

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

Tuesday, December 11, 2007 - 9:00 AM

Multnomah Building, First Floor Commissioners Conference Room 112
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

Chair Ted Wheeler convened the meeting at 9:05 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

E-1 The Multnomah County Board of Commissioners will meet in Executive Session Pursuant to ORS 192.660(2)(d),(e) and/or (h). Only Representatives of the News Media and Designated Staff are allowed to attend. News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Session. No Final Decision will be made in the Session. Presented by County Attorney Agnes Sowle.

EXECUTIVE SESSION HELD.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:35 a.m.

Tuesday, December 11, 2007 - 10:00 AM

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

BOARD BRIEFING

Chair Ted Wheeler convened the meeting at 10:03 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

B-1 Options for Improving the Administration of Multnomah County Corrections Facilities. Presented by Bill Farver, Chief Operating Officer; Agnes Sowle, County Attorney, Invited Others.

CHAIR TED WHEELER AND CHIEF OPERATING OFFICER BILL FARVER PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION ON ISSUES INCLUDING: IS CURRENT STRUCTURE THE BEST IN TERMS OF PROVIDING ACCOUTABLE, COORDINATED AND TRANSPARENT MANAGEMENT OF COUNTY JAILS AND CURRENT SITUATION AND CONCERNS RELATING TO COST, ACCOUNTABILITY, ALIGNMENT, FISCAL MANAGEMENT, CONTRACT MANAGEMENT, EMPLOYEE AND INMATE SAFETY AND IMPLICATIONS FOR

OVERALL COUNTY OPERATIONS. MR. FARVER PRESENTED PROS AND CONS FOR OPTION A: COUNTY DEPARTMENT OF CORRECTIONS; OPTION B: APPOINTED SHERIFF; OPTION C: COUNTY MANAGER; OPTION D: POTENTIAL PILOT CORRECTIONS DIRECTOR WITH POLICY ADVISORY BOARD COMPOSED OF SHERIFF, DISTRICT ATTORNEY, CHIEF JUDGE, DIRECTORS OF HEALTH, HUMAN SERVICES, COMMUNITY JUSTICE, POLICE CHIEFS OF PORTLAND AND GRESHAM, AND COUNTY CHAIR; AND OPTION E: STATUS QUO.

COUNTY ATTORNEY AGNES SOWLE AND ASSISTANT COUNTY ATTORNEY JACQUIE WEBER PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION ON LEGAL CONSIDERATIONS AND POLITICAL PROCESS OF ISSUES INCLUDING: CURRENT AUTHORITY OVER JAILS; POTENTIAL CHARTER AMENDMENTS; PROCESS AND TIMELINE FOR AMENDMENTS; HOME RULE CHARTER AUTHORITY; APPLICATION OF HOME RULE WITH STATE STATUTES AND AUTHORITY FOR JAIL ADMINISTRATION.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:10 a.m.

Thursday, December 13, 2007 - 9:30 AM

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

REGULAR MEETING

Chair Ted Wheeler convened the meeting at 9:34 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER NAITO, SECONDED BY COMMISSIONER ROJO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-17) WAS UNANIMOUSLY APPROVED. [5-0]

C-1 ORDER Appointing Geoffrey Gullo, Pat Hellberg and Michael Fasolo as Commissioners to the RAMSEY-WALMAR SPECIAL ROAD DISTRICT

ORDER 07-186

C-2 Appointment of Patricia Martinez-Orozco to the Multnomah County COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY

