures, reform overtime sign up procedures, pilot 12 hour shifts, and cooperate with the consistent, fair enforcement of County rules regarding sick leave.
 - h) Monitor the Sheriff's Office probationary procedures to ensure that the Sheriff's Office follows the County's probationary review process.
 - i) Review and set recruitment qualifications, practices and processes in conjunction with the Sheriff's Office Human Resources Unit to improve recruitment. Work cooperatively to fill all corrections deputy and other backfilled/post driven vacancies.
 - j) Monitor that MCSO FMLA practices continue to be consistent with County policy and federal law.
 - k) Work with the Sheriff's Office to compile reports on sick leave and time categories and overtime.
 - l) Assist the Deputy Chief Operating Officer for Public Safety in providing regular reports to the Chair and the Board on issues relating to these responsibilities.
4. The Sheriff will assign to the Sheriff's Office Human Resources Director the following duties:
- a) Serve as a liaison to the County Human Resources Director and facilitate an effective working relationship.
 - b) Be involved and advise all labor management issues.
 - c) Be involved and advise in the deliver of all employee discipline.
5. The Chair will hire a Deputy Chief Operating Officer for Public Safety in the Chair's Office and will assign to the Deputy the following duties. The Deputy Chief Operating Officer will be paid out an annual appropriation of state funding for corrections.
- a) Oversee implementation of commitments in this MOU; schedule regular reporting sessions; provide independent assessment of progress in the areas. Work with the County Human Resources Director, Sheriff's Office Human Resources Director, and the Sheriff's Office Internal Affairs Inspector to develop processes and measurable standards that ensure the goals described in this agreement are met.
 - b) Align budget, policy and operations relating to County public safety policy, including Corrections Health, Sheriff's Office services, Community Justice services, the District Attorney's Office and emergency management.
 - c) Advise the Chair and Board of appropriate budgetary actions to meet the goals of this agreement, align system resources, increase effectiveness of the public safety system, and decrease potential for risk. Consideration will be given to prudent implementation of the recommendations of the Post Factor Study to reduce ongoing overtime and comp time use.
 - d) Schedule regular corrections managements meetings with representatives of DCJ, the DA's Office, State Courts, Corrections Health, and the Sheriff's Office on operational issues of mutual concern.

- e) Participate in the Public Safety Policy and Practice Forum on Public Safety (Mult Stat), including review of standard measures of public safety health that involve all public safety organizations.
6. The Chair will consider realigning or will realign certain support services process and/or administration from the Sheriff's Office to general County support services. The Chair will direct the Department of County Management to provide the assessments listed below. The Sheriff directs his staff to fully engage in the assessments. The Chair and Sheriff also direct their staff to review processes and infrastructure limitations that create technological and policy barriers to responding to the Post Factor Study and other reports. Realignment of processes and/or administration will occur in areas where costs of County infrastructure will be decreased to ensure service stability, increase accountability and transparency in managing public resources, and limit technological and policy barriers. Generally, the goal is for support services to be provided uniformly across the County. Areas considered for realignment assessment are:
- a) Fleet management. The Sheriff's fleet policy shall be reviewed and approved by the County FREDs (Fleet, Records, Electronics, Distribution, and Stores) Manager for continuity with County business practices and adherence to laws and government standards. The County FREDs Manager will approve all MCSO recommendations for take home cars and government plates. County FREDs and MCSO will enter into a service level agreement to ensure the above directives are met and applicable to a 24/7 organization. Appeal regarding appropriateness of assignment will be to the Deputy COO for Public Safety.
 - b) Information technology. The County's Chief Information Officer (CIO) will report to the Chair and Board by April 1, 2008, regarding the potential to realign information technology services for the Sheriff and District Attorney in accordance with current County practices. This report will include elements that could be included in service level agreements, expected savings and efficiencies, and impact on services. In addition, areas where unique service needs may dictate a different structure will be identified.
 - c) Warehouse. The FREDs Manager will report to the Chair and Board by April 1, 2008, regarding the realignment of warehouse operations for the Sheriff. This report will include elements that could be included in service level agreements, expected savings and efficiencies, and impact on services.
 - d) Payroll and SAP system. The Chief Finance Officer will report to the Chair and Board by April 1, 2008, following a review of current payroll and SAP policies in conjunction with Sheriff's Office staff. The review will determine whether there are barriers in the operation of the current systems which hinder the Sheriff's Office ability to respond to recommendations from the Post Factor Study and the Auditor.

SIGNED this 30th day of January, 2008.



TED WHEELER

Ted Wheeler, Chair

Bernie Giusto

Bernie Giusto, Sheriff

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 02/07/2008

SUBJECT: To Stop All ACTS And Actson and All Foned
AS OF to Date 02/07/2008 Do to needs to focus on Human
Rights And JUSTIES For All And 11-01-1989 AS OF R. 5.) And
AGENDA NUMBER OR TOPIC: OUTSTANDING CASES AND ACTSON TO CASE =

= NO. 0406-06612.

FOR: me AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Thomas Edward Mullen AS to CASES to 0460-06612

ADDRESS: Homeless. ATTN= ROSE Mullen For Thomas Edward Mullen

CITY/STATE/ZIP: portland

PHONE: cell DAYS: 503 764-6188 EVES: same

EMAIL: ? needs FAX: ? needs

SPECIFIC ISSUE: on The jobs injures as 01/14/1994

with M.C.I. J. That was never Filed for me

WRITTEN TESTIMONY: I will WRITEN TESTIMONY And
CASE COPIES OF CASE 0460-06612 And
more

RECEIVED
FEB 07 2008

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

ATIN=Go online At one's And <http://www.aboveandbeyond365.com/html/site/index.html>. And nominate Thomas Edward Mullen Forgoing beyond And above citizen honors And All three of them in a way he is a hon OF And For the USA. And it must be in by:

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FEB 07 2008

1 OF 5 PAGES
02/07/2008 T.M.



= 11/17/2008 the year of
2007 is The year of Completion
T.M. 11/17/2007

HAND DELIVERED
WFO-TUX

SEP 27 2005

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**"AND JUSTICE
FOR ALL"**

The United States Department of Agriculture (USDA) and the State of Oregon prohibit discrimination in all USDA programs and activities on the basis of race, color, national origin, sex, religion, age or disability.

El Departamento de Agricultura de los EE. UU. (USDA, siglas en inglés) y el estado de Oregon prohíben la discriminación en todos sus programas y actividades a base de raza, color, origen nacional, sexo, religión, edad, o impedimentos.

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, D.C. 20250-9410 or call (202) 720-5964 (voice and TDD) or (888) 271-5983 Extension 516 (toll free). USDA and the State of Oregon are equal opportunity providers and employers.

Para presentar una queja sobre discriminación, escriba a USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, D.C. 20250-9410, o llame al (202) 720-5964 (voz y TDD) o (888) 271-5983 Extensión 516 (llamada gratis). USDA y el estado de Oregon son proveedores y empleadores que ofrecen oportunidad igual a todos.

Oregon Department of Education/Child Nutrition Programs • March 2001

Why hasn't Thomas Edward Mullen been justified within 14 years or more by the Justice System of the State of Oregon, Marion County, Multnomah County for wrongful incarceration, illness and on-job injuries acquired while serving time within these correctional facilities. The necessary paper work and proper action was not taken during my incarceration in order for me to receive proper medical care and compensation. I should be compensated for punitive damages for all

Attn: Nominate a hero today: Above and beyond citizen: Honors (you must be on TV
line) <http://www.above???nd365.com/htmlsite/index.html> NOV 19 PM 2:03

SHERIFF'S OFFICE
CIVIL PROCESS UNIT
I Thomas Edward Mullen of 6830 N. Columbia Way, #1, Portland, Oregon 97203-3939 call out for help from Gods people and the public to help me by nominating me for all the works I have done over the past 17 years. Now in my behalf and your behalf in the form of cases were it look like it was Thomas Edward Mullen vs. The state of Oregon/Marion County and big bad Multnomah County/Clackamas County/St. John County and Washington State and the ??? committee's to work and jobs and under the Ferr ??? Act or Law of U.S.A. that enables a U.S. citizen to set up any business without letter or no influence of the government and the Frain Housing Act 14, and the laws of being injured on the job a problem that got on bad and over the years for everyone but they all are not "junk" lawsuits like the president finally said in Oregon on Thursday 6, 2005. He demanded congressional action this year to rein in "junk" lawsuits against doctors and hospitals to impose federal laws which are very much in need. Here in my request I've requested and demanded that the federal government also be ordered to work with me under the federal laws as well as back to President Bush 01/06/2005. The first issue for congress to fine and stop the hot beds of U.S.A. of liability cases and we got the landmark case they are looking for as of 01/14/1994 and going by laws of land as of 01/06/2005 and now 11/07/2007 and Portland, the State of Oregon is a hot bed of liability case as well as the State of Washington. I, Thomas Edward Mullen now at the United States Court appeal for the ninth circuit, P.O. Box 193939-95, Seventh Street, San Francisco, CA 94119-3939 as of 11/17/2007 in the name of Thomas E. Mullen and now let me inform you that at this time that I am a child of God and been working for the goodness of his people and with in this cases my name has been ??? as Thomas Mullen/Mullen Thomas/Thomas Edward Mullen/Mullen Thomas Edward and now as of 11-07-2007 - to you and the whole United Stated as Thomas Edward Mullen is a child of God and in the name of our father I am now asking and requesting you and people of God to nominate me and I will demand the president Bush as I am a U.S. Citizen of Texas as of 06/14/1956 that he now court order the full congress under my orders (1) to opening my case as a landmark case or cases (2) And without ??? to overrun me or the people of the State of Oregon and Washington State (3) Order that senator Gordon Smith and Ron Wyden/New Mayor Tom Potter/and however is Government of Oregon that it was Ted Kulongoski and the State of Washington order to do the same as I demanded them by the laws of the land and some did so of it because a letter came form the supreme court of the United States Office of the Clerk, Washington, DC 20543-0001 as of 03/23/2006 and it says the above - entitled petition for an extraordinary Writ of Mandamus was received on March 23, 2006. The papers are being returned for the following reason. Now putting under move ??? by law. By without income do to my ??? as of 01/14/1994 Do to acts on

the State of Oregon and County without no income till 2000 of ssd of \$6.52 amount so I stopped at the petition does not show how the writ will be in aid of the court appellate jurisdiction, what exceptional circumstances warrant the exercise of the court's discretionary power, and why adequate relief cannot be obtained in any other form or from any other court. Rule 20.1., Rule 20.3, Rule 33.(a) and 39,39(14 Rule) Rule 20.2-10 copies - Rule 20.2 of William K. Suter, Clerk - Ruth Jones (202) 472-3022 and do to the need of money and where you can pull it from by law or demanding U.S. Citizens (4) Order first act and acts on to them is to forward me \$30 billion out of the \$2.30 billion a year in 2005 and by law you can give me up to 6% or more the told loss and as of your our words its \$2.30 billion a year and now we are in year 2007 and the year of completion ??? our father, God. So two years has passed and we have lost over 4.60 billion and 6% or more is ??? Americans?? Send it as part of the orders to you and congress and by the laws of the land (5) Orders and demands the full Supreme Court of the United States done the same way and all as I requested them to do as of 03/09/2006 in a general affidavit that was sent to the Supreme Court of the United States and now of State of Oregon and Washington, DC be ordered to come here as oversees and order not to over pullover me and to inform me of the laws and how my landmark case or cases may change some of the laws of the lands as you ask them to do. As of 01/06/2005 Bush makes liability immediately act in the behalf the United States of Americans in the name of Thomas Edward Mullen of 6830 N. Columbia Way, #1, Portland, Oregon 97203-503764-6188 or order to the offices of the Federal Bureau of Investigation to come from Washington, DC because of conflicts of in ??? From the ones here and Washington State because I tried as of 03/05/2004 with the F.B.I of Portland, Donald M. Fowler Special Agent (503) 224-4181 or message 503-225-1340 and the same day with the governor office at the state capital Suzanni office at the state is Suzanni Hubert 503-378-6827 as of 03/05/2004 and do to someone unlawful acts of Multnomah County housing as of 07/05/2007 and if my rent is not paid ??? day the 11/05/2007 by or anyone with a considered can pay the told \$1,250.00 or \$1,400.00 with late fees and I am in the 12 Hr. As of 11/09/2007 at 10:00 AM of case no, 07F-18385 paid to the order of Realty Management Advisor, Oregon, IN, 2835 N.E. Broadway St., Portland, Oregon 97232 and 503-224-6956 in the name of Thomas Mullen of 6830 N. Columbia Way, Apt. 1, Portland, Oregon 97203-503-764-6188 (5) I am also asking you to also nominate me for all 3. of them as follows (1) yes I want above and beyond announced on step of Lincoln Memorial Congressional Medal of Honor Society calls upon the nations public to nominate fellow citizens for the above and beyond citizen honors. And more (2) for immortal valor the medal of honor for Abraham Lincoln penned it into existence over 3400 heroes and then going to be 3401 of heroes have kept it alive and more (3) a celebration of service to America and on March 25, 2008 at the star studded above and beyond ??? will take place live at Constitution Hall in Washington, DC and more in that I will be nominating all 3 of them at the same time because the rules says that you can nominate yourself and the

things that you have done or going to do and more trying to do service to America on behalf of Americans and more as to me being a child of "God" I must work or try to work as a ??? by my father "God" and the laws of the land because one said that a ??? that you have letter no influence from the government and the government said that state can't ??? by laws of this land and with in my case it's the state and charge vs. Thomas as of 07/22/1992 so the door of law is open or ??? and that's why I am going to call my request that my nomination of a hero today above and beyond citizen honors by call it beyond and above citizen honors No. 3C (6) Our father says that $1+6=7$ and he also said that the year of 2007 is the year of completion (7) I am saying to you the people of "God" and of America my part is done but not completed on it go to the courts ??? and the way to get this case move to the top of the United States Court of appeal for the circuit and to you that do not ??? that the appear it meets that there is more appeals before it gets to the supreme court. By laws of the land one must win in a lower court and then the higher court orders the laws to be changed. That's why you must nominate me the way I have asked you to do so.

