

**Minutes of the Board of Commissioners  
Multnomah Building, Board Room 100  
501 SE Hawthorne Blvd., Portland, Oregon  
Thursday, August 29, 2013**

**REGULAR MEETING**

Chair Jeff Cogen called the meeting to order at 9:37 a.m. with Vice-Chair Judy Shiprack and Commissioners Deborah Kafoury, Loretta Smith, and Diane McKeel present.

Also attending were Jenny M. Madkour, County Attorney, and Marina Baker, Assistant Board Clerk.

**CONSENT AGENDA**

- C.1 BUDGET MODIFICATION # DCJ-06 Reclasses a Vacant 1.00 FTE Records Technician to an Office Assistant 2 in the Adult Services Division.
- C.2 BUDGET MODIFICATION DCM-04 Reclassifying a Budget Analyst Senior to Budget Analyst Principal as determined by Central Human Resources Classification Compensation unit.
- C.3 RESOLUTION No. 2013-111 Authorizing the Private Sale of a Tax Foreclosed Property to Thomas Rush & Sheila McLaughlin.
- C.4 RESOLUTION No. 2013-112 Authorizing the Private Sale of a Tax Foreclosed Property to Stephanie L. Sukosd.
- C.5 NOTICE OF INTENT to submit a grant proposal for up to \$5,000 to the Northwest Health Foundation Community Partner for Better Health Sponsorship.
- C.6 BUDGET MODIFICATION: DCHS14-12 reclassifying a vacant full time Administrative Analyst position to a Management Assistant.
- C.7 BUDGET MODIFICATION: DCHS14-07 - Reclassifying a full time Office Assistant 2 position to a Office Assistant Senior.
- C.8 BUDGET MODIFICATION: DCHS14-09 - Reclassifying a full time Data Technician position to a Data Analyst.
- C.9 BUDGET MODIFICATION: DCHS14-10 - Reclassifying a full time Program Coordinator position to a Program Specialist.
- C.10 BUDGET MODIFICATION: DCHS14-11 - Reclassifying a full time Office Assistant 2 position to a Data Technician.

C.11 RESOLUTION No. 2013-113 Authorizing the Private Sale of a Tax Foreclosed Property to Kenneth D. Neal and Janet K. Murphy-Neal.

Upon motion made by Commissioner Smith and seconded by Commissioner Kafoury the consent calendar was unanimously approved.

**PUBLIC COMMENT**

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer.

Testimony was given and received for the record.

**REGULAR AGENDA**

**R.1 RESOLUTION Approving the Area 93 Transfer Plan Agreement and Conduct a Public Hearing. Presenter: Karen Schilling, Planning Director.**

Commissioner Smith moved and Commissioner Kafoury seconded approval of R.1.

Ms. Schilling reviewed the historical events that brought the recommendation to transfer Area 93 about. She said this area is unique within Multnomah County and adjacent to an urbanized portion of Washington County but separated from urbanized portions of Multnomah County and the City of Portland and more than one-half mile from the Portland's urban service district. Area 93 is 160 acres that was included within Metro's urban growth boundary in 2002. Because of these factors, public services essential to develop Area 93 could not be provided in a timely and cost-effective manner by the County or Portland. The Land Conservation and Development Commission (LCDC) is charged with the policy and administrative oversight of the state-mandated land use planning program. In 2012, LCDC acknowledged the designation of urban and rural reserves for the Portland metropolitan region, including a rural reserve that further isolates Area 93. Rural reserves may not be included within an urban growth boundary for a period of 50 years. About a year ago, Washington County, Metro and Multnomah County convened to solve the issue of this area not being urbanized after ten years, despite all the efforts of the partner jurisdictions. It was concluded that transferring Area 93 to Washington County addresses a long-standing problem of land in the urban growth boundary without service providers. This is a unique situation and unlikely to occur again.

