



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

AGENDA OF
MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS
FOR THE WEEK OF
August 1 - 5, 1988

Tuesday, August 2, 1988 - 9:30 AM - Planning Items . . . Page 2
and EMS Appeal
Tuesday, August 2, 1988 - 1:30 PM - Informal Meeting . . Page 3
Thursday, August 4, 1988 - 9:30 AM - Formal. Page 4

*Clerk + BCC
copies*

-2-

Tuesday, August 2, 1988 - 9:30 AM

Multnomah County Courthouse, Room 602

Decisions of the Planning Commission of July 11, 1988, reported to the Board for acknowledgement by the Presiding Officer: Cases CU 11-88; LE 7-88

In the matter of a public hearing concerning exceptions to Proposed Final Order for EMS Rule Violation on Ambulance Run #691/208769A

Tuesday, August 2, 1988 - 1:30 PM

Multnomah County Courthouse, Room 602

INFORMAL

1. Informal Review of Bids and Requests for Proposals:
 - a) 5000 Lb. Fork Lift
 - b) NE 238th Drive - Halsey Street to Arata Road
 - c) Phase I: 223rd Avenue
 - d) Detention Center "pat-down" sinks
 - e) SE Hall Road
2. Update from Multnomah County's representative on activities of Columbia Gorge Bi-State Commission - Chris Olson Rogers
3. Informal Review of Formal Agenda of August 4
 - Including work session on Ambulance Plan Ordinance and Requests for Credentials and Requests for Proposals
4. Briefing concerning report on the Potentially Dangerous Dog program - Mike Oswald

Exec Sess at 8.30 8/11

-4-

Thursday, August 4, 1988, 9:30 AM

Multnomah County Courthouse, Room 602

Formal Agenda

CONSENT CALENDAR

SHERIFF'S OFFICE

- C-1 List (88-6) of found/unclaimed property in possession of the Sheriff for over 30 days, to be transferred to the Dept. of General Services for appropriate disposal in accordance with MCC 7.70

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-2 Order accepting deed from Les Schwab Tire Centers of Portland, Inc. on SE Burnside Road for County Road Purposes ①
- C-3 Petition #4966 in the matter of vacation of a portion of N. Hayden Island Drive to be referred to the Department of Environmental Services for investigation and report

REGULAR AGENDA

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-4 Order in the matter of Surrendering Jurisdiction to the City of Gresham, a portion of Towle Avenue County Road No. 767, lying within the corporate limits of the City of Gresham (*Date to be set for Public Hearing) Aug 25 ③
- R-5 Budget Modification DES #1 amending adopted budget by reducing Bridge Fund totals by \$114,842 (Other Improvements), to comply with Local Budget Law

ORDINANCES - DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-6 Second Reading - An Ordinance amending Multnomah County Code Chapter 5.30 (Motor Vehicle Fuel Tax) OKD #

DEPARTMENT OF GENERAL SERVICES

- R-7 Budget Modification DGS #1 amending adopted budget by reducing Cable Fund appropriation by \$37,211 (Professional Services) to comply with Local Budget Law

- R-8 Resolution in the matter of Levying Ad Valorem Property Taxes for Multnomah County, Oregon, for Fiscal Year 1988-89
- Amended

DEPARTMENT OF HUMAN SERVICES

- R-9 In the matter of ratification of an intergovernmental agreement with Oregon Department of Agriculture whereby State will reimburse County \$5,000 for the control of noxious weeds for FY 88-89
- R-10 In the matter of ratification of an the FY 1988-89 State Revenue Contract with the State Senior Services Division for \$6,336,730 in federal Older American's Act, federal Title XIX, Oregon Project Independence and USDA funds, to the Aging Services Division

ORDINANCES - DEPARTMENT OF HUMAN SERVICES

- R-11 Second Reading - An Ordinance adopting an Ambulance Service Plan and amending MCC 6.31.039

DEPARTMENT OF HUMAN SERVICES

- R-12 Order in the matter of approving a Request for Credentials and Requests for Proposals for Emergency Ambulance Service (Continued one week from July 28)

DEPARTMENT OF JUSTICE SERVICES

- R-13 In the matter of ratification of an intergovernmental agreement with the City of Portland to provide funding for the Council for Prostitution Alternatives for FY 88-89

BOARD OF COUNTY COMMISSIONERS

- R-14 Resolution in Support of the Act for Better Child Care Services
- R-15 Resolution in the Matter of a Joint City/County Policy on Criminal Gangs

Thursday Meetings of the Multnomah County Board of Commissioners are recorded and can be seen at the following times:

Thursday, 10:00 PM, Channel 11 for East and West side subscribers

Friday, 6:00 P.M., Channel 27 for Rogers Multnomah East subscribers

Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

SUPPLEMENTAL AGENDA

TUESDAY, AUGUST 2, 1988

The following item has been added to the Informal Agenda and will be heard immediately following discussion of Bids and Requests for Proposals:

Monthly briefing concerning Multnomah County Library -
Sarah Long

NOTE for Formal Agenda of August 4:

Item R-14 will be heard first

36
5161

August 4, 1988

Executive Session - Labor Relations (as allowed)
by ORS 192.660 (1)(d))

The Board of Commissioners held an Executive Session concerning Labor Negotiations at 8:30 AM this date, and at the conclusion, concurred with Ken Upton's proposal. No other action was taken.

SUPPLEMENTAL AGENDA

Thursday, AUGUST 4, 1988

ADDITION OF EXECUTIVE SESSION, THURSDAY, AUGUST 4, 1988 - 9 AM

There will be an executive session, at 9:00 AM for the purpose of discussing status of labor negotiations as permitted by ORS 192.660(1)(d). *Ken Upton 248-5015.*

NOTE for Formal Agenda of August 4:

Item R-14 will be heard at 9:30

PRESS LIST

DATE

8/2

THE FOLLOWING WERE CALLED THIS DATE REGARDING:

- a) Meeting _____
b) Executive Meeting ✓ 8/4 - 9:00 a.m.
c) Other Labor Negotiations

Signed

Lynell Stanton

KOIN	Channel 6	243-6614	Assignment Desk	✓
KGW	Channel 8	226-5111	Assignment Desk	✓
KATU	Channel 2	231-4260	Assignment Desk	✓
KPTV	Channel 12	222-9921	News Desk	✓
KEX	1190 A.M.	222-1929	Newsroom/Message	✓
KSGO	1520 A.M.	223-1441	News Desk	✓
KXL	750 A.M.	231-0750	Newsroom/Message	✓
KGW	62 A.M.	226-5095	News Desk	✓
K-103 FM		643-5103	Newsroom	✓
KXYQ - 105		226-6731	✓ Call back 8/3	
OREGONIAN		221-8566	Harry Bodine	✓
GRESHAM OUTLOOK		665-2181	Robin Franzen	✓
SKANNER		287-3562	Patrick Mazza	✓

36
5161

August 4, 1988

Commissioner McCoy said that a number of agencies and programs have auctions as a fund raising source, and they welcome public officials to provide some service, or give an item. Last year, she agreed to provide lunch for four as an auction item to benefit the Burnside Community. The people who bought that item, Jack Courtney, Phyllis Courtney, and their friend Sara Henderson and Rick Skidmore, are here observing the meeting, and will have lunch with her later. She said they will be given a tour of the Courthouse later in the morning.



MULTNOMAH COUNTY OREGON

36
5161

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

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POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Sheriff Fred Pearce
12240 NE Glisan
Portland, OR

Dear Sheriff Pearce:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

List (88-6) of found/unclaimed property in possession)
of the Sheriff for over 30 days, to be transferred)
to the Department of General Services for appropriate)
disposal in accordance with MCC 7.70 C-1)

Upon motion of Commissioner Miller, duly seconded by
Commissioner Kafoury, it is unanimously

ORDERED that said property be transferred to the Department
of General Services for appropriate disposal in accordance
with MCC 7.70.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By

Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Sgt. Wray Jacobs
Dept. of General Services
Marion Grabarits

DATE SUBMITTED _____

(For Clerk's Use)

Meeting Date 8-4-88

Agenda No. C-1

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: FOUND/UNCLAIMED PROPERTY, LIST #88-6

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Sheriff's Office DIVISION _____

CONTACT Sgt. Wray Jacobs TELEPHONE 255-3600

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Sally Anderson

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Found/unclaimed property, list 88-6. This property has been in the Sheriff's possession for over 30 days. All attempts to establish the rightful owners of the listed property have proven negative.

Request property be transferred to Dept. of General Services for the sale or disposal as provided for within the Ordinance MCC 7.70

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☐ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: *Fred B. [Signature]*

BUDGET / PERSONNEL /

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



Multnomah County Sheriff's Office

12240 N.E. GLISAN ST., PORTLAND, OREGON 97230

FRED B. PEARCE
SHERIFF

(503) 255-3600

MEMORANDUM

TO: JANE MCGARVIN
Clerk of the Board

FROM: FRED B. PEARCE
Sheriff

A handwritten signature in cursive script that reads "Fred B. Pearce".

DATE: July 19, 1988

SUBJECT: FOUND/UNCLAIMED PROPERTY - LIST 88-6

Attached is a listing of found/unclaimed or unidentified property. This property has been in the Sheriff's possession for over 30 days. All attempts to establish the rightful owners of the listed property have proven negative.

To comply with Multnomah County Code 7.70, I am requesting that this listing of property be placed on the Board of County Commissioners' agenda for approval of the transfer of these items to the Department of General Services for the sale or disposal as provided for within the listed ordinance.

RG/dg/0291L

Attachment

MULTNOMAH COUNTY
SHERIFF'S OFFICE
FOUND/UNCLAIMED PROPERTY FOR SALE
LIST - 88-6

FILE NUMBER	PROPERTY DESCRIPTION	DISPOSITION
87-12997	1977 Chevrolet 2D VIN#1C37UZ412169 Ore. Lic. ATW 295	Sale
86-4471	1973 Buick 2D VIN#4Y87U3H530822 Ore. Lic. DHA 741	
86-5285	1978 Mercury 2D VIN#8X35T55D724 Ore. Lic. ERX 618	
86-11787	1978 Fiat/Conv. 2D/VIN#124C510134627 Cal. Lic. 1FKX747	
87-8419	Radio Shack Cellular Telephone Serial #00009140	M.C. USE
87-13145	Cellular One Telephone Serial #472CLQ2592	M.C. USE
88-4671	Minolta 35MM Camera Serial #17005028, with 50MM Lens	M.C. USE
0288L		

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date 8-4-88
Agenda No. C-2

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Deed/Order for County Road Purposes

36
5161

Informal Only* _____
(Date)

Formal Only X _____
(Date)

DEPARTMENT Environmental Services

DIVISION Transportation

CONTACT Dick Howard *RWH*

TELEPHONE 3599

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY

S.E. BURNSIDE ROAD/COUNTY ROAD NO. 2063

Deed for Road Purposes from Les Schwab Tire Centers of Portland, Inc. Order Accepting Deed conveying property for county road purposes.

Director of DES recommends said deed be accepted and recorded in Multnomah County Deed Records, together with the EXHIBIT "A", which is attached to said deed.

ACTION REQUESTED:

/ INFORMATION ONLY / PRELIMINARY APPROVAL / POLICY DIRECTION /X/ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

/ PERSONNEL

/ FISCAL/BUDGETARY

/ General Fund

88-135
To
R/E/2
8/12/88

1988 JUL 26 PM 3:54
CLERK OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON

Other DEED/ORDER/EXHIBIT TO BE RECORDED IN MULTNOMAH COUNTY DEED RECORDS.

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: *[Signature]*

BUDGET/PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) *[Signature]*

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS . MULTNOMAH COUNTY, OREGON

RECORDING

ZONING

ENGINEERING

ORDER ACCEPTING DEED FROM LES SCHWAB TIRE CENTERS OF PORTLAND, INC. ON SE
BURNSIDE ROAD

C-2

DEED TO BE RECORDED

BOARD OF
COUNTY COMMISSIONERS
1988 AUG 16 AM 11:24
MULTNOMAH COUNTY
OREGON

pc

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS . MULTNOMAH COUNTY, OREGON

RECORDING

ZONING

ENGINEERING

ORDER ACCEPTING DEED FROM LES SCHWAB TIRE CENTERS OF PORTLAND, INC. ON SE
BURNSIDE ROAD

C-2

DEED TO BE RECORDED

MULTNOMAH COUNTY
OREGON

1988 AUG 16 AM 11:25

BOARD OF
COUNTY COMMISSIONERS

Johnie Cochell

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS . MULTNOMAH COUNTY, OREGON

RECORDING

ZONING

ENGINEERING

ORDER ACCEPTING DEED FROM LES SCHWAB TIRE CENTERS OF PORTLAND, INC. ON SE
BURNSIDE ROAD

C-2

062126

DEED TO BE RECORDED

BOARD OF
COUNTY COMMISSIONERS

1988 AUG 17 PM 3:23

MULTNOMAH COUNTY
OREGON

08-15-88

2 0.001.

621.26

★ 2

55312 A

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS • MULTNOMAH COUNTY, OREGON

BUDGET

BUDGET MODIFICATION DES #1

APPROVED

R-5



BOARD OF
COUNTY COMMISSIONERS

1988 AUG 16 PM 12:57

MULTNOMAH COUNTY
OREGON

PETITION FOR VACATION AND REALIGNMENT
OF PUBLIC STREETS

4960

July 1988
MULTNOMAH COUNTY, OREGON
BOARD OF COUNTY COMMISSIONERS

WHEREAS the below signed corporation is the owner of at least sixty percent of the property abutting that portion of North Hayden Island Drive a public street described as:

A Parcel of land in Section 33, Township 2 North, Range 1 East, Willamette Meridian, Multnomah County, Oregon, described as follows:

Beginning at a point on the Centerline of N. Hayden Island Drive County Road No. 4882 at Engineers Centerline Station 47+06.24, said point which bears N 55° 04' 30" W., 3201.92 feet from the East 1/4 Corner of said Section 33; thence leaving said centerline N 53° 15' 50" W., 30.00 feet to a point on the southwesterly Right of Way Line of the Existing N. Hayden Island Drive County Road No. 4882; thence N 36° 44' 10" E., 196.45 feet; thence along the Arc of a 220.00 foot Radius Curve Left, thru a Central Angle of 64° 56' 00" a distance of 249.33 feet to a point which bears N 4° 16' 10" E., 236.20 feet from the last described point; thence N 28° 11' 50" W., 240.27 feet; thence along the Arc of a 870.00 foot Radius Curve Left, thru a Central Angle of 19° 00' 27" a distance of 288.62 feet to a point which bears N 37° 42' 04" W., 287.29 feet from the last described point and being a point on the north line of said Section 33; thence S 89° 10' 35" E., 86.40 feet along said Section line; thence along the Arc of a 930.00 foot Radius Curve Right, thru a Central Angle of 15° 02' 49" a distance of 244.24 feet to a point which bears S 35° 43' 14" E., 243.53 feet from the last described point; thence S 28° 11' 50" E., 240.27 feet; thence along the Arc of a 280.00 foot Radius Curve Right, thru a Central Angle of 64° 56' 00" a distance of 317.32 feet to a point which bears S 4° 16' 10" W., 300.61 feet from the last described point; thence S 36° 44' 10" W., 196.45 feet; thence leaving said Right of Way N 53° 15' 50" W., 30.00 feet to the point of beginning.

WHEREAS all portions of public street described above will be realigned as described in Exhibit "A".

WHEREAS the above described public rights of way are no longer required for street purposes by reason of the realignments noted.

NOW THEREFORE, the undersigned hereby request that all portions of the public streets described above be vacated and deeded to the undersigned.

ATTACHMENTS:

Exhibit "A": Legal description for realignment.

Exhibit "B": A report from Stewart Title Insurance Co.
indicating the names and addresses of all
persons holding recorded interest in the
property to be vacated.

Exhibit "C": The names and addresses of all persons
owning any improvements constructed on
public property proposed to be vacated.

The names and addresses of all persons
owning any real property abutting public
property proposed to be vacated.

Exhibit "D": Letters from UTILITY COMPANIES.

STATE OF OREGON

COUNTY OF MULTNOMAH

Dirk Koopman
Dirk Koopman
Vice President, Hayden Corp.

On this 21st day of July, 1988, before me
personally appeared DIRK KOOPMAN, to me known to
be the SR. VICE PRESIDENT of the corporation, that executed
the within and foregoing instrument, and acknowledged said
instrument to be the free and voluntary act and deed of said
corporation, for the uses and purposes therein mentioned, and on
oath stated that they were authorized to execute said instrument
and that the seal affixed is the corporate seal of said corpor-
ation.

In Witness Whereof, I have hereunto set my hand and affixed my
official seal the day and year first above written.

Rebecca Bauld
Notary Public in and for the
State of Oregon, residing at
Portland

EXHIBIT 'C'

Persons owning improvements constructed on public property
herein proposed to be vacated:

1. HAYDEN ISLAND, INC.
900 N. Tomahawk Island Drive
Portland, Oregon 97217
2. MULTNOMAH COUNTY, OREGON
A Municipal Corporation

Persons owning real property abutting public property herein
proposed to be vacated:

1. HAYDEN ISLAND, INC.
900 N. Tomahawk Island Drive
Portland, Oregon 97217
2. BURLINGTON NORTHERN RAILROAD COMPANY
777 Main Street #2680
Fort Worth, Texas 76102
3. GENERAL ELECTRIC CREDIT AUTO AUCTION, INC.
600 Hart Road #310
Burrington, Illinois 60010



MEMBER
PROFESSIONAL
LAND SURVEYORS
OF OREGON

KEN V. COCHRAN

REGISTERED LAND SURVEYOR No. 2045
900 N. TOMAHAWK ISLAND DR., SUITE 170
PORTLAND, OREGON 97217

MODERN EQUIPMENT
MODERN METHODS

PHONE 289-3806

June 10, 1988

Description Proposed Realignment Hayden Island Drive

A Parcel of land in Section 33, Township 2 North, Range 1 East, Willamette Meridian, Multnomah County, Oregon, described as follows:

Beginning at a point on the Centerline of N. Hayden Island Drive County Road No. 4882 at Engineers Centerline Station 47+06.24, said point which bears N 55° 04' 30" W., 3201.92 feet from the East 1/4 Corner of said Section 33; thence leaving said centerline N 53° 15' 50" W., 30.00 feet to a point on the southwesterly Right of Way Line of the proposed relocation; thence along the Arc of a 220.00 foot Radius Curve Left, thru a Central Angle of 64° 56' 00" a distance of 249.33 feet to a point which bears N 4° 16' 10" E., 236.20 feet from the last described point; thence N 28° 11' 50" W., 279.98 feet; thence along the Arc of a 280.00 foot Radius Curve Right, thru a Central Angle of 39° 57' 02" a distance of 195.24 feet to a point which bears N 8° 13' 19" W., 191.30 feet from the last described point; thence along the Arc of a 220.00 foot Radius Curve Left, thru a Central Angle of 43° 31' 21" a distance of 167.11 feet to a point which bears N 10° 00' 29" W., 163.13 feet from the last described point and being a point on the North line of said Section 33; thence S 89° 10' 35" E., 68.33 feet along said Section line; thence leaving said Section line on the Arc of a 280.00 foot Radius Curve Right, thru a Central Angle of 35° 58' 07" a distance of 175.78 feet to a point which bears S 6° 13' 52" E., 172.90 feet from the last described point; thence along the Arc of a 220.00 foot Radius Curve Left, thru a Central Angle of 39° 57' 02" a distance of 153.40 feet to a point which bears S 8° 13' 19" E., 150.31 feet from the last described point; thence S 28° 11' 50" E., 279.98 feet; thence along the Arc of a 280.00 foot Radius Curve Right, thru a Central Angle of 64° 56' 00" a distance of 317.32 feet to a point which bears S 4° 16' 10" W., 300.61 feet from the last described point; thence leaving said Right of Way Line N 53° 15' 50" W., 30.00 feet to the aforesaid Centerline and the Point of Beginning.

Containing 1.252 Acres, More or Less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Ken V. Cochran

OREGON
JULY 15, 1983



STEWART TITLE — TRI COUNTY OFFICE

9570 S.W. Barbur Blvd.
Portland, Oregon 97219 • (503) 246-3720

PRELIMINARY COMMITMENT FOR TITLE INSURANCE

Stewart Title of Oregon, Inc.
200 S.W. Market Street
Portland, Oregon 97201

Order Number: 88019144-M
Date: July 13, 1988

Attention: **Becky Wissbaum**

REVISED REPORT

Customer Number:

Reference: **HAYDEN/HILLMAN**

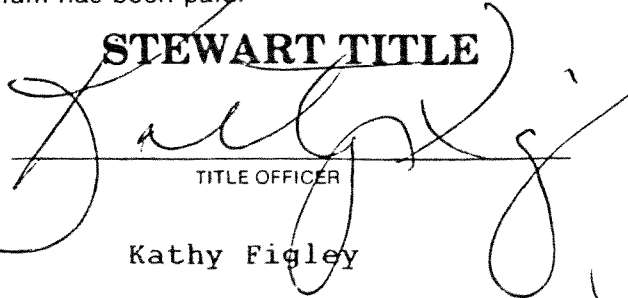
	<u>Amount</u>	<u>Premium</u>
(<input checked="" type="checkbox"/>) Owner's Standard Coverage	\$217,800.00	\$ 743.00
() Purchaser's Standard Coverage		
() Mortgagee's Standard Coverage		
() Mortgagee's ALTA Coverage		
() Lien Search		
()		
()		

This is a preliminary billing only; a consolidated statement of all charges, credits, and advances, if any in connection with this order will be provided at closing.

Stewart Title is prepared to issue on request and on recording of any appropriate documents, a policy or policies as applied for, with coverages as indicated, based on this preliminary commitment that as of **July 01, 1988 at 5:00 pm** title of the property described herein is vested in

**HAYDEN CORPORATION,
a Delaware Corporation**

Subject only to the exceptions shown herein and to the terms, conditions and exceptions contained in the policy form. No liability is assumed until a full premium has been paid.

STEWART TITLE
By 
TITLE OFFICER
Kathy Figley

Description:

SEE REVISED EXHIBIT "A"

SCHEDULE B

Order Number: 88019144-M

Page 2

EXCEPTIONS:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.

3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records; unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.

4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

5. 1988-89 taxes, a lien not yet payable.

AFFECTS ALL PARCELS

6. The herein described premises have not been assessed for the 1987-88 tax year, due to their status as a public road. At such time as said premises cease to be used as a public road, they will be subject to re-assessment.

AFFECTS PARCEL II

7. Right, title or interest of the public, including governmental bodies in and to that portion of said premises lying below the ordinary high water line of the Columbia River and public rights of fishing and recreation in and to the shoreline of said river. AFFECTS PARCEL I

8. All matters arising from any shifting in the course of Columbia River including but not limited to accretion, reliction and avulsion.

AFFECTS PARCEL I

Continued on next page

Order No. 88019144-M

SCHEDULE B CONTINUED:

9. Reservation contained in Deed from Portland General Electric Company grantor, to Hayden Island Amusement Comany, grantee, recorded April 25, 1956 in Book 1780, Page 461, as follows:

"Also excepting and reserving any rights acquired by the Portland Gas & Coke Company under certain permits dated January 29, 1913 and August 6, 1916, issued by the Portland Railway Light & Power Company to the Portland Gas & Coke Company for the placing and maintaining of a gas main through said property."

AFFECTS ALL PARCELS

10. Easement for utilities over and across the premises formerly included within the boundaries of vacated plat of Haydenton and vacated streets and alleys associated therewith as disclosed by Vacation Order recorded September 27, 1960 in Book 2030, Page 175, Multnomah County Records.

AFFECTS ALL PARCELS

11. Easement for utilities over and across the premises formerly included within the boundaries of vacated Hayden Island Drive as vacated by Order recorded December 13, 1978 in Book 1315, Page 1428 Multnomah County Records.

AFFECTS PARCEL I

12. Agreement, including the terms and provisions thereof:

Regarding: Maintenance responsibilities for storm drainage facilities.

Between: Hayden Island Inc., a corporation

And: Multnomah County, a political subdivision of the State of Oregon

Recorded: February 8, 1979

Book: 1329 Page: 957

AFFECTS ALL PARCELS

13. Easement, including the terms and provisions thereof:

For: Water and sanitary sewer

Granted to: Jantzen Beach Water Company

Recorded: March 15, 1979

Book: 1337, Page: 1091

Affects: Water lines and valves as needed within 5 feet of all buildings, as necessary.

AFFECTS ALL PARCELS

14. Easement for utilities over and across the premises formerly included within the boundaries of N. Hayden Island Drive as vacated by Order No. 4809, as recorded October 22, 1985 in Book 1859, Page 1485.

Continued on next page

Order No. 88019144-M

15. Easement, including the terms and provisions thereof:

For: Road Purposes
Granted to: Multnomah County
Recorded: October 22, 1985
Book: 1859 Page: 1488
And Accepted by instrument:
Recorded: December 19, 1985
Book: 1872 Page: 1166

AFFECTS PARCEL II AND THOSE PORTIONS OF PARCEL III WHICH OVERLAP
PARCEL II

16. Restrictive Covenant to Waive Remonstrance:

For: Street improvements
Recorded: December 20, 1985
Book: 1872 Page: 2341

AFFECTS PARCEL III

17. Unrecorded leaseholds, rights of parties in possession, and
security interests in trade fixtures, personal property or unattached
improvements, if any.

18. No search has been made for Financing Statements filed in the
office of the Secretary of State. Exception may be taken to such
matters as may be shown thereby. No liability is assumed if a
financing statement is filed in the office of the County Recorder
covering timber/crops/fixtures/contracts on the premises wherein the
lands are described other than by metes and bounds or under the
rectangular survey system or by recorded lot and block.

NOTE: Taxes paid in full for 1987-88:

Amount: \$4,973.33
Account No.: R-95133-0560
Levy Code: 017
Map No.: 332N1E

AFFECTS PARCEL I AND OTHER PROPERTY ALSO

Taxes paid in full for 1987-88:

Amount: \$2,921.56
Account No.: R-95133-0610
Levy Code: 017
Map No.: 332N1E

AFFECTS PARCEL III AND OTHER PROPERTY ALSO

NOTE: We find no Judgments or Federal Tax Liens against George D.
Heisley, Jr.

KF:djm

Continued on next page

Order No. 88019144-M

IF YOU HAVE ANY QUESTIONS REGARDING THIS REPORT OR YOUR ESCROW CLOSING
PLEASE CALL BECKY WISSBAUM AT 226-4203. BECKY IS LOCATED AT 200 S.W.
MARKET, SUITE 104, PORTLAND, OREGON 97201.