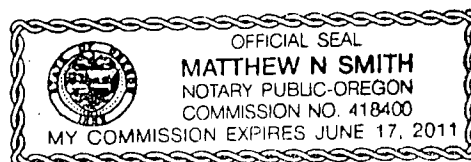
Do it at once and act immediately online at:

<http://www.aboveandbeyond365.com/htmlsite/index.html>, and nominate Thomas Edward Mullen for going beyond and above citizen honors and all three of them in a way he is a honor of and for the U.S.A. and it must be in by 11/17/2007 the year of completion so that I can go on with my quest.

With your help I would like to receive donations in the form of cash, which can be made at any Bank of America, where an amount given between \$1 and \$2,300 can be used as a tax write off.

Thomas Edward Mullen

[Signature]



7 MAIL List And Post Net At ASOF 11-12-2005 = 1050 AA
F2 = 7004-0000-64 11-12-2005 = 5770 110F11

NATIONAL

THE OREGONIAN • THURSDAY, SEPTEMBER 1, 2005

Bush makes liability limits a priority

The president tells an audience, including doctors, that the federal government must legislate restrictions

By WARREN VIETH
LA TIMES-WASHINGTON POST SERVICE

COLLINSVILLE, Ill. — President Bush on Wednesday demanded congressional action this year to rein in "junk" lawsuits against doctors and hospitals, saying the time had come to impose federal constraints on a system that has left the states.

Talking his way to a southern town known as a hotbed of litigation, Bush said the proliferation of jury awards in medical malpractice cases was causing insurance rates to soar and doctors to abandon their practices.

"What's happening all across this country is that lawyers are filing baseless suits against hospitals and doctors. They know the medical liability system is tilted in their favor," Bush told a group of medical professionals and business allies.

"Medical liability reform is a national issue, and it requires a national solution," he said.

Bush's broadside was the opening round in a legislative battle between some of the United States' most powerful and well-financed interest groups. Doctors, hospitals, drug makers and other manufacturers who want to limit litigation expenses are lining up against the trial attorneys who represent plaintiffs in personal injury cases.

First issue for Congress

Bush prodded lawmakers to take action this year to address three facets of what the White House described as a litigation crisis costing the U.S. economy more than \$200 billion a year. The bills



SUSAN WALSH/ASSOCIATED PRESS

Medical professionals join President Bush on Wednesday in Collinsville, Ill., as he says that limits on malpractice awards will lower health care costs. Collinsville is in a county known for liability awards.

White House officials said the president wants the new Congress to tackle legal reform before taking up other top domestic policy priorities, such as Social Security restructuring and tax code changes. The House is expected to heed his call, but he faces uncertain odds in the Senate, where many members are attorneys and where Republicans still lack the votes to cut off Democrat filibusters.

The malpractice legislation backed by Bush would not limit the size of damage awards for medical treatment and lost wages, but it would place a \$250,000 ceiling on awards for pain and suffering and other non-economic damages.

A number of states already have enacted such caps. The U.S. House has voted several times to impose a nationwide federal cap on damages,

the prospect of multimillion-dollar judgments is driving a crisis in malpractice insurance rates.

Opponents say caps disproportionately affect children, seniors and stay-at-home mothers who have little or no lost wages on which to base a malpractice award.

"The value of a life should not be equal to the value of a paycheck," said a full-page newspaper advertisement welcoming the president to southern Illinois but urging him to reverse course on damage caps. The ad was purchased by an advocacy group allied with trial lawyers.

A hotbed of liability cases

Bush had a particular reason for launching his medical liability campaign in Madison County. Madison and adjacent St. Clair County have been ranked by tort reform advocates as the two worst

of pro-plaintiff rulings by judges.

The medical liability system is "out of control," Bush said. "And you people in this area and the doctors in this area understand what I'm talking about."

Nationwide, the high cost of malpractice liability caused nearly half of all hospitals to lose doctor or reduce services, Bush said. In Madison and St. Clair counties, 16 physicians have retired or relocated over the past two years, he said.

The American Trial Lawyers Association challenged Bush's figures, citing statistics showing a loss of physicians in Madison County, the state of Illinois or the nation as a whole.

To counter the White House spotlight on distressed doctors and abandoned patients, opponents of liability limits are offering up the anecdotes in the form of patient



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (long form)

AMENDED FEBRUARY 7, 2008

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-6 DATE 2-7-08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-6
Est. Start Time: 10:00 AM
Date Submitted: 01/22/08

BUDGET MODIFICATION: MCSO – 07

Budget Modification MCSO-07 Appropriating \$835,000 \$167,000 General Fund Contingency [for Sheriff's Office and Corrections Health] to Continue to Operate 57 Jail Beds at the Multnomah County Detention Center from February 1 through June 30 February 29, 2008 [Rescheduled from January 31, 2008]

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting	<u>February 7, 2008</u>	Amount of Time Needed:	<u>30 minutes</u>
Department:	<u>Sheriff's Office</u>	Division:	<u>Corrections</u>
Contact(s):	<u>Wanda Yantis</u>		
Phone:	<u>503-988-4455</u>	Ext.	<u>84455</u>
	I/O Address:		<u>503/350</u>
Presenter(s):	<u>Christine Kirk, Jay Heidenrich and Gayle Burrow</u>		

General Information

1. What action are you requesting from the Board?

Appropriation of \$835,000 of General Fund contingency to continue to operate 57 beds at MCDC from February 1, 2007 through June 30, 2008. This funds both the Sheriff's Office and Corrections Health operation of these beds.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

In the Approved budget 114 beds were planned to be closed as part of the County budget reduction for FY 2008. During the Board budget deliberations amendments were made to fund 57 of these beds for the first three months of the year and earmark contingency funds to make the continued use of these beds available for the rest of the fiscal year.

Contingency funds were further approved for four more months, ending January 31, 2008. With these 57 beds open, our funded system capacity is at 1633 beds. MCSO and

Corrections Health are requesting contingency funding be made available for continued operation of these beds for the last 5 months of this fiscal year.

The system and community need for the 57 beds has been demonstrated by the number of inmates in the system. The continual balancing of the male and female population to limit population releases has been dependant on having some flexibility in the system. Prior to entering the seasonal lower bookings, the score of persons released were very high and there was a struggle to find persons for release who do not represent a high level of risk to the community. Since that time, there has been a continual balancing of the population and housing options to prevent releases. Solutions based on short term trends include: reassigning modules as either male or female to deal with short term trends, temporarily closing modules to aggregate unused capacity to decrease overtime spending and reopening modules when needed to prevent releases. Day to day efforts include: carefully watching the 10 p.m. count and determining how many court releases will occur the next day, staging persons for releases to lower the count, and monitoring and communicating with the US Marshalls to ensure that their population does not bring us to emergency population releases.

The total number of beds in the system and careful monitoring of the daily count has allowed us to limit emergency population releases during the last 4 months, to the greatest degree possible.

3. Explain the fiscal impact (current year and ongoing).

The General Fund contingency would be decreased by \$835,000 Corrections Health budget would increase by \$125,250 and the Sheriff's Office budget for the current fiscal year would increase by \$709,750 which funds the program from February 1st through June 30th, 2008. The ongoing need for these beds will be addressed as part of the FY 2009 budget process.

4. Explain any legal and/or policy issues involved.

Elimination of 57 beds will change the budgeted capacity from 1633 to 1576. Industry standards are that the population should be between 90-95% to be able to effectively manage the population. Our capacity management plan indicates that we are in a population emergency at 97% of capacity. The attached data charts provide information on how often we were/would have been in an emergency population status or have/would have had limited system flexibility to safely manage over this fiscal year with the capacity at 1633 and 1576.

5. Explain any citizen and/or other government participation that has or will take place.

The FY 2008 program offers were reviewed by the Sheriff's Citizen Budget Advisory Committee (CBAC), reviewed and ranked by the Safety Outcome Team, and was part of the approved budget discussed in public budget hearings and work sessions.

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why?**
Not applicable.
- **What budgets are increased/decreased?**
The County-wide General Fund Contingency is decreased by \$835,000
The Sheriff's Office General Fund budget is increased by \$709,750
The Corrections Heath budget is increased by \$125,250
Increase the Risk Fund by \$146,292.
- **What do the changes accomplish?**
Funds the continuing operation of 57 beds at MCDC from February 1st, through June 30th, 2008.
- **Do any personnel actions result from this budget modification? Explain.**
This program would add no new FTE to the Sheriff's Office but would continue to fund 12.29 FTE for the remainder of the year.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
Not applicable.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
Not applicable.
- **If a grant, what period does the grant cover?**
Not applicable.
- **If a grant, when the grant expires, what are funding plans?**
Not applicable.

Contingency Request

If the request is a Contingency Request, please answer all of the following in detail:

- **Why was the expenditure not included in the annual budget process?**
Program Offer 60021K - MCSO MCDC Offer K - 57 Beds was submitted but not purchased in the adopted budget, however the Board earmarked contingency funds in a budget amendment to make these beds available.
- **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
Budget projections of all other MCSO programs are currently at 100%. There are no funds available as sources to cover this expenditure.

- **Why are no other department/agency fund sources available?**

All agency funds are assigned to operate the programs that the Board purchased.

- **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account. What are the plans for future ongoing funding?**

The continuing operation of these beds will be addressed in the FY 2009 budget process.

- **Has this request been made before? When? What was the outcome?**

Program Offer 60021K - MCSO MCDC Offer K - 57 Beds for 9 Months was submitted but not purchased in the adopted budget, however the Board earmarked contingency funds in a budget amendment to make these beds available if there was sufficient community need in October.

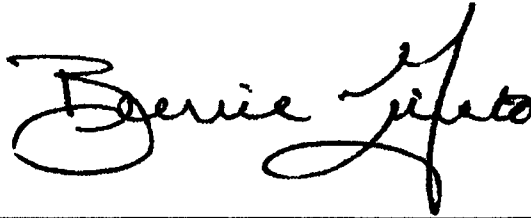
NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 07

Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 01/22/2008

Budget Analyst:



Date: 01/22/08

Department HR:



Date: 01/22/2008

Budget Modification ID: MCSO-07, AMENDED 02/07/08

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
1	19	1000	20		9500001000		60470		(167,000)	(167,000)		Contingency
2									0			
3	60-30	1000	50		601410		60000		60,024	60,024		Permanent
4	60-30	1000	50		601410		60110		6,756	6,756		Overtime
5	60-30	1000	50		601410		60120		1,335	1,335		Premium
6	60-30	1000	50		601410		60130		23,396	23,396		Salary-Related
7	60-30	1000	50		601410		60140		22,717	22,717		Insurance
8	60-30	1000	50		601410		60170		291	291		Professional Services
9	60-30	1000	50		601410		60200		81	81		Printing
10	60-30	1000	50		601410		60240		4	4		Communications
11	60-30	1000	50		601410		60260		2,283	2,283		Food
12									0			
13	60-30	1000	50		601473		60000		5,497	5,497		Permanent
14	60-30	1000	50		601473		60130		1,896	1,896		Salary-Related
15	60-30	1000	50		601473		60140		1,328	1,328		Insurance
16									0			
17	60-30	1000	50		601210		60000		3,382	3,382		Permanent
18	60-30	1000	50		601210		60130		1,085	1,085		Salary-Related
19	60-30	1000	50		601210		60140		1,138	1,138		Insurance
20									0			
21	60-30	1000	50		601465		60000		3,489	3,489		Permanent
22	60-30	1000	50		601465		60130		1,120	1,120		Salary-Related
23	60-30	1000	50		601465		60140		1,148	1,148		Insurance
24									0			
25	60-30	1000	50		601484		60000		3,003	3,003		Permanent
26	60-30	1000	50		601484		60130		873	873		Salary-Related
27	60-30	1000	50		601484		60140		1,104	1,104		Insurance
28									0			
29									0			
										(25,050)	(125,250)	Total - Page 1
										0	0	GRAND TOTAL

Budget Modification ID: MCSO-07, AMENDED 02/07/08

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Cost Center	WBS Element						
30						CORR HEALTH PORTION			0			
31	40-50	1000	30		405500		60000		6,308	6,308		Permanent
32	40-50	1000	30		405500		60130		1,982	1,982		Salary-Related
33	40-50	1000	30		405500		60140		1,823	1,823		Insurance
34	40-50	1000	30		405500		60170		10,249	10,249		Prof Svc
35	40-50	1000	30		405500		60310		4,687	4,687		Drugs
36									0			
37	72-10	3500	20		705210		50316		(29,258)	(29,258)		Risk Fund
38	72-10	3500	20		705210		60330		29,258	29,258		Risk Fund



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (long form)

AMENDED FEBRUARY 7, 2008

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-6 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-6
Est. Start Time: 10:00 AM
Date Submitted: 01/22/08

BUDGET MODIFICATION: MCSO - 07

Budget Modification MCSO-07 Appropriating \$835,000 \$167,000 General Fund Contingency [for Sheriff's Office and Corrections Health] to Continue to Operate 57 Jail Beds at the Multnomah County Detention Center from February 1 through June 30 February 29, 2008 [Rescheduled from January 31, 2008]

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting	<u>February 7, 2008</u>	Amount of Time Needed:	<u>30 minutes</u>
Department:	<u>Sheriff's Office</u>	Division:	<u>Corrections</u>
Contact(s):	<u>Wanda Yantis</u>		
Phone:	<u>503-988-4455</u>	Ext.	<u>84455</u>
	I/O Address:		<u>503/350</u>
Presenter(s):	<u>Christine Kirk, Jay Heidenrich and Gayle Burrow</u>		

General Information

1. What action are you requesting from the Board?

Appropriation of \$835,000 of General Fund contingency to continue to operate 57 beds at MCDC from February 1, 2007 through June 30, 2008. This funds both the Sheriff's Office and Corrections Health operation of these beds.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

In the Approved budget 114 beds were planned to be closed as part of the County budget reduction for FY 2008. During the Board budget deliberations amendments were made to fund 57 of these beds for the first three months of the year and earmark contingency funds to make the continued use of these beds available for the rest of the fiscal year.