Ms. Schilling said as a result of recommendations made by these jurisdictions, House Bill 3067 was introduced to the Oregon Legislature and involved extensive outreach to citizens within the area. The Bill passed in May 2013 and was signed into law by Governor Kitzhaber on June 6<sup>th</sup>, which establishes the transfer process to be used. It required that the governing bodies of each County appoint two members from their governing boards. Multnomah's Chair Jeff Cogen and Commissioner Deborah Kafoury, along with Washington County's Chair Andy Duyck and Commissioner Greg

Malinowski, comprised the Area 93 Transfer Plan Committee. They met on July 25, 2013 and recommended the Transfer Plan Agreement before the Board today for each County Board to approve. The Agreement establishes the transfer terms including responsibilities, assets and a schedule. She said the fiscal impact for the transfer is estimated to be \$5,000 and the total tax revenue to be lost is approximately \$85,000 for the 70 properties being transferred.

Ms. Schilling stated that Washington County held a public hearing and unanimously approved this agreement on August 27, 2013. Upon Multnomah County Board's approval, the Governor will be notified of the approval of the Plan by both Counties. Within ten days of the Governor's receipt of same, he shall issue a Proclamation declaring approval of the change in County boundaries. The transfer will be effective at 12:01 a.m. on January 1, 2014. Once the transfer occurs, Washington County intends to plan a residential development of the area.

Chairman Duyck and Commissioner Malinowski of Washington County commended staff from both counties for working together so collaboratively toward a common interest that suits both counties and, most importantly, the residents within Area 93.

The presenters responded to Board questions and comments. The Board thanked Multnomah and Washington County staff for their hard work on this agreement.

Time for public testimony was announced, but no one chose to testify.

Resolution No. 2013-114 was unanimously adopted.

*The Board recessed as the Multnomah County Board of Commissioners and convened as the MULTNOMAH COUNTY LIBRARY DISTRICT.*

**R.2 Acting as the Library District, Consider ORDER Consenting to the Area 93 Transfer Plan Agreement and Declaring that Area 93 is Withdrawn from the Multnomah County Library District. Presenter: Courtney Lords, Assistant County Attorney.**

Commissioner Smith moved and Commissioner Kafoury seconded approval of R.2.

Ms. Lords explained that the transfer of Area 93 results in a change in boundaries for the Multnomah County Library District. Effective FY 2014-15, Area 93 will be removed from the Multnomah County Library District and Area 93 residents will become part of the Washington County Cooperative Library Services and be assigned to the Cedar Mill Community Library. Area 93 residents may still continue to receive free library services from the library of their choice in either county.

Ms. Lords responded to Board questions and comments

Order No. 2013-115 was unanimously adopted.

*The Board adjourned as the Multnomah County Library District and reconvened as the MULTNOMAH COUNTY BOARD OF COMMISSIONERS.*

**R.3 Authorizing the County Attorney to File Petitions for Review in Multnomah County Circuit Court. Presenter: Patrick Henry, Assistant County Attorney.**

Commissioner Kafoury moved and Commissioner Smith seconded approval of R.3.

Mr. Henry explained that the County Attorney's office is seeking approval from the Board to file four Petitions for Review with the Multnomah County Circuit Court for review of a decision by the Oregon Health Authority requiring the County to pay for mental health services for Medicaid eligible individuals.

Mr. Henry responded to Board questions and comments.

The authorization to file four Petitions for Review in Circuit Court was unanimously approved.

**R.4 BUDGET MODIFICATION # DCHS14-08 Requesting General Fund Contingency Transfer of \$300,000. Presenter: Neal Rotman, Community Mental Health Program Manager; David Hidalgo, Division Director; Lon Getlin & Greg Borders, Lines for Life.**

Commissioner McKeel moved and Commissioner Kafoury seconded approval of R.4.

Mr. Rotman explained that Lines for Life operates several phone lines, including: a drug and alcohol helpline; a suicide prevention line as the National Suicide Prevention Lifeline for Oregon; YouthLine, a peer-to-peer crisis line for teens; a military helpline staffed by vets for active military, veterans and their family members. Annually, Lines for Life's Crisis Services provide 24-hour, free and confidential help to between 35,000 to 40,000 callers who are in crisis or seeking support, information, or referral options for themselves or their loved ones facing suicide, mental health and substance abuse challenges. Half of these calls are suicide related - 95% of which are de-escalated before involving emergency services. Lines for Life's Crisis Services received 6,221 calls in FY12 and 7,496 calls in FY13 specific to Multnomah County residents. If approved, this BudMod will transfer \$300,000 from general fund contingency to DCHS Behavioral Health Crisis Services to support the Lines for Life National Suicide Prevention Lifeline for Oregon in FY 2014. This is a one-time only request.