REVISED EXHIBIT "A"

PARCEL I:

A parcel of land in Section 33, Township 2 North, Range 1 East, Willamette Meridian, Multnomah County, Oregon, described as follows: BEGINNING at the West 1/4 corner of said Section 34; thence North 34 degrees 21'17" East, 187.63 feet to a point on the Northerly right of way line of North Hayden Island Drive and being the Southwesterly corner of the U.S. Bank parcel; thence South 28 degrees 00'47" West, 14.00 feet; thence North 61 degrees 00'13" West, 599.02 feet parallel to and 21 feet Northerly of the centerline of North Hayden Island Drive; thence North 50 degrees 38'35" West, 76.30 feet to a point that is 35 feet North of the centerline of said Hayden Island Drive thence North 61 degrees 13' West, 178.46 feet; thence along the arc of a 639.07 foot radius curve right, thru a central angle of 8 degrees 01'; a distance of 89.41 feet to a point which bears North 57 degrees 12' 30" West, 89.34 feet from the last described point; thence North 53 degrees 12' West, 272.77 feet; thence North 36 degrees 48' East 5.00 feet; thence along the arc of a 290 feet radius curve left, thru a central angle of 70 degrees 30' a distance of 356.83 feet to a point which bears North 88 degrees 27' West 334.74 feet from the last described point; thence South 56 degrees 18' West 234.71 feet; thence along the arc of a 210 foot radius curve right, thru a central angle of 64 degrees 21' a distance of 235.86 feet to a point which bears South 88 degrees 28'30" West, 223.65 feet from the last described point; thence North 59 degrees 21' West, 1191.73 feet; thence leaving said right of way line North 36 degrees 48' 00" East, 552.99 feet to the true point of beginning of the herein described parcel; thence North 53 degrees 15'50" West, 244.15 feet to the Northerly right of way line of North Hayden Island Drive; thence along said right of way North 36 degrees 44' 10" East, 151.86 feet; thence along the arc of a 280.00 foot radius curve left thru a central angle of 41 degrees 06'06" a distance of 200.86 feet to a point which bears North 16 degrees 11'07" East, 196.58 feet from the last described point; thence leaving said right of way line North 61 degrees 48' 10" East, 65.93 feet to a point on the 16 foot contour line (Columbia River datum) on the North bank of Hayden Island; thence upstream along said 16 foot contour line South 28 degrees 11'50" East, 300.00 feet; thence leaving said 16 foot contour line South 20 degrees 21'50" West, 179.85 feet; thence North 66 degrees 36'43", West 38.15 feet; thence South 36 degrees 48'00" West, 87.19 feet to the true point of beginning:

PARCEL II:

A parcel of land in Section 33, Township 2 North, Range 1 East, Willamette Meridian, Multnomah County, Oregon, described as follows;

Continued on next page

Order No. 88019144-M

BEGINNING at a point on the centerline of N. Hayden Island Drive County Road No. 4882 at Engineers Centerline Station 47+06.24, said point which bears North 55 degrees 04'30" West, 3201.92 feet from the East 1/4 corner of said Section 33; thence leaving said centerline North 53 degrees 15'50" West, 30.00 feet to a point on the Southwesterly right of way line of the existing N. Hayden Island Drive County Road No. 4882; thence North 36 degrees 44'10" East, 196.45 feet; thence along the arc of a 220.00 foot radius curve left, thru a central angle of 64 degrees 56'00" a distance of 249.33 feet to a point which bears North 4 degrees 16'10" East, 236.20 feet from the last described point; thence North 28 degrees 11'50" West, 240.27 feet; thence along the arc of a 870.00 foot radius curve left, thru a central angle of 19 degrees 00'27" a distance of 288.62 feet to a point which bears North 37 degrees 42'04" West, 287.29 feet from the last described point and being a point on the North line of said Section 33; thence South 89 degrees 10'35" East, 86.40 feet along said section line; thence along the arc of a 930.00 foot radius curve right, thru a central angle of 15 degrees 02'49" a distance of 244.24 feet to a point which bears South 35 degrees 43'14" East, 243.53 feet from the last described point; thence South 28 degrees 11'50" East, 240.27 feet; thence along the arc of a 280.00 foot radius curve right, thru a central angle of 64 degrees 56'00" a distance of 317.32 feet to a point which bears South 4 degrees 16'10" West, 300.61 feet from the last described point; thence South 36 degrees 44'10" West, 196.45 feet; thence leaving said right of way North 53 degrees 15'50" West, 30.00 feet to the point of beginning;

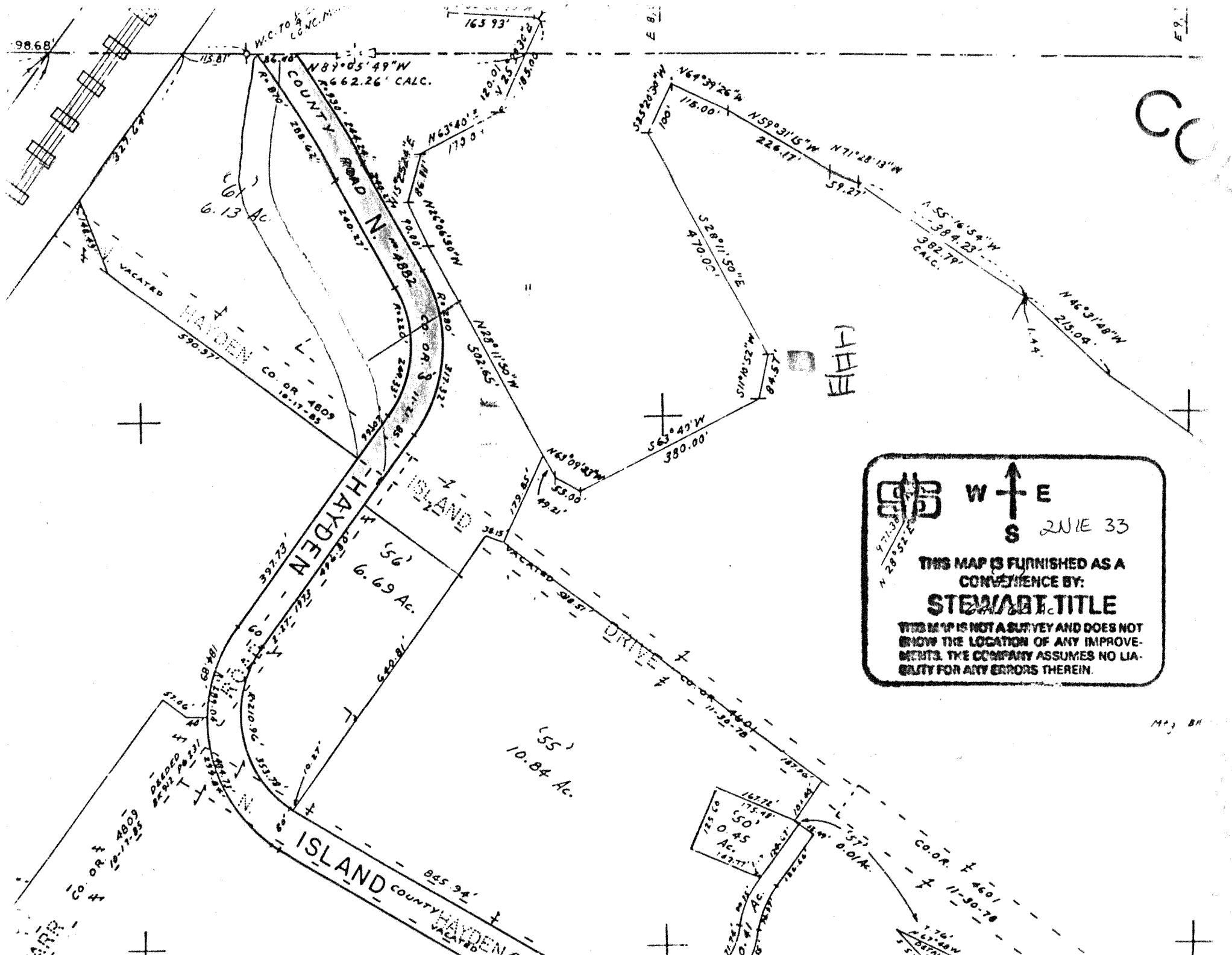
PARCEL III:

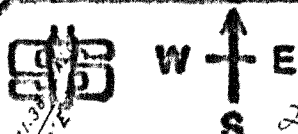
A parcel of land in Section 33, Township 2 North, Range 1 East, Willamette Meridian, Multnomah County, Oregon, described as follows: BEGINNING at a point on the centerline of N. Hayden Island Drive County Road No. 4882 at Engineers centerline station 47+06.24, said point which bears North 55 degrees 04'30" West, 3201.92 feet from the East 1/4 corner of said Section 33; thence leaving said centerline North 53 degrees 15'50" West, 30.00 feet to a point on the Southwesterly right of way line of the proposed relocation; thence along the arc of a 220.00 foot radius curve left, thru a central angle of 64 degrees 56'00" a distance of 249.33 feet to a point which bears North 4 degrees 16'10" East, 236.20 feet from the last described point; thence North 28 degrees 11'50" West 279.98 feet; thence along the arc of a 280.00 foot radius curve right, thru a central angle of 39 degrees 57'02" a distance of 195.24 feet to a point which bears North 8 degrees 13'19" West, 191.30 feet from the last described point; thence along the arc of a 220.00 foot radius curve left, thru a central angle of 43 degrees 31'21" a distance of 167.11 feet to a point which bears North 10 degrees 00'29" West 163.13 feet from the last described point and being a point on the North line

Continued on next page

Order No. 88019144-M

of said Section 33; thence South 89 degrees 10'35" East 68.33 feet along said section line; thence leaving said sectionline on the arc of a 280.00 foot radius curve right, thru a central angle of 35 degrees 58'07" a distance of 175.78 feet to a point which bears south 6 degrees 13'52" East, 172.90 feet from the last described point; thence along the arc of a 220.00 foot radius curve left, thru a central angle of 39 degrees 57'02" a distance of 153.40 feet to a point which bears South 8 degrees 13'19" East, 150.31 feet from the last described point; thence South 28 degrees 11'50" East 279.98 feet; thence along the arc of a 280.00 foot radius curve right, thru a central angle of 64 degrees 56'00" a distance of 317.32 feet to a point which bears South 4 degrees 16'10" West, 300.61 feet from the last described point; thence leaving said right of way line North 53 degrees 15'50" West, 30.00 feet to the aforesaid centerline and the point of beginning.



 2N1E 33

THIS MAP IS FURNISHED AS A
CONVENIENCE BY:
STEWART TITLE

THIS MAP IS NOT A SURVEY AND DOES NOT
SHOW THE LOCATION OF ANY IMPROVE-
MENTS. THE COMPANY ASSUMES NO LI-
ABILITY FOR ANY ERRORS THEREIN.



Portland General Electric Company
Eastern Region

June 30, 1988

Mr. Joe Leopold
Hillman Properties
900 N. Tomahawk Isl Dr
Portland, Or. 97217-7999

JUL 5 RECD

Dear Mr. Leopold:

Subject: Proposed Realignment of N. Hayden Island Drive,
North of the Portland Auto Auction

After reviewing the map in the field of the proposed realignment of N. Hayden Island Drive, it doesn't look like it will impact the poles and overhead conductors that run along the north property line of the Portland Auto Auction. In the event that any of Portland General Electric facilities do need to be relocated, it will be done on a billing basis. Any relocation work will require a minimum of four weeks to complete.

The line running along the north property line of the Portland Auto Auction will be the source for any future electric needs of the adjacent property. When the load information for the future customer has been finalized, a letter detailing the customers responsibilities will be drafted.

Please feel free to call at me at 226-8745 if you have any further questions.

Sincerely,

Steven B Stocker

Steven B. Stocker

cc: Rick Syring, PGE



MULTNOMAH COUNTY OREGON

37
JL61

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Paul Yarborough, Director
Dept. of Environmental Services
2115 SE Morrison
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

Petition #4966 in the matter of vacation of a)
portion of N. Hayden Island Drive to be)
referred to the Department of Environmental)
Services for investigation and report C-3)

Upon motion of Commissioner Miller, duly seconded by
Commissioner Kafoury, it is unanimously

ORDERED that Petition #4966 be referred to the Department
of Environmental Services for investigation and report.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By

Jane McGarvin

Jane McGarvin

Clerk of the Board

jm

cc: Transportation

DATE SUBMITTED _____

(For Clerk's Use)

Meeting Date 8-4-88
Agenda No. C-3

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Road Vacation

Informal Only* _____
(Date)

Formal Only August 4, 1988
(Date)

DEPARTMENT _____ DIVISION _____

CONTACT _____ TELEPHONE _____

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Petition #4966 in the matter of vacation of a portion of N. Hayden Island Drive to be referred to the Department of Environmental Services for investigation and report.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☐ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ - General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Jane McArthur

BUDGET / PERSONNEL Clark

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



Pacific Northwest Bell

June 16, 1988

Hillman Properties Northwest
Attn: Joe Leopold, Manager
Island Sand Sales
Land Development
900 North Tomahawk Island Drive
Portland, Oregon 97217-7999

RE: Street Realignment

Dear Mr. Leopold:

Pacific Northwest Bell does not have facilities beyond the point so marked on your prints, and currently has no easements regarding the undeveloped area.

We will extend our facilities along the proposed realignment road as property development occurs.

Sincerely,

L. L. Shipman
Manager - Engineering
Room 5N15
421 S.W. Oak
Portland, Oregon 97204
242-7587

LLS:bjq

JUN 17 REC'D

NORTHWEST



NATURAL GAS COMPANY

220 N.W. SECOND AVENUE

PORTLAND, OREGON 97209

(503) 226-4211

June 28, 1988

Mark Parsons, Field Superintendent
Hillman Properties
900 N. Tomahawk Drive
Portland, OR 97217-7999

Dear Mark:

Northwest Natural Gas Company has no objections to the proposed realignment of Hayden Island Drive as submitted by your office. We do not have any gas facility within the proposed realignment area with the exception of a 4 inch pipeline on the south side of the original Hayden Island Road that has been vacated. If you plan any excavation in the area, please call our offices for a pipeline location before you begin any construction. I have attached a copy of a map of our facilities for your reference.

Northwest Natural Gas Company does have product and facilities available to facilitate future building construction in the area depending on the amount of the proposed gas usage.

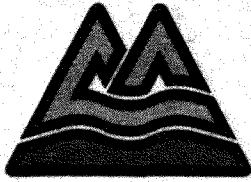
If you have any further questions or if we can further assist you, please contact me at the above location.

Sincerely,

A handwritten signature in cursive script, reading "Dick Tennant". The signature is written in dark ink and is positioned above the printed name.

Dick Tennant, Supervisor
Land Surveying

DT:s
Enc.



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Paul Yarborough, Director
Department of Environmental Services
2115 SE Morrison
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the matter of Surrendering Jurisdiction to)
the City of Gresham, a portion of Towle Avenue) O R D E R
County Road No. 767, lying within the corporate) #88-136
limits of the City of Gresham - No. 4965 R-4)

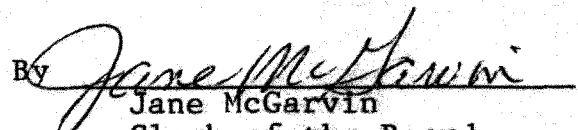
Jane McGarvin, Clerk of the Board, stated that August 25 is the date suggested by the Department for hearing this matter.

Upon motion of Commissioner Miller, duly seconded by Commissioner Anderson, it is unanimously

ORDERED that said Order be approved, and that August 25, 1988 at 9:30 AM be set for the time and date for a public hearing on the proposal to surrender jurisdiction of a portion of Towle Road to the City of Gresham.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By 
Jane McGarvin
Clerk of the Board

jm
cc: Transportation

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of Surrendering Jurisdiction to) ORDER #88-136
the City of Gresham, a portion of Towle Avenue)
County Road No. 767, lying within the corpor-) No. 4965
ate limits of the City of Gresham)

It appearing by letter dated June 27, 1988, from the City of Gresham in the matter of surrendering jurisdiction over the following portion of Towle Avenue, lying within the corporate limits of the City of Gresham, to-wit:

A parcel of land in Section 9, T1S, R3E, W.M., Multnomah County, Oregon, described as follows:

All of S.E. 209th Avenue (Towle Avenue), County Road No. 767, lying between the south line of Lot 30, Block 3, LOOKING GLASS, a duly recorded plat of Multnomah County, Oregon, (near S.W. Sixth Place) and the intersection thereof with the north line of the Portland Traction Co. Railroad.

ORDERED that the Director of the Department of Environmental Services prepare and file a report with the Board of county Commissioners, indicating whether it would be to the best interest of the County to surrender said portion of said Towle Avenue to the City of Gresham;

FURTHER ORDERED, that the 25th day of August, 1988, at the hour of 9:30 a.m., at Room 602, Multnomah County Courthouse, Portland, Oregon, be fixed as the time and place for hearing the matter, considering the report of the Director, and considering any objections or testimony offered by any person interested; and determine whether it is necessary, expedient or for the best interest of the County to surrender jurisdiction of said portion of said Towle Avenue to the City of Gresham; and

BE IT FURTHER ORDERED, that Larry Nicholas, County Engineer, or his designated representative, is hereby directed to give due and legal notice of said hearing in accordance with the provisions of the Oregon Revised Statutes.

Dated this 4th day of August, 1988.

(SEAL)

Approved:

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Larry F. Nicholas

By: Larry F. Nicholas, County Engineer

Gladys McCoy
GLADYS MCCOY, Chair

Approved as to Form:

LAURENCE KRESSEL, County Counsel

Laurence Kessel

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date 8-4-88
Agenda No. R-4

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Surrendering Jurisdiction Towle Road
To City of Gresham

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Environmental Services

DIVISION Transportation

CONTACT Robert Pearson

TELEPHONE 248-3838

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Robert Pearson

BRIEF SUMMARY

Order setting date for public hearing in the Matter of Surrendering Jurisdiction to the City of Gresham of a portion of S.E. 209th Avenue (Towle Road), County Road No. 767 from Portland Traction Railroad northerly approximately 820 feet to the southline of Lot 30, Block 3 LOOKING GLASS

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

☐ PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

88-136
original
to L. Michaelson
for sig (Ret)
8/12/88

BOARD OF
COUNTY COMMISSIONERS
JUL 26 PM 3:54
CLATSOP COUNTY
OREGON

SIGNATURES:

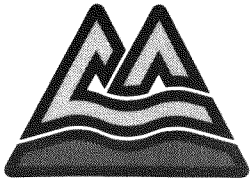
DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: [Signature]

BUDGET/PERSONNEL /

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) [Signature]

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF ENVIRONMENTAL SERVICES
TRANSPORTATION DIVISION
1620 S.E. 190TH AVENUE
PORTLAND, OREGON 97233
(503) 248-5050

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
CAROLINE MILLER • DISTRICT 3 COMMISSIONER
POLLY CASTERLINE • DISTRICT 4 COMMISSIONER

July 13, 1988


Board of County Commissioners
606 Courthouse
Portland, OR 97204

RE: Towle Avenue, County Road No. 767, from South line of Lot 30, Block 3, Looking Glass, and the North Line of the Portland Traction Co. Railroad (Surrendering Jurisdiction to City of Gresham - No. 4965)

Enclosed is an Order setting a date for a hearing in the matter of surrendering jurisdiction over a portion of the above referenced road to the City of Gresham. It is the recommendation of this department:

- (1) That the Board set a date for a public hearing to consider any objections or testimony in this matter.
- (2) That the Director of the Department of Environmental Services prepare and file a report with the Board of County Commissioners, indicating whether it would be to the best interest of the County to surrender jurisdiction of this road.
- (3) That the County Engineer be directed to give due and legal notice of said hearing in accordance with the provisions of the Oregon Revised Statutes.

Very truly yours,



Paul Yarborough, Director
Dept. of Environmental Services

RP:vh

Enc: Order
Sketch

0743p

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS . MULTNOMAH COUNTY, OREGON

Transportation

ORDER SETTING DATE (AUGUST 25) FOR PUBLIC HEARING ON SURRENDERING JURISDICTION
TO THE CITY OF GRESHAM, PORTION OF SE 1/4 11TH AVENUE

209

R-4



BOARD OF
COUNTY COMMISSIONERS

1988 OCT 28 PM 2:04

MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

37
5161

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Paul Yarborough, Director
Department of Environmental Services
2115 SE Morrison
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

Request of the Director of the Department of Environmental Services for approval of Budget Modification DES #1 amending adopted budget by reducing Bridge Fund totals by \$114,842 (Other Improvements), to comply with Local Budget Law R-5

Dave Warren, Budget Office, stated this request brings the Budget into conformance with local budget law.

Upon motion of Commissioner Miller, duly seconded by Commissioner Kafoury, and it is unanimously

ORDERED that said request be approved, and budget modification be implemented.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Finance
Bridges

BUDGET MODIFICATION NO. DES #1

(For Clerk's Use) Meeting Date 8-4-88
Agenda No. R-5

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR August 4, 1988
(Date)

DEPARTMENT DES

DIVISION Bridges

CONTACT Dave Warren

TELEPHONE 3822

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Dave Warren

SUGGESTED

AGENDA TITLE (to assist in preparing a description for the printed agenda)

Budget modification amending adopted budget and reducing Bridge Fund totals by \$114,842.

(Estimated Time Needed on the Agenda) 5 minutes

2. DESCRIPTION OF MODIFICATION (Explain the changes this Bud Mod makes. What budget does it increase? What do the changes accomplish? Where does the money come from? What budget is reduced? Attach additional information if you need more space.)

☐ PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

The Willamette River Bridge Fund was inadvertently increased more than 10% of the total fund allowable by ORS after submission to the Tax Supervising and Conservation Commission. This budget modification amends the Adopted 1988-89 Budget and reduces the size of the fund to meet ORS requirements.

*To Budget
8/12/88*

3. REVENUE IMPACT (Explain revenues being changed and the reason for the change)

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 26 PM 3:54
MULTNOMAH COUNTY
OREGON

4. CONTINGENCY STATUS (to be completed by Finance/Budget)

(Specify Fund) Contingency before this modification (as of _____)
(Date)

\$ _____

After this modification

\$ _____

Originated By

Date

Department Director

Date

David C. Warren

7/25/88

Paul Yarbrough

7/25/88

Finance/Budget

Date

Employee Relations

Date

Malinda J. Tuley

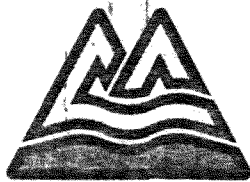
7/25/88

Board Approval

Date

Jane McFarlin

August 4, 1988



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

38
5161

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Paul Yarborough, Director
Department of Environmental Services
2115 SE Morrison
Portland, OR

Dear Mr. Yarborough:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

Second Reading - An Ordinance amending Multnomah)	ORDINANCE
County Code Chapter 5.30 (Motor Vehicle Fuel)	No. 588
Tax) R-6)	

Copies of the above-entitled matter were available to all persons wishing a copy. Ordinance was read by title only.

A hearing was held at this time.

Upon motion of Commissioner Miller, duly seconded by Commissioner Anderson, it is unanimously

ORDERED that said Ordinance be adopted, with the effective date set for September 3, 1988.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: County Counsel
Parks
Finance
Budget

DATE SUBMITTED 7-11-88

(For Clerk's Use)
Meeting Date 7/28/88
Agenda No. R-4

REQUEST FOR PLACEMENT ON THE AGENDA

8/4/88

Subject: Marine Facilities Funding

Informal Only* _____
(Date)

Formal Only 7-21-88
(Date)

DEPARTMENT Environmental Services

DIVISION Parks Services

CONTACT Charles Ciecko

TELEPHONE 248-5050

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Paul Yarborough, Charles Ciecko

BRIEF SUMMARY

Amends MCC 5.30 to dedicate County Fuel Tax revenues collected on recreational boat fuel for the operation, maintenance, acquisition and development of County owned or operated recreational marine facilities

ACTION REQUESTED:

/ INFORMATION ONLY / PRELIMINARY APPROVAL / POLICY DIRECTION /X APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 15-20 minutes

IMPACT:

/X PERSONNEL

/X FISCAL/BUDGETARY

/ General Fund

Other _____

*Ord 588
To Print Sep
9/12/88*

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 19 PM 4:13
MULTI-COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: CC Paul Yarborough

BUDGET/PERSONNEL /

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) JD.B.

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

(Underlined sections are new or replacements; [bracketed] sections are deleted.)

BEFORE THE BOARD OF COMMISSIONERS

FOR THE COUNTY OF MULTNOMAH

ORDINANCE NO. 588

An Ordinance amending Multnomah County Code Chapter 5.30.

Multnomah County ordains as follows:

Section 1. Findings.

A. Recreational boating has a substantial positive impact on our economy. A 1985 Marine Board study found that recreational boating resulted in \$304 million in expenditures and \$343 million in wages, salaries, and profits on a statewide basis.

B. Approximately 24,000 boats are registered in Multnomah County. This is 16.3% of all registered boats in the State. Boat use in Multnomah County increased by 36% between 1982 and 1985.

C. The continued stability and growth of the recreational boating industry is partially dependent upon adequate public boating facilities.

D. The County currently owns and operates three (3) developed facilities for recreational boaters; one (1) partially developed facility for recreational boaters and two (2) undeveloped sites which were acquired for the purpose of developing facilities for recreational boaters. Additionally, the County is exploring the feasibility of jointly acquiring and developing an additional access facility near Blue Lake Park.

E. Currently, operation and maintenance of existing facilities are funded by the General Fund with a small supplement from the Marine Board.

F. These fund sources are not adequate for acquisition and development of needed facilities or enhanced maintenance of existing facilities.

G. The 1985 legislature authorized the transfer of recreational marine fuel taxes (state level) to the Marine Board

for the purpose of acquiring, developing, administering, and supplementing the cost of operation and maintenance of public boating facilities. The legislature acted after an opinion by the Oregon Attorney General in 1979 re-affirmed that this use of resources does not violate the provisions of Article IX, Section 3(a) of the Oregon Constitution.

H. County Counsel advises that taxes paid on motor boat fuel do not fall within the definition of "motor vehicle fuel" as defined in Art. IX, Sec. 3a, Oregon Constitution, and therefore may be used for the purpose of acquiring, developing, administering, maintaining, and operating facilities for recreational boaters.

I. The County fuel tax is currently assessed on recreational power boat fuels. Although recreational boat owners may claim a refund annually, only a small percentage do so.

J. Fuel taxes paid by recreational boaters accounted for approximately 1.5% of the total fuel taxes collected by Multnomah County in 1986. Loss of this revenue would not significantly affect the Road Fund.

K. It would be in the best interest of recreational boaters and development of the County's tourism economy to dedicate marine fuel taxes paid by recreational boaters for public boating facility enhancement.

Section 2. Amendments.

A. MCC 5.30.200(A)(1) is amended as follows:

Section 200. Refunds.

(A) Any person who has paid any fees on motor vehicle fuel imposed or directed to be paid under this chapter either directly by the collection of the fee by the vendor from the consumer, or indirectly by adding the amount of the fee to the price of the fuel and paid by the consumer, shall be reimbursed and repaid the amount of such fee paid by him, except as provided in MCC 5.30.210 and 5.30.240, if such person has:

(1) Purchased and used such fuel for the purpose of operating or propelling stationary gas engines, tractors or motor boats if the motor boat is used for commercial purposes at any time during the period for which the refund is claimed; or

B. MCC 5.30.340 is amended as follows:

Section 5.30.340 Use of fee.

(A) Except as provided by subdivision (B) of this section [T]the fees collected under this chapter, after deducting the costs of administration and collection, shall be used by the county solely for the purposes prescribed by the Oregon Constitution for the use of taxes upon motor vehicle fuel; but may be shared by agreement with a city of cities situated in whole or in part within its boundaries for those purposes.

(B) (1) On or before August 15, 1988, and on or before August 15 of each year thereafter, the Director of the Department of Environmental Services shall determine as accurately as possible the amount of the motor vehicle fuel tax imposed under MCC 5.30.020 to 5.30.190 during the preceding fiscal year with respect to fuel purchased and used to operate or propel motor boats. The amount determined shall be reduced by the amount of any refunds for motor boats used for commercial purposes actually paid during the preceding year on account of MCC 5.30.200(A)(1).

(2) The amount of the estimate made under subsection (1) of this section as reduced by refunds shall be credited to a dedicated account in the road fund to be used solely for the acquisition, development, administration, operation, and maintenance of any county owned or operated facility which serves recreational boaters.

(3) The county is authorized to enter into an agreement with the Department of Transportation of the State of Oregon to administer, collect and deposit all revenue due under this chapter. The Department of Transportation may be reimbursed for its administrative costs from the funds collected pursuant to this ordinance.

Section 3. Adoption.

This Ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, shall take effect on the thirtieth (30th) day after its adoption, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this 4th day of August, 1988, being the date of its second reading before the Board of County Commissioners of Multnomah County.

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

(SEAL)

By Gladys McCoy
Gladys McCoy
Multnomah County Chair

APPROVED AS TO FORM:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By John L. DuBay
John L. DuBay
Assistant County Counsel

1427R/sh
060888:2:1

ORDINANCE FACT SHEET

Title MCC 5.30 Amendment RE: Marine Fuel Taxes Effective Date _____

Brief statement of purpose of ordinance (include the rationale for adoption of ordinance, a description of persons benefited, and other alternatives explored).

The purpose of this Ordinance amendment is to enhance funding levels for the acquisition, development, operations and maintenance of County owned or operated recreational marine facilities. Recreational boaters will benefit. Please see attached discussion memo for details.

What other local jurisdictions in the metropolitan area have enacted similar legislation?

No other local jurisdiction has similar legislation. However, the State of Oregon, 35 other states and the Federal Government fund marine facilities in this manner.

What has been the experience in other areas with this type of legislation?

This approach has worked well for the State of Oregon. Results in no general fund support as users provide revenue through fuel purchases.

What authority is there for Multnomah County to adopt this legislation? (State statute, home rule charter). Are there constitutional problems?

Home Rule Charter. There are no Constitutional problems - identical program in place at State level.

Fiscal Impact Analysis

After administrative expenses (Motor Fuel Tax Branch, ODOT), we estimate this amendment provide approximately \$110,000 per year (based on FY 1986 data). The amount will increase as boat use increases.

(If space is inadequate, please use other side)

SIGNATURES:

Office of County Counsel _____


Office of County Management _____

Department Head CE. _____

Liaison Commissioner _____



OFFICE MEMORANDUM . . . DEPARTMENT OF ENVIRONMENTAL SERVICES

TO: Board of County Commissioners
FROM: Charles Ciecko 
DATE: July 8, 1988
SUBJECT: Proposed Ordinance to Dedicate County Marine Fuel Taxes for Marine Facilities Development and Maintenance

Please find attached a proposed Ordinance which would dedicate that portion of County gas tax revenue which is paid by recreational boaters for the acquisition, development, maintenance and operation of County owned/operated marine facilities.