Contingency funds were further approved for four more months, ending January 31, 2008. With these 57 beds open, our funded system capacity is at 1633 beds. MCSO and

Corrections Health are requesting contingency funding be made available for continued operation of these beds for the last 5 months of this fiscal year.

The system and community need for the 57 beds has been demonstrated by the number of inmates in the system. The continual balancing of the male and female population to limit population releases has been dependant on having some flexibility in the system. Prior to entering the seasonal lower bookings, the score of persons released were very high and there was a struggle to find persons for release who do not represent a high level of risk to the community. Since that time, there has been a continual balancing of the population and housing options to prevent releases. Solutions based on short term trends include: reassigning modules as either male or female to deal with short term trends, temporarily closing modules to aggregate unused capacity to decrease overtime spending and reopening modules when needed to prevent releases. Day to day efforts include: carefully watching the 10 p.m. count and determining how many court releases will occur the next day, staging persons for releases to lower the count, and monitoring and communicating with the US Marshalls to ensure that their population does not bring us to emergency population releases.

The total number of beds in the system and careful monitoring of the daily count has allowed us to limit emergency population releases during the last 4 months, to the greatest degree possible.

3. Explain the fiscal impact (current year and ongoing).

The General Fund contingency would be decreased by \$835,000 Corrections Health budget would increase by \$125,250 and the Sheriff's Office budget for the current fiscal year would increase by \$709,750 which funds the program from February 1st through June 30th, 2008. The ongoing need for these beds will be addressed as part of the FY 2009 budget process.

4. Explain any legal and/or policy issues involved.

Elimination of 57 beds will change the budgeted capacity from 1633 to 1576. Industry standards are that the population should be between 90-95% to be able to effectively manage the population. Our capacity management plan indicates that we are in a population emergency at 97% of capacity. The attached data charts provide information on how often we were/would have been in an emergency population status or have/would have had limited system flexibility to safely manage over this fiscal year with the capacity at 1633 and 1576.

5. Explain any citizen and/or other government participation that has or will take place.

The FY 2008 program offers were reviewed by the Sheriff's Citizen Budget Advisory Committee (CBAC), reviewed and ranked by the Safety Outcome Team, and was part of the approved budget discussed in public budget hearings and work sessions.

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why?**
Not applicable.
- **What budgets are increased/decreased?**
The County-wide General Fund Contingency is decreased by \$835,000
The Sheriff's Office General Fund budget is increased by \$709,750
The Corrections Health budget is increased by \$125,250.
Increase the Risk Fund by \$146,292.
- **What do the changes accomplish?**
Funds the continuing operation of 57 beds at MCDC from February 1st, through June 30th, 2008.
- **Do any personnel actions result from this budget modification? Explain.**
This program would add no new FTE to the Sheriff's Office but would continue to fund 12.29 FTE for the remainder of the year.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
Not applicable.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
Not applicable.
- **If a grant, what period does the grant cover?**
Not applicable.
- **If a grant, when the grant expires, what are funding plans?**
Not applicable.

Contingency Request

If the request is a Contingency Request, please answer all of the following in detail:

- **Why was the expenditure not included in the annual budget process?**
Program Offer 60021K - MCSO MCDC Offer K - 57 Beds was submitted but not purchased in the adopted budget, however the Board earmarked contingency funds in a budget amendment to make these beds available.
- **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
Budget projections of all other MCSO programs are currently at 100%. There are no funds available as sources to cover this expenditure.

- **Why are no other department/agency fund sources available?**

All agency funds are assigned to operate the programs that the Board purchased.

- **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account. What are the plans for future ongoing funding?**

The continuing operation of these beds will be addressed in the FY 2009 budget process.

- **Has this request been made before? When? What was the outcome?**

Program Offer 60021K - MCSO MCDC Offer K - 57 Beds for 9 Months was submitted but not purchased in the adopted budget, however the Board earmarked contingency funds in a budget amendment to make these beds available if there was sufficient community need in October.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 07

Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 01/22/2008

Budget Analyst:



Date: 01/22/08

Department HR:



Date: 01/22/2008

Budget Modification ID: MCSO-07, AMENDED 02/07/08

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
1	19	1000	20		9500001000		60470		(167,000)	(167,000)		Contingency
2									0			
3	60-30	1000	50		601410		60000		60,024	60,024		Permanent
4	60-30	1000	50		601410		60110		6,756	6,756		Overtime
5	60-30	1000	50		601410		60120		1,335	1,335		Premium
6	60-30	1000	50		601410		60130		23,396	23,396		Salary-Related
7	60-30	1000	50		601410		60140		22,717	22,717		Insurance
8	60-30	1000	50		601410		60170		291	291		Professional Services
9	60-30	1000	50		601410		60200		81	81		Printing
10	60-30	1000	50		601410		60240		4	4		Communications
11	60-30	1000	50		601410		60260		2,283	2,283		Food
12									0			
13	60-30	1000	50		601473		60000		5,497	5,497		Permanent
14	60-30	1000	50		601473		60130		1,896	1,896		Salary-Related
15	60-30	1000	50		601473		60140		1,328	1,328		Insurance
16									0			
17	60-30	1000	50		601210		60000		3,382	3,382		Permanent
18	60-30	1000	50		601210		60130		1,085	1,085		Salary-Related
19	60-30	1000	50		601210		60140		1,138	1,138		Insurance
20									0			
21	60-30	1000	50		601465		60000		3,489	3,489		Permanent
22	60-30	1000	50		601465		60130		1,120	1,120		Salary-Related
23	60-30	1000	50		601465		60140		1,148	1,148		Insurance
24									0			
25	60-30	1000	50		601484		60000		3,003	3,003		Permanent
26	60-30	1000	50		601484		60130		873	873		Salary-Related
27	60-30	1000	50		601484		60140		1,104	1,104		Insurance
28									0			
29									0			
										(25,050)	(125,250)	Total - Page 1
										0	0	GRAND TOTAL

Budget Modification ID: MCSO-07, AMENDED 02/07/08

EXPENDITURES & REVENUES

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Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
30						CORR HEALTH PORTION			0			
31	40-50	1000	30		405500		60000		6,308	6,308		Permanent
32	40-50	1000	30		405500		60130		1,982	1,982		Salary-Related
33	40-50	1000	30		405500		60140		1,823	1,823		Insurance
34	40-50	1000	30		405500		60170		10,249	10,249		Prof Svc
35	40-50	1000	30		405500		60310		4,687	4,687		Drugs
36									0			
37	72-10	3500	20		705210		50316		(29,258)	(29,258)		Risk Fund
38	72-10	3500	20		705210		60330		29,258	29,258		Risk Fund

ANNUALIZED PERSONNEL CHANGEChange on a full year basis even though this action affects only a part of the fiscal year (FY).

						ANNUALIZED			
Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1000	2029	61944	Corrections Officer		10.92	720,284	248,424	174,080	1,142,788
									0
			CORR HEALTH PORTION						0
1000	6001	61508	Office Asst 2		1.00	32,484	10,423	12,411	55,318
1000	6315	61508	Comm. Health Nurse		0.60	43,217	13,363	9,469	66,049
									0
			SUPPORT PROGRAM OFFERS						0
1000	2029	61961	Corrections Officer		1.00	65,960	22,748	15,940	104,648
1000	6150	61913	MCSO Rec Tech		1.00	40,588	13,024	13,660	67,272
1000	6268	64972	Corr Cnslr		1.00	41,864	13,436	13,772	69,072
1000	6258	61970	Facilities Security Officer		1.00	36,032	10,480	13,248	59,760
									0
									0
									0
									0
			TOTAL ANNUALIZED CHANGES		16.52	980,429	331,898	252,580	1,564,907

Cost Center PO
 601473 60016B
 601210 60011
 601465 60017
 601484 60014B

CURRENT YEAR PERSONNEL DOLLAR CHANGECalculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

						CURRENT YEAR			
Fund	Job #	HR Org	Position Title	Position Number	1st of last 5 months	1st of last 5 mos-BASE PAY	1st of last 5 mos-FRINGE	1st of last 5 mos-INSUR	TOTAL
1000	2029	61944	Corrections Officer		0.91	60,024	20,702	14,507	95,232
									0
			CORR HEALTH PORTION						0
1000	6001	61508	Office Asst 2		0.08	2,707	869	1,034	4,610
1000	6315	61508	Comm. Health Nurse		0.05	3,601	1,114	789	5,504
									0
			SUPPORT PROGRAM OFFERS						0
1000	2029	61961	Corrections Officer		0.08	5,497	1,896	1,328	8,721
1000	6150	61913	MCSO Rec Tech		0.08	3,382	1,085	1,138	5,606
1000	6268	64972	Corr Cnslr		0.08	3,489	1,120	1,148	5,756
1000	6258	61970	Facilities Security Officer		0.08	3,003	873	1,104	4,980
									0
									0
									0
									0
			TOTAL CURRENT FY CHANGES		1.38	81,702	27,658	21,048	130,409

Cost Center PO
 601473 60016B
 601210 60011
 601465 60017
 601484 60014B



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-6 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-6
Est. Start Time: 10:00 AM
Date Submitted: 01/22/08

BUDGET MODIFICATION: MCSO - 07

**Budget Modification MCSO-07 Appropriating \$835,000 General Fund
Contingency to Continue to Operate 57 Jail Beds at the Multnomah County
Agenda Detention Center from February 1 through June 30, 2008 [Rescheduled from
Title: January 31, 2008]**

Note: If Ordinance, Resolution, Order or Proclamation provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting	<u>February 7, 2007</u>	Amount of Time Needed:	<u>30 minutes</u>
Department:	<u>Sheriff's Office</u>	Division:	<u>Corrections</u>
Contact(s):	<u>Wanda Yantis</u>		
Phone:	<u>503-988-4455</u>	Ext.	<u>84455</u>
	I/O Address:		<u>503/350</u>
Presenter(s):	<u>Christine Kirk, Jay Heidenrich and Gayle Burrow</u>		

General Information

1. What action are you requesting from the Board?

Appropriation of \$835,000 of General Fund contingency to continue to operate 57 beds at MCDC from February 1, 2007 through June 30, 2008. This funds both the Sheriff's Office and Corrections Health operation of these beds.

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In the Approved budget 114 beds were planned to be closed as part of the County budget reduction for FY 2008. During the Board budget deliberations amendments were made to fund 57 of these beds for the first three months of the year and earmark contingency funds to make the continued use of these beds available for the rest of the fiscal year.

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The total number of beds in the system and careful monitoring of the daily count has allowed us to limit emergency population releases during the last 4 months, to the greatest degree possible.

3. Explain the fiscal impact (current year and ongoing).

The General Fund contingency would be decreased by \$835,000 Corrections Health budget would increase by \$125,250 and the Sheriff's Office budget for the current fiscal year would increase by \$709,750 which funds the program from February 1st through June 30th, 2008. The ongoing need for these beds will be addressed as part of the FY 2009 budget process.

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ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why?**
Not applicable.
- **What budgets are increased/decreased?**
The County-wide General Fund Contingency is decreased by \$835,000
The Sheriff's Office General Fund budget is increased by \$709,750
The Corrections Heath budget is increased by \$125,250
Increase the Risk Fund by \$146,292.
- **What do the changes accomplish?**
Funds the continuing operation of 57 beds at MCDC from February 1st, through June 30th, 2008.
- **Do any personnel actions result from this budget modification? Explain.**
This program would add no new FTE to the Sheriff's Office but would continue to fund 12.29 FTE for the remainder of the year.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
Not applicable.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
Not applicable.
- **If a grant, what period does the grant cover?**
Not applicable.
- **If a grant, when the grant expires, what are funding plans?**
Not applicable.

Contingency Request

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- **Why was the expenditure not included in the annual budget process?**
Program Offer 60021K - MCSO MCDC Offer K - 57 Beds was submitted but not purchased in the adopted budget, however the Board earmarked contingency funds in a budget amendment to make these beds available.
- **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
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- **Why are no other department/agency fund sources available?**

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The continuing operation of these beds will be addressed in the FY 2009 budget process.

- **Has this request been made before? When? What was the outcome?**

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NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 07

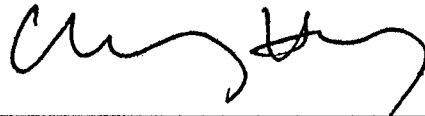
Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 01/22/2008

Budget Analyst:



Date: 01/22/08

Department HR:



Date: 01/22/2008

Budget Modification ID: **MCSO - 07****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
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2									0			
3	60-30	1000	50		601410		60000		300,118	300,118		Permanent
4	60-30	1000	50		601410		60110		33,782	33,782		Overtime
5	60-30	1000	50		601410		60120		6,677	6,677		Premium
6	60-30	1000	50		601410		60130		116,978	116,978		Salary-Related
7	60-30	1000	50		601410		60140		113,583	113,583		Insurance
8	60-30	1000	50		601410		60170		1,457	1,457		Professional Services
9	60-30	1000	50		601410		60200		403	403		Printing
10	60-30	1000	50		601410		60240		22	22		Communications
11	60-30	1000	50		601410		60260		11,417	11,417		Food
12									0			
13	60-30	1000	50		601473		60000		27,483	27,483		Permanent
14	60-30	1000	50		601473		60130		9,480	9,480		Salary-Related
15	60-30	1000	50		601473		60140		6,642	6,642		Insurance
16									0			
17	60-30	1000	50		601210		60000		16,912	16,912		Permanent
18	60-30	1000	50		601210		60130		5,427	5,427		Salary-Related
19	60-30	1000	50		601210		60140		5,692	5,692		Insurance
20									0			
21	60-30	1000	50		601465		60000		17,443	17,443		Permanent
22	60-30	1000	50		601465		60130		5,598	5,598		Salary-Related
23	60-30	1000	50		601465		60140		5,738	5,738		Insurance
24									0			
25	60-30	1000	50		601484		60000		15,013	15,013		Permanent
26	60-30	1000	50		601484		60130		4,365	4,365		Salary-Related
27	60-30	1000	50		601484		60140		5,520	5,520		Insurance
28									0			
29									0			
										(125,250)	(125,250)	Total - Page 1
										0	0	GRAND TOTAL

ANNUALIZED PERSONNEL CHANGEChange on a full year basis even though this action affects only a part of the fiscal year (FY).