- C-3 Budget Modification DCJ-15 Reclassifying a Project Manager to a Program Coordinator in the Adult Services Division, as Determined by the Class/Comp Unit of Central Human Resources
- C-4 Budget Modification DCJ-17 Reclassifying a Finance Supervisor to a Community Justice Manager in the Employee, Community and Clinical Services Division, as Determined by the Class/Comp Unit of Central Human Resources
- C-5 Off-Premises Sales and Limited On-Premises Sales Liquor License Renewals for BIG BEAR'S CROWN POINT MARKET, 31815 E Columbia River Highway, Troutdale
- C-6 Full On-Premises Sales Liquor License Renewal for BOTTOMS UP TAVERN, 16900 NW St Helens Road, Portland
- C-7 Off-Premises Sales Liquor License Renewal for CRACKER BARREL GROCERY, 15005 NW Sauvie Island Road, Portland
- C-8 Off-Premises Sales Liquor License Renewal for FRED'S MARINA, 12800 NW Marina Way, Portland
- C-9 On-Premises Sales, Off-Premises Sales and Limited On-Premises Sales Liquor License Renewals for HISTORIC SPRINGDALE PUB AND EATERY, 32302 E. Crown Point Highway, Corbett
- C-10 Full On-Premises Sales Liquor License Renewal for MULTNOMAH FALLS LODGE, Scenic Highway and Columbia Gorge, Bridal Veil
- C-11 Off-Premises Sales Liquor License Renewal for ORIENT COUNTRY STORE, 29822 SE Orient Drive, Gresham
- C-12 Off-Premises Sales Liquor License Renewal for PLAINVIEW GROCERY, 11800 NW Cornelius Pass Road, Portland
- C-13 Full On-Premises Sales Liquor License Renewal for PLEASANT HOME SALOON, 31637 SE Dodge Park Boulevard, Gresham
- C-14 Off-Premises Sales Liquor License Renewal for ROCKY POINTE MARINA, 23586 NW St Helens Highway, Portland
- C-15 Off-Premises Sales Liquor License Renewal for TENLY'S JACKPOT FOODMART, 28210 SE Orient Drive, Gresham
- C-16 Off-Premises Sales Liquor License Renewal for WEECE'S MARKET, 7310 SE Pleasant Home Road, Gresham

C-17 Limited On-Premises Sales Liquor License Renewal for WILDWOOD GOLF COURSE, 21881 NW St. Helens Road, Portland

REGULAR AGENDA
PUBLIC COMMENT

Public comment was made and received for the record.

R-1 Budget Modification DCJ-11 Adding Back a Full-Time Community Works Leader to the Adult Community Service Program

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

KEVIN CRISWELL AND SHAUN COLDWELL EXPLANATION AND RESPONSE TO A QUESTION OF COMMISSIONER ROJO.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

R-2 Budget Modification DCJ-12 Decreasing the Fiscal Year 2008 Revenue from State of Oregon Department of Corrections for Adult Housing and Treatment Services to High-risk Offenders in the Amount of \$42,803

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

DON TRAPP EXPLANATION AND DEFINITION OF HIGH RISK OFFENDER IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

R-3 RESOLUTION Vacating Certain Portions of Public Roads, Situated in the Greenoe Heights Subdivisions, Located in Unincorporated Northwest Multnomah County, Pursuant to ORS 368.326 to 368.366

COMMISSIONER ROJO MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-3.

PATRICK HINDS EXPLANATION.

RESOLUTION 07-187 UNANIMOUSLY ADOPTED. [5-0]

R-4 Approval of Multnomah/Washington County Regional Investment Board Six Year Plan

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

PEGGIDY YATES INTRODUCED ROY JAY AND MARY MCARTHUR. ROY JAY AND MARY MCARTHUR EXPLANATION AND COMMENTS IN SUPPORT.

CHAIR WHEELER EXPRESSED APPRECIATION FOR THE REGIONAL ECONOMIC DEVELOPMENT EFFORTS OF MR. JAY AND MS. MCARTHUR.

PLAN UNANIMOUSLY APPROVED. [5-0]

R-5 Siting a New Multnomah County Branch Library in Troutdale

COMMISSIONER COGEN MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-5.

MOLLY RAPHAEL, MIKE SUBLETT AND JUNE MIKKELSEN EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING THE SQUARE FOOTAGE, PARKING, LEASE OPTIONS AND OTHER LOGISTICS REGARDING THREE POTENTIAL TROUTDALE LIBRARY BRANCH SITES IDENTIFIED AS FOLLOWS: IN THE DISCOVERY BLOCK ON THE HISTORIC COLUMBIA RIVER HIGHWAY. AND DORA STREET; IN THE GATEWAY CORNER OF 257TH AND COLUMBIA RIVER HIGHWAY; AND THE FORMER LAMB'S THRIFTWAY STORE IN THE TROUTDALE MARKETPLACE ON THE CORNER OF STARK AND TROUTDALE ROAD.