This proposal was reviewed by the County's Finance Committee on Wednesday, May 25, 1988. The Finance Committee approved the concept and directed staff to prepare the necessary amendments to MCC 5.30 and forward the proposal to the Board for consideration.

Also attached, please find a memorandum which provides a discussion of the concept and reviews other funding strategies which were considered.

Please contact me at 248-5050 if you have any questions related to this proposal.

Thank you.

CC:kcc

1560p



OFFICE MEMORANDUM . . . DEPARTMENT OF ENVIRONMENTAL SERVICES

TO: Board of County Commissioners

FROM: Charles Ciecko
Charles Ciecko

DATE: July 8, 1988

SUBJECT: Funding Strategy for Marine Facilities

In late September, Oregon Marine Board Staff and I briefed you on the progress of planning and mitigation issues regarding the development of a new recreational boater access facility near Blue Lake Park on the Columbia River.

At that time, the issues of "match funding" for acquisition and development and funding for on-going maintenance were raised. I stated that staff was working on a strategy which would not require additional General Fund resources.

We are now prepared to present that strategy for your review and consideration.

Background and Problem Statement

The Parks Services Division currently owns and/or operates the following facilities for recreational boaters.

1. James Gleason Memorial Boat Launch
2. Blue Lake Boat Launch
3. Sauvie Island Boat Launch
4. Gary & Flagg Islands (transient moorage)
5. Broughton Beach - (undeveloped)
6. Bellview Point - (undeveloped)
7. Oxbow Park Boat Launch - (unmotorized boats only)

Operation and maintenance of these facilities is limited by available resources. These include a supplement from the Marine Board's Maintenance Assistance Program (approximately \$12,000/year) and General Fund resources which are derived from parking fees at the James Gleason Boat Launch (approximately \$12,000/year). These resources are expended to provide a minimal maintenance effort at only three of the developed sites. Maintenance of the Oxbow ramp and Broughton Beach is covered with General Fund resources. Maintenance at the remaining two sites is essentially non-existent. Resources for capital improvements have been unavailable.

In the event that the James River property near Blue Lake is acquired and developed, the County will be expected to provide an unknown "match" amount initially and ultimately to assume operation and maintenance responsibilities for the new facility.

Our problem then is two-fold, first, insufficient resources to develop, operate, and maintain existing marine facilities and second, no available resources for development, operation, and maintenance of a new facility near Blue Lake.

Proposed Solution

We have considered several potential solutions which were found to be flawed. These included:

- a) Seek additional General Fund Resources - This approach was eliminated early in our process since it conflicted with the Division's objective of striving for self-sufficiency and was unlikely to receive a high County-wide priority due to other issues such as jails and human service needs.
- b) Increase User Fees - This idea is unpopular with both the Marine Board and recreational boaters who point out that they already pay registration fees, fuel taxes, and nominal launch fees. An increase could jeopardize continued maintenance assistance from the State. Additionally, it is unlikely that increased fees would provide sufficient revenue to cover all needs and may exclude certain segments of the population from use.

Subsequently, we investigated the 1985 legislative action which authorized the transfer of state fuel taxes paid by recreational boaters to the Marine Board. This action greatly enhanced the Marine Board's Facility Grant Program and provided funds for the Maintenance Assistance Program. Recreational boaters supported the amendment and little opposition was voiced by the State Transportation Division since they realized that these funds were not necessarily intended for "road purposes" and did not represent a significant percentage of total state fuel tax revenues. Oregon Marine Board staff stated that the precedent for the 85 Legislative action had been set in approximately 35 other states and at the federal level.

We compared the State Statutes regarding fuel taxes with MCC Title 5.30 (County fuel tax) and found them to be similar in intent and in treatment of refunds. We also reviewed the Attorney General Opinion No. 7745 which found that fuel taxes paid by recreational boaters could be dedicated to marine programs without conflicting with the constitutional provisions regarding the use of revenues derived from motor vehicle fuel taxes.

Memo to Board of County Commissioners
July 8, 1988
Page 3

Our next step was to establish how many gallons of fuel are purchased and utilized by recreational boaters in Multnomah County, and how much revenue the County Fuel Tax generated from this source. Based on the annual Marine Board survey, we found that approximately 3,808,548 gallons were utilized by recreational boaters in Multnomah County in 1986. The County Fuel Tax of .03/gallon generated approximately \$114,258.

Coupled with the State's Maintenance Assistance Program we felt that this amount would provide ample resources for both maintenance and development. The latter could be further leveraged with the State's Facility Grant Program.

We asked County Counsel to review the City-County transfer agreement and provide an opinion answering the question of whether or not these revenues would be subject to the terms of that agreement. Their response was "no" and a copy of the opinion is available for review upon request.

Finally, we contacted the Fuel Tax Branch of the Motor Vehicle Division to investigate the administrative cost of our proposed program. We were advised that the program could easily be administered along with the rest of the County Fuel Tax revenues. Our cost for this administrative service would be based on a formula which is attached for your review.

In summary, our proposed funding solution seeks to dedicate County Fuel Taxes paid by recreational boaters for the purpose of acquiring, developing, operating, maintaining, and administering County owned and/or operated facilities which serve recreational boaters.

- * Precedent for dedicating fuel taxes paid by recreational boaters for these purposes has been established by the State of Oregon, 35 other states, and the federal government.
- * Revenues from this source would be sufficient to upgrade maintenance at existing facilities, further develop existing sites, provide resources for the acquisition and development and ongoing maintenance of a new facility near Blue Lake. Furthermore, the available resources will grow as the recreational boating industry grows thereby providing an ongoing revenue source for future expansion and maintenance needs.
- * This proposal will not require additional General Fund resources and supports our objective of self-sufficiency.

Memo to Board of County Commissioners
July 8, 1988
Page 4

- * This proposal does not conflict with constitutional restrictions on the use of motor vehicle fuel taxes and can be easily integrated into the County Fuel Tax Ordinance.
- * Revenues from this source are not covered by the City-County transfer agreement.
- * Revenues from this source were not intended for road purposes and represent only a small portion of Road Fund revenues. (i.e., \$114,258 out of approximately \$7,200,000 in 1986.)

Please feel free to contact me if you have any questions. My telephone number is 248-5050. I look forward to hearing your reaction to our proposal in the near future.

Thank you.

CC:vh

Attachment

1133p

Proposed Formula to Determine County Marine Fuel Tax

- a) Statewide Total Marine Gallons x % attributal to Mult. Co. = gross Mult. Co Marine Gals.
(per OMB)

Example - CY86 $20,500,000 \times .1858 = 3,808,584$

- b) Gross Co. Marine Gals x County Fuel Tax Rate = gross County Marine Fuel Tax.

$3,808,584 \times .03/\text{Gal} = \$114,258$

- c) Gross Co. Marine Fuel Tax - (commerical boater refunds* + admin costs**) = Net Available Revenue

$\$114,258 - (\$1,714 + \$1,688) = \$110,856$

* According to Oregon Marine Board, approximately 1.2% of the total Marine Fuel Tax is refunded to commercial boaters on a statewide basis.

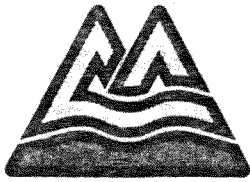
** Motor Vehicles Division - Fuel Tax Brach would administer our program for a cost as determined by the following formula:

- a) $(\text{County Marine Tax paid} - \text{commerical boater refunds}) \div \text{Total County Fuel Tax Collected} = \% \text{ of total.}$

Example - CY86 $(\$114,258 - \$1,714) \div 7,200,000 = 1.5\%$

- b) % of Total x Adjusted County Marine Fuel Tax Collected = Annual Admin Cost.

$1.5\% \times \$112,544 = \$1,688$



MULTNOMAH COUNTY OREGON

38
51461

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Ms. Linda Alexander, Director
Department of General Services
1120 SW Fifth
Portland, OR

Dear Ms. Alexander:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

Request of the Director of General Services for)
approval of Budget Modification DGS #1 amending)
adopted budget by reducing Cable Fund appro-)
priation by \$37,211 (Professional Services) to)
comply with Local Budget Law R-7)

Dave Warren, Budget Office, stated this request brings the Budget into conformance with local budget law.

Upon motion of Commissioner Miller, duly seconded by Commissioner Kafoury, and it is unanimously

ORDERED that said request be approved, and budget modification be implemented.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Finance
Administrative Services
Cable

BUDGET MODIFICATION NO. DGS #1(For Clerk's Use) Meeting Date 8-4-88
Agenda No. R-7

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____

(Date)

DEPARTMENT General Services

DIVISION

Administrative Services (Cable)CONTACT David Warren

TELEPHONE

248-3883

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD

Dave Warren

SUGGESTED

AGENDA TITLE (to assist in preparing a description for the printed agenda)

Reduces Cable Fund appropriation by \$37,211, to comply with limits imposed by Local Budget law.

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION (Explain the changes this Bud Mod makes. What budget does it increase? What do the changes accomplish? Where does the money come from? What budget is reduced? Attach additional information if you need more space.)

☐ PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

During the 1988-89 budget process the Cable Fund was inadvertently increased more than 10%, contrary to limits imposed by Oregon Local Budget law. This reduction will bring the Cable Fund within those limits.

*To Budget
8/12/88*

3. REVENUE IMPACT (Explain revenues being changed and the reason for the change)

Reduces BWC in Cable Fund by \$37,211.

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 26 PM 3:55
MULTI-COUNTY
OREGON

4. CONTINGENCY STATUS (to be completed by Finance/Budget)

(Specify Fund) Contingency before this modification (as of _____) (Date)

\$ _____

After this modification

\$ _____

Originated By

Date

*David C. Sharr**7/25/88*

Department Director

Date

*Linda S. Alexander**7/25/88*

Finance/Budget

Date

*Malinda J. Feely**7-25-88*

Employee Relations

Date

Board Approval

Date

*James McHarrin**August 4, 1988*

TRANSACTION EB []

GM []

TRANSACTION DATE_

ACCOUNTING PERIOD

BUDGET FY_

Change

Document
Number

Action

Fund

Agency

Organi-
zation

Activity

Reporting Category

Object

Current
Amount

Revised
Amount

Increase
(Decrease)

Sub-
Total

Description

TOTAL EXPENDITURE CHANGE	(\$37,211)	TOTAL EXPENDITURE CHANGE
--------------------------	------------	--------------------------

REVENUE

TRANSACTION RB []

GM []

TRANSACTION DATE_

ACCOUNTING PERIOD

BUDGET FY_

Change

Document
Number

Action

Fund

Agency

Organi-
zation

Activity

Reporting Category

Source

Current
Amount

Revised
AmountIncrease
(Decrease)

Sub-
Total

Description

TOTAL REVENUE CHANGE	(\$37,211)	TOTAL REVENUE CHANGE
----------------------	------------	----------------------

AUG 15 1988

August 4, 1988

RECEIVED FROM JANE MCGARVIN

CLERK, BOARD OF COUNTY COMMISSIONERS . MULTNOMAH COUNTY, OREGON

BUDGET

BUDGET MODIFICATION DGS #1

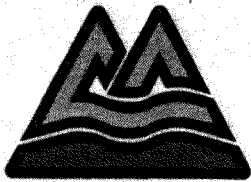
R-7



BOARD OF
COUNTY COMMISSIONERS

1988 AUG 16 PM 12: 57

MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Ms. Linda Alexander, Director
Department of General Services
1120 SW Fifth
Portland, OR

Dear Ms. Alexander:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the matter of Levying Ad Valorem Property)	O R D E R
Taxes for Multnomah County, Oregon, for Fiscal)	#88-137
Year 1988-89 - Amended	R-8)

Dave Warren, Budget Office, stated this request brings the Budget into conformance with local budget law.

Upon motion of Commissioner Miller, duly seconded by Commissioner Kafoury, and it is unanimously

ORDERED that said request be approved, and budget modification be implemented.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Assessment & Taxation
Tax Supervising & Conservation Commission

DATE SUBMITTED 7/25/88

(For Clerk's Use)
Meeting Date 8-4-88
Agenda No. 2-8

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Amends Resolution Levying Taxes

Informal Only* _____
(Date)

Formal Only 8/4/88
(Date)

DEPARTMENT General Services DIVISION Planning and Budget

CONTACT Dave Warren TELEPHONE 3822

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Dave Warren

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Amends Resolution Levying Ad Valorem Property Taxes in Multnomah County to show separately the amounts to be recovered from each of the proposed Peoples' Utility Districts.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ RATIFICATION

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 Minutes

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

*Res/order
88-137*

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 26 PM 3:55
MULTNOMAH COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Linda D. Alexander *mm*

BUDGET / PERSONNEL David C. Warren /

COUNTY COUNSEL (Ordinances, Resolution, Agreements, Contracts) [Signature]

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

2677F/kd



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
GLADYS MCCOY, CHAIR
PAULINE ANDERSON
POLLY CASTERLINE
GRETCHEN KAFOURY
CAROLINE MILLER

DEPARTMENT OF GENERAL SERVICES
PORTLAND BUILDING
1120 SW FIFTH, 14TH FLOOR
PORTLAND, OR 97204-1934
(503) 248-3300

OFFICE OF THE DIRECTOR
PLANNING AND BUDGET
COUNTY COUNSEL
EMPLOYEE SERVICES
FINANCE
LABOR RELATIONS
(503) 248-3303
(503) 248-3883
(503) 248-3138
(503) 248-5015
(503) 248-3312
(503) 248-5135

MEMORANDUM

TO: Board of County Commissioners
FROM: David Warren, Budget Manager *DCW*
DATE: July 25, 1988
SUBJECT: Correcting Errors in Adopting the Budget

1988 JUL 26 PM 5:21
MULTNOMAH COUNTY
OREGON
COUNTY CLERK'S OFFICE

Gil Gutjahr, Executive Officer of the Tax Supervising and Conservation Commission, has pointed out two funds which were increased more than 10% when the 1988-89 Budget was adopted. ORStatutes 294.435 limits the increase for each fund to no more than 10%.

To correct the error, the Budget Office has prepared two Bud Mods reducing the affected funds:

DES #1 - reduces the Willamette Bridges Capital Fund \$114,842, changing the total fund from \$5,375,685 to \$5,260,843. The revenue estimate that is decreased is Beginning Working Capital, and the offsetting appropriation that is decreased is Capital Outlay (Object Code 8300 - Other Improvements).

DGS #1 - reduces the Cable Television Fund by \$37,211, changing the total fund from \$991,715 to \$954,504. The estimated revenue that is decreased is Beginning Working Capital, and the offsetting appropriation that is decreased is Professional Services.

Gil Gutjahr also recommends that the resolution levying taxes be changed slightly to show separately the amounts imposed on each of the proposed Peoples' Utility Districts. The resolution passed by the Board on June 30, 1988 shows in one amount the total to be recovered from both proposed districts. Assessment & Taxation needs official notification of the amount to recover from each.

Both of the Budget Modifications amending the Adopted Budget and the revised Resolution Levying Ad Valorem Property Taxes will be before the Board on August 4, 1988.

2672F/DW/js

cc: Jack Horner
Linda Alexander
Paul Yarborough

BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR
MULTNOMAH COUNTY, OREGON

(In the Matter of Levying Ad Valorem)
(Property Taxes for MULTNOMAH COUNTY,) RESOLUTION
(OREGON, for Fiscal Year 1988-89 -)
(Amended)

On April 26, 1988, the Board of County Commissioners, after duly noticed hearings, approved a budget for Multnomah County, Oregon, for the fiscal year beginning July 1, 1988, and ending June 30, 1989.

On June 17, 1988, the Tax Supervising and Conservation Commission met and discussed the amended budget. On June 17, 1988, the Commission certified the budget with recommendations.

On June 30, 1988, in accordance with that certification, the Board of County Commissioners adopted the budget for Multnomah County, Oregon, for the fiscal year commencing July 1, 1988, and ending June 30, 1989. That budget provides for ad valorem property taxes levied on all property in Multnomah County.

On June 30, 1988, the Board of County Commissioners levied taxes upon property in Multnomah County and, in accordance with the recommendation of the Tax Supervising and Conservation Commission, included a levy for reimbursement for the two PUD elections held in May 1988, but did not levy separate amounts for each of the two districts as subsequently further recommended by the Tax Supervising and Conservation Commission.

Now, therefore, the June 30, 1988 resolution levying taxes is amended to read as follows* and a tax for Multnomah County is levied in the amount of \$80,244,481 on taxable property in Multnomah County as of 1 a.m., January 1, 1988 and this tax levy is certified to the Director of Assessment and Taxation of Multnomah County and the Department of Revenue of the State of Oregon. This amount shall be distributed among three funds as follows:

Tax Base	\$68,014,453	
[Reimbursement for PUD Election	30,028]	
Reimbursement for Election PUD #1	13,751	
Reimbursement for Election - PUD #2	16,277	
General Fund Subtotal		\$68,044,481
Library Serial Levy Fund		7,500,000
Serial Levy Fund		4,700,000
TOTAL		\$80,244,481

August 4, 1988

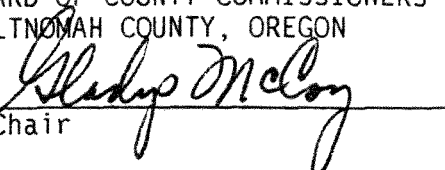
(SEAL)

APPROVED AS TO FORM:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By 
Chair

1025M

* Deleted items are added; items in brackets [] are deleted.

PART IV: ANNEXATION WORKSHEET

1.	Area	Effective Date of Annexation	1987 Assessed Value of Area Annexed
	A		
	B		
	C		
	D		

If more than four annexations, attach sheet showing the above information for each annexation.

2. Total for 1987 assessed value of annexed areas (sum of A thru D) .. 2.
3. Tax base levied by annexing entity for fiscal year 1987-88 3.
4. Assessed value of annexing entity on January 1, 1987 4.
5. Tax base rate of annexing entity. (Divide box 3 by box 4) 5.
6. Annexation increase. (Multiply box 2 by box 5) 6.
7. **TOTAL ANNEXATION INCREASE.** (Multiply box 6 by 1.06.)
Enter this amount in box 10, Part II, on front of form 7. N/A

PART V: SCHEDULE OF ALL SPECIAL LEVIES - Enter all special levies on this schedule. If there are more than four levies, attach a sheet showing the information for each.

Type of levy (one-year, serial or continuing)	Purpose (operating, capital construction, or mixed)	Date voters approved ballot measure authorizing tax levy	First year levied	Final year to be levied	Total tax levy authorized per year by voters	Amount of tax levied this year as a result of voter approval
Serial	Library Operating	3-31-87	87-88	89-90	7,500,000	7,500,000
Serial	Corrections Operating	6-30-87	87-88	89-90	4,700,000	4,700,000
Special Assessment	PUD Election #1		88-89	88-89	13,751	13,751
Special Assessment	PUD Election #2		88-89	88-89	16,277	16,277
TOTAL OF ALL SPECIAL LEVIES - The total of this schedule should equal the total of boxes 2, 3 and 4, Part 1						12,230,028
Enter value used to compute millage levies or tax rate serial levies						N/A

File with your assessor no later than July 15.

NOTICE OF PROPERTY TAX LEVY

1988-89

To assessor of Multnomah County

• File no later than JULY 15.

• Be sure to read the instructions in the 1988-89 Property Tax Levy Certification and Publication Forms and Instructions booklet.

On June 30, 19 88, the Board of County Commissioners
Governing Body
of Multnomah County, Multnomah County, Oregon, levied a tax as follows:
Municipal Corporation
x Gladys McCarty County Chair 248-3308 7-14-88
Contact Person Title Daytime Telephone Date

Is an additional 1988-89 levy request being submitted for voter approval? ☐ NO ☐ YES (Type of Levy) _____
If "YES," you must certify and submit your bonded debt levy and budget to the assessor by July 15.

PART I: TOTAL PROPERTY TAX LEVY

1. Levy within the tax base (cannot exceed box 11, Part II)	1. 68,014,453	
2. One-year levies (Itemize these levies in Part V on back of form)	2. 30,028	
3. Continuing levies (millage and fixed)(Itemize in Part V on back of form) ...	3. -0-	
4. Serial levies (Itemize in Part V on back of form)	4. 12,200,000	
5. Amount levied for payment of bonded indebtedness	5. -0-	
6. TOTAL AMOUNT to be raised by taxation. (Add boxes 1 through 5)	=	6. 80,244,561

PART II: TAX BASE WORKSHEET (If an annexation occurred in the preceding fiscal year, complete Part IV first)

7. VOTED TAX BASE, if any. 18 May 1956 Amount Voter Approved
Date of Voter Approval 7. 11,985,000

8. CONSTITUTIONAL LIMITATION - Tax base portion of preceding three levies actually levied.

Actual Amount Levied	Fiscal Year	Actual Amount Levied	Fiscal Year	Actual Amount Levied	Fiscal Year
8a. 57,106,246	85-86	8b. 60,532,621	86-87	8c. 64,164,578	87-88

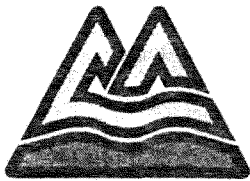
9. Largest of 8a, 8b or 8c 9a. 64,164,578 multiplied by 1.06 = 9b. 68,014,453

ADJUSTMENT FOR ANNEXATION INCREASES DURING PRECEDING FISCAL YEAR

10. Annexation increase (from Part IV, box 7, on back of form) 10. -0-
11. Adjusted tax base (largest of box 9b plus box 10; or box 7 plus box 10 if box 7 has never been levied in full) 11. 68,014,453

PART III: LIMITATIONS PER OREGON REVISED STATUTES (See the ORS Chapter under which the municipal corporation was formed. Does NOT apply to Bond Limitations. Does NOT apply to ALL municipal corporations.)

12. True cash value of municipal corporation from most recent tax roll	12. N/A
13. Statutory limitation of municipal corporation per ORS Formation Chapter	13. N/A of TCV
14. Total dollar amount authorized by statutory limit (box 12 multiplied by box 13)	14. N/A
15. Total amount of box 6 levied within statutory limitation	15. N/A



MULTNOMAH COUNTY OREGON

38
J161

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Duane Zussy, Director
Department of Human Services
426 SW Stark
Portland, OR

Dear Mr. Zussy:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the matter of ratification of an intergovern-)
mental agreement with Oregon Department of)
Agriculture whereby State will reimburse County)
\$5,000 for the control of noxious weeds for FY)
88-89 R-9)

Upon motion of Commissioner Anderson, duly seconded by Commissioner Kafoury, it is unanimously

ORDERED that said intergovernmental agreement be ratified.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Finance
Purchasing
Harriet Weber
Health

DATE SUBMITTED _____

(For Clerk's Use)

Meeting Date 8-4-88

Agenda No. 2-9

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: RATIFICATION OF INTERGOVERNMENTAL AGREEMENT

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Human Services DIVISION Health

CONTACT Art Bloom TELEPHONE x2404

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Duane Zussy/Scott Clement

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Ratification of intergovernmental agreement with Oregon Department of Agriculture whereby state will reimburse county \$5,000 for the control of noxious weeds in the county for FY88-89.

COPY OF CONTRACT IS AVAILABLE AT CLERK OF THE BOARD

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ RATIFICATION

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ GENERAL FUND

OTHER \$5,000

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 26 PM 3:55
MULTI-COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Duane Zussy (pc)

BUDGET / PERSONNEL: David C. Davis

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) J. Kent

OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
HEALTH SERVICES DIVISION
426 S.W. STARK STREET, 7TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3674

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
CAROLINE MILLER • DISTRICT 3 COMMISSIONER
POLLY CASTERLINE • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Gladys McCoy
Multnomah County Chair

VIA: Duane Zussy, Director *Duane Zussy (cc)*
Department of Human Services

FROM: Bill Odegard, Director *Bill*
Health Services Division

DATE: July 14, 1988

SUBJECT: Intergovernmental Revenue Agreement with State Department of Agriculture

Recommendation: The Health Division and the Department of Human Services recommend approval of this \$5,000 Intergovernmental Revenue Agreement with the State Department of Agriculture for the period from the date of execution to June 30, 1989.

Analysis: These funds will be matched with County general funds of \$5,000 to hire a temporary worker at \$6.00 per hour to work during the month of August to survey for noxious weed infestations in Multnomah County and to work with property owners to develop control plans. In February through April the worker will follow-up on cost share implementation and perform noxious weed control activities on rights of way and public land. The primary weed targeted will be tansy ragwort followed by knapweeds, skeletonweed, gorse, etc. No services will be delivered until this agreement is executed by both State and County.

Background: The County received funds from the State in 1983 and 1984 for tansy ragwort weed control. The program was successful but discontinued because of demands placed on Vector Control resources. Presently the County (East County and rural areas in NW Multnomah County) is thoroughly infested with tansy ragwort which is threatening both livestock and hay crops.

[CM-2991K-m]

DATE SUBMITTED _____

(For Clerk's Use)

Meeting Date _____

Agenda No. _____

CLK of
Bl

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: RATIFICATION OF INTERGOVERNMENTAL AGREEMENT

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Human Services DIVISION Health

CONTACT Art Bloom TELEPHONE x2404

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Duane Zussy/Scott Clement

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Ratification of intergovernmental agreement with Oregon Department of Agriculture whereby state will reimburse county \$5,000 for the control of noxious weeds in the county for FY88-89.

COPY OF CONTRACT IS AVAILABLE AT CLERK OF THE BOARD

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ RATIFICATION

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ GENERAL FUND

OTHER \$5,000

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: _____

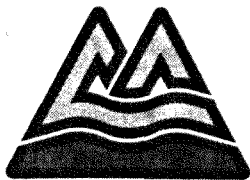
BUDGET / PERSONNEL: _____ / _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
HEALTH SERVICES DIVISION
426 S.W. STARK STREET, 7TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3674

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
CAROLINE MILLER • DISTRICT 3 COMMISSIONER
POLLY CASTERLINE • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Gladys McCoy
Multnomah County Chair

VIA: Duane Zussy, Director
Department of Human Services

FROM: Bill Odegaard, Director
Health Services Division

DATE: July 14, 1988

SUBJECT: Intergovernmental Revenue Agreement with State Department of
Agriculture

Recommendation: The Health Division and the Department of Human Services recommend approval of this \$5,000 Intergovernmental Revenue Agreement with the State Department of Agriculture for the period from the date of execution to June 30, 1989.

Analysis: These funds will be matched with County general funds of \$5,000 to hire a temporary worker at \$6.00 per hour to work during the month of August to survey for noxious weed infestations in Multnomah County and to work with property owners to develop control plans. In February through April the worker will follow-up on cost share implementation and perform noxious weed control activities on rights of way and public land. The primary weed targeted will be tansy ragwort followed by knapweeds, skeletonweed, gorse, etc. No services will be delivered until this agreement is executed by both State and County.

Background: The County received funds from the State in 1983 and 1984 for tansy ragwort weed control. The program was successful but discontinued because of demands placed on Vector Control resources. Presently the County (East County and rural areas in NW Multnomah County) is thoroughly infested with tansy ragwort which is threatening both livestock and hay crops.

[CM-2991K-m]



MULTNOMAH COUNTY OREGON

CONTRACT APPROVAL FORM

(See instructions on reverse side)

TYPE I

- ☐ Professional Services under \$10,000
☐ Revenue
☐ Grant Funding
☒ Intergovernmental Agreement

Amendment to above, Number _____
 (Original Contract Amount _____)

TYPE II

- ☐ Professional Services over \$10,000 (RFP, Exemption)
☐ PCRB Contract
☐ Maintenance Agreement
☐ Licensing Agreement

Amendment to above, Number _____
 (Original Contract Amount _____)

Contact Person Kennedy Phone 3674 Date 7-14-88

Department Human Services Division Health Bldg/Room 160/8

Description of Contract State agrees to reimburse county for the control of noxious weeds in the county through the use of herbicides, Biological controls and cultural practices.

RFP/BID # _____ Date of RFP/BID _____ Date of Exemption _____

Reviewed For ☐ MBE ☐ FBE Participation Contractor is ☐ MBE ☐ FBE

Contractor Name Oregon Department of Agriculture

Mailing Address 635 Capital St NE
Salem, OR 97310-0110

Phone _____
 Employer ID# or SS# N/A

Effective Date upon execution

Termination Date June 30, 1989

Total Amount of Agreement \$ 5,000.00

Payment Terms

- ☐ Lump Sum \$ 5,000
☐ Monthly \$ _____
☐ Other \$ _____

☐ Requirements contract-requisition required
 Purchase Order No. _____

Required Signatures:

Department Head _____ Date _____

Purchasing Director _____ Date _____
 (Type II Contracts Only)

County Counsel _____ Date _____

Budget Office _____ Date _____

County Executive/Sheriff _____ Date _____

TRANSACTION CODE	P.O.	AGENCY	PO DATE	ACCOUNTING PERIOD	BUDGET FY	ACTION					
VENDOR CODE	VENDOR NAME				TOTAL AMOUNT	\$					
LINE NO.	CONTRACT NUMBER	FUND	AGENCY	ORGANIZATION	ACTIVITY	OBJECT	SUB OBJ	REPT CATEG	DESCRIPTION	AMOUNT	INC DEC IND
		100	010	0230					Rev source	\$ 5,000	
									PENDING	\$	
										\$	
										\$	

WHITE - PURCHASING

CANARY - INITIATOR

PINK - CLERK OF THE BOARD

GREEN - FINANCE

GOLDENROD - BUDGET

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT is entered into on the dates indicated by the Oregon State Department of Agriculture, referred to as the "DEPARTMENT" and Multnomah County, referred to as the "COUNTY."