						ANNUALIZED			
Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1000	2029	61944	Corrections Officer		10.92	720,284	248,424	174,080	1,142,788
									0
			CORR HEALTH PORTION						0
1000	6001	61508	Office Asst 2		1.00	32,484	10,423	12,411	55,318
1000	6315	61508	Comm. Health Nurse		0.60	43,217	13,363	9,469	66,049
									0
			SUPPORT PROGRAM OFFERS						0
1000	2029	61961	Corrections Officer		1.00	65,960	22,748	15,940	104,648
1000	6150	61913	MCSO Rec Tech		1.00	40,588	13,024	13,660	67,272
1000	6268	64972	Corr Cnslr		1.00	41,864	13,436	13,772	69,072
1000	6258	61970	Facilities Security Officer		1.00	36,032	10,480	13,248	59,760
									0
									0
									0
									0
			TOTAL ANNUALIZED CHANGES		16.52	980,429	331,898	252,580	1,564,907

Cost Center PO
 601473 60016B
 601210 60011
 601465 60017
 601484 60014B

CURRENT YEAR PERSONNEL DOLLAR CHANGECalculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

						CURRENT YEAR			
Fund	Job #	HR Org	Position Title	Position Number	At 5 months	(At 5 mos.) BASE PAY	(At 5 mos.) - FRINGE	(At 5 mos.) INSUR	TOTAL
1000	2029	61944	Corrections Officer		4.55	300,118	103,510	72,533	476,162
									0
			CORR HEALTH PORTION						0
1000	6001	61508	Office Asst 2		0.42	13,535	4,343	5,171	23,049
1000	6315	61508	Comm. Health Nurse		0.25	18,007	5,568	3,945	27,520
									0
			SUPPORT PROGRAM OFFERS						0
1000	2029	61961	Corrections Officer		0.42	27,483	9,478	6,642	43,603
1000	6150	61913	MCSO Rec Tech		0.42	16,912	5,427	5,692	28,030
1000	6268	64972	Corr Cnslr		0.42	17,443	5,598	5,738	28,780
1000	6258	61970	Facilities Security Officer		0.42	15,013	4,367	5,520	24,900
									0
									0
									0
									0
			TOTAL CURRENT FY CHANGES		6.88	408,512	138,291	105,242	652,045

Cost Center PO
 601473 60016B
 601210 60011
 601465 60017
 601484 60014B



Department of County Management
MULTNOMAH COUNTY OREGON

Budget Office

501 SE Hawthorne Blvd., Suite 531
Portland, Oregon 97214
(503) 988-3312 phone
(503) 988-5758 fax
(503) 988-5170 TDD

TO: Board of County Commissioners

FROM: Ching Hay, Budget Analyst

DATE: January 23, 2008

SUBJECT: General Fund Contingency Request for \$835,000 million for Jail Beds and Corrections Health

A General Fund earmark of \$1.5 million was included in the FY 2008 Adopted Budget to operate 57 jail beds and associated corrections health for the remainder of the fiscal year.

In September 2007, a budget modification was approved that tapped \$665,000 to operate jail beds till January 31, 2008.

This request is for the remaining \$835,000 to operate jail beds from February 1 to June 30, 2008.

General Fund Contingency Policy Compliance

The Budget Office is required to inform the Board if contingency requests submitted for approval satisfy the general guidelines and policies for using the General Fund Contingency.

In particular,

- Criteria 1 states contingency requests should be for one-time-only purposes. If this is not judged to be one-time-only transition funding, the request essentially funds ongoing programs with one-time-only emergency contingency funds. **This item is not for a one-time-only purpose.**
- Criteria 2 Addresses emergencies and unanticipated situations. **This item does not address these.**
- Criteria 3 addresses items identified in Board Budget Notes. **This item was not addressed in a budget note. However, it was earmarked in the General Fund contingency.**



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (Budget Modification)

SUBSTITUTE

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-7 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02-07-08
Agenda Item #: R-7
Est. Start Time: 10:30 AM
Date Submitted: 02-05-08

BUDGET MODIFICATION: HD - 24

Agenda Title: Budget Modification HD-24 – Appropriating \$69,537 in Revenue from the State of Oregon, Department of Human Services, Public Health Services.

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>February 7, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Health</u>	Division:	<u>Community Health Services</u>
Contact(s):	<u>Lester A. Walker, Finance and Budget Manager</u>		
Phone:	<u>(503) 988-3674</u>	Ext.	<u>26457</u>
		I/O Address:	<u>167/2/210</u>
Presenter(s):	<u>David Houghton, Director</u>		

General Information

1. What action are you requesting from the Board?

Approval of appropriation of \$69,537 in additional funding from the State of Oregon – Department of Human Services – Public Health Services FY2008 Financial Assistance Award – Amendment #1: State Support for Public Health Program.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The last Oregon Legislative Session passed an increase in State Support for Public Health. These funds flow through a contract from the State to local public health departments. Multnomah County Health Department's increase will be used to support a Project Manager position. The Project Manager will provide critical leadership and coordination of public health data systems design and implementation and provide needed public health communication and health education capacity.

This action affects virtually all Multnomah County Health Department Community Health Services Group program offers and will improve 1) the quality and availability of population and program data analysis for those programs and 2) the quality and frequency of public communication from those programs on public health issues of concern. Both improvements are expected to contribute to

program efforts to reduce adverse health impacts in Multnomah County.

The initial State Support for Public Health award was included in FY08 Program Offers #40010 – Communicable Disease Prevention & Control and #40011 – STD/HIV/Hep C Community Prevention.

3. Explain the fiscal impact (current year and ongoing).

Approval of this budget modification will increase the Health Department's federal/state FY08 budget by \$69,537. The Health Department receives the State of Oregon Financial Assistance Award – State Support for Public Health on an on-going basis.

4. Explain any legal and/or policy issues involved.

There are none.

5. Explain any citizen and/or other government participation that has or will take place.

There are none.

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why?**

The Health Department's federal/state revenue budget will increase by \$69,537 in FY08 as a result of the work performed under this grant.

- **What budgets are increased/decreased?**

The Health Department's Community Health Services' FY08 budget will increase by \$69,537. Permanent personnel costs will increase by \$46,353; Printing by \$2,000; Supplies (general office supplies, laptop, other personal computer and start-up supplies) by \$6,000; Travel and Training by \$1,500; Local Travel/Mileage by \$728; Dues and Subscriptions by \$500; Telephone by \$800; Data Processing by \$5,532; Motor Pool by \$100; Distribution/Postage by \$500 and Indirect by \$5,524.

- **What do the changes accomplish?**

The funds will support the hiring of a Project Manager position. The work performed by the Project Manager and existing staff will collectively result in

- Coordination and improvement of multiple Community Health Services Group public health and clinical database operations and planning for acquisition and implementation of an electronic health record for Early Childhood Services. This includes enhanced epidemiologic data analysis. All work will be done in close coordination with County IT.
- Enhanced public health communication and health education capacity to focus on disease prevention, early childhood information and specific ethnic community health information needs.

- **Do any personnel actions result from this budget modification? Explain.**

This budget modification increases FY08 FTE by 0.42 FTE Project Manager.

- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

The revenue covers these costs.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The revenue is not one-time-only in nature. The revenue is awarded annually. The function is ongoing.

- **If a grant, what period does the grant cover?**

The grant covers the period 7/1/2007 to 6/30/2008. This budget modification is for the period 2/1/2008 to 6/30/2008.

- **If a grant, when the grant expires, what are funding plans?**

This grant is awarded annually on an on-going basis.

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: HD - 24

Required Signatures

**Elected Official or
Department/
Agency Director:**

Lillian Shirley

Date: 02/04/08

Budget Analyst:

Angela Burdine

Date: 02/04/08

Department HR:

Patricia Miller

Date: 02/04/08

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
1	40-30	21420	30			4SA33-11	50180		(69,537)	(69,537)		State Support For Public Health
2	40-30	21420	30			4SA33-11	60000		30,414	30,414		Project Manager
3	40-30	21420	30			4SA33-11	60130		9,760	9,760		Salary Related Expense
4	40-30	21420	30			4SA33-11	60140		6,179	6,179		Insurance
5	40-30	21420	30			4SA33-11	60180		2,000	2,000		Printing
6	40-30	21420	30			4SA33-11	60240		6,000	6,000		Laptop, other PC and start-up, gen. office sup
7	40-30	21420	30			4SA33-11	60260		1,500	1,500		Travel/Training Oregon EPIC Conference
8	40-30	21420	30			4SA33-11	60270		728	728		Local Travel/Mileage
9	40-30	21420	30			4SA33-11	60340		500	500		Dues & Subscriptions
10	40-30	21420	30			4SA33-11	60350		1,466	1,466		Central Indirect
11	40-30	21420	30			4SA33-11	60355		4,058	4,058		Departmental Indirect
12	40-30	21420	30			4SA33-11	60370		800	800		Intl Svc Telephone
13	40-30	21420	30			4SA33-11	60380		5,532	5,532		Intl Svc Data Proc
14	40-30	21420	30			4SA33-11	60410		100	100		Intl Svc Motor Pool
15	40-30	21420	30			4SA33-11	60460		500	500		Intl Svc Dist/Postge
16												
17	72-10	3500	0020		705210		50316		(6,179)	(6,179)		Insurance Revenue
18	72-10	3500	0020		705210		60330		6,179	6,179		Offsetting expenditure
19												
20	19	1000	0020		9500001000		50310		(1,466)	(1,466)		Indirect reimbursement revenue in GF
21	19	1000	0020		9500001000		60470		1,466	1,466		CGF Contingency expenditure
22												
23	40-90	1000	30		409050		50370		(4,058)	(4,058)		Indirect Dept reimbursement revenue in GF
24	40-90	1000	30		409001		60000		4,058	4,058		Off setting Dept expenditure in GF
25												
26	72-60	3503	0020		709525		50310		(800)	(800)		Budgets receipt of reimbursement
27	72-60	3503	0020		709525		60200		800	800		Budgets offsetting expenditure in telecommuni
28												
29	72-60	3503	0020		709105		50310		(5,532)	(5,532)		Budgets receipt of Data Processing reimburse
30	72-60	3503	0020		709105		60240		5,532	5,532		Budgets offsetting expenditures
										0	0	Total - Page 1

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
										0	0	GRAND TOTAL

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
30	72-55	3501	0020		904100		50310		(100)	(100)		Budgets receipt of Motor Pool service reimburse
31	72-55	3501	0020		904100		60240		100	100		Budgets offsetting expenditure
32												
33	72-55	3504	0020		904400		50310		(500)	(500)		Budgets receipt of service reimbursement
34	72-55	3504	0020		904400		60230		500	500		Budgets offsetting expenditure
35												
36												
37												
38												
39												
40												
41												
42												
43												
44												
45												
46												
47												
48												
49												
50												
51												
52												
53												
54												
55												
56												
											0	Total - Page 2
											0	GRAND TOTAL

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
59												

ANNUALIZED PERSONNEL CHANGEChange on a full year basis even though this action affects only a part of the fiscal year (FY).

32.09%

\$5,149

29.08%

\$10,005

Fringe

6.50%

Insurance2

Insurance1

ANNUALIZED

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
21420	9063	64775	Project Manager	TBD	1.00	72,414	23,238	14,712	110,364
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
			TOTAL ANNUALIZED CHANGES		1.00	72,414	23,238	14,712	110,364

CURRENT YEAR PERSONNEL DOLLAR CHANGECalculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.**CURRENT YEAR**

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
21420	9063	64775	Project Manager	TBD	0.42	30,414	9,760	6,179	46,353
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
			TOTAL CURRENT FY CHANGES		0.42	30,414	9,760	6,179	46,353

BOGSTAD Deborah L

From: KARNES Ana
Sent: Wednesday, February 06, 2008 9:35 AM
To: WHEELER Ted; ROJO DE STEFFEY Maria; COGEN Jeff; NAITO Lisa H; ROBERTS Lonnie J
Cc: MARTINEZ David; MADRIGAL Marissa D; LIEUALLEN Matt; PETERSON Sam; WILLER Barbara; PICKTHORNE Linda K; BOGSTAD Deborah L
Subject: Change in Agenda Item R-7 for tomorrow February 07
Importance: High



Greetings Commissioners!

Per request of the Health Department Budget Modification HD-24, Agenda item R-7 for 02/07, has changed:

Original Bud Mod requested approval of \$89,344 to support a Program Manager I.
 Substitute Bud Mod requests approval of \$69,537 to support a Project Manager.

Motion language:

DEPARTMENT OF HEALTH - 10:30 AM

R-7 Budget Modification HD-24 Appropriating \$69,537 in Revenue from the State of Oregon, Department of Human Services, Public Health Services

**COMMISSIONER _____ MOVES
 COMMISSIONER _____ SECONDS
 APPROVAL OF A SUBSTITUTE BUDGET
 MODIFICATION**

**DAVID HOUGHTON EXPLANATION, RESPONSE TO
 QUESTIONS**

OPPORTUNITY FOR PUBLIC TESTIMONY

OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE MOTION FAILS

OR

**THE SUBSTITUTE BUDGET MODIFICATION IS
APPROVED**

Ana Karnes, Assistant Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd, Suite 600
Portland, OR 97214
Phone: 503 988 5274 / 22865
Fax: 503 988 3013
Bldg: 503 / 600 /
ana.karnes@co.multnomah.or.us

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MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (Budget Modification)

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-7 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-7
Est. Start Time: 10:30 AM
Date Submitted: 01/16/08

BUDGET MODIFICATION: HD - 24

Agenda Title: Budget Modification HD-24 Appropriating \$89,344 in Revenue from the State of Oregon, Department of Human Services, Public Health Services

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>February 7, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Health</u>	Division:	<u>Community Health Services</u>
Contact(s):	<u>Lester A. Walker, Finance and Budget Manager</u>		
Phone:	<u>(503) 988-3674</u>	Ext:	<u>26457</u>
Presenter(s):	<u>David Houghton, Director</u>	I/O Address:	<u>167/2/210</u>

General Information

1. What action are you requesting from the Board?

Approval of appropriation of \$89,344 in additional funding from the State of Oregon – Department of Human Services – Public Health Services FY2008 Financial Assistance Award – Amendment #1: State Support for Public Health Program.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The last Oregon Legislative Session passed an increase in State Support for Public Health. These funds flow through a contract from the State to local public health departments. Multnomah County Health Department's increase will be used to support a Program Manager 1 position. The Program Manager will provide critical leadership and coordination of public health data systems design and implementation and provide needed public health communication and health education capacity.