FOLLOWING DISCUSSION, COMMISSIONER ROBERTS MOVED AND COMMISSIONER COGEN SECONDED AN AMENDMENT LIMITING POTENTIAL LEASE NEGOTIATIONS FOR A DOWNTOWN LIBRARY BRANCH AT SITES IDENTIFIED AS IN THE DISCOVERY BLOCK ON THE HISTORIC COLUMBIA RIVER HIGHWAY AND DORA STREET; AND IN THE GATEWAY CORNER OF 257TH AND COLUMBIA RIVER HIGHWAY.

IN RESPONSE TO A QUESTION OF COMMISSIONER NAITO, CHAIR WHEELER EXPLAINED HE FEELS THE THRIFTWAY SITE IS NOT A VIABLE OPTION BECAUSE THE NON-LOCAL OWNER IS ASKING THE COUNTY TO TAKE MORE SQUARE FOOTAGE THAN IT NEEDS AND THE COUNTY CAN'T CONTROL WHAT TYPE OF BUSINESSES WOULD BE LOCATED NEXT DOOR.

THE BOARD EXPRESSED APPRECIATION FOR THE EFFORTS OF MS. RAPHAEL, JUNE MIKKELSEN AND MIKE SUBLETT.

AMENDMENT UNANIMOUSLY APPROVED. [5-0]

MOTION DIRECTING DEPARTMENT OF LIBRARIES AND FACILITIES AND PROPERTY MANAGEMENT DIVISION STAFF TO BEGIN FORMAL LEASE NEGOTIATIONS WITH REPRESENTATIVES OF THE PROPERTIES LOCATED AT THE DISCOVERY BLOCK ON THE HISTORIC COLUMBIA RIVER HIGHWAY AND DORA STREET AND AT THE GATEWAY CORNER OF 257TH AND COLUMBIA RIVER HIGHWAY UNANIMOUSLY APPROVED. [5-0]

R-6 Siting a New Multnomah County Library Branch in North Portland

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

MOLLY RAPHAEL AND MIKE SUBLETT EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS REGARDING THE SQUARE FOOTAGE, PARKING, LEASE OPTIONS AND OTHER LOGISTICS REGARDING THREE POTENTIAL NORTH PORTLAND LIBRARY BRANCH SITES IN THE KENTON NEIGHBORHOOD IDENTIFIED AS FOLLOWS: CRAIG OSBECK, OWNER AND DEVELOPER OF AN EXISTING BUILDING LOCATED AT 8226 N DENVER PROPERTY; MARK DELAPP, RIVER CITY CO., DEVELOPER OF MIXED-USE APARTMENTS/RETAIL SPACE LOCATED AT N. WILLIS AND N. BRANDON; AND JILLIAN DETWEILER, TRI-MET OWNER REPRESENTATIVE FOR A MIXED-USE DEVELOPMENT PARCEL LOCATED AT 2133 N. ARGYLE.

COMMISSIONER NAITO ADVISED SHE SUPPORTS LOOKING AT ALL THREE SITES.

THE BOARD EXPRESSED APPRECIATION FOR THE EFFORTS OF MS. RAPHAEL AND MIKE SUBLETT. CHAIR WHEELER EXPRESSED APPRECIATION FOR THE WORK OF COMMISSION DISTRICT 2 AND 4.

MOTION DIRECTING DEPARTMENT OF LIBRARIES AND FACILITIES AND PROPERTY MANAGEMENT DIVISION STAFF TO PROCEED WITH LEASE NEGOTIATIONS WITH REPRESENTATIVES FOR THREE PROPERTIES IN THE KENTON NEIGHBORHOOD OF NORTH PORTLAND UNANIMOUSLY APPROVED. [5-0]

R-7 First Reading of a Proposed Ordinance Amending Multnomah County Code, Chapter 12, Business Income Tax

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF THE FIRST READING.