ORS 570.95 and 570.600 authorize the DEPARTMENT to financially participate in cooperative projects for the control of noxious weeds in the COUNTY, through the use of herbicides, biological controls and cultural practices. The COUNTY is desirous of joining the DEPARTMENT in carrying out such a cooperative project in mutually selected areas in the COUNTY. The DEPARTMENT has the capability and resources to provide the COUNTY with financial assistance to carry out the cooperative project.

In consideration of the above, and the following conditions, the parties agree as follows:

(1) The DEPARTMENT and the COUNTY shall mutually select specific areas in the COUNTY within which the cooperative project will be undertaken.

(2) Upon execution of this Memorandum of Agreement, the DEPARTMENT shall make available to the COUNTY the sum of \$ 5,000.00. Any such funds not utilized in carrying out the cooperative project shall, upon the completion thereof, be returned to the DEPARTMENT. The DEPARTMENT shall have no other financial obligation, direct or indirect, to the COUNTY or any other party.

(3) The COUNTY shall provide funds, personnel, equipment or supplies to carry out the cooperative project in an amount equal to the contribution of the DEPARTMENT.

(4) The COUNTY shall plan, within the DEPARTMENT'S guidelines, supervise and carry out, the cooperative project. The COUNTY shall submit its report (on a form provided by the DEPARTMENT) on or before July 10, 1989, describing the results of the cooperative project.

(5) This Memorandum of Agreement shall be effective upon its full execution and shall expire on June 30, 1989, or upon completion of the cooperative project, whichever shall first occur. Any amendment to this Memorandum of Agreement shall only be made by written addendum of the parties.

DATED _____, 1988

OREGON STATE DEPARTMENT
OF AGRICULTURE

BY: _____

TITLE: _____

DATED _____, 1988

Multnomah COUNTY

BY: _____
Gladys McCoy

TITLE: Multnomah County Chair

APPROVED AS TO FORM:

By MULTNOMAH COUNTY COUNSEL

(for Clerk's Use)

Meeting Date _____

Agenda No. _____

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: RATIFICATION: FY88-89 State Revenue Contract

Informal Only* _____

(Date)

Formal Only _____

(Date)

DEPARTMENT HUMAN SERVICES

DIVISION AGING SERVICES

CONTACT MARIE EIGHMEY

TELEPHONE 248-3646

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Duane Zussy/Jim McConnell

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

This revenue contract provides the initial \$6,366,730 in federal Older Americans Act, federal Title XIX, Oregon Project Independence, and USDA funds through the State Senior Services Division to the Aging Services Division for FY88-89. These funds already have been included in the FY88-89 Multnomah County Adopted budget. They buy continuing services to the elderly consistent with those services provided in FY87-88.

NOTE: USDA, totalling \$438,276, is not shown in the \$5,928,454 total on the first page of the contract but is identified in the 10th column of the 3rd page. This is standard practice (IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE) with this yearly SS revenue contract format.

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: _____

BUDGET / PERSONNEL _____ / _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

CONTRACT APPROVAL FORM

(See instructions on reverse side)

TYPE I

- ☐ Professional Services under \$10,000
☒ Revenue
☐ Grant Funding
☐ Intergovernmental Agreement

TYPE II

- ☐ Professional Services over \$10,000 (RFP, Exemption)
☐ PCRB Contract
☐ Maintenance Agreement
☐ Licensing Agreement

Amendment # _____ to Contract # _____
 (Original Contract Amount _____)

Amendment # _____ to Contract # _____
 (Original Contract Amount _____)

Contact Person MARIE EIGHMEY Phone 248-3646 Date 7-19-88

Department HUMAN SERVICES Division AGING SERVICES Bldg/Room 160-5th Flr.

Description of Contract This contract funds case management, in-home services, transportation, meals, respite, day-care, and other services administered by Aging Services Division to the elderly of Multnomah County. Revenues consist of federal Older Americans Act, Title III, federal Title XIX, state Oregon Project Independence dollars, and federal USDA funds. The latter (USDA) total of \$438,276 is not shown on pg 1 of the contract but is included on the third page.

RFP/BID # _____ Date of RFP/BID _____ Date of Exemption _____

Reviewed For ☐ MBE ☐ FBE Participation Contractor is ☐ MBE ☐ FBE

Contractor Name State of Oregon DHR Senior Services Division

Mailing Address 313 Public Service Building
Salem, OR 97310

Phone 378-3751

Employer ID# or SS# _____

Effective Date July 1, 1988

Termination Date June 30, 1989

Total Amount of Agreement \$ 6,366,730

Payment Terms

- ☐ Lump Sum \$ _____
☐ Monthly \$ _____
☐ Other \$ _____

☐ Requirements contract-requisition required

Purchase Order No. _____

Required Signatures:

Department Head _____ Date _____

Purchasing Director _____ Date _____
 (Type II Contracts Only)

County Counsel _____ Date _____

Budget Office _____ Date _____

County Executive/Sheriff _____ Date _____

TRANSACTION CODE		P O		AGENCY		PO DATE		m m d d y y		ACCOUNTING PERIOD		m m y y		BUDGET FY		y y		ACTION	
																		<input type="checkbox"/> Original Entry (E) <input type="checkbox"/> Adjustment (M)	
VENDOR CODE				VENDOR NAME										TOTAL AMOUNT		\$			
LINE NO.	CONTRACT NUMBER		FUND	AGENCY	ORGANIZATION	ACTIVITY	OBJECT	SUB OBJ	REPT CATEG	REV. CODE	DESCRIPTION		AMOUNT		INC/DEC IND				
			156	010	1700					2064	Title IIIB		753,174						
			156	010	1700					2065	Title IIIC-1		\$ 524,423						
			156	010	1700					2066	Title IIIC-2		\$ 494,696						
			156	010	1700					2069	USDA		\$ 438,276						
			156	010	1700					2387	OR. PROJ. IND.		\$ 878,863						
			156	010	1700					2609	Title XIX		\$ 3,277,298						



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
AGING SERVICES DIVISION
ADMINISTRATIVE OFFICES
426 S.W. STARK, 5TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3646

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
CAROLINE MILLER • DISTRICT 3 COMMISSIONER
POLLY CASTERLINE • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Gladys McCoy, Chair
Board of County Commissioners

VIA: Duane Zussy, Director
Department of Human Services

FROM: James McConnell, Director
Aging Services Division *JMcLym*

DATE: July 21, 1988

SUBJECT: FY88-89 State Senior Services Division Revenue Contract, Aging
Services Division

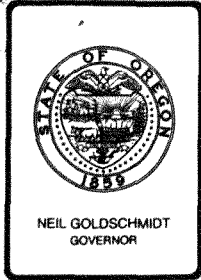
RECOMMENDATION: The Aging Services Division recommends County Board approval of the attached agreement with the State Senior Services Division for the period of July 1, 1988 through June 30, 1989.

ANALYSIS: This \$6,366,730 revenue contract, retroactive to July 1, 1988, provides initial federal and state revenues to cover on-going administration and services to the Multnomah County elderly (district center operations, case management, in-home services, transportation, respite, day care, etc.). Funding includes federal Older Americans Act Title III, federal Title XIX, state Oregon Project Independence funds and USDA funds.

The contract covers July 1, 1988, through June 30, 1989, the second year of the biennium, and will be updated periodically throughout the forthcoming year. The \$6,366,730 revenues currently are included in the FY88-89 Multnomah County Adopted Budget for FY88-89. No County funds are involved in this contract.

BACKGROUND: Processing of this contract has been delayed by year-end crossover workloads.

The format of the State contract routinely does not include the \$438,276 federal USDA in the first page of the contract which shows a total \$5,928,454 revenue, but does include it on the total (third page) "El Budget Objectives" page, which accompanies the original and each subsequent contract amendment.



Department of Human Resources

Contract #70328-3

SENIOR SERVICES DIVISION

313 PUBLIC SERVICE BUILDING, SALEM, OREGON 97310 PHONE 503-378-4728 (TTY)

AMENDMENT OF AGREEMENT

This agreement effective July 1, 1988 through June 30, 1989 between State of Oregon, Department of Human Resources, Senior Services Division, and

MULTNOMAH COUNTY

426 SW Stark Street, Fifth Floor
Portland, OR 97204

a Type B Area Agency on Aging is amended as follows:

1. New funding amounts as of June 24, 1988 are as follows:
(date amendment prepared)

	PART B Social Services	PART C-1 Congregate Meals	PART C 2 Home Del. Meals	PART D In-Home Services	Oregon Project Independ.	LTC ADMIN Type B AAAs	TOTAL ALL CATEGORIES
FY 89 ALLOCATION	\$ 576,578	\$ 867,049	\$ 194,248	\$ 21,312	\$ 915,343	\$ 3,173,939	\$ 5,748,469
CARRYOVER AMOUNT	\$ 5,593	\$ 137,096	\$ 36,493	\$ 0	\$ 5,200	\$ 103,359	\$ 287,741
TRANSFERS	\$ 171,003	\$ (434,958)	\$ 263,955	\$ 0	\$ 0	\$ 0	\$ 0
TOTAL FUNDS AVAILABLE	\$ 753,174	\$ 569,187	\$ 494,696	\$ 21,312	\$ 920,543	\$ 3,277,298	\$ 6,036,210
PREVIOUS TOTAL CONTRACT-FY 89	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
SSD FUNDS THIS CONTRACT/AMEND	\$ 753,174	\$ 524,423	\$ 494,696	\$ 0	\$ 878,863	\$ 3,277,298	\$ 5,928,454
NEW TOTAL CONTRACT	\$ 753,174	\$ 524,423	\$ 494,696	\$ 0	\$ 878,863	\$ 3,277,298	\$ 5,928,454
BALANCE AVAILABLE	\$ 0	\$ 44,764	\$ 0	\$ 21,312	\$ 41,680	\$ 0	\$ 107,756

2. Funding changes are as follows:

- III B funds available increased by \$576,578 due to FY89 allocation, and by \$171,003 due to a transfer from III C-1, and by \$5,593 due to estimated carryover.
- III C-1 funds available increased by \$867,049 due to FY89 allocation and by \$137,096 due to estimated carryover.
- III C-1 funds decreased by \$263,955 due to transfer to III C-2 and by \$171,003 due to transfer to III B.
- III C-2 funds available increased by \$194,248 due to FY89 allocation and by \$36,493 due to estimated carryover and by \$263,955 due to a transfer from III C-1.
- III D funds increased by \$21,312 due to FY88 and 89 allocation.
- OPI funds available increased by \$915,343 due to FY 89 allocation and by \$5,200 due to estimated carryover.
- Type B LTC Administration increase of \$103,359 is due to estimated carryover.

3. This amendment is subject to the following condition:

- a) estimated carryover funds are subject to verification by fiscal audit.

The Executive Department, State of Oregon, has delegated authority to the Division to enter into this agreement without approval of the Department.

The effective date of this amendment shall be upon signature by the Senior Services Division, State of Oregon.

AGREED:

Area Agency on Aging

By James McConnell
Authorized Signature

Title Director

Date 7/21/88

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

GLADYS McCOY, CHAIR

APPROVED AS TO FORM:

Lawrence Kressel, COUNTY COUNSEL
for Multnomah County, Oregon

BY _____
ASSISTANT COUNTY COUNSEL

D2MUAmend

AGREED:

Senior Services Division

By _____
Administrator/Delegate

Date _____

REVIEWED BY:

SSD Program Assistance Manager

By _____

Date _____

Reviewed by _____
SSD Contracts Unit PAK 6/24/88
Date/Initials

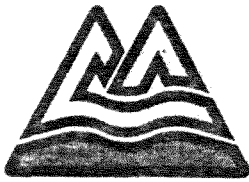
State of Oregon
Department of Human Resources
Senior Services Division
District Multnomah 2

E-1 Budget Objectives
Fiscal Year 1988-89

Contract # 70328-3

Date: June 23, 1988

Int Num	Service Category	CASH RESOURCES										IN-KIND RESOURCES		Grand Total	BUDGET OBJECTIVES			
		LTC Admin	III B	III C-1	III C-2	III D	OPI	Program Income	Cash Match	Other	USDA	Match	Other		Units of Service	Cost Per Unit	No. of Persons Served	Cost Per Case
1	Admin OAA		29,371	103,973					44,537	379,585				557,466		0.00		0
1	Admin OPI						76,193							76,193		0.00		0
1	Admin LTC	354,686												354,686		0.00		0
2	Advocacy		90,397						14,056	80,168				184,621		0.00		0
6	Protective Services		36,000											36,000		0.00		0
7	ASD Case Mgmt	2,922,612								124,093				3,046,705		0.00		0
10	Training		1,137						380					1,517		0.00		0
11	Ombudsman									8,200				8,200		0.00		0
12	I & R		87,399					360	120,000	118,982			13,829	340,570	70,964	4.80	70,964	5
12a	Translation		17,901											17,901	1,205	14.86	1,205	15
13	Outreach													0		0.00		0
13a	GateKeep Trng									6,000				6,000	6	1,000		0
17	Transportation		69,941					7,280		277,070			5,125	359,416	102,407	3.51	961	374
19	Resource File									16,579			8,100	24,679	180	137.11		0
20	Guardian									212,541				212,541		0.00	180	1,181
21	Legal Services		31,673					150		67,375			55,000	154,198	2,125	72.56	1,098	140
22	Congregate Meals			397,450				247,395		132,479	161,329		61,257	999,910	304,429	3.28	6,010	166
22a	USDA Cushion			23,000										23,000	40,351	0.57		0
23	Senior Cntr Oper		32,463							221,550			74,962	328,975	96	3,427	1,020	323
24	Counseling		31,097					107		100,364			1,133	132,701	8,827	15.03	2,851	47
28	Health							500		79,707			45,000	125,207	12,174	10.28	1,212	103
32	Money Mgmt									9,730				9,730	741	13.13	28	348
33	Volunteer Svcs									54,106			1,025	55,131	10,894	5.06	265	208
34	Mental Health		22,406					100		104,654			7,344	134,504	2,872	46.83	230	585
34a	M.H. Special Proj									3,949				3,949		0.00		0
37a	Indigent Burial									25,240				25,240	130	194.15	130	194
41	Home Delivered Meals			494,696				371,743		274,447	260,743		55,010	1,456,639	459,379	3.17	3,700	394
41a	XIX Home Delivered Meals										16,204			16,204	28,548	0.57	150	108
46	Home Care							425,576	21,279					446,855	53,070	8.42	887	504
46	Personal Care							225,883	11,294					237,177	20,358	11.65	565	420
48	Chore							3,273	164					3,437	310	11.09	38	90
51	Case Mgmt		303,389					110,014	1,958	48,069	123,531		10,627	597,588	37,037	16.13	2,740	218
56	Screen/Eval		0											0	0	0.00		0
60	Day Care							7,998	2,000					9,998	462	21.64	9	1,111
61	Respite Care							23,376	2,150		5,167		4,050	34,743	3,302	10.52	35	993
62	Med Monitoring							0	0					0	0	0.00	0	0
63	AFH Licensing									146,667				146,667		0.00		0
69	Misc Med							6,550						6,550	34	192.65	34	193
	Grand Total	3,277,298	753,174	524,423	494,696	0	878,863	666,480	227,042	2,572,184	438,276	0	342,462	10,174,898	1,159,901	8.77	94,312	108



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

38
5761

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Duane Zussy, Director
Department of Human Services
426 SW Stark
Portland, OR

Dear Mr. Zussy:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the matter of ratification of the FY 1988-89)
State Revenue Contract with the State Senior)
Services Division for \$6,336,730 in federal)
Older American's Act, federal Title XIX, Oregon)
Project Independence and USDA funds, to the Aging)
Services Division R-10)

Upon motion of Commissioner Anderson, duly seconded by Commissioner Kafoury, it is unanimously

ORDERED that said intergovernmental agreement be ratified.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Finance
Purchasing
Harriet Weber
Aging Services

(For Clerk's Use)
Meeting Date 8-4-88
Agenda No. R-10

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: RATIFICATION: FY88-89 State Revenue Contract

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT HUMAN SERVICES DIVISION AGING SERVICES

CONTACT MARIE EIGHMEY TELEPHONE 248-3646

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Duane Zussy/Jim McConnell

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

This revenue contract provides the initial \$6,366,730 in federal Older Americans Act, federal Title XIX, Oregon Project Independence, and USDA funds through the State Senior Services Division to the Aging Services Division for FY88-89. These funds already have been included in the FY88-89 Multnomah County Adopted budget. They buy continuing services to the elderly consistent with those services provided in FY87-88.

NOTE: USDA, totalling \$438,276, is not shown in the \$5,928,454 total on the first page of the contract but is identified in the 10th column of the 3rd page. This is standard practice (IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE) with this yearly SSD revenue contract format.

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

SIGNATURES:

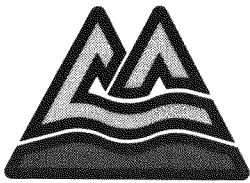
DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Duane Zussy (w)

BUDGET / PERSONNEL David O'Karr

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) Armond B...

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
AGING SERVICES DIVISION
ADMINISTRATIVE OFFICES
426 S.W. STARK, 5TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3646

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
CAROLINE MILLER • DISTRICT 3 COMMISSIONER
POLLY CASTERLINE • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Gladys McCoy, Chair
Board of County Commissioners

VIA: Duane Zussy, Director *Duane Zussy (cc)*
Department of Human Services

FROM: James McConnell, Director *JMcConnell*
Aging Services Division

DATE: July 21, 1988

SUBJECT: FY88-89 State Senior Services Division Revenue Contract, Aging
Services Division

RECOMMENDATION: The Aging Services Division recommends County Board approval of the attached agreement with the State Senior Services Division for the period of July 1, 1988 through June 30, 1989.

ANALYSIS: This \$6,366,730 revenue contract, retroactive to July 1, 1988, provides initial federal and state revenues to cover on-going administration and services to the Multnomah County elderly (district center operations, case management, in-home services, transportation, respite, day care, etc.). Funding includes federal Older Americans Act Title III, federal Title XIX, state Oregon Project Independence funds and USDA funds.

The contract covers July 1, 1988, through June 30, 1989, the second year of the biennium, and will be updated periodically throughout the forthcoming year. The \$6,366,730 revenues currently are included in the FY88-89 Multnomah County Adopted Budget for FY88-89. No County funds are involved in this contract.

BACKGROUND: Processing of this contract has been delayed by year-end crossover workloads.

The format of the State contract routinely does not include the \$438,276 federal USDA in the first page of the contract which shows a total \$5,928,454 revenue, but does include it on the total (third page) "El Budget Objectives" page, which accompanies the original and each subsequent contract amendment.

PART 3
GENERAL PROVISIONS
FOR AGREEMENT
BETWEEN SENIOR SERVICES DIVISION "DIVISION"
AND TYPE B
AREA AGENCY ON AGING "AGENCY"

1. Payment of Funds

- A. In order to provide funding for the implementation of the Area Plan, which is approved by this agreement, the Division shall provide funds subject to the terms and conditions stated in this contract. Specific amounts shall be identified by funding source in paragraph 7 of part 1 of this contract. Payment shall be as follows:

Older Americans Act (OAA) and Oregon Project Independence (OPI) funds shall be reimbursed to the Agency on a monthly basis after a 1/12th advance payment for each of the first two months of the contract period.

Senior Services Division shall process payment of OAA and OPI funds at the beginning of every month of the contract period.


Payments beginning with the third month and after of the contract period will be based on actual expenditures reported on the Monthly Financial and Service Report for the month covered by the report, plus any unusual costs expected during the upcoming month. An explanation for any unusual costs expected will be provided when requesting additional funds with the reimbursement.

- B. It is understood that services of providers under Title XIX will be procured jointly by the Agency and the Division. Service providers will in turn bill and receive payment directly from the Division or the Adult and Family Services Division as appropriate.

2. Matching Funds

- A. The Division will provide funding to the Agency for the federal and state share of allowable costs of the Agency's administering Title XIX services and for its supervising employees engaged in the delivery of

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Assistant Attorney General

Date 5-11-88

0314C/nal/05-06-88

Title XIX services. Payments under this provision will be within limits established by the legislative appropriation for this purpose, and upon completion of Division forms documenting personnel and nonpersonnel cost related to the delivery of Title XIX services.

- B. The Agency agrees to reimburse the Division for any amounts paid by the Division to the Agency, for programs administered by the agency, for costs which are disallowed and withheld by Health and Human Services (HHS) for Older Americans Act (OAA) and Title XIX programs. When it is clear that the disallowed costs were related to agency actions, the agency will not be held to reimburse the Division when the disallowance results from agency implementation of Division rule or policy. Reimbursement will be made within ten (10) work days of receipt by the Agency from the Division of a copy of an HHS notice of disallowance.
- C. The Division agrees to assist the Agency in preparing responses and appeals to any Federal disallowance notices related to costs claimed that are related to OAA and Title XIX payments under this agreement.

3. Compliance With Plan And Law

The above funding will be provided by the Division and is conditional upon the continuance of the services by the Agency in the manner provided in the approved plan and in accordance with the requirements set forth in ORS 410.100(2). The funding will be terminated in the manner provided in ORS 410.100, upon withdrawal of the Agency designation or upon termination of any program or service contemplated by the plan. The requirement in ORS 410.100(2) for Area Agency compliance with federal and state laws and rules includes, but is not limited to, compliance with Title III of the Older Americans Act, as amended; Title XIX of the Social Security Act, Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; the Federal Clean Air and Water Pollution Control Acts, as amended; ORS Chapter 410, including Oregon Project Independence; and federal and state rules under the foregoing, including 45 CFR Part 74, 80, and 1321. The above requirements include, but are not limited to Meal Sites and Senior Centers.

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Date 5-11-88

0314C/na2/05-06-88

A. Licensing and Program Standards

The Agency is required to comply with all applicable state, county, and municipal laws or regulations for licensing, certification, and operations of facilities and may not contract for the provision of services by facilities that are not in compliance with such laws or regulations. The term facilities includes but is not limited to Nursing Facilities, Residential Care Facilities, Adult Foster Homes, and specialized living facilities, meal sites, senior centers.

B. Confidentiality of Information

(1) Pursuant to 45 CFR 205.50 and 42 CFR 431 subpart F, the Agency shall treat all information, which is obtained by the Agency through the performance of this agreement, as confidential information as provided under state and federal law. It shall not use any information, obtained in the performance of the contract, in any manner except as necessary to the proper discharge of its obligations and securement of its rights. All Agency personnel having access to information pertaining to recipients and/or providers shall complete and sign a nondisclosure agreement.

(2) Confidentiality of Client Information

- (a) All information as to personal facts and circumstances obtained by the Agency shall be treated as privileged communications, shall be held confidential and shall not be divulged without the written consent of the enrolled recipient, his/her attorney, or his/her parent or legal guardian, except as may be required by the Division or directed by the court, or as provided by the Oregon Public Records Act, provided that nothing prohibits the disclosure of information in summary, statistical or other form which does not identify particular individuals.
- (b) The use or disclosure of information concerning recipients shall be restricted to the administration of the agreement. Confidentiality policies apply to all requests from outside sources. The Division, Agency, and subcontractor will share all pertinent information affecting services.

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Assistant Attorney General

Date 5-11-85

0314C/na3/05-06-88

C. Agency-Client Relationship

The Agency must establish a system through which a client or family member may present grievances about the operation of the Agency's service program. The Agency will provide information and advice relative to the local grievance procedure to the client. The Agency will notify the Division of all Agency-client grievances which it is not able to resolve and will process these grievances according to Division rules.

D. Agency-Subcontractor Relationship

The Agency must require its subcontractors to comply with the same terms and provide the same assurances as the Agency must in its use of federal and state funds.

E. Merit System Requirements

The Agency will provide personnel administration based on merit principles and methods governing the appointment, promotion, transfer, layoff, removal, and discipline of its employees, and other aspects of employment. All appointments and promotions shall be made on the basis of merit and fitness, as determined by a valid, reliable, competitive process.

F. Agency Assurances

The Agency further assures:

- (1) That elderly and disabled persons or others in their behalf have a right to request information and service; that a determination of service eligibility be conducted, that persons be advised of the decision and have an opportunity to request a hearing.
- (2) That the Agency utilizes Division established service priorities.
- (3) That the Agency client will be provided service at the level of care required and permitted by Division rules and available staffing.

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Assistant Attorney General

Date

9-11-88

0314C/na4/05-06-88

(4) That the Agency will develop a goal-oriented local service delivery system for clients which will incorporate within available resources the following:

(a) Protective services

(b) Prevention or reduction of institutionalization

(c) Achievement and maintenance of self-sufficiency

(d) Appropriate placement in a facility, if needed

(e) Achievement and maintenance of economic self-support

(5) That the Agency will use Division required payment forms, reports, etc., to document services.

(6) That the Agency will implement the programs and administrative rules of the Division.

G. Appropriateness and Allowability of Service

The agreed to funding is subject to the continued allowability and appropriateness of the planned services under state or federal statutes, regulations, or policies. Funding will be terminated for any service which becomes disallowed or inappropriate. Notice and effective date shall be as provided in paragraph 4.

4. Availability of Funds

The Division certifies that, at the time of signing, and subject to the availability of federal and state funds, sufficient funding is authorized and is anticipated to be available within the Division's applicable appropriation or limitation. Should funds not become available to the Division in amounts anticipated, the Division may, by amendment, reduce funding, or terminate the agreement as appropriate. Reduction of funding or termination of agreement may be initiated by the Division pursuant to provisions of ORS 410.070 in order to transfer funds from one Area Agency to another or from one program or service to another. Such reduction or termination will be effective upon written notice delivered to the Agency in person or by certified mail, or at such later date as established by

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Assistant Attorney General

Date

5-11-58

0314C/na5/05-06-88

the Division. A reduction or termination will not affect payment for allowable expenses incurred prior to the effective date of such action. Consultation with the affected Agency will take place within time constraints consistent with the need for such action. Should a reduction in funding occur, the Agency and the Division will renegotiate the service requirements of the contract.

5. Fidelity Bond

The Type B Transfer Agency will obtain and maintain at all times during the term of this agreement a fidelity bond covering activities of all persons having custody of funds. The bond amount will be not less than the amount of payment advanced or payable monthly (whichever is higher) to the Agency. A certificate evidencing the existence of the bond shall be furnished to Division within 30 days of contract approval.

Type B Contract Agencies are not required to purchase this insurance, employees are covered through the Department of General Services, Risk Management Division. The FTE assessment is paid to Risk Management by Senior Services Division.


6. Accounting Requirements

- A. The Agency shall establish and maintain an accounting system in accordance with generally accepted accounting principles as adopted by the Financial Accounting Standards Board.
- B. The accounting system shall maintain all required records of expenditures incurred under this agreement.
- C. Special accounting records and procedures may be established via contract negotiation, subject to Division and Federal acceptance. Accounting procedures, policies, and records shall be made available for state and federal audits.

7. Audit Requirements

- A. The Agency shall maintain appropriate and sufficient documentation of expenses under the agreement, and in such detail as shall properly reflect revenues, net costs (direct and apportioned) and other expenses for which payment is claimed.

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Assistant Attorney General

Date 5-11-88

0314C/na6/05-06-88

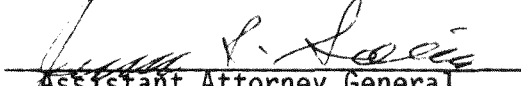
9. Subcontracting

- A. The Agency shall be responsible for the performance of the subcontractor. All subcontracts and agreements shall be submitted to the Division upon request.
- B. The Agency shall not be relieved of any responsibility for the performance of its duties under the contract, regardless of any subcontract it enters into.
- C. The Agency shall provide the Division's Contracting Officer immediate written notice of any action, law suit, or claim made against the Agency by a subcontractor or vendor if, in the opinion of the Agency, it could result in a financial obligation to the Division.
- D. Subcontracts with private proprietary providers, which involve Older Americans Act funding, must be submitted to the Division, Contracts and Provider Relations Unit, for approval before they become effective. The Agency shall provide the Division Contracts, Rules and Provider Relations Unit with a copy of all other subcontracts which are funded by federal or state funds, through this contract.