This action affects virtually all Multnomah County Health Department Community Health Services Group program offers and will improve 1) the quality and availability of population and program data analysis for those programs and 2) the quality and frequency of public communication from those programs on public health issues of concern. Both improvements are expected to contribute to

program efforts to reduce adverse health impacts in Multnomah County.

The initial State Support for Public Health award was included in FY08 Program Offers #40010 – Communicable Disease Prevention & Control and #40011 – STD/HIV/Hep C Community Prevention.

3. Explain the fiscal impact (current year and ongoing).

Approval of this budget modification will increase the Health Department's federal/state FY08 budget by \$89,344. The Health Department receives the State of Oregon Financial Assistance Award – State Support for Public Health on an ongoing basis.

4. Explain any legal and/or policy issues involved.

There are none.

5. Explain any citizen and/or other government participation that has or will take place.

There are none.

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why?**

The Health Department's federal/state revenue budget will increase by \$89,344 in FY08 as a result of the work performed under this grant.

- **What budgets are increased/decreased?**

The Health Department's Community Health Services' FY08 budget will increase by \$89,344. Permanent personnel costs will increase by \$64,587; Printing by \$2,000; Supplies (general office supplies, laptop, other personal computer and start-up supplies) by \$6,000; Travel and Training by \$1,500; Local Travel/Mileage by \$728; Dues and Subscriptions by \$500; Telephone by \$800; Data Processing by \$5,532; Motor Pool by \$100; Distribution/Postage by \$500 and Indirect by \$7,097.

- **What do the changes accomplish?**

The funds will support the hiring of a Program Manager 1 position. The work performed by the Program Manager and existing staff will collectively result in:

- Coordination and improvement of multiple Community Health Services Group public health and clinical database operations and planning for acquisition and implementation of an electronic health record for Early Childhood Services. This includes enhanced epidemiologic data analysis. All work will be done in close coordination with County IT.
- Enhanced public health communication and health education capacity to focus on disease prevention, early childhood information and specific ethnic community health information needs.

- **Do any personnel actions result from this budget modification? Explain.**

This budget modification increases FY08 FTE by 0.50 FTE Program Manager 1.

- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

The revenue covers these costs.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The revenue is not one-time-only in nature. The revenue is awarded annually. The function is ongoing.

- **If a grant, what period does the grant cover?**

The grant covers the period 7/1/2007 to 6/30/2008. This budget modification is for the period 1/1/2008 to 6/30/2008.

- **If a grant, when the grant expires, what are funding plans?**

This grant is awarded annually on an ongoing basis.

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: HD - 24

Required Signatures

**Elected Official or
Department/
Agency Director:**

Lillian Shirley

Date: 01/16/08

Budget Analyst:

Angela Burdine

Date: 01/15/08

Department HR:

Theresa Fuller Poe

Date: 01/11/08

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
1	40-30	21420	30			4SA33-11	50180		(89,344)	(89,344)		State Support For Public Health
2	40-30	21420	30			4SA33-11	60000		42,994	42,994		Program Manager 1
3	40-30	21420	30			4SA33-11	60130		13,797	13,797		Salary Related Expense
4	40-30	21420	30			4SA33-11	60140		7,797	7,797		Insurance
5	40-30	21420	30			4SA33-11	60180		2,000	2,000		Printing
6	40-30	21420	30			4SA33-11	60240		6,000	6,000		Laptop, other PC and start-up, gen. office sup
7	40-30	21420	30			4SA33-11	60260		1,500	1,500		Travel/Training Oregon EPIC Conference
8	40-30	21420	30			4SA33-11	60270		728	728		Local Travel/Mileage
9	40-30	21420	30			4SA33-11	60340		500	500		Dues & Subscriptions
10	40-30	21420	30			4SA33-11	60350		1,883	1,883		Central Indirect
11	40-30	21420	30			4SA33-11	60355		5,213	5,213		Departmental Indirect
12	40-30	21420	30			4SA33-11	60370		800	800		Intl Svc Telephone
13	40-30	21420	30			4SA33-11	60380		5,532	5,532		Intl Svc Data Proc
14	40-30	21420	30			4SA33-11	60410		100	100		Intl Svc Motor Pool
15	40-30	21420	30			4SA33-11	60460		500	500		Intl Svc Dist/Postge
16												
17	72-10	3500	0020		705210		50316		(7,797)	(7,797)		Insurance Revenue
18	72-10	3500	0020		705210		60330		7,797	7,797		Offsetting expenditure
19												
20	19	1000	0020		9500001000		50310		(1,883)	(1,883)		Indirect reimbursement revenue in GF
21	19	1000	0020		9500001000		60470		1,883	1,883		CGF Contingency expenditure
22												
23	40-90	1000	30		409050		50370		(5,213)	(5,213)		Indirect Dept reimbursement revenue in GF
24	40-90	1000	30		409001		60000		5,213	5,213		Off setting Dept expenditure in GF
25												
26	72-60	3503	0020		709525		50310		(800)	(800)		Budgets receipt of reimbursement
27	72-60	3503	0020		709525		60200		800	800		Budgets offsetting expenditure in telecommuni
28												
29	72-60	3503	0020		709105		50310		(5,532)	(5,532)		Budgets receipt of Data Processing reimburse
30	72-60	3503	0020		709105		60240		5,532	5,532		Budgets offsetting expenditures
										0	0	Total - Page 1

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
										0	0	GRAND TOTAL

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
30	72-55	3501	0020		904100		50310		(100)	(100)		Budgets receipt of Motor Pool service reimburse
31	72-55	3501	0020		904100		60240		100	100		Budgets offsetting expenditure
32												
33	72-55	3504	0020		904400		50310		(500)	(500)		Budgets receipt of service reimbursement
34	72-55	3504	0020		904400		60230		500	500		Budgets offsetting expenditure
35												
36												
37												
38												
39												
40												
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42												
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49												
50												
51												
52												
53												
54												
55												
56												
											0	Total - Page 2
											0	GRAND TOTAL

Budget Modification ID: **HD-24****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
59												

ANNUALIZED PERSONNEL CHANGEChange on a full year basis even though this action affects only a part of the fiscal year (FY).

32.09%

29.08%

Fringe

6.50%

Insurance1

\$5,149

\$10,005

Insurance2

ANNUALIZED

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
21420	9615	64775	Program Manager 1	TBD	1.00	85,987	27,593	15,594	129,174
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
			TOTAL ANNUALIZED CHANGES		1.00	85,987	27,593	15,594	129,174

CURRENT YEAR PERSONNEL DOLLAR CHANGECalculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.**CURRENT YEAR**

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
21420	9615	64775	Program Manager 1	TBD	0.50	42,994	13,797	7,797	64,587
									0
									0
									0
									0
									0
									0
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									0
									0
									0
									0
									0
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									0
									0
									0
									0
									0
			TOTAL CURRENT FY CHANGES		0.50	42,994	13,797	7,797	64,587



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (Budget Modification)

APPROVED : MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-8 DATE 2/7/08
ANA KARNES, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-8
Est. Start Time: 10:35 AM
Date Submitted: 01/16/08

BUDGET MODIFICATION: HD - 27

Agenda Title: Budget Modification HD-27 Appropriating \$82,238 in Additional Revenue to Support the Health Department's Participation in "An Enhanced Nurse Home Visitation Program to Prevent Intimate Partner Violence"

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>February 7, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Health</u>	Division:	<u>Community Health Services</u>
Contact(s):	<u>Lester A. Walker, Finance and Budget Manager</u>		
Phone:	<u>503-988-3674</u>	Ext.	<u>26457</u>
Presenter(s):	<u>Jan Wallinder, Program Manager</u>		
I/O Address:	<u>167/2/210</u>		

General Information

1. What action are you requesting from the Board?

Approval of appropriation of an additional \$82,238 for the Health Department's continued participation in "An Enhanced Nurse Home Visitation Program to Prevent Intimate Partner Violence" to add a Spanish speaking Community Health Nurse to the project. Initial funding was approved under FY07 Budget Modification HD-12 and year two funding was approved under FY08 Program Offer #40013A.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This project is a part of a Centers for Disease Control & Prevention funded research project at Portland State University on domestic violence prevention in nurse home visiting services. Portland State University has awarded an additional \$61,100 to the Health Department in support of this project. This funding will add a Community Health Nurse to the Nurse Family Partnership (NFP) program to test use of enhanced nursing assessments, interventions and prevention curriculum to prevent domestic violence within the NFP model. Community Health Nurses provide

comprehensive prenatal, postpartum and child health assessments using the best practices NFP model. Services provided by the community health nurse are billable to Medicaid for eligible clients. The revenue generated by new client visits is based upon the number of clients who are Medicaid eligible in our current caseload. With the addition of a Spanish speaking Community Health Nurse, it is estimated that the department will receive \$21,138 from Medicaid for billable services.

This action affects Program Offer 40013A – Early Childhood Services for First Time Parents by increasing the number of first time parents receiving services and addressing the need for bilingual services.

3. Explain the fiscal impact (current year and ongoing).

Approval of this budget modification will increase the Health Department's FY08 federal/state budget by \$82,238. This project continues through 8/30/09.

4. Explain any legal and/or policy issues involved.

This research project has been reviewed and approved by the Institutional Review Boards for Multnomah County Health Department and Centers for Disease Control and Prevention. Clients need to consent for participation in this research.

5. Explain any citizen and/or other government participation that has or will take place.

Staff at the Centers for Disease Control Division of Violence Prevention and faculty at Portland State University and Johns Hopkins University have been involved in developing the research protocol.

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why?**

The Health Department's federal/state revenue will increase by \$82,238 in FY08 as a result of the work performed under this grant.

- **What budgets are increased/decreased?**

The Health Department - Community Health Services' FY08 federal/state budget will increase by \$82,238 (\$61,100 from Portland State University, \$10,247 from Targeted Case Management, \$10,891 from Maternity Case Management.) Personnel will increase by \$62,989, County Supplement (Medicaid Match) by \$4,190, Supplies by \$1,000, Travel & Training (Nurse Family Partnership training) by \$5,193, Local Travel & Mileage by \$1,708, Telephone by \$625, and Indirect by \$6,533.

- **What do the changes accomplish?**

This collaboration between Portland State University, Centers for Disease Control and Prevention, and Multnomah County Health Department seeks to learn what interventions are effective in preventing intimate partner violence. Results from the project will be used by David Olds and the National Nurse Family Partnership Office to incorporate into the Nurse Family Partnership curriculum. The changes resulting from this budget modification will improve services to clients by adding a Spanish speaking Community Health Nurse to the Nurse Family Partnership program. This increases the number of first time parents receiving services and addresses the need for bilingual services.

- **Do any personnel actions result from this budget modification? Explain.**

This budget modification increase FY08 FTE by a 0.60 FTE Spanish-speaking Community Health Nurse.

- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

Revenue covers these costs.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The revenue is not one-time-only in nature. This is a multi-year project through 08/31/09.

- **If a grant, what period does the grant cover?**

The Grant Project Period is 3/14/06 – 8/31/09.

- **If a grant, when the grant expires, what are funding plans?**

When the grant expires, the project will be completed.

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: HD - 27

Required Signatures

**Elected Official or
Department/
Agency Director:**

Lillian Shirley

Date: 01/16/08

Budget Analyst:

Angela Burdine

Date: 01/15/08

Department HR:

Theresa Fuller Poe

Date: 01/11/08

Budget Modification ID: **HD-27****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Cost Center	WBS Element						
1	40-40	32222	30			4CA84-1	50195	(367,600)	(428,700)	(61,100)		Portland State University Grant
2	40-40	26190	30			4CA84-00-26190	50235	(143,395)	(153,642)	(10,247)		Title 19/Targeted Case Mgmt Babies First
3	40-40	32068	30			4CA84-00-32068	50235	(118,555)	(129,446)	(10,891)		Title 19/Medicaid-Maternity Case Mgt.
4	40-40	32222	30			4CA84-1	60000	372,108	411,728	39,620		0.60 FTE Community Health Nurse
5	40-40	32222	30			4CA84-1	60120	2,130	3,628	1,498		Language Premium
6	40-40	32222	30			4CA84-1	60130	120,397	133,592	13,195		Salary Related Expenses
7	40-40	32222	30			4CA84-1	60140	84,566	93,241	8,675		Insurance
8	40-40	32222	30			4CA84-1	60150	57,358	61,548	4,190		Co. Supp. for Targeted Case Mgmt. Rev.
9	40-40	32222	30			4CA84-1	60240	3,757	4,757	1,000		Office Supplies
10	40-40	32222	30			4CA84-1	60260	5,150	10,343	5,193		Nurse Family Partnership Training
11	40-40	32222	30			4CA84-1	60270	10,712	12,420	1,708		Local Travel/Mileage
12	40-40	32222	30			4CA84-1	60350	13,271	15,005	1,734		Central Direct
13	40-40	32222	30			4CA84-1	60355	36,743	41,543	4,800		Departmental Indirect
14	40-40	32222	30			4CA84-1	60370	7,998	8,623	625		Internal Services Telephone
15												
16	72-10	3500	0020		705210		50316		(8,675)	(8,675)		Insurance Revenue
17	72-10	3500	0020		705210		60330		8,675	8,675		Offsetting expenditure
18												
19	19	1000	0020		9500001000		50310		(1,734)	(1,734)		Indirect reimbursement revenue in GF
20	19	1000	0020		9500001000		60470		1,734	1,734		CGF Contingency expenditure
21												
22	40-90	1000	30		409050		50370		(4,800)	(4,800)		Indirect Dept reimbursement revenue in GF
23	40-90	1000	30		409001		60000		4,800	4,800		Off setting Dept expenditure in GF
24												
25	72-60	3503	0020		709525		50310		(625)	(625)		Budgets receipt of reimbursement
26	72-60	3503	0020		709525		60200		625	625		Budgets offsetting expenditure in telecommuni
27									0			
28									0			
29									0			
										0	0	Total - Page 1
										0	0	GRAND TOTAL