COMMISSIONER COGEN COMMENTS IN SUPPORT AND MOTION APPROVING AMENDMENT TO PAGE 12, SECTION 12.600 (INCOME DETERMINATIONS), 12.600 (A) (3). REPLACE "FOR TAX YEARS BEGINNING ON OR AFTER JANUARY 1, 2008, THE OWNER'S COMPENSATION DEDUCTION CANNOT EXCEED \$80,000 PER

OWNER." WITH THE FOLLOWING LANGUAGE: "FOR TAX YEARS BEGINNING ON OR AFTER JANUARY 1, 2008, THE OWNER'S COMPENSATION DEDUCTION CANNOT EXCEED \$80,000 PLUS CPI-U FOR SEPTEMBER 2007 TO SEPTEMBER 2008 PER OWNER AS DEFINED IN SECTIONS (B), (C) AND (D) BELOW." COMMISSIONER ROJO SECONDED AMENDMENT.

WARREN FISH AND MARK CAMPBELL EXPLANATION OF THE PROPOSED CHANGES TO THE BUSINESS INCOME TAX CODE.

MOTION APPROVING AMENDMENT TO PAGE 12, SECTION 12.600 (INCOME DETERMINATIONS), 12.600 (A) (3). FOR TAX YEARS BEGINNING ON OR AFTER JANUARY 1, 2008, THE OWNER'S COMPENSATION DEDUCTION CANNOT EXCEED \$80,000 PLUS CPI-U FOR SEPTEMBER 2007 TO SEPTEMBER 2008 PER OWNER AS DEFINED IN SECTIONS (B), (C) AND (D) BELOW. UNANIMOUSLY APPROVED. [5-0]

THE FIRST READING WAS UNANIMOUSLY APPROVED, AS AMENDING. THE SECOND READING IS THURSDAY, DECEMBER 20, 2007. [5-0]

R-8 Approval of the 2007-2012 Labor Agreement between Multnomah County and International Brotherhood of Electrical Workers "IBEW" Local 48, AFL-CIO

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-8.

JIM YOUNGER INTRODUCED LOCAL 48 REPRESENTATIVE BOB CARROLL. MR. YOUNGER EXPLANATION. MR. CARROLL ADVISED THE NEGOTIATIONS WERE VERY PRODUCTIVE AND RECOMMENDED APPROVAL.

CHAIR WHEELER THANKED MR. YOUNGER AND MR. CARROLL.

AGREEMENT UNANIMOUSLY APPROVED. [5-0]

R-9 Approval of the 2007-2012 Labor Agreement between Multnomah County and International Union of Painters and Allied Trades District Council 5, AFL-CIO Local Union 1094

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

JIM YOUNGER EXPLANATION.

AGREEMENT UNANIMOUSLY APPROVED. [5-0]

R-10 Multnomah County Green Team Annual Presentation. Presented by Kat West, Terry Baxter, Steve Wright, Heidi Leibrandt, Stuart Farmer and Grant Swanson.

KAT WEST INTRODUCED COUNTY VOLUNTEER GREEN TEAM MEMBERS TERRY BAXTER, STUART FARMER, STEVE WRIGHT, GRANT SWANSON, HEIDI LEIBRANDT, TIM LYNCH, LILI RISTAGNO AND BARB DISCIASCIO. TERRY BAXTER PRESENTATION REGARDING GREENBAG PRESENTATIONS; STUART FARMER PRESENTATION REGARDING ADOPT A ROAD ACTIVITIES; STEVE WRIGHT PRESENTATION REGARDING NORTHWEST EARTH INSTITUTE DISCUSSION COURSES ON GLOBAL WARMING; GRANT SWANSON PRESENTATION REGARDING GREEN TEAM WEB SITE AND HEIDI LEIBRANDT PRESENTATION REGARDING SUSTAINABILITY FILM SERIES. COMMISSIONER ROJO EXPRESSED HER APPRECIATION TO ALL FOR EVERYTHING THEY ARE DOING, ADVISING SHE IS VERY IMPRESSED. CHAIR WHEELER ADVISED HE IS VERY THRILLED AND IMPRESSED WITH EVERYTHING THE GREEN TEAM IS DOING WITH ZERO COUNTY DOLLARS AND THANKED THE TEAM. COMMISSIONER NAITO AND COMMISSIONER COGEN EXPRESSED THEIR APPRECIATION AS WELL. IN RESPONSE TO A QUESTION OF COMMISSIONER ROJO, KAT WEST ADVISED THE SUSTAINABILITY NEWSLETTER GOES OUT TO ALL COUNTY EMPLOYEES.

Commissioner Roberts was excused at 11:10 a.m.