10. Insurance and Indemnification

- A. Contractor agrees to hold the state harmless from all claims, suits, or actions resulting or arising out of the activities of the Agency, its employees, or any subcontractor.
- B. The Type B Transfer Agency agrees that it will, at all times during the term of this agreement, keep in force a tort liability insurance policy (policies), issued by a company authorized to transact business in the State of Oregon, with limits of liability provided therein of at least \$50,000 for property damage sustained by any person, \$100,000 for injury and/or damages to any one person, and \$300,000 for total injuries and/or damages arising from any one occurrence. If the insurance has an aggregate limit, then the Agency shall secure excess insurance in the amount of \$1,000,000. If the Agency is subject to the Oregon Tort Claims Act, it may provide and maintain an equivalent registered self-insurance program. The Division, its officers, employees, and agents shall be included as named insured in any such policy of insurance. The Agency shall furnish the Division with

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Assistant Attorney General

Date 5-11-88

B. For work performed on an hourly or cost reimbursement basis, the allowability of direct and indirect costs shall be governed by Part 74, Subpart Q, Title 45, Code of Federal Regulations, as amended.

C. For access to records, the Agency agrees to the following terms, and it will incorporate said term in all subcontracts it enters into for the performance of the agreement:

- (1) Maintain fiscal records and other records pertinent to this contract. All fiscal records shall be maintained pursuant to accepted accounting standards and other records shall be maintained to the extent necessary to clearly reflect actions taken. Agency further agrees to provide access to any books, documents, papers and records of contractor which are pertinent to this contract, and, further, to allow the making of excerpts and transcripts, and allow performance of audits and/or examination of books, documents, papers, and records of contractors. Such access shall be freely allowed to State and Federal personnel and their duly authorized agents.

All such records shall be retained and kept accessible for three years following final payment and conclusion of all pending matters. All subcontracts shall also comply with these provisions.


- (2) Records involving matters in litigation shall be kept no less than one year after resolution.

- (3) Independent fiscal audits of the Agency shall be performed at least annually and according to federal and state statutes, and Division rules. Two copies of all Agency audits shall be provided to the Division Contracts and Provider Relations Unit. This audit requirement, for subcontracts entered into by the Agency, shall apply to those subcontracts in excess of \$25,000 which are not fee-for-service contracts. (Note: Any contract or subcontract which includes any federal funds must be audited in accordance with the requirements of circular A-128.)

8. Reporting

The Agency shall supply reports to the Division in accordance with Executive Letter 87-6 and SSD rules.

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Assistant Attorney General

Date 9-11-88

0314C/na7/05-06-88

written verification of the existence of such liability insurance policy (policies) or registered self-insurance program upon execution of this agreement. Such insurance policy (policies) shall not be cancelled or modified by the Agency without 30 days prior written notice to the Division. In the event of unilateral cancellation or modification by the insurance company of any insurance policy (policies) referred to in this paragraph, the Agency will, within 24 hours, notify the Division verbally and within ten days in writing as to the company's action. In the event of any action, lawsuit or other legal proceeding brought against the Division relative to this provision, the Division shall, within ten days, provide written notice to the Agency by certified mail to its post office address.

Type B Contract Agencies will not be required to provide this coverage on Senior Services Division employees. Senior Services Division will provide coverage through the Risk Management Division.

C. Automobile and Equipment Insurance.

Senior Services Division owned automobiles and equipment are insured through the Risk Management Division, and the agency should provide excess coverage if it believes excess coverage is necessary. The Agency will be responsible for all deductibles. Transfer Agencies using equipment on Senior Services Division inventory are not required to additionally insure.

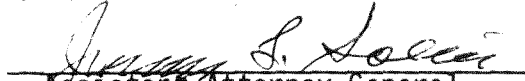
11. Client Fees--Project Income

No fees shall be assessed, or charges made to clients by the Agency or subcontractor for services provided under this agreement except under schedules approved by the Division. All project income, fees, and charges shall be used by the Agency or subcontractor for the sole purpose of expanding services in the program area in which they were collected.

12. Licenses, Patents, Copyrights

A. The provisions of this article shall be incorporated in any subcontract which relates to the subject matter of this article.

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Assistant Attorney General

Date 5-11-88

0314C/na9/05-06-88

- B. The United States Department of Health and Human Services and the State of Oregon will receive a royalty-free, nonexclusive and irrevocable license to reproduce, publish, or otherwise use, and to authorize others to do so, all instructions, files, and documentation relevant to information developed in whole or in part from funding derived through this agreement.

13. Employee Supervision in Type B Contract Agency

The Type B contract Agency will supervise Division included staff in accordance with the agreement between the Oregon Public Employees Union, Local 503 SEIU, AFL-CIO, CLC, and the Executive Department of the State of Oregon as well as the policies and procedures of the Division. Management Service and Temporary Employees will be supervised in accordance with the Personnel Relations Law, "Personnel Rules and Personnel Policies" of the Executive Department Personnel Division as well as the policies and procedures of the Division. The Division will provide assistance on personnel issues upon request. Senior Services Division will provide all required insurance coverage on its employees, through the Risk Management Division.

14. Recovery of Overpayment

Should the Agency receive payments from the Division for which it is not entitled, the Division may reduce payments until the entire overpayment has been recovered. In the recovery of overpayments, the Division shall not reduce any payment to the Agency without prior written notification.

15. Payment as Sole Monetary Obligation of the Division

- A. Any and all payments, as provided herein, shall be the sole monetary obligation of the Division. Unless otherwise specified, the responsibility for payment of all operating costs, federal, state, county, or city taxes/assessments and any other charges imposed by law upon employers shall be the sole responsibility of the Agency.
- B. Reimbursement for accumulated vacation time: The Division will reimburse an Agency for vacation leave at the time it is earned if the Agency is recording its payroll on an accrual basis. Example: Employee A earns \$1,000 in month X, \$50.00 represents vacation

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Assistant Attorney General

Date 9-21-88

0314C/ril0/05-10-88

payable. The Division will reimburse the Agency for the full \$1,000 for employee A for month X. In month Y, employee A earns \$1,000, including accrued vacation payable of \$50.00, but takes two weeks of vacation during the month valued at \$500.00. The Division will reimburse the Agency \$500.00 (\$1,000 earned less vacation payable \$500.00).

The Agency must identify the amount of vacation pay to be reimbursed to each employee with each request for reimbursement. In addition, the Agency must submit a listing of the total vacation payable, by employee, at the end of each fiscal year with their final report.

16. Amendments

- A. The Division may, in addition to other provisions, amend the terms of this agreement to ensure compliance with federal or state statutes, regulations, or court interpretations. Such amendment shall only be valid when executed by the Agency and Division.
- B. The agreement may also be amended or extended by mutual agreement of the parties. Amendments or extensions by mutual agreement shall only be valid when they have been reduced to writing, approved as required and signed.

17. Waiver of Default

Waiver of any default shall not be deemed to be a waiver of any subsequent default. Waiver or breach of any provision of the agreement shall not be deemed to be a waiver of any other or subsequent breach and shall not be construed to be a modification of the terms of the agreement unless stated to be such in writing, signed by an authorized representative of the Division.

18. Assignment

The Agency shall not assign, factor, sell, or otherwise transfer the agreement or any payment arising therefrom, without prior written consent of the Division.

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Assistant Attorney General

Date 5-11-88

0314C/r111/05-10-88

19. Delegation of Authority

The Division intends to implement the agreement through a representative, herein called "the Division Contracting Officer." The Contracting Officer shall, within the limitations of delegated authority, coordinate all actions as appropriate under the agreement and in accordance with federal and state statutes and administrative rules.


20. Disputes and Withdrawal of Programs, Services, or Funding Default and Withholding of Funds

- A. The agreed to funding is contingent upon the Agency's performance of all requirements of this agreement. The Division shall give the Agency written notice of failure to perform. Should the Agency fail to perform or take adequate corrective action within ten working days (or later, as the Contracting Officer may specify in writing) of receipt of written notice, the Division may withhold part or all of the payment until such failure is corrected or may terminate funding in accordance with the provision of paragraph 4.
- B. Any dispute concerning performance of the agreement shall be decided by the Division which shall reduce its decision to writing and serve a copy on the Agency personally or by certified mail. The decision of the Division shall be final and conclusive, unless within 30 days from the date of service of such copy, the Agency files with the Division a written appeal addressed to the Administrator of the Division.
- C. Pending final determination of any dispute hereunder, the Agency shall proceed diligently with the performance of the agreement and in accordance with the Contracting Officer's directions.
- D. Withdrawal of programs or services shall be in accordance with the provisions of ORS 410.100 and ORS 410.270.

21. Termination

In addition to other provisions for termination already stated, this agreement may be terminated by mutual agreement or by either party upon 30 days written notice delivered personally or by certified mail. A termination will not affect payment for allowable expenses incurred prior to the effective date of termination.

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Assistant Attorney General

Date 5-11-88

0314C/ri12/05-10-88

22. Return of Resources

Upon termination, the Agency shall transfer to the Division any unexpended and unobligated funds, materials, supplies, equipment, and contract rights obtained under this agreement as directed. The Agency shall protect and preserve rights and property in its possession until transfer to the Division has been accomplished. Failure to agree to the amount shall be a dispute concerning a question of fact within the meaning of the clause of this contract entitled "Disputes". The Division may withhold from amounts otherwise due the Agency such sum as the Division determines to be necessary to protect itself against loss.

23. Authority of Single State Agency

Nothing in this agreement shall compromise the authority of the single state agency (Department of Human Resources) or the medical assistance unit (Adult and Family Services Division) as stated in 42 CFR 431.10 and 431.11, or in any way impair its ability to administer the state's Title XIX program.

24. Special Federal Requirements

The Agency shall comply with relevant provisions of 45 CFR Part 74, including:

- A. Compliance with Executive Order 11246 entitled Equal Employment Opportunity as amended by Executive Order 11375 and as supplemented in Federal Acquisition regulation 48 CFR Part 1520. All subcontracts shall also comply with these provisions.
- B. Compliance with all standards and policies which relate to energy efficiency and which are contained in any approved State of Oregon energy conservation plan which was issued in compliance with the Energy Policy and Conservation Act (PL 94-165). All subcontracts shall also abide with these provisions.
- C. Ensure that if the sum payable under this contract exceeds \$100,000, the Agency will comply with all applicable standards, orders, or requirements issued under Section 306 of the Clean Air Act (42 USC 1857 H) Section 508 of the Clean Water Act (33 USC 1368)

APPROVED AS TO LEGAL SUFFICIENCY


Assistant Attorney General

Date 5-11-88

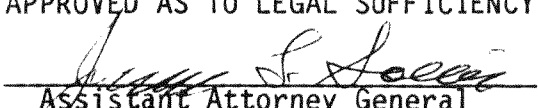
0314C/ri13/05-10-88

Executive Order 11738, and Environmental Protection Agency regulations (40 CFR Part 15), and, further, Agency agrees to promptly report all infractions to Division, Federal Grantor Agency, and to the U.S. Environmental Protection Agency. All subcontracts in excess of \$100,000, shall also be in compliance with these provisions.

25. NIS Agreement

In the event there is a conflict between provisions of this agreement and the Negotiated Investment Strategy (NIS Agreement), the Division will work with the Agency to attempt to resolve the conflict and make any necessary contractual amendment. If a dispute arises, resolution shall be in accord with paragraph 20.

APPROVED AS TO LEGAL SUFFICIENCY


Assistant Attorney General

Date

5-11-88

0314C/ri14/05-10-88

Date 8/4/88

NAME

Christopher P. Thomas

ADDRESS

Suite 400, 2000 SW First

Street
Portland, OR
City

97201

Zip

I wish to speak on Agenda Item # A-11, A-12

Subject EMS

 FOR

 X

AGAINST

Date 8/4

NAME

Tom Lindley

ADDRESS

111 SW Fifth

Street

Portland

City

97204

Zip

I wish to speak on Agenda Item #

R12

Subject

RFC and RFP

____ FOR

____ AGAINST

Date 8/4

NAME

Stephen Katony

ADDRESS

Street

City

Zip

I wish to speak on Agenda Item #

BFY

Subject

FOR

AGAINST

NAME

Marsha Carroll

Date _____

ADDRESS

851 SW 6th, Suite 1600

Street
Portland
City

97204
Zip

I wish to speak on Agenda Item #

R-12

Subject

~~EMS APPEAL~~

FOR

AGAINST

aff action

Date 8/4

NAME

Donna Cameron

ADDRESS

111 SW Fifth

Street

Portland

City

97204

Zip

I wish to speak on Agenda Item #

R-12

Subject

Affirmative Action

FOR

AGAINST

Labor lawyer-advisor on Affirm. Action



MULTNOMAH COUNTY OREGON

39-49
J761

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Duane Zussy, Director
Department of Human Services
426 SW Stark
Portland, OR

Dear Mr. Zussy:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

Second Reading - An Ordinance adopting an)	ORDINANCE
Ambulance Service Plan and amending MCC)	NO. 589
6.31.039	R-11)

Order in the matter of approving a Request for)
Credentials and Requests for Proposals for)
Emergency Ambulance Service (Continued one week)
from July 28)	R-12

Copies of the above-entitled Ordinance, Request for Credentials, and the two Requests for Proposals (ASA I and ASA II) were available to all persons wishing a copy. Ordinance and Requests for Credentials and Proposals were read by title only.

At this time, a hearing was held.

Commissioner Kafoury moved that the ordinance, as corrected and submitted by County Counsel today, recognizes the exact ordinance the Board will consider; and is identified as July 29. Motion duly seconded by Commissioner Miller.

Laurence Kressel, County Counsel, explained the proposed ordinance is to adopt the ambulance service plan. The plan itself has undergone several modifications during the last few weeks in order to make sure the ordinance that is adopted actually refers to the plan as finally modified. The revised version of the ordinance in Section II clearly states the plan being adopted is DRAFT III, Dated July 29, 1988.

Commissioner Kafoury stated that is the ordinance she moved.

Mr. Kressel said it also contains additional language in Section 1, Findings. The finding will now read: "The plan provides, among other things, for the division of the county into two emergency ambulance service areas, and the award of separate franchises to different providers to serve those areas. This will emphasize to the court, if there should be a review, that this plan involves two providers.

Commissioner Miller asked if in Section B, it states unequivocally it is the intent of the Board, should the court decision be reversed, that it would go, at the appropriate time, to a two ASA or to a single ASA; and she is under the impression that one of the things that has been put in the plan was that in the evaluation of the RFP's, there would be some point at which the Board would evaluate whether even the two ASA was comparable or better than the single.

Mr. Kressel said the point that was made was in response to a comment made by Chris Thomas, and he asked the Board to keep in mind that they could consider at the end, after having received the proposals, that the proposals might not be an improvement over the three provider system.

Commissioner Miller said a lot of time was spent on that, and she asked who would decide, the Evaluation Committee, or who? It may not be in the plan, but she is not sure the Board wants to commit to language that is this firm, if at some point the Board will really evaluate whether the two ASA is better than the three ASA. Can the Board say at this point it really wants to go to a single ASA?

Mr. Kressel said it is the Board who will have to make that determination, not the Evaluation Committee. He also said that when the Board gets to the RFP, particularly the part that is new concerning the selection process. At the conclusion of the process, the Board can determine whether to accept or reject the proposals, as public interest requires. One reason the Board might want to reject all proposals, is that none of them improves the status quo. The Board could consider that issue.

Commissioner Miller said she is hesitant to say in an ordinance the Board intends to go to a single ASA.

The Board indicated that was not the intent.

Commissioner Anderson referred to the changes in Section III (B) dealing with the pendency of the appeal, and asked if the Board might not receive some legislative changes that might moot the appeal.

Mr. Kressel said if legislation were changed, the point would become moot, because the law would then allow the County to have a single ASA. The proposed language would not prevent the County from doing that.

Commissioner Kafoury said the appeal could be lost, or legislation could be changed; but the Board does not want to preclude the one ASA with this language.

Commissioner McCoy suggested using "legislative changes or".

Commissioner Anderson said that would read, . . "upon expiration of those contracts, or legislative changes are made."

The proposed change was not considered to be substantive changes to the ordinance.

Commissioner Kafoury said the intent is to let the contract run the duration of its term. Then, either with a successful appeal, and/or a change in the legislation, and along with this ordinance adoption, create one district (ASA),

Commissioner Miller suggested using "the Board would consider moving to a single ASA". She would hesitate to say that is what the Board is going to do four years down the road.

Commissioner Kafoury said it cannot be stated for sure, because if the legislation is not changed, the proposal would be moot.

Commissioner McCoy said the language uses the word "shall", when perhaps the word should be "may". The Board concurred with that change.

Mr. Kressel said the purpose of the language is to signal to the Appellate Courts that the County's existing appeal of Judge Crookham's ruling should not be considered to be moot; because the County would prefer, and does intend, to go with a single ASA if it could. That is why the language is there. The Board is adopting a two ASA, which is a departure from a single ASA plan, and if it were not for this language, he would be concerned the Appellate Court, which is now considering the appeal of the single ASA, would say,

"Why should they look at this, since the County is now changing direction and going to a two ASA?" This language is intended to answer that question by saying the County is having a double ASA, as an interim measure, because it is temporarily blocked from doing what it really wants to do.

Commissioner Anderson said she feels the Board has committed itself to the efficacy of a single ASA.

Commissioner Miller stated that would be alright, but the Board should then absolve itself from the charge of examining, during the RFP, whether the Curry system is greater or lesser than the system the Board is creating. She wants the Board to make it clear whether a commitment is being made, or whether the evaluation process is still in effect.

Mr. Kressel suggested the following language be added: . . . reversed, "or legislative changes are made that clarify the law so as to remove doubt about the legality of creating a single ASA"; and added his position is that the law allows it now.

Upon motion of Commissioner Kafoury, duly seconded by Commissioner Anderson, and unanimously

ORDERED that suggested language be approved, and is added to 6.31.039(B).

Joe Acker, EMS Director, read a change to VIIIb(II)(B) made at the Board work session last Tuesday: "The final decision shall be made by the Board of County Commissioners in accord with the procedures of the RFP. The Board of County Commissioners reserves the right to reject all proposals". This language should replace the former page 43. He explained "attachments" may be found either at the EMS Office or the State of Oregon.

Upon motion of Commissioner Kafoury, duly seconded by Commissioner Miller, it is unanimously

ORDERED that said page 43 be substituted.

Marsha Carroll, a paramedic, read and submitted a statement urging that women be included in the EMS work force.

Donna Cameron, Attorney with Miller, Nash and representing Buck Ambulance, listed her credentials, and said the Board is not allowed to require bidders to have a certain number or percentage of women or minorities in their current work force; nor can it require

a bidder to maintain a certain level of females or minorities in their work force. The Board can require effective affirmative action, or identification of problems they have with equal employment opportunities, and require they take effective action to correct those problems. Tom Lindley submitted a proposal to accomplish that goal. The Request for Credentials sets a minimum standard for bidders to comply with affirmative action regulations of the Federal government that are achievable by anybody who wishes to bid. The additional points under the RFP would be graduated according to how well the bidder had done in the past. The Request for Credentials should require that bidders comply with the regulations promulgated under Executive Order 11246, which are the regulations of the Office of Federal Contract Compliance Programs under the Federal Department of Labor and apply to companies doing business with the federal government. The reason for picking these regulations for the standard are, 1) they are legal and have been tested; and 2) they are strict and effective. They require the company to perform a self-analysis of its jobs, and determine whether or not the business has a representation of minorities in each separate job group. They proscribe a statistical analysis to be followed to identify problems in each job group; and if there is a problem identified, it provides goals and timetables to improve the situation, and requires an action plan for that improvement. Another part of the credentialing proposal is to emphasize that the Plan would be for the company who would provide the service, in order to see that women and minorities are represented in the paramedic positions. If the company has not prepared a plan before, it can write a plan and have the company's Counsel certify it meets regulations. She explained writing a plan does not take a lot of time, but the time consuming process is getting the business to commit to an affirmative action plan. The proposal includes granting points for companies that have a demonstrated record of non-discrimination and affirmative action for women and minorities. The concepts have been taken from federal regulations from the Office of Contract Compliance programs. If the company has had a plan in the past, it has met its goals under the plan.

At this time, Commissioner McCoy requested Ms. Cameron stop her testimony, and requested others wishing to testify on the same issue as Ms. Cameron, hold comments until after the vote.

Commissioner Anderson asked if the contract language would need to be changed to ensure continued compliance.

Ms. Cameron said she thinks so, but would defer to someone who is an expert in the bid process.

Following discussion, Mr. Acker said on page 42 of Draft III, material was taken out during the work session and replaced. He clarified that the RFP evaluation process is not part of the Plan, but is substituted with the amended language adopted today. On page 42 the items II, III, IV, V, VI have been omitted from the document.

At this time, the motion was considered, and it is unanimously

ORDERED that said amended Ordinance be adopted.

Laurence Kressel, County Counsel, stated the Order he originally submitted to the Board has been revised to clarify the RCP and RFP, and includes changes requested by the Board at Tuesday's Informal Meeting.

Commissioner Kafoury moved, duly seconded by Commissioner Anderson, that the above-entitled matter be approved.

Joe Acker, EMS director, reviewed the history of the development of the documents, and listed the number of public hearings held. He said different colors have been used in order to more quickly identify documents. The Request for Credentials (buff) now includes most of the suggestions regarding affirmative action made this morning to page 14(N).

Robert Phillips, Affirmative Action Officer, said the only thing missing was the "good faith effort" provision. The proposed language eliminates the provision because the RFC requires both a plan and action taken to comply with government compliance requirements. In the past the "good faith clause" has been thrown out by the Courts, and he feels the language in the RFC is adequate. He added that whenever there is an evaluation of an affirmative action plan, the "good faith effort clause" is always considered.

Commissioner Kafoury asked if adding the "good faith language" could in any way be considered "watering down" of the Board's desire to have a plan in place with some level of compliance.

Mr. Kressel explained that the RFP is a two step process, and in the RFC process the applicant is only required to present proof there is a plan that complies with the Executive Order which sets parameters required. If this process is met, credentialing is passed, and the application goes to the RFP process where the point system determines the winners.

Tom Lindley, representing Buck Ambulance, agreed with Mr. Kressel's statement, but said he feels the "good faith" language had been inserted in the wrong place which results in removing the "teeth" of compliance. (page 15 - last paragraph)

Commissioner Kafoury moved to strike the last paragraph (page 15), Commissioner Miller stated this is a technical change, and does not require a motion. The Board concurred to strike the paragraph.

Following discussion with Commissioner Anderson, Mr. Acker said the Buck Ambulance request to add points for "good faith compliance" to the RFP is not in the copy before the Board because his staff felt it not as important as having the language included in the RFC process. He feels the RFP should deal only with the medical service aspects of the system. He added that if the Board wants to add points for "good faith effort", he is prepared with a list of proposed numbers.

Commissioner Anderson stated she only wanted to clarify the meaning of the sentence by moving the phrase "and provide evidence of good faith effort" to another place in the sentence, because as it is now written, it only requires maintenance of an affirmative action plan.

Mr. Phillips said that the "good faith effort" is automatically attached to the "demonstration of the plan", and therefore is not necessary.

Commissioner Anderson again stated she feels the language is not clear, and requested that Barbara Donin's suggestion be added at the end of the paragraph, i.e., "In addition, the applicant must also provide evidence of good faith effort to comply with the Presidential Executive Order". This will not change the meaning, but will clarify the fact that the applicant must comply.

Commissioner Miller said she reads it as two dependent clauses of equal importance, and stressed the point system will determine whether or not the applicant wins the award. She again reiterated her position that she is opposed to a single ASA because she feels it is a monopoly; and added she wants equal opportunity for women in the EMS work force.

Following discussion, Mr. Kressel explained he feels credentialing should be contingent upon the requirement for applicants to have a plan.

Commissioner McCoy recommended the language be left alone, unless someone wanted to add the language proposed by Barbara Donin.

Mr. Kressel stated the question is that there are two proposals for language in (N) on page 14; the printed language, and the Buck proposal. He asked the Board to decide which language was to remain.

Commissioner Kafoury moved to substitute the Buck language proposal for (N), duly seconded by Commissioner Miller.

Mr. Acker stated he feels the staff recommended language is stronger.

At this time the motion was considered, and it is

ORDERED that the substituted Buck language be approved. Commissioner McCoy voted NO. (See attachment for copy of August 2, 1988 letter from Thomas E. Lindley to the Board for the addition to the Request for Credentials)

Mr. Acker was instructed to change the language in the RFC to include the Buck proposed language.

At this time, Commissioner Miller requested separation of the RFC and the RFP votes. (No decision was made at this time)

Commissioner Anderson explained her concern that women will not be able to meet requirements for the Fire Department if there is a requirement they be cross-trained for both Emergency Medical Services and Fire Control.

Lloyd Williams, Employee Relations Director, suggested not adding to the credentialing process, by providing an organizational structure requirement to ensure how an organization meets a quota. He stated the "good faith effort" requirement, which has just been deleted from the language, will defeat the concern Commissioner Anderson has about women and minorities continued employment. He explained the language in (N) has to do with those who previously had a plan. It is possible for those who have had a plan to show they made good faith and comply with Executive Order 11246. Another component of the credentialing section says that if there had been no previous plan, a plan must be developed; and show, through legal counsel, how it fits into compliance. Section (N) does not deal with those who have not had a previous plan.

Commissioner Kafoury read the language she feels is relative to that process.

Mr. Williams referred to page 14 in the RFC (buff) document, and read "the applicant must present proof of maintenance of an affirmative action plan, and present evidence of a good faith efforts to comply with presidential order". This applies to those applicants or bidders who already have a plan. On page 15, second paragraph at the top, he read, "If the applicant has not previously been required to prepare such a plan, then it must do so, and must submit the opinion of legal counsel that its plan does fully comply with the foregoing requirement which includes both good faith and the nature of the plan."

Commissioner Kafoury assured Mr. Williams that that language had already been adopted by the Board.

Following discussion, Mr. Lindley stated the staff is correct in that the Buck proposal does not go as far as draft language prepared by Barbara Donin. Buck does not oppose including the language as proposed, but wants it put in a different place. He suggested adding a sentence to the Buck proposal, "If the applicant has not been previously required to prepare such a plan, and provide evidence of good faith efforts to comply with the terms or requirements of . . ."

Commissioner Kafoury moved to approve the addition.

Commissioner Miller discussed her opinion about adding language that may be unconstitutional, and requested putting pressure on the Fire Dept. by requiring a redesigned work plan. Her concern is that the Board will create a job "ghetto".

Mr. Williams agreed that was a likely prospect. He suggested a better approach would be to look at the actual performance of the plan when evaluating or monitoring, and determine whether or not the contractor has complied with the affirmative action plan.

Commissioner Miller said she feels the key is in assigning points for those who have complied, rather than compliance at the point of credentialing.

Mr. Kressel summarized the Buck proposal, which the Board endorsed, to require the applicant to submit proof of having an affirmative action plan that complies with federal laws. It also says that if the applicant has not prepared a plan before, a plan must be prepared, and indicated, by legal counsel, that the plan complies with the federal laws for drafting a plan. The RFC requires the applicant prove a good faith effort to have complied with the plan.

Commissioner Kafoury moved to add the proposed good faith language as proposed by Barbara Donin, duly seconded by Commissioner Miller.

Mr. Kressel advised that motion wasn't complete enough.

Mr. Acker then read the language as proposed by Barbara Donin.

The motion was considered and it is unanimously

ORDERED that the additional language be added to (N) page 14. ". . . in addition, the applicant must provide evidence of good faith efforts to comply with the terms of Presidential Executive Order 11246, and the Rules and Regulations promulgated thereunder by the Office of Federal Contract Compliance Programs and other relevant Department of Labor rules and regulations."

Commissioner Miller moved to approve the amended RFC, duly seconded by Commissioner Kafoury.

Mr. Kressel advised that since the RFP will contain some affirmative action, it might be wise to hold the motion until time to adopt the RFP.

Commissioner Miller withdrew her motion.

Mr. Acker explained that since last Tuesday's work session, changes have been made to the RFP (ASA I) (pink copy), and (ASA II) (green copy). The first few pages of the RFPs do not contain compliance with state contract language; it was removed in order to provide a process that allows a franchise rather than a contract. He stated the difference between the pink and green documents is that only ASA I (pink) contains requirements for the CHIERS program. Page 31 (both pink and green copies) has recommendations for thresholds for insurance (\$1,000) and workers compensation (\$400). Collection thresholds are already in the RFP. He read the rules and regulations governing the process to be followed for evaluation of the scoring processes, and the processes from evaluation termination to Bid award from Page 33. He added that if the Board wishes to add points for affirmative action, the staff recommendation is that it be included in Section I(B), and carry 5 points taken from standby charges. Discussion followed regarding specific points for specific items.