ANNUALIZED PERSONNEL CHANGE						32.09%		\$5,149		
Change on a <u>full year basis</u> even though this action affects only a part of the fiscal year (FY).						29.08%	6.50%	\$10,005		
						Fringe	Insurance1	Insurance2		
						ANNUALIZED				
Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL	
32222	6315	64896	Community Health Nurse	TBD	1.00	66,034	21,190	14,297	101,522	
									0	
									0	
									0	
									0	
									0	
									0	
									0	
									0	
									0	
									0	
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									0	
									0	
									0	
									0	
									0	
			TOTAL ANNUALIZED CHANGES			1.00	66,034	21,190	14,297	101,522

32.09%		\$5,149
29.08%	6.50%	\$10,005
Fringe	Insurance1	Insurance2

ANNUALIZED

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
32222	6315	64896	Community Health Nurse	TBD	1.00	66,034	21,190	14,297	101,522
									0
									0
									0
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									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
			TOTAL ANNUALIZED CHANGES		1.00	66,034	21,190	14,297	101,522

CURRENT YEAR PERSONNEL DOLLAR CHANGE									
Calculate costs/savings that will take place <u>in this FY</u> ; these should explain the actual dollar amounts being changed by this Bud Mod.									
						CURRENT YEAR			
Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
32222	6315	64896	Community Health Nurse	TBD	0.60	39,620	12,714	8,578	60,913
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
									0
			TOTAL CURRENT FY CHANGES		0.60	39,620	12,714	8,578	60,913

Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

CURRENT YEAR

Fund	Job #	HR Org	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
32222	6315	64896	Community Health Nurse	TBD	0.60	39,620	12,714	8,578	60,913
									0
									0
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									0
									0
			TOTAL CURRENT FY CHANGES		0.60	39,620	12,714	8,578	60,913



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 02/07/08
Agenda Item #: R-9
Est. Start Time: 10:40 AM
Date Submitted: 01/11/08

Agenda Title: Briefing on African American Sexual Health Disparities – Culturally Specific Approaches to Achieve Health Equity and PROCLAMATION Proclaiming February 7, 2008, as "National Black HIV/AIDS Awareness Day" in Multnomah County, Oregon

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: February 7, 2008 Amount of Time Needed: 30 minutes
Department: Health Division: Community Health Services
Contact(s): Tricia Tillman
Phone: 503.988.3030 Ext. 29087 I/O Address: 420/1
Presenter(s): Dave Houghton, Charlene McGee, Rachael Banks and Tricia Tillman

General Information

1. What action are you requesting from the Board?

Informational briefing on African American Sexual Health Disparities and adoption of Proclamation Proclaiming February 7, 2008 National Black HIV/AIDS Awareness Day in Multnomah County, Oregon.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

African Americans in Multnomah County experience a disproportionate burden of HIV/AIDS and other sexually transmitted diseases (STD's). Multnomah County Health Department is mandated to investigate STD's and has a leadership role in addressing the underlying causes of the disparity by engaging community members in leadership development with youth and community partners, and influencing social norms to promote constructive conversations about sexual health.

This program is connected to STD/HIV/Hep C Community Prevention Programs (program offer 40011) and the Health Equity Initiative (Program Offer 40045A)

3. Explain the fiscal impact (current year and ongoing).

none

4. Explain any legal and/or policy issues involved.

The fight against sexual health disparities is actually a broader fight against an environment in which poverty; media, unemployment, incarceration, and violence exacerbate the risk adolescents face daily, including their risk for sexually transmitted disease.

Promoting cultural pride, increasing access to sexual health education, and reducing barriers in access to STD treatment in culturally specific community settings helps to promote social norms that increase the acceptability of delaying sex, reducing the number of sexual partners, increasing condom use, and accessing testing and treatment services.

5. Explain any citizen and/or other government participation that has or will take place.

The African American Sexual Health Equity Program works in partnership with community organizations, faith communities, and health providers such as Delta Sigma Theta Sorority, the Portland Chapter of the Links, Inc., Brother to Brother, and Albina Ministerial Alliance to plan and deliver interventions that decrease sexually transmitted disease disparities.

Required Signature

**Elected Official or
Department/
Agency Director:**

Lillian Shurley

Date: 01/09/08

**NATIONAL BLACK HIV/AIDS
AWARENESS DAY 2008 · PREVENTION IS POWER**
Get **Educated.** Get **Tested.** Get **Involved.** Get **Treated.**

FEBRUARY 7, 2008
www.blackaidsday.org



**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

PROCLAMATION NO. _____

Proclaiming February 7, 2008, as "National Black HIV/AIDS Awareness Day" in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. February 7, 2008, is the eighth annual observance of *National Black HIV/AIDS Awareness Day*; and
- b. This observance is a nationwide effort to mobilize Black American communities to get educated, get tested, get treated and get involved with HIV/AIDS, as it continues to devastate Black communities; and
- c. *National Black HIV/AIDS Awareness Day* is directed, planned and strategically overseen by a Strategic Leadership Council made up of eight organizations, including the Centers for Disease Control and Prevention (CDC) to mobilize community-based organizations and stakeholders involved in HIV/AIDS prevention, care and treatment; and
- d. HIV and AIDS disproportionately affects African American and Black men and women living in Multnomah County, Oregon, and the United States; and
- e. The African American AIDS Awareness Action Alliance (A6), a coalition of community, county, and state health entities, is hosting a community art contest and awards ceremony to recognize this day and its importance to Black Americans and all concerned citizens; and
- f. It is fitting that we join with these national and local groups to express our strong support for *National Black HIV/AIDS Awareness Day* and the initiatives to prevent the spread of HIV/AIDS in Black American communities and provide treatment and support services to those living with HIV/AIDS; now, therefore,

The Multnomah County Board of Commissioners Proclaims:

Thursday, February 7, 2008, is designated as *National Black HIV/AIDS Awareness Day* in **Multnomah County, Oregon**. We urge local residents to strongly support this day and participate in events planned to commemorate the occasion.

ADOPTED this 7th day of February, 2008.

**BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

Ted Wheeler, County Chair

Maria Rojo de Steffey,
Commissioner District 1

Jeff Cogen,
Commissioner District 2

Lisa Naito,
Commissioner District 3

Lonnie Roberts,
Commissioner District 4

SUBMITTED BY:
Lillian Shirley, Director, Department of Health



African American Sexual Health Equity Program

Briefing of the Multnomah County Board of Commissioners

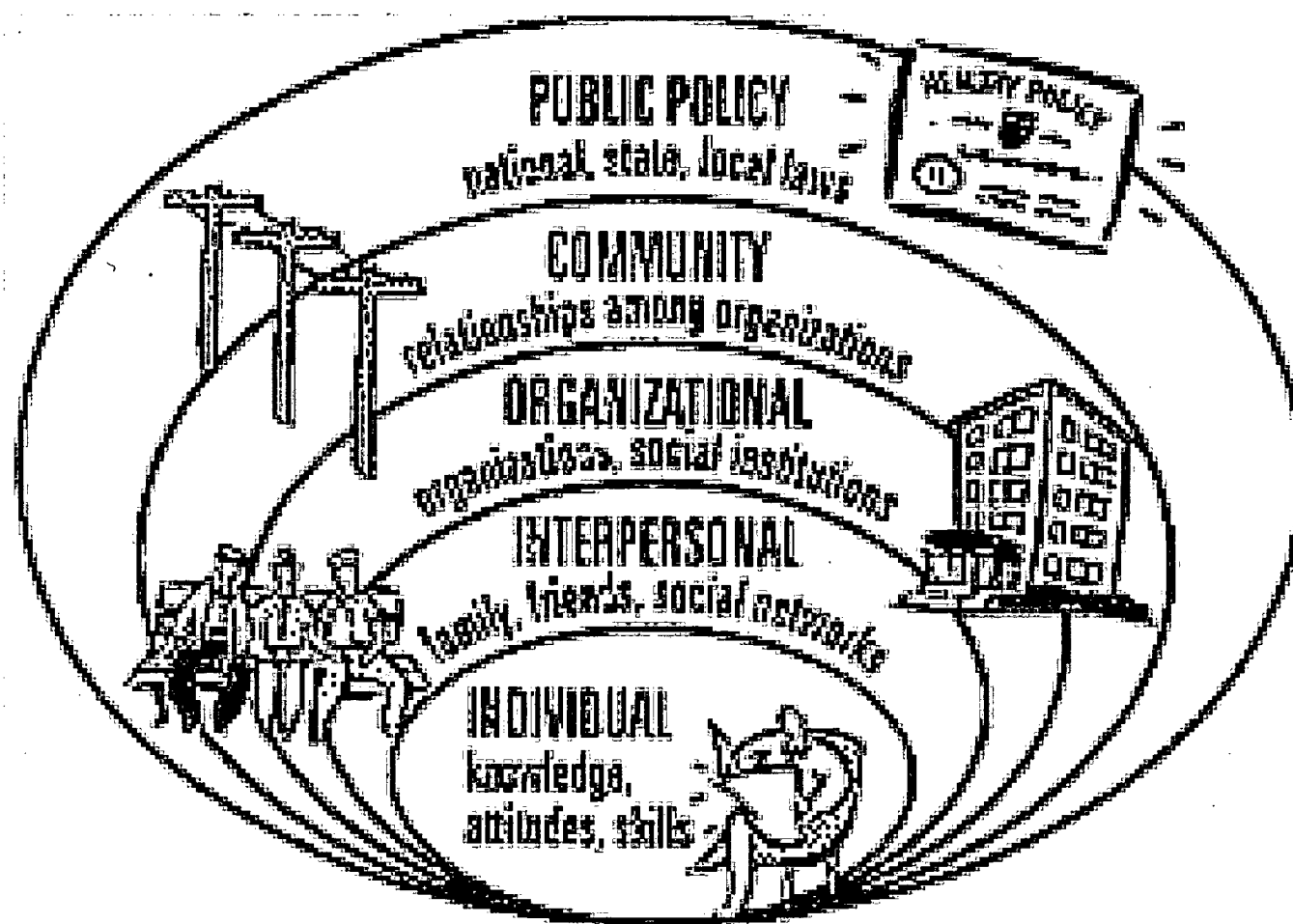
February 7, 2008



The African American Sexual Health Equity Program

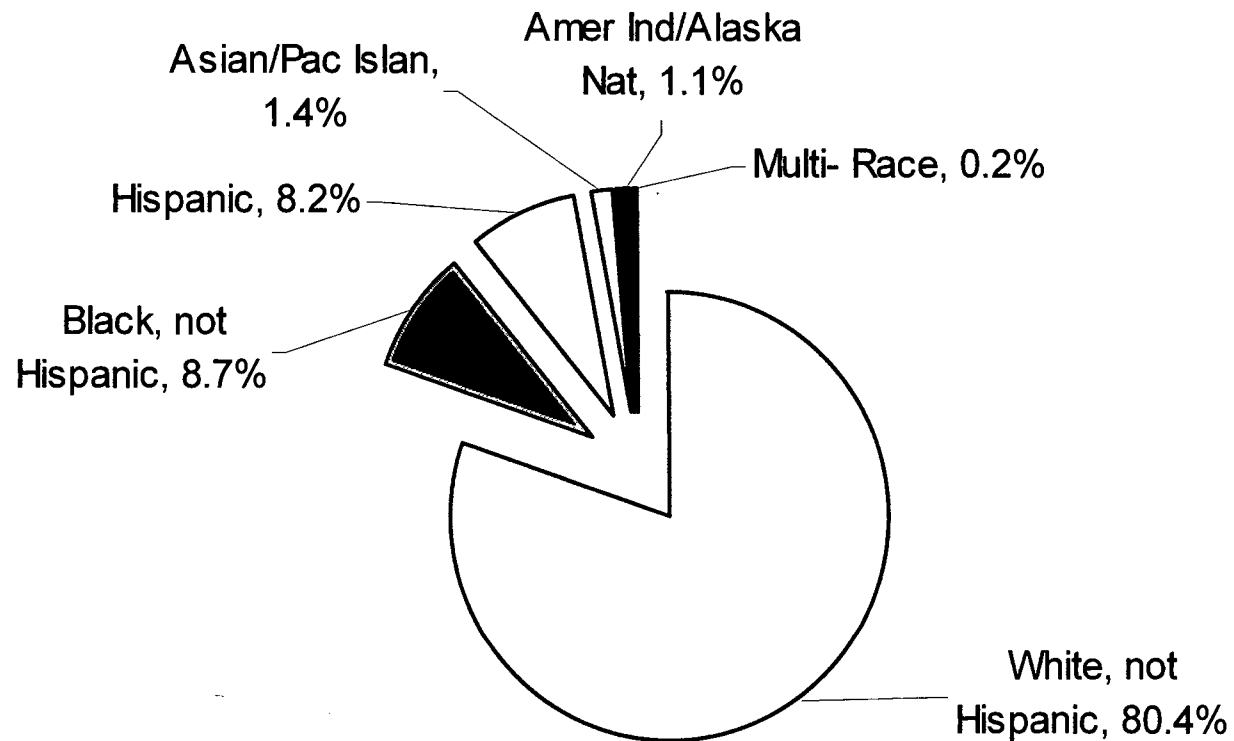
educates, empowers and engages
Multnomah County's African American
community
in reducing the sexual health disparities
among youth and young adults
between the ages of 14-24 years old.