R-11 NOTICE OF INTENT to Submit a Proposal to the National Institutes of Health/National Cancer Institute "Small Grants for Behavior Research in Cancer Control" Funding Opportunity Announcement (PAR-06-458)

COMMISSIONER ROJO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-11.

CLYDE DENT, WITH NICOLE HERMANNS, EXPLANATION.

COMMISSIONER ROJO ADVISED IF THE GRANT IS AWARDED SHE'D LIKE TO HEAR OUTCOME.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [4-0]

R-12 NOTICE OF INTENT to Request a \$40,000 Grant from the Environmental Protection Agency to Support Environmental Health Education in Local Schools

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO LILA SECONDED, APPROVAL OF R-12.

LILA WICKHAM EXPLANATION.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [4-0]

R-13 Budget Modification HD-22 Appropriating \$9,072 from the National Association of County and City Health Officials for Addressing Health Equity through Social Justice in Public Health Preparedness

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

LOREEN NICHOLS AND JESSICA GUERNSEY EXPLANATION AND RESPONSE TO QUESTIONS OF COMMISSIONER ROJO AND CHAIR WHEELER.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [4-0]

Commissioner Roberts returned at 11:21 a.m.

R-14 Briefing on Emerging Public Health Policy Issue: Fast Food and Chain Restaurant Menu Labeling. Presented by Lillian Shirley and Sonia Manhas.

LILLIAN SHIRLEY AND SONIA MANHAS PRESENTATION IN SUPPORT OF FAST FOOD AND CHAIN RESTAURANT MENU LABELING, AN EMERGING PUBLIC HEALTH POLICY APPROACH TO PROMOTE HEALTHY EATING AND AS AN IMPORTANT TOOL TO ENABLE CONSUMERS TO MAKE MORE INFORMED AND HEALTHIER DECISIONS WHEN DINING OUT. MS. SHIRLEY EXPLAINED THAT MORE THAN 20 STATES, CITIES AND COUNTIES ARE CONSIDERING LEGISLATION AND REGULATIONS THAT WOULD REQUIRE FAST FOOD AND OTHER CHAIN RESTAURANTS TO PROVIDE CALORIES AND OTHER NUTRITION INFORMATION ON MENUS AND MENU BOARDS, ADVISING THE KING COUNTY (SEATTLE, WASHINGTON) BOARD OF HEALTH PASSED MENU LABELING REGULATION IN OCTOBER, 2007. MS. SHIRLEY ADVISED THE NEXT STEPS WOULD BE TO SEEK COMMUNITY INPUT AND CONTINUE TO WORK WITH KEY STAKEHOLDERS.

Commissioner Roberts was excused at 11:42 a.m.

COMMISSIONER NAITO COMMENTS REGARDING TRANS FATS AND NOT JUST LOCAL, BUT STATEWIDE LEGISLATION.

COMMISSIONER COGEN EXPRESSED APPRECIATION FOR THE GREAT PRESENTATION, ADVISING ALL BUT ONE OF HIS QUESTIONS WAS ANSWERED. MS. MANHAS TO GET THE INFORMATION FOR COMMISSIONER COGEN.

IN RESPONSE TO A QUESTION OF CHAIR WHEELER, MS. MANHAS ADVISED SOME SCHOOLS STILL PROVIDE HEALTH EDUCATION, BUT IT IS NO LONGER AS COMPREHENSIVE AS IT USED TO BE. IN RESPONSE TO COMMENTS OF CHAIR WHEELER SUGGESTING THIS IS A BAND-AID APPROACH TO MORBID

OBESITY, MS. SHIRLEY ADVISED OBESITY IS SUCH A MULTI-DIMENSIONAL PROBLEM IN OUR COMMUNITY AND CONSUMERS HAVE THE RIGHT TO KNOW NUTRITION AND CALORIC INFORMATION IN ORDER TO MAKE BETTER CHOICES.

BOARD COMMENT

COMMISSIONER NAITO COMMENTED REGARDING AOC LIAISON AND LEGISLATIVE DISCUSSION.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:54 a.m.

Submitted by:

Lynda J. Grow, Board Clerk

Marina Baker, Assistant Board Clerk and

Shirley Luo, Intern

Board of County Commissioners

Multnomah County