Mr. Kressel said he feels the final scores may be close, and requested that if they were, the Board request an evaluation for only one selection. He advised that if the Board does not wish to accept the recommended bidder, it could, 1) request review by the Evaluation Committee; or 2) request submission of the next ranked proposal or group of proposals.

Mr. Lindley reported he handed out a statement at the last meeting, and referred to the first page of that memo, which has a proposed point system. He reminded the Board they must rely on both the contract and the evaluation. If a balance of rates and quality is the goal, it is necessary to balance points for rates and quality. He feels the point system balance has not yet been achieved. In the first draft and other succeeding draft point system plans, fifteen points were given for an effective systems status plan, but were later removed. He urged the Board to put those points back in the system, and delete the language that removes locator equipment. He read from a memo dated May 20, 1988, discussed EMT systems status plans, and recommended response times be evaluated before the bid is awarded. He summarized his request and said he recommends re-adoption of the language in 2(B) as written May 20, and deletion of the language referring to deletion of the requirement for specific pieces of equipment.

Mr. Acker replied staff does not agree with Mr. Lindley in his assessment of the issue. There are adequate requirements in the RFP, i.e., a requirement for an equipment status plan. He feels the issue is who dispatches ambulances, and who controls the system. The automatic vehicle locator would identify where an ambulance was located on a computer leaving no question about whether or not the closest ambulance was sent. In the absence of an automatic vehicle locator system, the ambulance staff would tell EMS their location. If a vehicle was located closer than the one reporting, that person would communicate with EMS to let them know they are available. The decision was made by the Rate Study Task Force, Medical Boundary Board, and EMS Policy Board that dispatch would be done at the Bureau of Emergency Communications. One of the issues discussed often during this process was whether or not the bids should include dispatch. The decision reached by all was that Communications should continue to be made by EMS dispatch. Problems of evaluation, problems of authority to dispatch, and perhaps two ambulances being dispatched at the same time can occur if there is no automatic vehicle locator. He recommended not following Mr. Lindley's recommendations. The point spread, he feels, is adequate, and balanced and appropriate. He discussed the fact that the RFP Construction Committee had considered the Buck recommendation in its review of the proposed point system, and combined some of Buck's recommendations and some staff recommendations for the proposed point distribution system.

Stephen Kafoury, representing Buck Medical Services, stated he feels an equipment status plan is necessary regardless of what company is awarded the bid. If quality is the goal, points should be given. His company does not argue with Mr. Acker on who is to provide the dispatch. The issue is where vehicles are located, how many people work on shifts, and how to get vehicles from dispatch to the emergency location. If a company spends a lot of money on a system designed to get somewhere fast, and others have not, the company who has not will be slower. It is important to hire a company that will get there first. Points should be awarded for a system better than minimum in order to achieve a balance.

Chris Thomas, representing AA Ambulance, suggested Mr. Kressel be authorized to read through the documents and make nonsubstantive wording changes. He added there has not been much weight given to peer review, and the document requires dispatcher participation in periodical medical peer review. He feels that points should not be subtracted if dispatchers are not a part of the process. (page 27-III(B)(2). "Current bylaws" (a strange term to be used in an RFP), "Bylaws have to ensure patient confidentiality" (redundant because it is included in other areas of the document), and "Rules of Order", (a peculiar term, and not appropriate) are all terms which should be removed or rewritten, in his opinion. He feels the field supervisor should have some participation in the peer review process. He questioned whether any administrator would allow peer discipline without the administrator's participation, yet language in the document suggests that action. The evaluation procedure includes two non-voting members, EMS Director and a purchasing person, he feels these members should be designated as staff to the committee. Information going to the Evaluation Committee and/or staff should meet ex-parte regulations. His only objection to the proposed affirmative action language as proposed by Buck Medical Services is the phrase "has met at least 95% of each goal" because he feels it might be illegal. He advised that if someone has not met 95% of the goal, it must be justified to the review entity to convince them the "good faith effort" has been met; but it is illegal to set a percentage goal. He recommended the language should say, "If you have not met at least 95% of each goal, justification must be given as to the reason why it has not been met even though there has been a "good faith effort". He reported that in none of the EMS meetings was awarding points for quality of a systems status management plan discussed; but he feels the issue needs to be considered because no one knows how the new technology will impact the system. He suggested gathering data on the following for contract preparation: number of 9-1-1 calls to be handled; array between ALS and BLS services (revenue generation); how many responses will be actual transports; and expected collection rate. His concern is

that a company from outside will come in with high expectations, win on a low bid, and then later request a higher rate because their assumptions were wrong. He feels the way to counter that action is to, 1) add language that the company is responsible even though the assumptions prove to be wrong; and 2) provide enough information to keep the assumption reasonable. He submitted his notes on comments just made to the Board. He recommended that if the Board wants the award winner to be responsible for their assumptions, it needs to be in writing. Otherwise it is impossible to hold the company to contractual agreements. He added the thrust of the program is to hold the rates to current levels for the bidding process, and further commented that all bidders should be submitting bids based upon the same figures whether they are exact or not.

Mr. Kressel stated he would be happy to prepare the language upon Board authorization, but would not do it on his own, and following discussion advised that language regarding ex-parte disclosures should be written in the RFP document.

Mr. Acker responded to Commissioner Miller's question regarding language in Section II regarding communications, that the dispatcher either within a private company or dispatcher from 9-1-1, who is the first patient or caller contact, needs to call EMS Dispatch in order to triage the call correctly; and that staff also needs to be a part of the peer review process. He suggested that if the Board wishes to award points for affirmative action, some changes need to be made to the language. Numbers for the total 9-1-1 calls, transports and which hospital they were transported to along with the city area the calls came from will be available. However there is no collection percentage data, nor ratio of charge rates for BLS or ALS calls available. Cost sheets and rate sheets are noted on page 16 in the RFP. He read the last sentence of paragraph C; and recommended the proposer look at populations, and the information provided regarding numbers and types of calls and use that as a part of the bidder's revenue projections. The Evaluation Committee will use bidder projections based upon the information provided by EMS to decide whether the proposal is reasonable or not. He is concerned about projecting expectations or assumptions if the County does not know the answer.

Mr. Kressel said he is reluctant to write language without authority from the Board, he said he feels the language could be improved and clarified, but would request the Board to review the final version. Ex-parte language probably should be included, and some affirmative action language could be improved.

Commissioner Miller noted the language about the "set of bylaws" needs to be changed. Mr. Kressel agreed.

Following discussion, Commissioner Kafoury moved to add ten points to affirmative action language with past and future performance included, and consideration be made to change the 95% compliance language, duly seconded by Commissioner Anderson. She added she wants to increase the thresholds for the insurance levels to avoid nuisance claims as a major factor; and to consider increasing the number of points for communications.

Upon motion of Commissioner Kafoury, duly seconded by Commissioner Anderson, it is unanimously

ORDERED that an additional ten points be added for affirmative action.

Commissioner Kafoury moved to add 15 points for communications, there being no second, the motion died.

Commissioner Anderson requested the Fire Department be judged upon first response history, not on ALS response.

Mr. Acker stated the RFP says the Fire Department, in order to make response similar, will be judged upon their seven ALS response rescues. (page 18 both pink & green documents).

Following discussion, it was determined the language will be changed to include BLS response for the Fire Department.

Commissioner Anderson asked about "implicit rewards" for contract compliance.

Mr. Acker stated the contract has not yet been developed.

Commissioner Anderson withdrew her concern, but asked what nonresponsive meant in relation to a rejected proposal (page 33 - at the bottom).

Mr. Acker explained it simply means the proposal does not meet document requirements (RFP).

Commissioner Anderson said it requires compliance with the state law of forty hours per week.

Mr. Acker stated the portion on overtime has been removed from this draft.

Commissioner Kafoury asked about the language involving the CHIERS Program.

Mr. Acker said the proposed language is found in the ASA I RFP only and carries 100% of the responsibility for that program; and that the Board had directed him to leave the language as proposed, but if anyone was concerned, the issue would be reviewed today.

Commissioner Kafoury explained that the person concerned about this program wanted the "burden" distributed over both ASA's.

Mr. Acker said the "burden" is not a true burden because, though it will cost the business some money to pay CHIERS to maintain the service, it is less costly than putting an ambulance in the area and maintaining that cost. Since it is a high volume area, this process is more economically beneficial for the provider.

Mr. Thomas referred to page 34 (10) (2nd sentence) which contains a fundamental change he feels removes the matter from the bid process, and puts the Board in an awkward position of exposure. He urged the Board to not approve this sentence.

Commissioner McCoy stated she would accept the risk and did not want to change the language.

Commissioner Miller explained the reason it was added, was to meet Mr. Thomas concern; and to give the Board flexibility should the Board find the proposals not better than the current system, in which case, bid acceptance would not be necessary.

Mr. Thomas said he feels County Counsel's intent was to place the Board in a position where it could accept a bid regardless of the number of points received. He added the intent of all those involved in setting up the RFP was to give the bid to the provider with the most points, and to make it possible for the Board to reject all bids, and then readvertise.

Mr. Kressel asked the Board if he had authority to incorporate the points, and to clarify language, i.e., affirmative action, ex-parte, etc. discussed today; and to go through both the RFC and RFP and clarify language in those documents.

Upon motion of Commissioner Miller, duly seconded by Commissioner Kafoury, it is unanimously

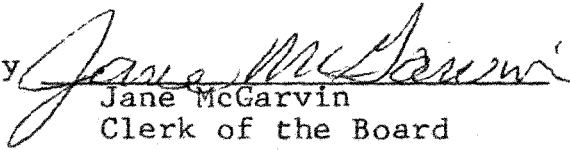
-16-

ORDERED that said authority be given County Counsel to incorporate the additional points as directed by the Board, and to continue the matter to August 11, 1988 at 9:30 AM in Room 602 of the County Courthouse.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By


Jane McGarvin
Clerk of the Board

jm

cc: County Counsel
Health
Emergency Medical Services

BEFORE THE BOARD OF COMMISSIONERS

FOR THE COUNTY OF MULTNOMAH

ORDINANCE NO. 589

An Ordinance adopting an Ambulance Service Plan and amending MCC 6.31.039.

Multnomah County ordains as follows:

Section 1. Findings.

1. ORS 823.180 and rules of the State Health Division require the County to adopt a plan relating to the need for and coordination of ambulance services. MCC 6.31.038 authorizes the Board of Commissioners to adopt the plan after requesting a recommendation from the Emergency Medical Services Policy Board.

2. On April 4 and May 20, 1988 the Emergency Medical Service Policy Board conducted a hearing on a plan and recommended that the Board of County Commissioners adopt it.

3. The Board has considered the draft plan at a public hearing and has determined that the plan should be adopted.

4. The plan provides, among other things, for the division of the county into two emergency ambulance service areas and the award of separate franchises to different providers to serve those areas. It is the Board's intent, however, to establish a single area system, served by a single provider, if that option is determined to be legally allowable.

5. The Multnomah County Circuit Court has enjoined implementation of a single area plan. However, appeals of that decision are now pending. The plan adopted by this ordinance establishes two emergency ambulance service areas as an interim measure, pending resolution of those appeals. Section 3 of this ordinance is intended to express that policy.

Section 2. Plan Adoption.

The Multnomah County Ambulance Service Area Plan, DRAFT III, July 29, 1988, attached hereto as Exhibit A and incorporated herein by this reference, is adopted. The Director of The Emergency Medical Services Program shall transmit the plan to the State Health Division, but shall retain the original in the offices of the Program.

Section 3. Amendment.

MCC 6.31.039 is amended to read as follows:

6.31.039 Ratification of Rules Previously Adopted by Policy Board.

A. The rules adopted by the EMS Policy Board prior to March 31, 1988 are hereby ratified. EMS Rule 631-[080] 320 (single ambulance area) is subject to Circuit Court judgements declaring the rule invalid. The judgements are on appeal. The rule is hereby ratified, but it shall take effect only if the judgements are reversed and any applicable period for further appeal of those judgments has expired.

B. During the pendency of the appeal referred to in subsection A., there shall be established two ambulance service areas as described in the plan adopted by Ordinance No. 589. Contracts for serving those areas shall be awarded as provided in the plan. However, upon expiration of those contracts, the two ambulance service areas shall be replaced by a contract for a single area/single provider if the judgements referred to in subsection A. have been reversed, or legislative changes are made that clarify the law so as to remove doubt about the legality of creating a single ambulance service area (ASA).

Section 4. Adoption.

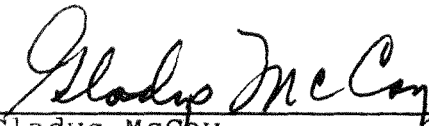
This Ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, shall take effect on the thirtieth (30th) day after its adoption, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this 4th day of August, 1988, being the date of its second reading before the Board of County Commissioners of Multnomah County.

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

(SEAL)

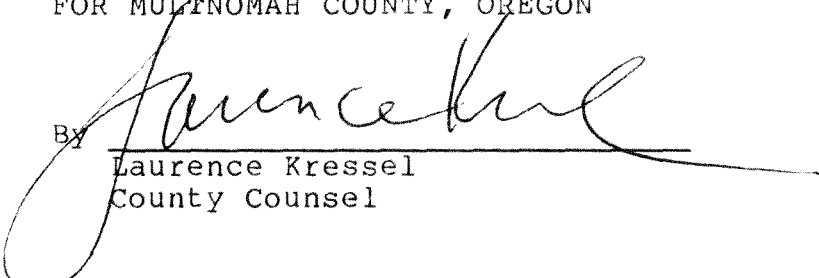
BY


Gladys McCoy
Multnomah County Chair

APPROVED AS TO FORM:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By


Laurence Kressel
County Counsel

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8/04/88

ADOPTED
AMBULANCE SERVICE
AREA PLAN

Multnomah County
Oregon

DRAFT III, JULY 29, 1988
AS AMENDED AUGUST 4, 1988
ADOPTED AS EXHIBIT A WITH ORDINANCE 589 AUGUST 4, 1988

INDEX

- p. 5 1. Definitions list related to county ASA plan.
- 2. Communications:
 - p. 9 a) Access to Emergency Medical (EMS) System.
 - p. 10 b) Procedures for dispatch of ambulances.
 - p. 11 c) Ambulance notification procedures.
 - p. 12 d) Emergency radio communications systems.
 - p. 13 e) Notification and response time monitoring process.
 - p. 14 f) Standards for response times.
 - p. 15 g) Training of EMS dispatchers.
- 3. Provider Profile:
 - p. 16 a) ASA financial viability.
 - p. 17 b) Service effectiveness.
 - p. 18 c) Service efficiency.
 - p. 19 d) Level of response.
 - p. 20 e) Level of care.
 - p. 21 f) Staffing.
 - p. 22 g) Patient care equipment.
 - p. 23 h) Emergency patient transport vehicles (ambulances).
 - p. 24 i) Initial and continued training for ambulance personnel.
- 4. Disaster Response Plan:
 - p. 25 a) Responsibilities.
 - p. 26 b) Identification of additional personnel and equipment resources:
 - 1. hazardous material
 - 2. search and rescue
 - 3. specialized rescue
 - 4. extrication

- p. 28 c) Coordination of resources.
- p. 29 d) Method for obtaining out-of-county resources.
- p. 30 e) Ambulance disaster response plan recognition.
- 5. Mutual Aid Agreements:
 - p. 31 a) Mutual aid agreements for ambulance response outside of service area.
 - p. 31 b) Mutual aid agreements between ambulance providers.
- 6. Boundaries:
 - p. 32 a) ASA geographic area.
 - p. 33 b) "911", fire district incorporated city boundaries.
 - p. 34 c) ASAs designation considering fire district and city boundaries.
 - p. 35 d) ASA boundaries considering artificial and geographic barriers to response times.
 - p. 36 e) County coverage by an ASA(s).
- 7. Quality Assurance and System Development:
 - p. 37 a) Quality assurance program.
 - p. 38 b) Legal sanctions for violations.
 - p. 39 c) Input to the county from:
 - 1. consumers
 - 2. providers
 - 3. medical community
- 8. Provider Selection:
 - p. 40 a) Mechanism for responding to an application by a provider for an ASA.
 - p. 41 b) Mechanism for assignment and reassignment of providers to ASAs.
 - p. 44 c) Mechanism for responding to notification that an ASA is being vacated.
 - p. 45 d) Procedures for resolving disputed cases.
- 9. County Executive Approval:
 - p. 46 a) Signed statement.

ATTACHMENTS:

Number

- 1 Bureau of Emergency Communications Performance Agreement
- 2 Triage Guide
- 3 MCC 6.31
- 4 Emergency Medical Services Rules
- 5 Basic Life Support Protocols
- 6 Advanced Life Support Protocols
- 7 Radio System Configuration
- 8 Over Eight-Minute Response Time Printout
- 9 Emergency Medical Services Dispatch Training Document
- 10 Credentialing Document
- 11 Request For Proposal Document
- 12 Quality Assurance Plan
- 13 Mass Casualty Incident Plan
- 14 Hazardous Materials Procedures
- 15 Portland Fire Bureau Locations
- 16 Gresham Fire Department Locations
- 17 Bureau of Emergency Communications Standard Operating Procedures
- 18 Emergency Management Letter
- 19 Mutual Aid Agreements
- 20 Rate Control Committee
- 21 Fire District Map
- 22 Two ASA Map

1. DEFINITIONS

- (A) "Advanced Life Support Services" means prehospital and interhospital emergency care which encompasses, in addition to basic life support functions, cardiac monitoring, cardiac defibrillation, administration of antiarrhythmic agents, intravenous therapy, administration of medications, drugs, and solutions, use of adjunctive medical devices, and other techniques and procedures, identified by rules adopted under MCC 6.31.000.
- (B) Advanced Life Support (ALS) Units - means those units staffed by an Oregon-certified Emergency Medical Technician IV as defined in ORS 677.610(1).
- (C) "Ambulance" means any vehicle so certified by the State Health Division.
- (D) Ambulance Service Area (ASA) - means a geographic area which is served by one ambulance provider, and may include a county, two or more contiguous counties, or a portion of such county(ies).
- (E) Ambulance Service Area Plan - means a plan which describes the need for and coordination of ambulance service and establishes ambulance service areas.
- (F) Ambulance Services - means any person, as hereinafter defined, who operates an ambulance which is either stationed within or without the County and dispatched from within or without the County to pick up and transport patients within the County.
- (G) "Appeals Hearings Officer" or "Hearings Officer" means the person or persons designated by the policy board to conduct contested case hearings concerning actions on licenses under this chapter.
- (H) Basic Life Support (BLS) - the level of care which an EMT-1 may provide.
- (I) Basic Life Support (BLS) Units - means those units staffed by two Oregon-certified Emergency Medical Technician I's.
- (J) "Board" means the Board of County Commissioners of Multnomah County, Oregon.
- (K) "City" means the City of Portland.
- (L) Code 1 Call - the running condition of a patient call or transport in which no lights or siren are used and the ambulance proceeds with the normal traffic flow.
- (M) Code 3 Call - the running condition of a patient call or transport in which lights or siren are used and the ambulance proceeds as rapidly as possible. (ORS 820.300-320)

- (N) "Director" means the Director of the Office of Emergency Medical Services of the Department of Human Services of Multnomah County, or the director's authorized representative.
- (O) "Do business in Multnomah County" means to provide emergency ambulance service or any other emergency medical services in Multnomah County, provided, however, that transporting patients from outside the county to within the county only shall not be considered doing business within the county.
- (P) "Emergency" means any non-hospital occurrence or situation involving illness, injury, or disability requiring immediate medical or psychiatric services, wherein delay in the provision of such services is likely to aggravate the condition and endanger personal health or safety.
- (Q) "Emergency Medical Services" or "EMS" means those prehospital functions and services which are required to prepare for and respond to emergencies, including rescue, ambulance, treatment, communications, evaluation, and public education. "Emergency Medical Services" does not include services of fire department which do not provide advanced life support services.
- (R) "Emergency Medical Technician" or "EMT" means a person so certified by the State Health Division or the State Board of Medical Examiners.
- (S) Emergency Medical Technician I (EMT I) - means a person certified by the Division to attend any ill, injured, or disabled person in connection with her/his transportation by ambulance and in accordance with ORS 820.310, 820.330, 820.350, and 823.010 to 823.990.
- (T) Emergency Medical Technician II (EMT II) - means a person certified by the Board of Medical Examiners as defined in ORS 677.610(3).
- (U) Emergency Medical Technician III (EMT III) - means a person certified by the Board of Medical Examiners as defined in ORS 677.610(4).
- (V) Emergency Medical Technician IV (EMT IV) - means a person certified by the Board of Medical Examiners as defined in ORS 677.610(5).
- (W) "Emergency Medical Services (EMS) Central Dispatch Office" means the communications center established under the auspices of the EMS Director.
- (X) "Employee" means an employee, agency, or driver of an ambulance employed by a licensee.
- (Y) First Responder - a responder who usually only provides ELS and can arrive on the medical scene in four minutes or less 90% of the time to prevent brain death in a cardiac arrest or complete bleed-out in a severe bleeding situation.
- (Z) Health Officer - means the Multnomah County Health Officer.

- (AA) "License" means a nontransferable, nonassignable permit, personal to the person to whom it is issued, issued by the director authorizing the person whose name appears as licensee to do business in Multnomah County.
- (BB) "Licensee" means a person possessing a valid license from Multnomah County.
- (CC) "Medical Advisory Board" means the Emergency Medical Services Medical Advisory Board .
- (LD) "Medical Advice" means instruction, direction, advice, and professional support given to an EMT via radio or telephone communications by personnel at Medical Resource Hospital, for the purpose of assisting in the provision of pre-hospital on-site and in-transit basic and advanced life support services.
- (EE) "Medical Resource Hospital" means a medical facility designated as such under the rules adopted under MCC from which medical advice may be provided.
- (FF) "Multnomah County" or "county" means the unincorporated areas of Multnomah County.
- (GG) Non-emergency - any medical call in which there is no threat to life or limb.
- (HH) Notification Time - means length of time between the ambulance service's receipt of the request for the ambulance and the notification of the ambulance crew.
- (II) Owner - means the person having all the incidents of ownership in a vehicle or, where the incidents of ownership are in interest holder or lessor, entitled to the possession of a vehicle under a security agreement of a lease for a term of ten (10) or more successive days.
- (JJ) "Party means:
- (1) Each person or agency entitled as of right to a hearing.
 - (2) Each person or agency named by the hearings officer or policy board.
 - (3) Any person requesting to participate as a party or in a limited status who is determined either to have an interest in the outcome of the proceeding or represents a public interest in such results.
- (KK) "Patient" means an individual who, as a result of illness or injury, needs immediate medical attention.
- (LL) "Person" means an individual, partnership, company, association, corporation, or any other legal entity, including any receiver, trustee, assignee, or similar representative.

- (MM) "Policy Board" means the Emergency Medical Services Policy Board established under MCC 6.31.000.
- (NN) Private Call - a request for transport which originates at the private ambulance and must be a non-emergency requiring only Code 1 running.
- (OO) "Provider Board" means the EMS Provider Board established under this chapter.
- (PP) Response Time - means the length of time between notification of the ambulance crew and arrival of the ambulance at the incident scene.
- (QQ) "State Health Division" means the Health Division of the Department of Human Resources of the State of Oregon, or its successor.
- (RR) Supervising Physician - means a medical or osteopathic physician licensed under ORS 677, actively registered and in good standing with the Board of Medical Examiners and affiliated with an EMS agency for the purpose of medical accountability and pre-hospital emergency medical care education.
- (SS) "Vehicle" means an ambulance or fire department rescue unit which is used in the provision of emergency medical services, but does not include a fire engine or ladder truck. [Ord. 229 s. 1 (1980)]

2a. Communications

- (A) 9-1-1 calls placed for emergency medical assistance within Multnomah County are predominantly answered at the Bureau of Emergency Communications (located at Kelly Butte within Multnomah County).

Several other potential answering points occur within portions of Multnomah County. In the deep east portion of the county (J-84 Columbia Gorge area) phone prefix numbers 374 are answered at the Hood River Public Safety answering point (PSAP). Phone prefixes in the southwest area bordered by Washington County with the phone prefix numbers 291, 292, and 297 are answered at the Washington County Public Safety answering point located in Hillsboro. Phone prefixes 639, 620, 684 are answered by the Tualatin PSAP. Phone prefixes 652, 653, 654, 659 are answered by the Milwaukie PSAP. Phone prefixes 635, 636, 697 are answered by the Lake Oswego PSAP. Phone prefix 543 is answered by the Columbia County PSAP.

The Bureau of Emergency Communications at Kelly Butte is under contract to the Emergency Medical Services office. The Multnomah County ordinance which establishes the Emergency Medical Services administration within Multnomah County, assigns the responsibility to establish and maintain a 9-1-1 medical answering point and dispatch facility for all emergency medical calls originating within Multnomah County, to the EMS Director.

The administrative arrangement between the office of Emergency Medical Services and the Bureau of Emergency Communications (BOEC) and the participating cities within Multnomah County is attached and is entitled Bureau of Emergency Communications User Agreement, Attachment 1.

In those two areas of Multnomah County which are not answered by Multnomah County, the Public Safety Answering Points return the calls to the Bureau of Emergency Communications which dispatches the appropriate ambulance and first-responder to the calls. There is one area of exception. In the Skyline area, PFE is notified directly by Washington County to dispatch first responders.

In addition, the Bureau of Emergency Communications answers 9-1-1 calls which originate out of Multnomah County, based upon telephone company switching procedures. Counties which have a portion of their 9-1-1 calls answered by Multnomah County are Clackamas, Washington, and Columbia County. Also, the majority of cellular telephone call drops occur at BOEC even though the call may be two counties away.

2b. EMS Dispatch Procedures

The Bureau of Emergency Communications (BOEC) dispatches all transporting emergency ambulances within Multnomah County. A caller's request for emergency ambulance service will be processed by a BOEC call-taker. The BOEC call-taker will use the call triage guide to determine the level of response of ambulance needed by the patient (Attachment 2).

The call-taker will then transfer the information via computer screen to an EMS dispatcher. The EMS dispatcher is aware of all ambulance locations, availability, and current staffing level within Multnomah County. The information is continually provided by all licensees under Multnomah County rule (see Attachment 4). Portland Fire Bureau, Fire Alarm Dispatch (FAD) is notified of all medical emergencies which require a first responder (triage guide). FAD then dispatches the first responder for all in Multnomah County fire agencies except Skyline Fire Department.

In the event the ambulance is needed in a fringe area of Multnomah County, where an out-of-county ALS provider can respond, and the in-county ambulance is more than ten minutes away, the out-of-county ambulance will be dispatched. Dispatching of the out-of-county ambulance occurs by either direct communication with the ambulance or by placing a call to the appropriate Public Safety Answering Point (PSAP).

The Multnomah County Code sites which govern this area of medical call dispatching and call triage are: 631-306, -307, -308, -310, -312, -314, -316, -320, -330, -335, -336, -390, Subsections A, B, C, and D. These rules are attached (see Attachment 4).

2c. Ambulance Notification Procedures

The Bureau of Emergency Communications EMS dispatch will notify the closest ambulance service area ambulance when a call is received which requires an emergency dispatch. All calls requiring a first responder are reported to Fire Alarm Dispatch by nature code, running code, and address.

The information of the central dispatch order is included in the MCC Rule 631-310. In addition, cancellation of the ambulance as a part of the central dispatch order is included in Rule 631-312.

These rules are as attached (see Attachment 4).

2d. Emergency Radio Communication System

The radio communication system used in Multnomah County is Ultra High Frequency design. Specific Med Nets are assigned and used in Multnomah County according to the State of Oregon Emergency Medical Services Communication Plan. Equipment required on ambulances is addressed by the EMS Administrative Rules 631-302, 631-310, 631-318 (see Attachment 4).

Hospital communications are provided in Multnomah County by Ultra High Frequency and Very High Frequency design. The Ultra High Frequency uses Med-Net 4 and the Very High Frequency uses the HEAR frequency 155.340mhz. Hospital communications requirements are addressed by EMS Administrative Rule 631-410. The basic life support and advanced life support protocols adopted under EMS Administrative Rules also require certain levels of communications from Emergency Medical Technicians. This information is attached (see Attachments 5 and 6). Fire first responders use VFF fire frequencies. The ALS rescues (8) and two ALS apparatus (Squad 1, Quad 1) also have the UHF med nets.

The configuration of the UHF system is described in Attachment 7.

2e. Ambulance Notification and Response Times

Notification of a transporting ambulance is governed by the user contract between Multnomah County Emergency Medical Services and the Bureau of Emergency Communications. The current user performance contract requires that all emergency medical services calls be processed¹ in 80 seconds or less at least 90 percent of the time. This document is attached as Attachment 1.

Transport ambulance response times are governed by EMS Administrative Rule 631-326. This rule is attached (see Attachment 4).