Health Promotion Approach



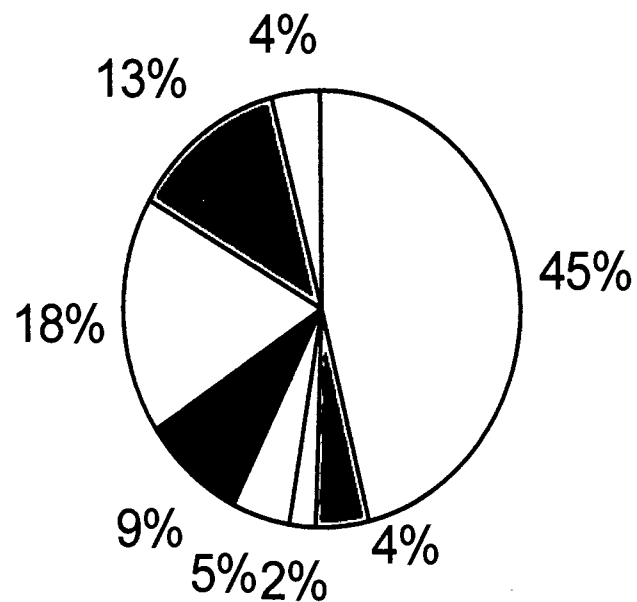
HIV/AIDS

Figure 1.3 HIV/AIDS Prevalent Cases by Race/Ethnicity



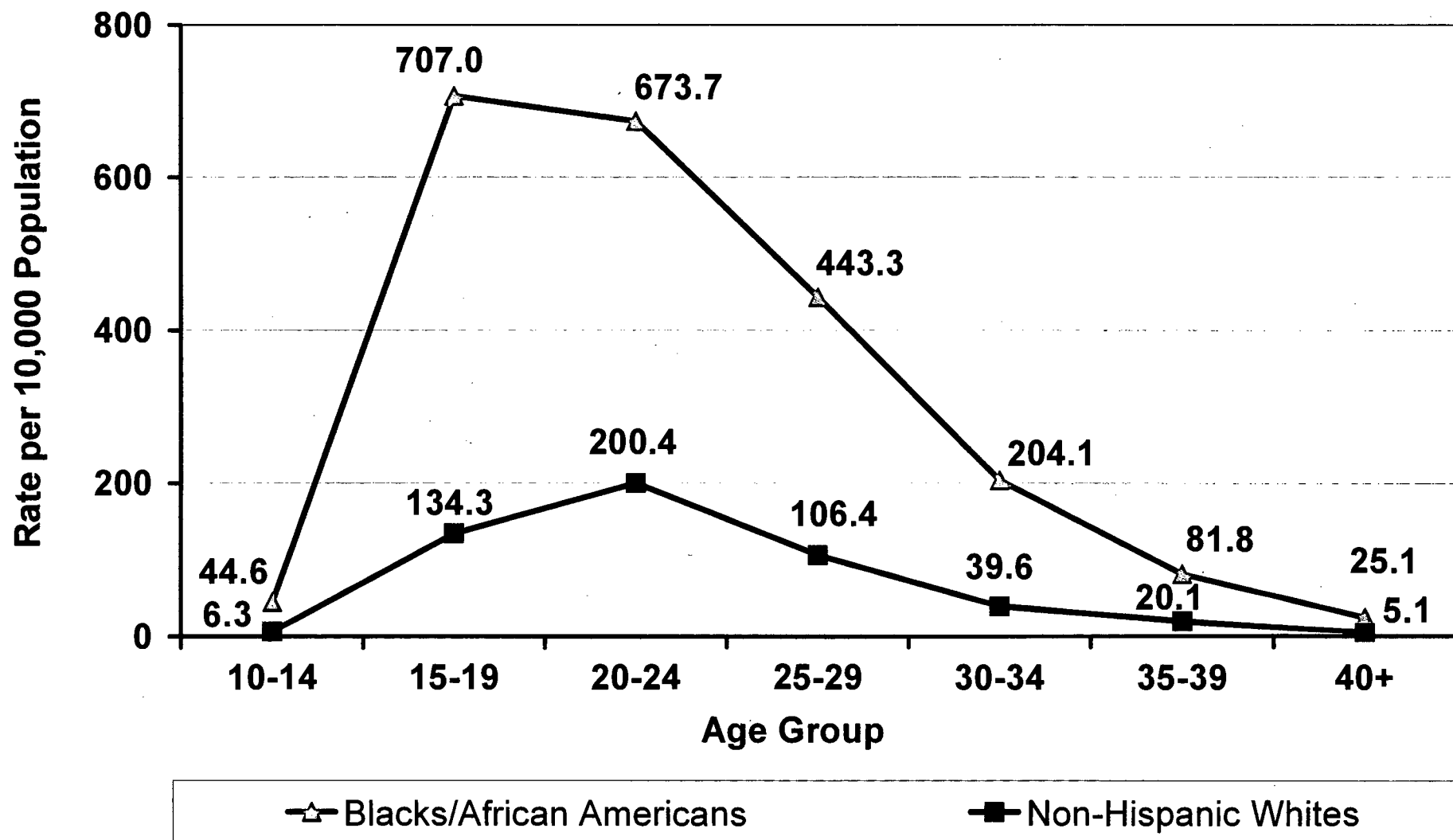
Source: Annual Client Services Data Report 2005-2006 for Ryan White Title I-Funded Agencies Portland Eligible Metropolitan Area (EMA) June 2006

11th Grade African Americans: Age at first sexual intercourse



- ☐ never
- ☒ 11 or younger
- ☐ 12
- ☐ 13
- ☒ 14
- ☐ 15
- ☒ 16
- ☐ 17 or older

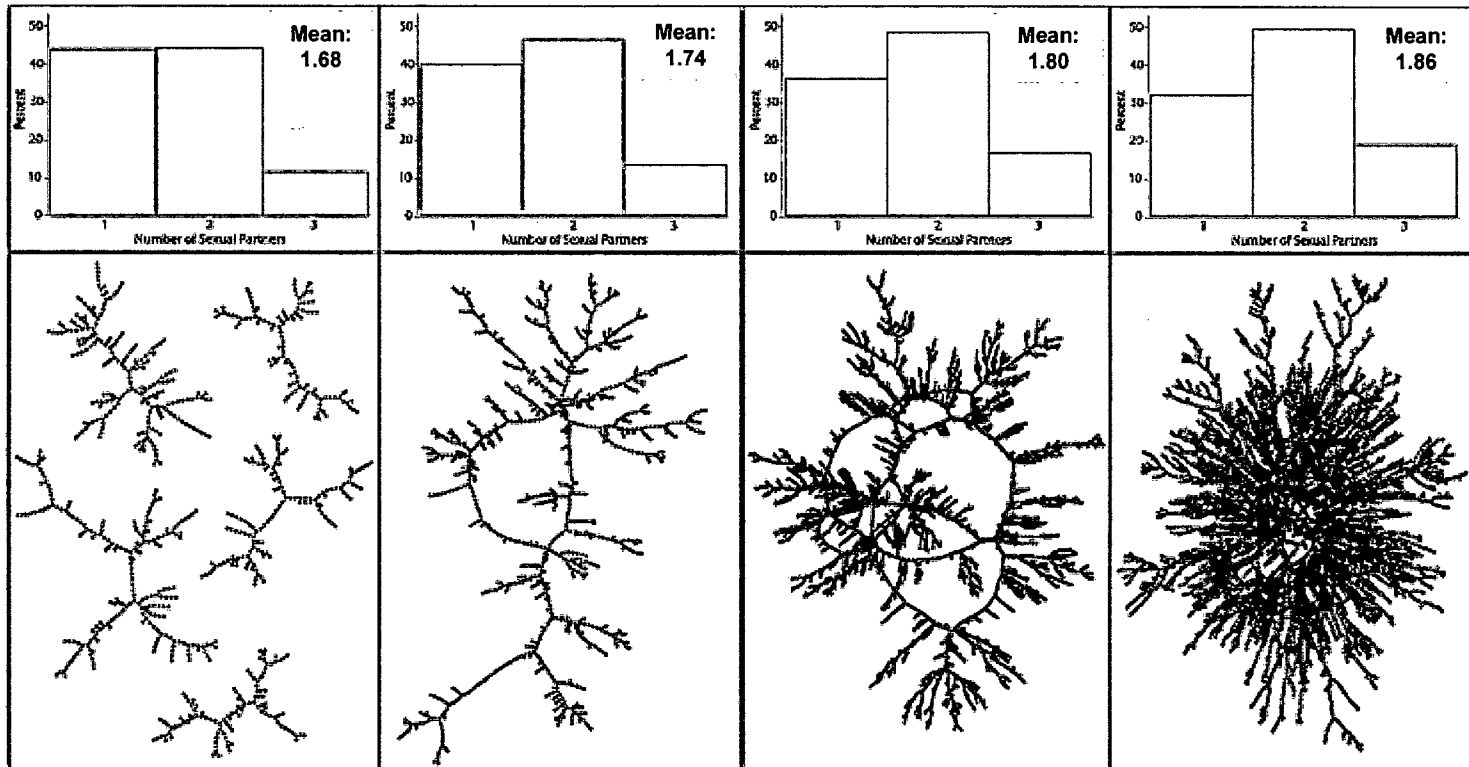
Combined Gonorrhea and Chlamydia Rates in Blacks/African Americans and Non-Hispanic Whites by Age Group, Multnomah County, 2006^{a,b,c}



^aMultnomah County analysis of DHS surveillance data; ^bPopulation estimates for 2006 from the NCHS Bridged Estimates; ^cPersons with Chlamydia-gonorrhea co-infections counted as a single report.

Prevalence of Disease

Number of
Partners



Sexual
networks

Source: Martina Morris, Univ. of Washington, used with permission from a presentation given at a meeting on concurrent sexual partnerships and sexually transmitted infections at Princeton University, 6 May 2006.

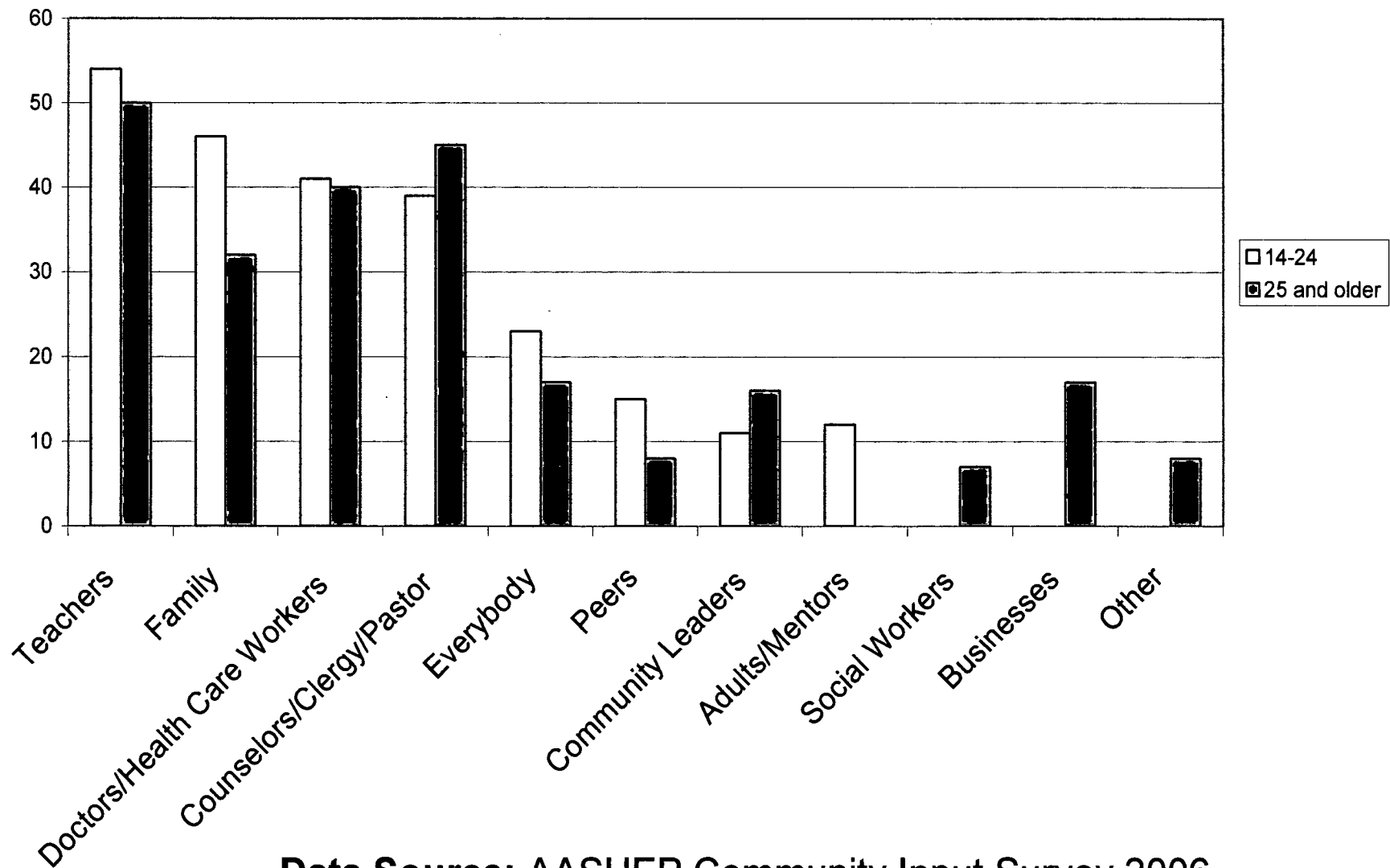
The Complexities of Sexual Health Equity

- Disparities in numerous health issues persist across complex social, economic, and environmental factors.
- African American sexual health disparities do not equate to high risk individual behaviors or moral failure.
- African American youth struggle daily against the macro forces of poverty and racism – which play out in their lives in the forms of homelessness, unemployment, violence, media marketing, and their individual behaviors

Impact of Sex/HIV Education Programs

- Sex/HIV education programs
 - **Do not increase sexual activity**
- Some sex/HIV education programs:
 - **Delay initiation of intercourse**
 - **Reduce number of sexual partners or**
 - **Increase use of condoms/contraception**
- Some do all three
- Abstinence-only programs have little evidence of positive impact
- Emphases upon abstinence, fewer partners and condoms/contraception are compatible, not conflicting

People Who Should Provide STD Information By Age



Data Source: AASHEP Community Input Survey 2006

Community Forums and Events

African American AIDS Awareness Action Alliance (A6)
call for entries
ANNUAL NATIONAL BLACK HIV/AIDS AWARENESS DAY
08 ART CONTEST

knowsexpds.com/getinvolved.html

I hereby certify that this artwork was created entirely by me and is my original artwork and there is no copyrighted material used. I agree that it may be offered for public display or publication at some time during or after the contest. I understand that this artwork becomes the property of The Portland Chapter of The Links, Inc. for the duration of the contest and may be reproduced for promotional purposes during and after the contest. I understand that the only information that may be released is that which I have listed below.