The presenters spoke about their experiences working for Lines for Life and responded to Board questions and comments.

BudMod DCHS14-08 was unanimously approved.

**R.5 RESOLUTION Authorizing Multnomah County to make an Internal Loan from Risk Management Fund to the Library Fund of Not More Than \$16,000,000 to Provide for Short-Term Cash Flow Requirements. Presenter: Mark Campbell, CFO.**

Vice-Chair Shiprack moved and Commissioner Kafoury seconded approval of R.5.

Mr. Campbell explained that the Library Fund will experience a cash flow shortfall until property taxes are collected. In previous years, staff has allocated the budgeted general fund cash transfer in such a way that there would be sufficient cash for the fund to operate prior to collection of property taxes, but the creation of the Library District has eliminated the general fund support of the Library. ORS 294.460 allows the County to loan money from one fund to another fund for any purpose for up to one year. For the current fiscal year, the Library Fund cash flow shortfall is estimated to be up to \$16 million. There is a sufficient cash balance in the Risk Management Fund to make a loan to the Library Fund which will be repaid by the end of November, 2013. He said that the Library does not expect to make this request next year.

Mr. Campbell responded to Board questions and comments.

Resolution No. 2013-116 was unanimously adopted.

**R.6 NOTICE OF INTENT to Apply for a Grant through the State of Oregon's Justice Reinvestment Grant Program. Presenter: Abbey Stamp, Executive Director, Local Public Safety Coordinating Council (LPSCC); Judge Nan Waller, Multnomah County Circuit Court; District Attorney Rod Underhill; Scott Taylor, DCJ Director; Suzanne Hayden, Citizens' Crime Commission.**

Vice-Chair Shiprack moved and Commissioner Kafoury seconded approval of R.6.

Ms. Stamp said she made a small correction to the Agenda Placement Request (APR) form for this Notice of Intent (NOI). Item number four on the APR incorrectly indicates that LPSCC must apply for the grant. It should say that Multnomah County is responsible for the application.

Ms. Stamp explained that this \$3.1 million grant would increase FY 2014-15 funding for specific evidence-based programs intended to reduce recidivism, use of State prisons, protect the public and hold offenders accountable. Funds are to be spent on community based sanctions, services, or programs such as work release programs, re-entry courts, or specialty courts.

The presenters responded to Board questions and comments.

The NOI was unanimously approved.

**R.7 Informational Board Briefing on the Sellwood Bridge Project. Presenters: Mike Baker, Owner’s Representative & Allie Peters, Intern, Sellwood Bridge Project.**

Mr. Baker provided the latest information about the Sellwood Project including an update on design milestones, key activities, right-of-way updates, sustainability, construction, field work and diversity practices. He reviewed the current Sellwood Bridge project dashboard, including schedule milestones, public involvement, and stakeholder issues. He reviewed the project funding plan and receipt of funds for this project and expenditures to date. He discussed the work that is completed, ongoing activities and

Mr. Baker introduced Ms. Peters, an Oregon State University graduate, who did her summer internship with the Sellwood Bridge Project. She discussed her tasks, accomplishments, what she learned and her goals for the future.

Mr. Baker and Ms. Peters responded to Board questions and comments.

The Board thanked them for their report and commended their hard work.

**BOARD COMMENT**

BC.1 Opportunity as time allows, for the Commissioners to provide comment on non-agenda items.

Comments pertaining to non-agenda items were made by the Board and noted in the record.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 11:20 a.m.

**The minutes reflect the actions of the Board. For more detail, you are welcome to view the presentation material and/or video at: [http://multnomah.granicus.com/ViewPublisher.php?view\\_id=3](http://multnomah.granicus.com/ViewPublisher.php?view_id=3)**

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