The Emergency Medical Services office receives, in a four-week period, all response times within the emergency medical services system. Those response times contain the number of responses in an ambulance services area, number of responses which are under eight minutes and the number over eight minutes.

For each response over eight minutes, specific information is generated; that information consists of the date of the response, the BCFC dispatch number, location of response, unit number of responding unit, and actual response time. In addition, transport ambulance services which are assigned service areas provide to the Emergency Medical Services office, in a four week by four week period, a list of all beyond-eight-minute response times in the ambulance service area. A sample of this report is attached (see Attachment 8).

¹Processed is defined as the time between initial call answering and dispatch of a transporting ambulance.

2f. Ambulance Notification and Response Times

These two sources of over eight minutes responses are used to determine if an ambulance service area is being underserved and is not meeting the requirements of the EMS Administrative Rules. If the EMS Administrative Rule is not being met, fines may be levied on the ambulance service area operator, or the ambulance service area operator's license and ambulance service area may be withdrawn by the Emergency Medical Services office. Specific requirements for this process are contained in the Multnomah County Code and EMS Rules, and are contained in Attachment 4. All ALS transporting ambulances must respond in eight minutes or less, 90 percent of the time.

All portions of review of the beyond-eight-minute response times are currently performed by EMS administrative staff with periodic reports made to the Emergency Medical Services Quality Assurance Subcommittee, which functions under the Emergency Medical Services Medical Advisory Board. This process is described in Attachment 12.

In addition, first-responders function under an agreement to provide first-responder basic life support services or advanced life support to the scene of a medical emergency with a response time of four minutes or less, ninety percent of the time. This information is monitored by the Portland Fire Bureau, Gresham Fire Department, and other first-response agencies within Multnomah County. It is expected that each of the fire departments will maintain its own quality assurance mechanism to assure these response times are being met.

2g. Training for EMS Dispatchers

All Emergency Medical Services dispatchers functioning at the Bureau of Emergency Communications have been trained to the Emergency Medical Dispatch level.

The training is provided by staff at the Bureau of Emergency Communications and Emergency Medical Services staff.

The training complies with the state-approved Emergency Medical Dispatcher training and uses the majority of material produced by Dr. Jeff Clausen of Salt Lake City. A copy of this training program is attached as Attachment 9.

3a. Provider Profile

Each of the two ambulance service areas within Multnomah County must financially support itself. Financial support is provided through user fees. The determination of cost with reference to user fees charged is a part of the Request For Proposal document. The costing document will allow for cross subsidization of emergency ambulance cost through the use of non-emergency transports or cross utilization of personnel. See Attachment 11.

The RFP assures that any non-ASA revenues are reported and considered as a part of the selection of the ambulance service area contractor to serve the ambulance service area. The organizations, as they provide proposals, must provide projections of revenues and costs for the time period in the beginning when revenues do not meet cost, then through the time period in which revenues exceed cost, to equal the deficit incurred in the initial operating time period. This assures the financial soundness of the contractor and that the proposal selected is financially sound.

ASA I also will be supported by County alcohol and drug monies because the contractor will have subcontracting responsibilities to perform inebriate outreach services.

3b. Service Effectiveness Demonstration

The effectiveness of the ambulance service to deliver pre-hospital emergency medical care will be continuously monitored by the quality assurance process as detailed in Attachment 12.

A prospective study of the ambulance service area contractor will be provided through the Request For Proposal. Please see Attachments 10 and 11. The Request For Proposal and credentialing process assure that any potential contractor for the ambulance service area must be in substantial compliance with all rules and regulations by state, regional, or local authorities. In addition, the organization must have met its response times for an area, and the evidence of these response times being met must be provided as a part of the prospective examination process. The credentialing process to select potential providers will also require reports from system-wide quality assurance processes which demonstrate that the organizations who wish to bid or file a proposal must have provided quality care with no major deviations in morbidity and mortality outcomes for the ambulance service areas which they have served prior to requesting an ambulance service area assignment within Multnomah County.

Determination of effectiveness is provided through a prospective process of credentialing and proposal evaluation and a retrospective process governed by quality assurance review.

3c. Service Efficiency

Service Efficiency will be demonstrated by the request for proposal, see Attachment 11.

The request for proposal will consider cost as a mechanism of service efficiency. In addition, the unit hour utilization figures with maximum and minimums acceptable are a part of this document. Also, the overall requirement for response times assists in determining that service efficiency is maintained.

The cost to the consumer will not be known until the request for proposal is released and acted upon by potential contractors.

The rate control committee will also assist in determining reasonable cost of ambulance service to consumers over the period of the contract as changes in the delivery of emergency medical services occur - see Attachment 20.

3d. Level of Response

All calls for medical assistance placed to the 911 system within Multnomah County are call triaged. See Attachment 2. This call triaging and pre-arrival instruction process requires that a certain level of response be provided.

First responders within the Emergency Medical Services ASA-1 and ASA-2 areas are trained to the Quick Responder or above level. All ambulance personnel who respond on transporting Advanced Life Support ambulances within Multnomah County must be trained and certified to the EMT-4 level. This is demonstrated by MCC and EMS Rules, see Attachments 3 and 4.

3e. Level of Care

The ambulance service areas within Multnomah County only provide for the call answering for 911 calls. All transporting ambulances dedicated to this effort must respond as Advanced Life Support ambulances meeting the state minimum requirements plus additional Multnomah County requirements. Those Multnomah County requirements are that certain pieces of equipment in addition to the state requirements are provided, a UHF radio is in place and operational, and that two EMT-4s are in attendance with the ambulance.

Non-emergency providers will continue to answer private calls within Multnomah County. These organizations will be licensed by Multnomah County and will be required to process any calls which they receive which require an under 30 minute response by the call triaging guide attached as Attachment 2. This assures that non-ASA contractors do not provide emergency ambulance service within Multnomah County. Non-emergency, in this context, means that the patient must be rendered care within a half an hour or more, and that the patient is not exhibiting any signs or symptoms which would require an emergency response as dictated by the EMS call triaging guide.

3f. Staffing

Staffing for emergency ambulance service within Multnomah County for the ASA contractor is considered in Multnomah County Code and EMS Rules, see Attachments 3 and 4. In addition, the Request For Proposal document details even further the requirements with specific reference on unit hour utilization, reimbursement levels for Emergency Medical Technicians, and staffing levels as reported through a system status plan. See Attachment 11. This examination, in a prospective manner, of an ambulance service area assignee will allow a detailed process to determine that adequate staffing levels to assure EMT competency with no burnout are maintained. Non-transporting ambulances (ALS Rescues) are required to staff only to the state ALS required level.

3g. Ambulance Equipment

Ambulances operated by the contractor for each ambulance service area are required to meet standards above those of ORS.

Those standards which are required are detailed in the MCC and EMS Rules, see Attachments 3 and 4.

In addition, the Request For Proposal determines other standards for equipment, see the equipment portion of the Request For Proposal, Attachment 11.

3h. Patient Transport Vehicles

The ambulance service area contractor is required by Multnomah County Code and EMS Rule to meet minimum ORS requirements with regard to vehicle construction and standards.

In addition, the Request For Proposal (see Attachment 11) requires that for the ambulance contractor to receive goal points, he/she must provide specific up to date ambulances meeting KKK1822B. Also, the contractor must maintain the mechanical reliability of the vehicle by the ambulance operator by requiring inspections at specific mileage increments.

3i. Initial and Continued Training For Personnel

The ambulance service area operator will be examined to determine its initial personnel training and maintenance of personnel training prospectively and retrospectively.

The prospective examination process is provided through the Request For Proposal which requires personnel to be currently certified at the EMT-4 level. It is the responsibility of the ASA contractor to maintain certification levels for his/her personnel. In addition, the single physician supervisor will require inservice education, and Multnomah County requires attendance at mandatory inservice education for the personnel.

Retrospective analysis of the training level and continuing education is provided through examination of ambulance contractor records to assure that all personnel are maintaining EMT certification and re-certification standards with regard to continuing education. This will be provided through random checks of the continuing education and certification files which the contractor must maintain.

In addition, the county, through contract with Oregon Health Sciences University, offers two inservice training courses per month which are also coordinated with local hospitals. These provide for the provision of a didactic lecture and at least two case reviews involving on-line medical direction physicians. This process assures that the Emergency Medical Technicians within the community are provided many chances to interrelate with on-line medical direction and also a mechanism to assure of meeting continuing education requirements for the state of Oregon EMTs.

4a. Mass Casualty Incident Response Plan

A Mass Casualty Incident Response Plan is a requirement of the EMS Rules of Multnomah County. EMS Administrative Rule 631-514 assigns responsibility to develop the Mass Casualty Incident Response Plan and Protocols to the Emergency Medical Services office.

This plan and protocols have been provided, and are adopted, as a portion of the rules of Multnomah County. The Mass Casualty Incident Response Plan is attached as Attachment 13.

4b. Extra Personnel, Facilities, or Equipment Needs

Hazardous materials situations within Multnomah County are dealt with by the Portland Fire Bureau and the Gresham Fire Department. Standard operating procedures of these two organizations as well as their protocols are attached as Attachment 14.

Notification of these organizations of hazardous materials incidents is made by the Bureau of Emergency Communications and Fire Alarm Dispatch. In addition, the Port of Portland functions with these two fire organizations, which offer hazardous materials services for the Port.

Search and Rescue functions are assigned to the Multnomah County Sheriff's Office by state statute.

Notification of the Multnomah County Sheriff's Office Department for Search and Rescue needs is made by the Bureau of Emergency Communications. In addition, the 304th Search and Rescue is coordinated for search and rescue activities through the Multnomah County Sheriff's Office.

Specialized rescue such as vertical terrain, water rescue, and other types of specialized rescue are provided by Portland Fire Bureau, Gresham Fire Department, Fire District 14, Sauvie Island Fire, and Skyline Fire. Portland Fire Bureau maintains a dive rescue unit as well as vertical terrain personnel. Gresham Fire also maintains vertical terrain rescue personnel.

4b. Vehicle Rescue

Vehicle rescue is provided by Portland Fire Bureau, Gresham Fire, Corbett Fire, Sauvie Island Fire, and Skyline Fire. The Vehicle Rescue apparatus includes Hurst Tools, other types of forcible entry tools, and air bags. Personnel are trained in the use of these tools, and the Emergency Medical Technicians who function with each of the fire agencies as first-responders also provide vehicle rescue services.

A list of station locations for Portland Fire Bureau and the Gresham Fire Department is attached as Attachments 15 and 16.

Sauvie Island responds from only one location. Corbett Fire responds from three locations. Skyline Rural Volunteer Fire responds from only one location in Multnomah County.

All requests for specialized rescue services are directed through the Bureau of Emergency Communications 9-1-1 center, which has standard operating procedures for the response of these units. The standard operating procedure for the Bureau of Emergency Communications is attached as Attachment 17.

4c. Coordination of Special Resources

Coordination of special resources needed in emergency medical situations is provided through the Bureau of Emergency Communications Standard Operating Procedure which is attached as Attachment 17.

Multnomah County Advanced Life Support and Basic Life Support Protocols assign the person in charge (PIC) responsibilities to the first arriving Emergency Medical Technician, and these responsibilities are maintained by the Emergency Medical Technician, until transport is imminent (see Attachments 5 and 6). This applies except in situations which meet Mass Casualty Incident (MCI) definitions. In MCI's the Medical Sector Coordinator remains the P.I.C.

Responsibility for unsecured or dangerous situations is assigned to the fire agency by county and city statute.

Incident responsibilities which involve a Mass Casualty Incident (MCI) are assigned by the Mass Casualty Incident Plan, which is attached as Attachment 13.

4d. Methods for Obtaining Out-Of-County EMS Resources Other Than Ambulances

The responsibilities for out-of-county resources which might be needed in the event of a Mass Casualty Incident, or specialized resource not available within Multnomah County, are assigned to the Bureau of Emergency Communications through their standard operating procedures and by the Mass Casualty Incident Plan.

The coordination of this process is through the Bureau of Emergency Communications, and may involve Providence Hospital as the Regional Hospital; Multnomah County Sheriff's Office, with regard to search and rescue; fire departments within the county, with regard to mutual aid agreements, and other counties' Mass Casualty Incident plans.

It is also anticipated that the Area Trauma Advisory Board I Plan will adopt a Mass Casualty Incident plan which will provide additional out-of-county resources for each county which finds its resources overcome in a mass casualty incident.

Overall coordination of these specialized resources and their inclusion in the Multnomah County process is through the Office of Emergency Management, Multnomah County, and the Office of Emergency Management, Portland Fire Bureau, City of Portland.

4e. Mass Casualty Incident Plan Recognition

The Mass Casualty Incident Plan has been recognized and adopted by Multnomah County. This plan is incorporated as a part of the Emergency Medical Services rules of Multnomah County, and as an annex to the Multnomah County Emergency Management's Plan. A letter from the Multnomah County Emergency Manager stating that the plan is a part of the Multnomah County Disaster Plan is attached as Attachment 18.

5a.b. Mutual Aid Agreements

Mutual aid agreements are provided between each ambulance service area provider (in and out of county). It is anticipated that the contractor selected by the RFP will use these same agreements.

Copies of these mutual aid agreements are attached as Attachment 19.

These standards are a part of the information required by EMS Administrative Rule 361-316 adopted December 15, 1986 (see Attachment 4).

6a. Boundaries

AMBULANCE SERVICE AREA FOR TWO AMBULANCE SERVICE AREAS

MULTNOMAH COUNTY

ASA 1 All of Multnomah County west of the Willamette river, and including Sauvie Island. The Washington County, Columbia County, and Clackamas County lines will form the outside boundaries of this section of ASA 1. The Burnside Bridge will be the north/south divider for the Willamette River. The boundary line for the area east of the Willamette River will be Burnside Street, with Burnside being the Northern most boundary of the Ambulance Service Area, following Burnside until it reaches I205 and then I205 southerly until it joins the Clackamas County line.

ASA 2 Boundaries:

The area of Multnomah County contained between the Willamette and Columbia rivers (but not to include Sauvie Island) proceeding south-eastward following the Willamette river shore until it reaches Burnside Bridge and then following Burnside street easterly until I205, then southerly to the Clackamas county line and easterly following the Clackamas county line, to the Hood River county line, then northerly following the Clackamas county line, then to the Columbia River shores westerly until this line joins the western boundary of this ASA.

All "dividing lines" will have the closest emergency ambulance responded.

Basically the two ASAs are: ASA 1 - all of the area in Multnomah County west of the river including Sauvie Island and the area east of the river, south of Burnside and west of I205. ASA 2 includes all other areas of Multnomah County.

6b. Other Districts

The fire districts are illustrated in Attachment 21. In addition, city and water district boundaries are illustrated.

The ASA plan respects fire districts with only the area served by Portland Fire Bureau being served by two ASA's. A single call receiving point for ALS ambulances and first responders overcomes this potential problem.

6c. Coordination

The transporting ambulances of each ASA will be dispatched by the same dispatch point (BOEC). There will be uniformity in application of all rules, protocols, and SCP's between the two ASA's. In addition, the RFP (see Attachment 11) requires mutual aid agreements.

First responders are dispatched by FAD. A subcommittee of the EMS Policy Board and the EMS Policy Board have recommended consolidation of EMS and Fire Dispatch functions at BOEC. The goal is that first responders and emergency ambulances will be dispatched by the same dispatch point at the Bureau of Emergency Communications.

6d. Barriers to Service

The boundaries were designed with the following factors and logic:

1. Similar size - geographic area and population are of similar makeup.
2. Similar EMS responses - the EMS calls answered and number of transports are of similar volume.
3. Hospital location/patient flow - patient hospital destinations when transported by ambulance were considered so as to minimize out of ASA hospital destinations.
4. Geographical impediments to service - the Willamette River is used as a boundary for a portion of the ASA. The southwest hills with road ingress/egress problems was considered and placed in a single ASA. The same service provider ASA 1 serves North and South of I-84 which might be considered an impediment due to a small number of traffic arterials which cross the freeway.

The response times are the same standard for each ASA. The RFP (see Attachment 11) requires that each contractor propose a system status plan which meets response time requirements.

6e. ASA County Inclusion

The ASA map (see Attachment 22) illustrates that all of Multnomah County is covered by an ASA.

7a. Quality Assurance

Multnomah County's quality assurance measures are assigned under Multnomah County Code to the Emergency Medical Services Director under MCC 6.31.040 and 6.31.060, A-4; and to the Medical Advisory Board under MCC 6.31.055.

The quality assurance mechanism currently used by Multnomah County, functions under the auspices of the Emergency Medical Services Director and the Medical Advisory Board. The current quality assurance process is described in Attachment 12.

7b. Legal Sanctions for Violation of Ambulance Service Area Plan

Legal sanctions are provided under Multnomah County Code 631-110, -130, -140, -160, -165, -180, -182, -184, -190, and EMS Administrative Rules 631-030 and the Administrative Fines Attachment. These are attached as Attachments 3 and 4.

7c.

Consumers will be provided a chance for input to the Emergency Medical Services program through two measures.

The first of these measures is the provision of a rate control committee made up of citizens as well as the provider of service and the medical community. This committee will hold a hearing every six months to determine that the level of service within the community is meeting the consumers' needs and that any complaints are addressed. In addition, any raising or lowering of rates must begin with that committee. The public will have the right, in hearings before the EMS Policy Board and the Board of County Commissioners, to discuss any complaints or issues which they determine are appropriate to bring forward.

The office of Emergency Medical Services, as a representative of the public in its quality assurance monitoring process, assures each complainant that its issue will be brought before a quality assurance committee, adequately aired, and that the outcome will be provided back to him/her. The office of Emergency Medical Services must accept public complaints and provide for outcome. See Attachment 12.

8a. Provider Selection

If an ambulance service requests a license within Multnomah County to provide ambulance service, Multnomah County Code provides a mechanism to license the ambulance service. If the ambulance service meets the minimum criteria as listed in the licensing requirements, it will be issued a license. This is detailed in Attachment 3.

Any ambulance service requesting assignment of an ambulance service area will be provided a chance to bid in an open competitive procurement process for delivery of ambulance service to one of the two ASAs on a four year basis. Ambulance service will be provided to the ambulance service areas by contract.

8b. ASA Provider Selection Process

This section process is to select the most effective, efficient provider of emergency ambulance service.

Selection by competition for an ambulance provider for ASA 1 and 2 is to be done through a request for proposal. The RFP building will involve participation of persons knowledgeable in EMS and other persons who have areas of technical expertise that will be useful in constructing various components of an RFP. An RFP construction committee will organize the RFP using point ranking. Consideration and recommendations for award of the contract will be made by an evaluation committee.

The same contractor may not serve both ASAs. Each provider who proposes on both ASAs will be asked to submit a choice of which ASA the proposer would prefer to serve if its proposal is the highest point ranking proposal in each ASA. The evaluation committee will determine which ASA to award to a proposer whose proposals are the highest point ranking proposal in each ASA. The committee will consider the request of the proposer as well as the point spread between proposers in making their decision. The second best proposal in the chosen ASA will be chosen as the winner in that ASA.

Steps for Selection of a provider:

I. Construct a Request For Proposal

A. RFP construction is to be done by the construction committee.

B. The EMS system RFP is broken into six components.

1. Personnel, i.e. working conditions, level of training, continuing education accessibility at time of recontract, benefits, etc.
2. Communications, i.e. response, triaging, ambulance placement, level of response, integration with first responses.
3. Medical, i.e. protocols, off-line, on-line, drugs, quality assurance.
4. Equipment, i.e. ambulance, communications, housing, ALS/BLS medical equipment.
5. Business Practices, i.e. rates, billing procedures, third party reimbursement.
6. Safety Net, i.e. guarantee: no loss of service delivery, no low quality of care or inability of operator to comply with the standards of the contract and minimum bidding qualifications.

C. A construction committee is to guide the overall construction of the RFP.

D. The committee will be staffed by the EMS office.

8b. ASA Provider Selection Process, cont'd

- E. The RFP construction committee is to be selected by the EMS Policy Advisory Board and the Board of County Commissioners. The makeup of the committee is:

EMS Director, Ex-Officio Chairman
Medical Advisory Board Representative
Representative of Small Business
Attorney (County Counsel)
Multnomah County Medical Society Representative
Emergency Medical Technician-Paramedic
Citizen

No member of the committee may have a vested interest in the current EMS delivery system or have a vested interest in any potential contractor.

II. Proposal Evaluation

- A. An Evaluation Committee is to consider and recommend a provider for the ASA based upon compliance with minimum elements and points accumulated in the six component areas of the RFP. The evaluation committee is to be selected by the EMS Policy Advisory Board and ratified by the BCC, and made up of the following positions (no person is to serve in a voting capacity on both committees):

EMS Director, Ex-Officio Chairman
Medical Advisory Board Representative
Citizen (2) (at least one with a financial background, etc., CPA)
Multnomah Medical Society Representative
County Purchasing Representative (non-voting)
Emergency Medical Technician Paramedic Representative

- E. The final decision shall be made by the Board of County Commissioners in accord with the procedures of the RFP. The BCC reserves the right to reject all proposals.

8b. ASA Provider Selection Process, cont'd

IX. The contractor will be monitored by the EMS office to assure that contract requirements are met.

A. Medical (Medical Advisory Board)

B. System (Medical Advisory Board)

C. Business (Rate Committee)

8c. ASA Provider Reselection Process

Provider reselection criteria.

A provider for the ASA of Multnomah County will be reselected after a period of four years plus an optional renewal for a one year period.

The process to be followed for provider reselection is the same as that of initial provider selection. An RFP will be provided with the provider being selected on the basis of the proposals which are submitted. The proposal which provides the most effective, efficient delivery of emergency ambulance service will be selected.

If the provider should fail in less than the four year contract period, or the county determined that contract standards were not being met, and revoked the contract, the following procedure would be used:

1. The provider will be notified and all appropriate legal measures with regard to contract negotiations and appeals as required by ORS and MCC will be followed.
2. In the event that the provider can be left in place during the time period required to receive requests for proposals and award a new contract, such will occur.
3. In the event that the contractor will not or cannot provide service during the interim period between contract default and new provider implementation, the safety net portions of the proposal will take effect. The county will operate the emergency ambulance service during this period of time, using the equipment, personnel and funds provided under the proposal. The county may elect during this time to provide this equipment to the other ambulance service area contractor as a means of continuing service.

It is intended that this provider reselection procedure will at no time leave Multnomah County without effective, efficient emergency ambulance service.

8d. Procedures for Resolving Disputed Cases

The procedure for resolving disputes with regard to ambulance service area operators or contractors is a two-fold process.

The contract between the county and the ambulance service area operator will provide for measures to reduce conflict and provide effective outcome.

MCC and EMS Rules also provide a mechanism for solving of disputes and hearing process. These are detailed in Attachment 3 and 4.

DRAFT III
7/29/88

AMBULANCE SERVICE
AREA PLAN

Multnomah County
Oregon

BOARD OF
COUNTY COMMISSIONERS
1988 AUG - 1 PM 1:21
MULTNOMAH COUNTY
OREGON

INDEX

- p. 5 1. Definitions list related to county ASA plan.
- 2. Communications:
 - p. 9 a) Access to Emergency Medical (EMS) System.
 - p. 10 b) Procedures for dispatch of ambulances.
 - p. 11 c) Ambulance notification procedures.
 - p. 12 d) Emergency radio communications systems.
 - p. 13 e) Notification and response time monitoring process.
 - p. 14 f) Standards for response times.
 - p. 15 g) Training of EMS dispatchers.
- 3. Provider Profile:
 - p. 16 a) ASA financial viability.
 - p. 17 b) Service effectiveness.
 - p. 18 c) Service efficiency.
 - p. 19 d) Level of response.
 - p. 20 e) Level of care.
 - p. 21 f) Staffing.
 - p. 22 g) Patient care equipment.
 - p. 23 h) Emergency patient transport vehicles (ambulances).
 - p. 24 i) Initial and continued training for ambulance personnel.
- 4. Disaster Response Plan:
 - p. 25 a) Responsibilities.
 - p. 26 b) Identification of additional personnel and equipment resources:
 - 1. hazardous material
 - 2. search and rescue
 - 3. specialized rescue
 - 4. extrication.

- p. 28 c) Coordination of resources.
- p. 29 d) Method for obtaining out-of-county resources.
- p. 30 e) Ambulance disaster response plan recognition.

5. Mutual Aid Agreements:

- p. 31 a) Mutual aid agreements for ambulance response outside of service area.
- p. 31 b) Mutual aid agreements between ambulance providers.

6. Boundaries:

- p. 32 a) ASA geographic area.
- p. 33 b) "911", fire district incorporated city boundaries.
- p. 34 c) ASAs designation considering fire district and city boundaries.
- p. 35 d) ASA boundaries considering artificial and geographic barriers to response times.
- p. 36 e) County coverage by an ASA(s).

7. Quality Assurance and System Development:

- p. 37 a) Quality assurance program.
- p. 38 b) Legal sanctions for violations.
- p. 39 c) Input to the county from:
 - 1. consumers
 - 2. providers
 - 3. medical community

8. Provider Selection:

- p. 40 a) Mechanism for responding to an application by a provider for an ASA.
- p. 41 b) Mechanism for assignment and reassignment of providers to ASAs.
- p. 44 c) Mechanism for responding to notification that an ASA is being vacated.
- p. 45 d) Procedures for resolving disputed cases.

9. County Executive Approval:

- p. 46 a) Signed statement.

ATTACHMENTS:

Number

- 1 Bureau of Emergency Communications Performance Agreement
- 2 Triage Guide
- 3 MCC 6.31
- 4 Emergency Medical Services Rules
- 5 Basic Life Support Protocols
- 6 Advanced Life Support Protocols
- 7 Radio System Configuration
- 8 Over Eight-Minute Response Time Printout
- 9 Emergency Medical Services Dispatch Training Document
- 10 Credentialing Document
- 11 Request For Proposal Document
- 12 Quality Assurance Plan
- 13 Mass Casualty Incident Plan
- 14 Hazardous Materials Procedures
- 15 Portland Fire Bureau Locations
- 16 Gresham Fire Department Locations
- 17 Bureau of Emergency Communications Standard Operating Procedures
- 18 Emergency Management Letter
- 19 Mutual Aid Agreements
- 20 Rate Control Committee
- 21 Fire District Map
- 22 Two ASA Map

1. DEFINITIONS

- (A) "Advanced Life Support Services" means prehospital and interhospital emergency care which encompasses, in addition to basic life support functions, cardiac monitoring, cardiac defibrillation, administration of antiarrhythmic agents, intravenous therapy, administration of medications, drugs, and solutions, use of adjunctive medical devices, and other techniques and procedures, identified by rules adopted under MCC 6.31.000.
- (E) Advanced Life Support (ALS) Units - means those units staffed by an Oregon-certified Emergency Medical Technician IV as defined in CRS 677.610(1).
- (C) "Ambulance" means any vehicle so certified by the State Health Division.
- (D) Ambulance Service Area (ASA) - means a geographic area which is served by one ambulance provider, and may include a county, two or more contiguous counties, or a portion of such county(ies).
- (E) Ambulance Service Area Plan - means a plan which describes the need for and coordination of ambulance service and establishes ambulance service area .
- (F) Ambulance Services - means any person, as hereinafter defined, who operates an ambulance which is either stationed within or without the County and dispatched from within or without the County to pick up and transport patients within the County.
- (G) "Appeals Hearings Officer" or "Hearings Officer" means the person or persons designated by the policy board to conduct contested case hearings concerning actions on licenses under this chapter.
- (H) Basic Life Support (BLS) - the level of care which an EMT-1 may provide.
- (I) Basic Life Support (BLS) Units - means those units staffed by two Oregon-certified Emergency Medical Technician I's.
- (J) "Board" means the Board of County Commissioners of Multnomah County, Oregon.
- (K) "City" means the City of Portland.
- (L) Code 1 Call - the running condition of a patient call or transport in which no lights or siren are used and the ambulance proceeds with the normal traffic flow.
- (M) Code 3 Call - the running condition of a patient call or transport in which lights or siren are used and the ambulance proceeds as rapidly as possible. (ORS 820.300-320)

- (N) "Director" means the Director of the Office of Emergency Medical Services of the Department of Human Services of Multnomah County, or the director's authorized representative.
- (O) "Do business in Multnomah County" means to provide emergency ambulance service or any other emergency medical services in Multnomah County, provided, however, that transporting patients from outside the county to within the county only shall not be considered doing business within the county.
- (P) "Emergency" means any non-hospital occurrence or situation involving illness, injury, or disability requiring immediate medical or psychiatric services, wherein delay in the provision of such services is likely to aggravate the condition and endanger personal health or safety.
- (Q) "Emergency Medical Services" or "EMS" means those prehospital functions and services which are required to prepare for and respond to emergencies, including rescue, ambulance, treatment, communications, evaluation, and public education. "Emergency Medical Services" does not include services of fire department which do not provide advanced life support services.
- (R) "Emergency Medical Technician" or EMT" means a person so certified by the State Health Division or the State Board of Medical Examiners.
- (S) Emergency Medical Technician I (EMT I) - means a person certified by the Division to attend any ill, injured, or disabled person in connection with her/his transportation by ambulance and in accordance with ORS 820.310, 820.330, 820.350, and 823.010 to 823.990.
- (T) Emergency Medical Technician II (EMT II) - means a person certified by the Board of Medical Examiners as defined in ORS 677.610(3).
- (U) Emergency Medical Technician III (EMT III) - means a person certified by the Board of Medical Examiners as defined in ORS 677.610(4).
- (V) Emergency Medical Technician IV (EMT IV) - means a person certified by the Board of Medical Examiners as defined in ORS 67.610(5).
- (W) "Emergency Medical Services (EMS) Central Dispatch Office" means the communications center established under the auspices of the EMS Director.
- (X) "Employee" means an employee, agency, or driver of an ambulance employed by a licensee.
- (Y) First Responder - a responder who usually only provides BLS and can arrive on the medical scene in four minutes or less 90% of the time to prevent brain death in a cardiac arrest or complete bleed-out in a severe bleeding situation.
- (Z) Health Officer - means the Multnomah County Health Officer.