Awards Ceremony
Saturday, February 9, 2008
1:00 - 5:00 p.m.

Theme:
Prevention is Power

Who Can Enter:
This contest is open to any interested person within the following age ranges:

Category 1: 8 to 12 years of age
Category 2: 13 to 18 years of age
Category 3: 19 years and above

Eligible categories of artwork:
Visual art
Written word
Live performance art

If you need assistance, please contact Ashlee Meyers at 503-508-1110 or ameyers@knowsexpds.com

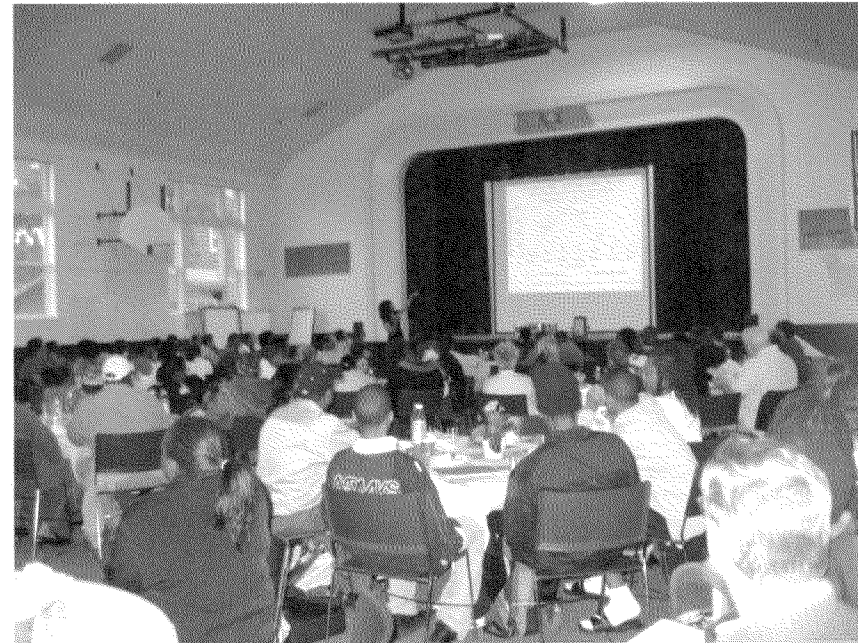
Signature of Artist _____ Date _____
If artist is under 18 years of age _____ Date _____
Signature of parent(s) or guardian(s) _____

NAME _____
PHONE _____ E-MAIL _____
ADDRESS _____ CITY _____
STATE _____ ZIP _____

CATEGORY 1: (Age: 8 - 12) ☐ CATEGORY OF ART: ☐
CATEGORY 2: (Age: 13 - 18) ☐ Visual art. ☐
CATEGORY 3: (Age: 19 - above) ☐ Written word. ☐
Live performance art. ☐

Entries must be submitted by Friday, January 18, 2008.

ART CONTEST



Our Youth, Their Future community
dialogue on sexual health, Spring 07

Cultural Events

2007 Kwanzaa Festival of Events

Wednesday December 26
Umoja (Unity)
Matt Dahman Community Center
Feast of the Seven Tables, performance by Liquid Moves Entertainment
5:30-8:30pm 6:30pm Candle lighting

Thursday December 27
Kujichagulia (Self-Determination)
IFCC
Art, Poetry, Performance, Reception and Marketplace
4:30-7:30pm 6:30 Candle lighting

Friday December 28
Ujima (Collective Work)
North Portland Library
Family Memories
2:30-4:30pm 4:00pm Candle lighting


AGAPE Circle and Society of Oshun
University of Portland - Buckley Center
The College Confab: A dialog between present and future African-American college students

Saturday December 29
Ujamaa (Cooperative Economics)
Bridge Builders Gala at the
Portland Art Museum
6:30pm Tickets in Advance

December 30
Kwanzaa (Continuity)
Mullownbach Community Health Department
at IFCC
Art Splash: Acting, Art and Africa
Includes lunch, 11-4:00pm

Monday December 31
Kwanzaa (Creativity)
Mullownbach Community Health Department
at IFCC
Art Splash: Acting, Art and Africa
Includes lunch, 11-4:00pm

January 1
Imani (Faith)
Family day at home



Health Education and Training

Save the Date for...

Who Should Attend?

Oregon State DOC:

- Pre-release counselors

- Administrators

Multnomah County:

- Transition Counselors

- Adult and Juvenile Parole and Probation Officers

- Administrators

Members of the Community who Work with African American Inmates and Ex-offenders

A Training for
Corrections Staff and
Community Advocates

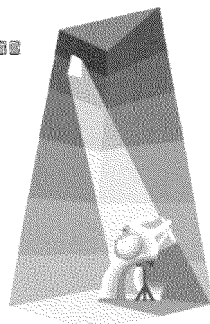
February 9, 2007

Highland Center

7600 NE Glisan St.

Portland, Oregon 97213

8:30 a.m. to 4:00 p.m.



Take the Lead

Work to Reduce Health Disparities within the African American Community through the Prevention of Sexually Transmitted Diseases, HIV and Hepatitis C

Catered Lunch and Refreshments Provided

Sponsored by:

Oregon Department of Corrections

Multnomah County Department of Community Justice

Multnomah County Health Department

Oregon Department of Human Services, Health Division

For more information, contact:

Bobby James: 503-980-4077

bobby.james@dc.multnomah.or.us

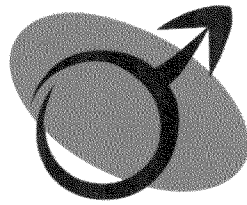
Training will include:

- Overview of HIV/HCV/STD transmission, risks and prevention strategies
- Strategies for providing prevention work in correctional facilities
- Prevention and treatment after release
- Developing strategies to integrate information into your current work
- Working with Diversity
- How to talk about sensitive issues

Click [here](#) to complete a short pre-survey to help shape the training agenda.

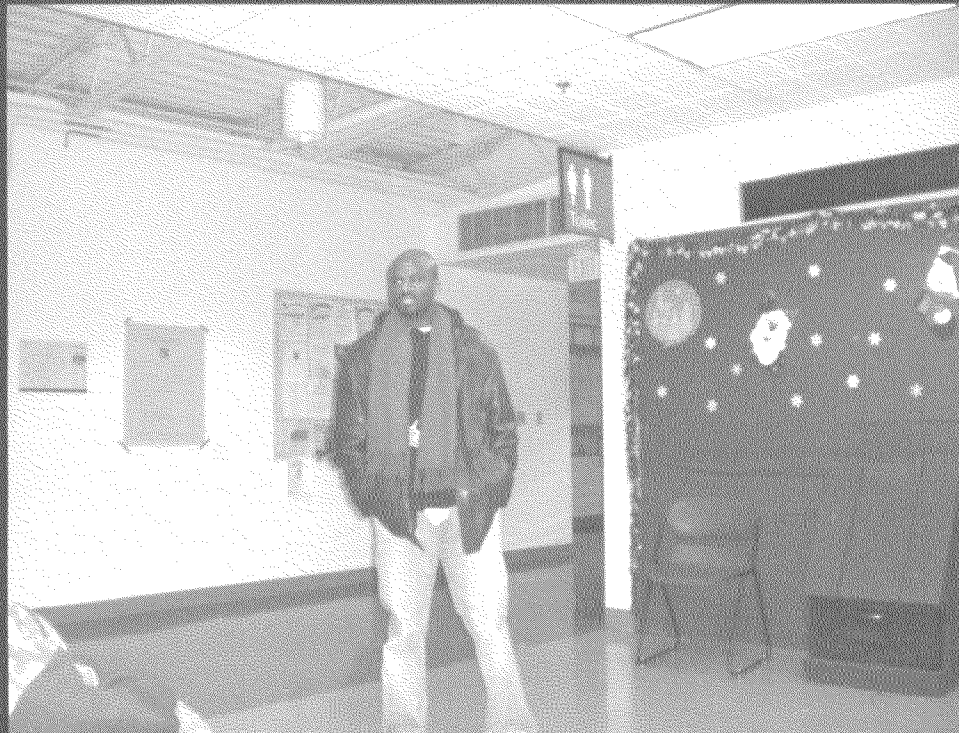
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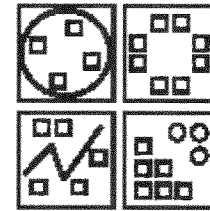




M.A.R.S.

Male Advocates for Responsible Sexuality





SiHLE:

Health Workshops for
Young Black Women



Social Marketing Campaign



Conclusion

- In spite of lower rates compared to National data, disparities remain locally
- Cultural competency and public health skills are essential to addressing racial health disparities
- Health promotion approach includes interventions with individuals, families, communities, and media
- Coordination with county departments and community partners is essential to success
- Policy makers can continue to support comprehensive sexual health education and a equity public health and community engagement approach

NATIONAL BLACK HIV/AIDS
AWARENESS DAY 2008 · PREVENTION IS POWER
Get **Educated.** Get **Tested.** Get **Involved.** Get **Treated.**

FEBRUARY 7, 2008
www.blackaidsday.org



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FEBRUARY 7, 2008
www.blackaidsday.org



**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

PROCLAMATION NO. 08-013

Proclaiming February 7, 2008, as "National Black HIV/AIDS Awareness Day" in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. February 7, 2008, is the eighth annual observance of *National Black HIV/AIDS Awareness Day*; and
- b. This observance is a nationwide effort to mobilize Black American communities to get educated, get tested, get treated and get involved with HIV/AIDS, as it continues to devastate Black communities; and
- c. *National Black HIV/AIDS Awareness Day* is directed, planned and strategically overseen by a Strategic Leadership Council made up of eight organizations, including the Centers for Disease Control and Prevention (CDC) to mobilize community-based organizations and stakeholders involved in HIV/AIDS prevention, care and treatment; and
- d. HIV and AIDS disproportionately affects African American and Black men and women living in Multnomah County, Oregon, and the United States; and
- e. The African American AIDS Awareness Action Alliance (A6), a coalition of community, county, and state health entities, is hosting a community art contest and awards ceremony to recognize this day and its importance to Black Americans and all concerned citizens; and
- f. It is fitting that we join with these national and local groups to express our strong support for *National Black HIV/AIDS Awareness Day* and the initiatives to prevent the spread of HIV/AIDS in Black American communities and provide treatment and support services to those living with HIV/AIDS; now, therefore,

The Multnomah County Board of Commissioners Proclaims:

Thursday, February 7, 2008, is designated as *National Black HIV/AIDS Awareness Day* in **Multnomah County, Oregon**. We urge local residents to strongly support this day and participate in events planned to commemorate the occasion.

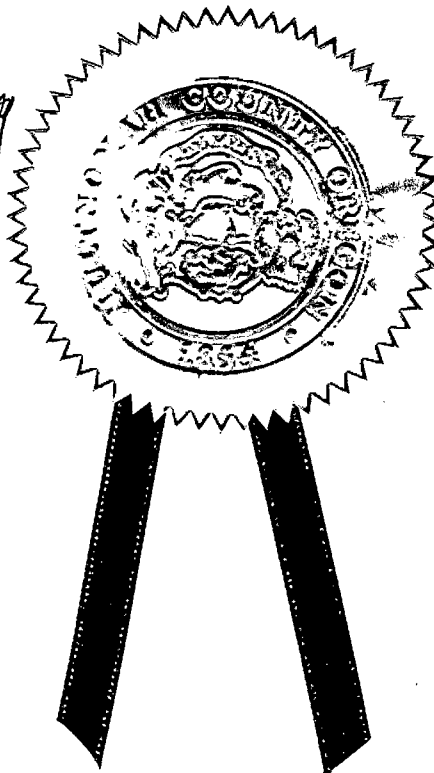
ADOPTED this 7th day of February, 2008.

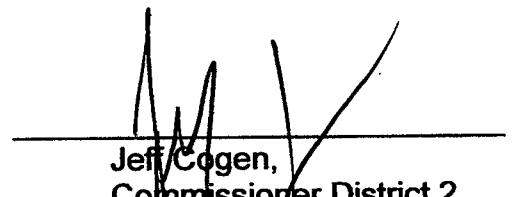
**BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

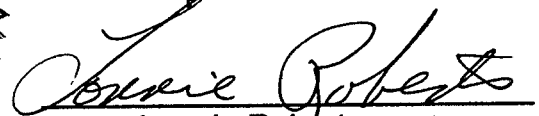

Ted Wheeler, County Chair


Maria Rojo de Steffey,
Commissioner District 1


Lisa Naito,
Commissioner District 3




Jeff Cogen,
Commissioner District 2


Lonnie Roberts,
Commissioner District 4

SUBMITTED BY:
Lillian Shirley, Director, Department of Health

KARNES Ana

From: COLLYMORE Karol
Sent: Friday, February 08, 2008 9:52 AM
To: KARNES Ana; BOGSTAD Deborah L
Subject: pulling a board item

Hi Ana,

I've got the briefing on the Urban Rural Reserves for Thursday the 14th and I need to move it to the following week. Can I do that?

Karol Collymore

Communications and Project Manager

Multnomah County Commissioner Jeff Cogen, Dist. 2

www.commissionercogen.com

503.988.6786 *direct*

503.988.5440 *fax*

karol.collymore@co.multnomah.or.us