- (AA) "License" means a nontransferable, nonassignable permit, personal to the person to whom it is issued, issued by the director authorizing the person whose name appears as licensee to do business in Multnomah County.
- (BB) "Licensee" means a person possessing a valid license from Multnomah County.
- (CC) "Medical Advisory Board" means the Emergency Medical Services Medical Advisory Board .
- (DD) "Medical Advice" means instruction, direction, advice, and professional support given to an EMT via radio or telephone communications by personnel at Medical Resource Hospital, for the purpose of assisting in the provision of pre-hospital on-site and in-transit basic and advanced life support services.
- (EE) "Medical Resource Hospital" means a medical facility designated as such under the rules adopted under MCC from which medical advice may be provided.
- (FF) "Multnomah County" or "county" means the unincorporated areas of Multnomah County.
- (GG) Non-emergency - any medical call in which there is no threat to life or limb.
- (HH) Notification Time - means length of time between the ambulance service's receipt of the request for the ambulance and the notification of the ambulance crew.
- (II) Owner - means the person having all the incidents of ownership in a vehicle or, where the incidents of ownership are in interest holder or lessor, entitled to the possession of a vehicle under a security agreement of a lease for a term of ten (10) or more successive days.
- (JJ) "Party means:
- (1) Each person or agency entitled as of right to a hearing.
 - (2) Each person or agency named by the hearings officer or policy board.
 - (3) Any person requesting to participate as a party or in a limited status who is determined either to have an interest in the outcome of the proceeding or represents a public interest in such results.
- (KK) "Patient" means an individual who, as a result of illness or injury, needs immediate medical attention.
- (LL) "Person" means an individual, partnership, company, association, corporation, or any other legal entity, including any receiver, trustee, assignee, or similar representative.

- (MM) "Policy Board" means the Emergency Medical Services Policy Board established under MCC 6.31.000.
- (NN) Private Call - a request for transport which originates at the private ambulance and must be a non-emergency requiring only Code 1 running.
- (OO) "Provider Board" means the EMS Provider Board established under this chapter.
- (PP) Response Time - means the length of time between notification of the ambulance crew and arrival of the ambulance at the incident scene.
- (QQ) "State Health Division" means the Health Division of the Department of Human Resources of the State of Oregon, or its successor.
- (RR) Supervising Physician - means a medical or osteopathic physician licensed under ORS 677, actively registered and in good standing with the Board of Medical Examiners and affiliated with an EMS agency for the purpose of medical accountability and pre-hospital emergency medical care education.
- (SS) "Vehicle" means an ambulance or fire department rescue unit which is used in the provision of emergency medical services, but does not include a fire engine or ladder truck. [Ord. 229 s. 1 (1980)]

2a. Communications

- (A) 9-1-1 calls placed for emergency medical assistance within Multnomah County are predominantly answered at the Bureau of Emergency Communications (located at Kelly Butte within Multnomah County).

Several other potential answering points occur within portions of Multnomah County. In the deep east portion of the county (I-84 Columbia Gorge area) phone prefix numbers 374 are answered at the Hood River Public Safety answering point (PSAP). Phone prefixes in the southwest area bordered by Washington County with the phone prefix numbers 291, 292, and 297 are answered at the Washington County Public Safety answering point located in Hillsboro. Phone prefixes 639, 620, 684 are answered by the Tualatin PSAP. Phone prefixes 652, 653, 654, 659 are answered by the Milwaukie PSAP. Phone prefixes 635, 636, 697 are answered by the Lake Oswego PSAP. Phone prefix 543 is answered by the Columbia County PSAP.

The Bureau of Emergency Communications at Kelly Butte is under contract to the Emergency Medical Services office. The Multnomah County ordinance which establishes the Emergency Medical Services administration within Multnomah County, assigns the responsibility to establish and maintain a 9-1-1 medical answering point and dispatch facility for all emergency medical calls originating within Multnomah County, to the EMS Director.

The administrative arrangement between the office of Emergency Medical Services and the Bureau of Emergency Communications (BOEC) and the participating cities within Multnomah County is attached and is entitled Bureau of Emergency Communications User Agreement, Attachment 1.

In those two areas of Multnomah County which are not answered by Multnomah County, the Public Safety Answering Points return the calls to the Bureau of Emergency Communications which dispatches the appropriate ambulance and first-responder to the calls. There is one area of exception. In the Skyline area, PFB is notified directly by Washington County to dispatch first responders.

In addition, the Bureau of Emergency Communications answers 9-1-1 calls which originate out of Multnomah County, based upon telephone company switching procedures. Counties which have a portion of their 9-1-1 calls answered by Multnomah County are Clackamas, Washington, and Columbia County. Also, the majority of cellular telephone call drops occur at BOEC even though the call may be two counties away.

2b. EMS Dispatch Procedures

The Bureau of Emergency Communications (BOEC) dispatches all transporting emergency ambulances within Multnomah County. A caller's request for emergency ambulance service will be processed by a BOEC call-taker. The BOEC call-taker will use the call triage guide to determine the level of response of ambulance needed by the patient (Attachment 2).

The call-taker will then transfer the information via computer screen to an EMS dispatcher. The EMS dispatcher is aware of all ambulance locations, availability, and current staffing level within Multnomah County. The information is continually provided by all licensees under Multnomah County rule (see Attachment 4). Portland Fire Bureau, Fire Alarm Dispatch (FAD) is notified of all medical emergencies which require a first responder (triage guide). FAD then dispatches the first responder for all in Multnomah County fire agencies except Skyline Fire Department.

In the event the ambulance is needed in a fringe area of Multnomah County, where an out-of-county ALS provider can respond, and the in-county ambulance is more than ten minutes away, the out-of-county ambulance will be dispatched. Dispatching of the out-of-county ambulance occurs by either direct communication with the ambulance or by placing a call to the appropriate Public Safety Answering Point (PSAP).

The Multnomah County Code sites which govern this area of medical call dispatching and call triage are: 631-306, -307, -308, -310, -312, -314, -318, -320, -330, -335, -338, -390, Subsections A, B, C, and D. These rules are attached (see Attachment 4).

2c. Ambulance Notification Procedures

The Bureau of Emergency Communications EMS dispatch will notify the closest ambulance service area ambulance when a call is received which requires an emergency dispatch. All calls requiring a first responder are reported to Fire Alarm Dispatch by nature code, running code, and address.

The information of the central dispatch order is included in the MCC Rule 631-310. In addition, cancellation of the ambulance as a part of the central dispatch order is included in Rule 631-312.

These rules are as attached (see Attachment 4).

2d. Emergency Radio Communication System

The radio communication system used in Multnomah County is Ultra High Frequency design. Specific Med Nets are assigned and used in Multnomah County according to the State of Oregon Emergency Medical Services Communication Plan. Equipment required on ambulances is addressed by the EMS Administrative Rules 631-302, 631-310, 631-318 (see Attachment 4).

Hospital communications are provided in Multnomah County by Ultra High Frequency and Very High Frequency design. The Ultra High Frequency uses Med-Net 4 and the Very High Frequency uses the HEAR frequency 155.340mhz. Hospital communications requirements are addressed by EMS Administrative Rule 631-410. The basic life support and advanced life support protocols adopted under EMS Administrative Rules also require certain levels of communications from Emergency Medical Technicians. This information is attached (see Attachments 5 and 6). Fire first responders use VHF fire frequencies. The ALS rescues (8) and two ALS apparatus (Squad 1, Quad 1) also have the UHF med nets.

The configuration of the UHF system is described in Attachment 7.

2e. Ambulance Notification and Response Times

Notification of a transporting ambulance is governed by the user contract between Multnomah County Emergency Medical Services and the Bureau of Emergency Communications. The current user performance contract requires that all emergency medical services calls be processed¹ in 80 seconds or less at least 90 percent of the time. This document is attached as Attachment 1.

Transport ambulance response times are governed by EMS Administrative Rule 631-326. This rule is attached (see Attachment 4).

The Emergency Medical Services office receives, in a four-week period, all response times within the emergency medical services system. Those response times contain the number of responses in an ambulance services area, number of responses which are under eight minutes and the number over eight minutes.

For each response over eight minutes, specific information is generated; that information consists of the date of the response, the BOFC dispatch number, location of response, unit number of responding unit, and actual response time. In addition, transport ambulance services which are assigned service areas provide to the Emergency Medical Services office, in a four week by four week period, a list of all beyond-eight-minute response times in the ambulance service area. A sample of this report is attached (see Attachment 8).

¹Processed is defined as the time between initial call answering and dispatch of a transporting ambulance.

2f. Ambulance Notification and Response Times

These two sources of over eight minutes responses are used to determine if an ambulance service area is being underserved and is not meeting the requirements of the EMS Administrative Rules. If the EMS Administrative Rule is not being met, fines may be levied on the ambulance service area operator, or the ambulance service area operator's license and ambulance service area may be withdrawn by the Emergency Medical Services office. Specific requirements for this process are contained in the Multnomah County Code and EMS Rules, and are contained in Attachment 4. All ALS transporting ambulances must respond in eight minutes or less, 90 percent of the time.

All portions of review of the beyond-eight-minute response times are currently performed by EMS administrative staff with periodic reports made to the Emergency Medical Services Quality Assurance Subcommittee, which functions under the Emergency Medical Services Medical Advisory Board. This process is described in Attachment 12.

In addition, first-responders function under an agreement to provide first-responder basic life support services or advanced life support to the scene of a medical emergency with a response time of four minutes or less, ninety percent of the time. This information is monitored by the Portland Fire Bureau, Gresham Fire Department, and other first-response agencies within Multnomah County. It is expected that each of the fire departments will maintain its own quality assurance mechanism to assure these response times are being met.

2g. Training for EMS Dispatchers

All Emergency Medical Services dispatchers functioning at the Bureau of Emergency Communications have been trained to the Emergency Medical Dispatch level.

The training is provided by staff at the Bureau of Emergency Communications and Emergency Medical Services staff.

The training complies with the state-approved Emergency Medical Dispatcher training and uses the majority of material produced by Dr. Jeff Clausen of Salt Lake City. A copy of this training program is attached as Attachment 9.

3a. Provider Profile

Each of the two ambulance service areas within Multnomah County must financially support itself. Financial support is provided through user fees. The determination of cost with reference to user fees charged is a part of the Request For Proposal document. The costing document will allow for cross subsidization of emergency ambulance cost through the use of non-emergency transports or cross utilization of personnel. See Attachment 11.

The RFP assures that any non-ASA revenues are reported and considered as a part of the selection of the ambulance service area contractor to serve the ambulance service area. The organizations, as they provide proposals, must provide projections of revenues and costs for the time period in the beginning when revenues do not meet cost, then through the time period in which revenues exceed cost, to equal the deficit incurred in the initial operating time period. This assures the financial soundness of the contractor and that the proposal selected is financially sound.

ASA I also will be supported by County alcohol and drug monies because the contractor will have subcontracting responsibilities to perform inebriate outreach services.

3b. Service Effectiveness Demonstration

The effectiveness of the ambulance service to deliver pre-hospital emergency medical care will be continuously monitored by the quality assurance process as detailed in Attachment 12.

A prospective study of the ambulance service area contractor will be provided through the Request For Proposal. Please see Attachments 10 and 11. The Request For Proposal and credentialing process assure that any potential contractor for the ambulance service area must be in substantial compliance with all rules and regulations by state, regional, or local authorities. In addition, the organization must have met its response times for an area, and the evidence of these response times being met must be provided as a part of the prospective examination process. The credentialing process to select potential providers will also require reports from system-wide quality assurance processes which demonstrate that the organizations who wish to bid or file a proposal must have provided quality care with no major deviations in morbidity and mortality outcomes for the ambulance service areas which they have served prior to requesting an ambulance service area assignment within Multnomah County.

Determination of effectiveness is provided through a prospective process of credentialing and proposal evaluation and a retrospective process governed by quality assurance review.

3c. Service Efficiency

Service Efficiency will be demonstrated by the request for proposal, see Attachment 11.

The request for proposal will consider cost as a mechanism of service efficiency. In addition, the unit hour utilization figures with maximum and minimums acceptable are a part of this document. Also, the overall requirement for response times assists in determining that service efficiency is maintained.

The cost to the consumer will not be known until the request for proposal is released and acted upon by potential contractors.

The rate control committee will also assist in determining reasonable cost of ambulance service to consumers over the period of the contract as changes in the delivery of emergency medical services occur - see Attachment 20.

3d. Level of Response

All calls for medical assistance placed to the 911 system within Multnomah County are call triaged. See Attachment 2. This call triaging and pre-arrival instruction process requires that a certain level of response be provided.

First responders within the Emergency Medical Services ASA-1 and ASA-2 areas are trained to the Quick Responder or above level. All ambulance personnel who respond on transporting Advanced Life Support ambulances within Multnomah County must be trained and certified to the EMT-4 level. This is demonstrated by MCC and EMS Rules, see Attachments 3 and 4.

3e. Level of Care

The ambulance service areas within Multnomah County only provide for the call answering for 911 calls. All transporting ambulances dedicated to this effort must respond as Advanced Life Support ambulances meeting the state minimum requirements plus additional Multnomah County requirements. Those Multnomah County requirements are that certain pieces of equipment in addition to the state requirements are provided, a UHF radio is in place and operational, and that two EMT-4s are in attendance with the ambulance.

Non-emergency providers will continue to answer private calls within Multnomah County. These organizations will be licensed by Multnomah County and will be required to process any calls which they receive which require an under 30 minute response by the call triaging guide attached as Attachment 2. This assures that non-ASA contractors do not provide emergency ambulance service within Multnomah County. Non-emergency, in this context, means that the patient must be rendered care within a half an hour or more, and that the patient is not exhibiting any signs or symptoms which would require an emergency response as dictated by the EMS call triaging guide.

3f. Staffing

Staffing for emergency ambulance service within Multnomah County for the ASA contractor is considered in Multnomah County Code and EMS Rules, see Attachments 3 and 4. In addition, the Request For Proposal document details even further the requirements with specific reference on unit hour utilization, reimbursement levels for Emergency Medical Technicians, and staffing levels as reported through a system status plan. See Attachment 11. This examination, in a prospective manner, of an ambulance service area assignee will allow a detailed process to determine that adequate staffing levels to assure EMT competency with no burnout are maintained. Non-transporting ambulances (ALS Rescues) are required to staff only to the state ALS required level.

3g. Ambulance Equipment

Ambulances operated by the contractor for each ambulance service area are required to meet standards above those of ORS.

Those standards which are required are detailed in the MCC and EMS Rules, see Attachments 3 and 4.

In addition, the Request For Proposal determines other standards for equipment, see the equipment portion of the Request For Proposal, Attachment 11.

3h. Patient Transport Vehicles

The ambulance service area contractor is required by Multnomah County Code and EMS Rule to meet minimum ORS requirements with regard to vehicle construction and standards.

In addition, the Request For Proposal (see Attachment 11) requires that for the ambulance contractor to receive goal points, he/she must provide specific up to date ambulances meeting KKK1822B. Also, the contractor must maintain the mechanical reliability of the vehicle by the ambulance operator by requiring inspections at specific mileage increments.

3i. Initial and Continued Training For Personnel

The ambulance service area operator will be examined to determine its initial personnel training and maintenance of personnel training prospectively and retrospectively.

The prospective examination process is provided through the Request For Proposal which requires personnel to be currently certified at the EMT-4 level. It is the responsibility of the ASA contractor to maintain certification levels for his/her personnel. In addition, the single physician supervisor will require inservice education, and Multnomah County requires attendance at mandatory inservice education for the personnel.

Retrospective analysis of the training level and continuing education is provided through examination of ambulance contractor records to assure that all personnel are maintaining EMT certification and re-certification standards with regard to continuing education. This will be provided through random checks of the continuing education and certification files which the contractor must maintain.

In addition, the county, through contract with Oregon Health Sciences University, offers two inservice training courses per month which are also coordinated with local hospitals. These provide for the provision of a didactic lecture and at least two case reviews involving on-line medical direction physicians. This process assures that the Emergency Medical Technicians within the community are provided many chances to interrelate with on-line medical direction and also a mechanism to assure of meeting continuing education requirements for the state of Oregon EMTs.

4a. Mass Casualty Incident Response Plan

A Mass Casualty Incident Response Plan is a requirement of the EMS Rules of Multnomah County. EMS Administrative Rule 631-514 assigns responsibility to develop the Mass Casualty Incident Response Plan and Protocols to the Emergency Medical Services office.

This plan and protocols have been provided, and are adopted, as a portion of the rules of Multnomah County. The Mass Casualty Incident Response Plan is attached as Attachment 13.

4b. Extra Personnel, Facilities, or Equipment Needs

Hazardous materials situations within Multnomah County are dealt with by the Portland Fire Bureau and the Gresham Fire Department. Standard operating procedures of these two organizations as well as their protocols are attached as Attachment 14.

Notification of these organizations of hazardous materials incidents is made by the Bureau of Emergency Communications and Fire Alarm Dispatch. In addition, the Port of Portland functions with these two fire organizations, which offer hazardous materials services for the Port.

Search and Rescue functions are assigned to the Multnomah County Sheriff's Office by state statute.

Notification of the Multnomah County Sheriff's Office Department for Search and Rescue needs is made by the Bureau of Emergency Communications. In addition, the 304th Search and Rescue is coordinated for search and rescue activities through the Multnomah County Sheriff's Office.

Specialized rescue such as vertical terrain, water rescue, and other types of specialized rescue are provided by Portland Fire Bureau, Gresham Fire Department, Fire District 14, Sauvie Island Fire, and Skyline Fire. Portland Fire Bureau maintains a dive rescue unit as well as vertical terrain personnel. Gresham Fire also maintains vertical terrain rescue personnel.

4b. Vehicle Rescue

Vehicle rescue is provided by Portland Fire Bureau, Gresham Fire, Corbett Fire, Sauvie Island Fire, and Skyline Fire. The Vehicle Rescue apparatus includes Hurst Tools, other types of forcible entry tools, and air bags. Personnel are trained in the use of these tools, and the Emergency Medical Technicians who function with each of the fire agencies as first-responders also provide vehicle rescue services.

A list of station locations for Portland Fire Bureau and the Gresham Fire Department is attached as Attachments 15 and 16.

Sauvie Island responds from only one location. Corbett Fire responds from three locations. Skyline Rural Volunteer Fire responds from only one location in Multnomah County.

All requests for specialized rescue services are directed through the Bureau of Emergency Communications 9-1-1 center, which has standard operating procedures for the response of these units. The standard operating procedure for the Bureau of Emergency Communications is attached as Attachment 17.

4c. Coordination of Special Resources

Coordination of special resources needed in emergency medical situations is provided through the Bureau of Emergency Communications Standard Operating Procedure which is attached as Attachment 17.

Multnomah County Advanced Life Support and Basic Life Support Protocols assign the person in charge (PIC) responsibilities to the first arriving Emergency Medical Technician, and these responsibilities are maintained by the Emergency Medical Technician, until transport is imminent (see Attachments 5 and 6). This applies except in situations which meet Mass Casualty Incident (MCI) definitions. In MCI's the Medical Sector Coordinator remains the P.I.C.

Responsibility for unsecured or dangerous situations is assigned to the fire agency by county and city statute.

Incident responsibilities which involve a Mass Casualty Incident (MCI) are assigned by the Mass Casualty Incident Plan, which is attached as Attachment 13.

4d. Methods for Obtaining Out-Of-County FMS Resources Other Than Ambulances

The responsibilities for out-of-county resources which might be needed in the event of a Mass Casualty Incident, or specialized resource not available within Multnomah County, are assigned to the Bureau of Emergency Communications through their standard operating procedures and by the Mass Casualty Incident Plan.

The coordination of this process is through the Bureau of Emergency Communications, and may involve Providence Hospital as the Regional Hospital; Multnomah County Sheriff's Office, with regard to search and rescue; fire departments within the county, with regard to mutual aid agreements, and other counties' Mass Casualty Incident plans.

It is also anticipated that the Area Trauma Advisory Board I Plan will adopt a Mass Casualty Incident plan which will provide additional out-of-county resources for each county which finds its resources overcome in a mass casualty incident.

Overall coordination of these specialized resources and their inclusion in the Multnomah County process is through the Office of Emergency Management, Multnomah County, and the Office of Emergency Management, Portland Fire Bureau, City of Portland.

4e. Mass Casualty Incident Plan Recognition

The Mass Casualty Incident Plan has been recognized and adopted by Multnomah County. This plan is incorporated as a part of the Emergency Medical Services rules of Multnomah County, and as an annex to the Multnomah County Emergency Management's Plan. A letter from the Multnomah County Emergency Manager stating that the plan is a part of the Multnomah County Disaster Plan is attached as Attachment 18.

5a.b. Mutual Aid Agreements

Mutual aid agreements are provided between each ambulance service area provider (in and out of county). It is anticipated that the contractor selected by the RFP will use these same agreements.

Copies of these mutual aid agreements are attached as Attachment 19.

These standards are a part of the information required by EMS Administrative Rule 361-316 adopted December 15, 1986 (see Attachment 4).

6a. Boundaries

AMBULANCE SERVICE AREA FOR TWO AMBULANCE SERVICE AREAS

MULTNOMAH COUNTY

ASA 1 All of Multnomah County west of the Willamette river, and including Sauvie Island. The Washington County, Columbia County, and Clackamas County lines will form the outside boundaries of this section of ASA 1. The Burnside Bridge will be the north/south divider for the Willamette River. The boundary line for the area east of the Willamette River will be Burnside Street, with Burnside being the Northern most boundary of the Ambulance Service Area, following Burnside until it reaches I205 and then I205 southerly until it joins the Clackamas County line.

ASA 2 Boundaries:

The area of Multnomah County contained between the Willamette and Columbia rivers (but not to include Sauvie Island) proceeding south-eastward following the Willamette river shore until it reaches Burnside Bridge and then following Burnside street easterly until I205, then southerly to the Clackamas county line and easterly following the Clackamas county line, to the Hood River county line, then northerly following the Clackamas county line, then to the Columbia River shores westerly until this line joins the western boundary of this ASA.

All "dividing lines" will have the closest emergency ambulance responded.

Basically the two ASAs are: ASA 1 - all of the area in Multnomah County west of the river including Sauvie Island and the area east of the river, south of Burnside and west of I205. ASA 2 includes all other areas of Multnomah County.

6b. Other Districts

The fire districts are illustrated in Attachment 21. In addition, city and water district boundaries are illustrated.

The ASA plan respects fire districts with only the area served by Portland Fire Bureau being served by two ASA's. A single call receiving point for ALS ambulances and first responders overcomes this potential problem.

6c. Coordination

The transporting ambulances of each ASA will be dispatched by the same dispatch point (BOEC). There will be uniformity in application of all rules, protocols, and SCP's between the two ASA's. In addition, the RFF (see Attachment 11) requires mutual aid agreements.

First responders are dispatched by FAD. A subcommittee of the EMS Policy Board and the EMS Policy Board have recommended consolidation of EMS and Fire Dispatch functions at BOEC. The goal is that first responders and emergency ambulances will be dispatched by the same dispatch point at the Bureau of Emergency Communications.

6d. Barriers to Service

The boundaries were designed with the following factors and logic:

1. Similar size - geographic area and population are of similar makeup.
2. Similar EMS responses - the EMS calls answered and number of transports are of similar volume.
3. Hospital location/patient flow - patient hospital destinations when transported by ambulance were considered so as to minimize out of ASA hospital destinations.
4. Geographical impediments to service - the Willamette River is used as a boundary for a portion of the ASA. The southwest hills with road ingress/egress problems was considered and placed in a single ASA. The same service provider ASA 1 serves North and South of I-84 which might be considered an impediment due to a small number of traffic arterials which cross the freeway.

The response times are the same standard for each ASA. The RFP (see Attachment 11) requires that each contractor propose a system status plan which meets response time requirements.

6e. ASA County Inclusion

The ASA map (see Attachment 22) illustrates that all of Multnomah County is Covered by an ASA.

7a. Quality Assurance

Multnomah County's quality assurance measures are assigned under Multnomah County Code to the Emergency Medical Services Director under MCC 6.31.040 and 6.31.060, A-4; and to the Medical Advisory Board under MCC 6.31.055.

The quality assurance mechanism currently used by Multnomah County, functions under the auspices of the Emergency Medical Services Director and the Medical Advisory Board. The current quality assurance process is described in Attachment 12.

7b. Legal Sanctions for Violation of Ambulance Service Area Plan

Legal sanctions are provided under Multnomah County Code 631-110, -130, -140, -160, -165, -180, -182, -184, -190, and EMS Administrative Rules 631-030 and the Administrative Fines Attachment. These are attached as Attachments 4 and 5.

7c.

Consumers will be provided a chance for input to the Emergency Medical Services program through two measures.

The first of these measures is the provision of a rate control committee made up of citizens as well as the provider of service and the medical community. This committee will hold a hearing every six months to determine that the level of service within the community is meeting the consumers' needs and that any complaints are addressed. In addition, any raising or lowering of rates must begin with that committee. The public will have the right, in hearings before the EMS Policy Board and the Board of County Commissioners, to discuss any complaints or issues which they determine are appropriate to bring forward.

The office of Emergency Medical Services, as a representative of the public in its quality assurance monitoring process, assures each complainant that its issue will be brought before a quality assurance committee, adequately aired, and that the outcome will be provided back to him/her. The office of Emergency Medical Services must accept public complaints and provide for outcome. See Attachment 12.

8a. Provider Selection

If an ambulance service requests a license within Multnomah County to provide ambulance service, Multnomah County Code provides a mechanism to license the ambulance service. If the ambulance service meets the minimum criteria as listed in the licensing requirements, it will be issued a license. This is detailed in Attachment 3.

Any ambulance service requesting assignment of an ambulance service area will be provided a chance to bid in an open competitive procurement process for delivery of ambulance service to one of the two ASAs on a four year basis. Ambulance service will be provided to the ambulance service areas by contract.

8b. ASA Provider Selection Process

This section process is to select the most effective, efficient provider of emergency ambulance service.

Selection by competition for an ambulance provider for ASA 1 and 2 is to be done through a request for proposal. The RFP building will involve participation of persons knowledgeable in EMS and other persons who have areas of technical expertise that will be useful in constructing various components of an RFP. An RFP construction committee will organize the RFP using point ranking. Consideration and recommendations for award of the contract will be made by an evaluation committee.

The same contractor may not serve both ASAs. Each provider who proposes on both ASAs will be asked to submit a choice of which ASA the proposer would prefer to serve if its proposal is the highest point ranking proposal in each ASA. The evaluation committee will determine which ASA to award to a proposer whose proposals are the highest point ranking proposal in each ASA. The committee will consider the request of the proposer as well as the point spread between proposers in making their decision. The second best proposal in the chosen ASA will be chosen as the winner in that ASA.

Steps for Selection of a provider:

I. Construct a Request For Proposal

- A. RFP construction is to be done by the construction committee.
- B. The EMS system RFP is broken into six components.
 - 1. Personnel, i.e. working conditions, level of training, continuing education accessibility at time of recontract, benefits, etc.
 - 2. Communications, i.e. response, triaging, ambulance placement, level of response, integration with first responses.
 - 3. Medical, i.e. protocols, off-line, on-line, drugs, quality assurance.
 - 4. Equipment, i.e. ambulance, communications, housing, ALS/BLS medical equipment.
 - 5. Business Practices, i.e. rates, billing procedures, third party reimbursement.
 - 6. Safety Net, i.e. guarantee: no loss of service delivery, no low quality of care or inability of operator to comply with the standards of the contract and minimum bidding qualifications.
- C. A construction committee is to guide the overall construction of the RFP.
- D. The committee will be staffed by the EMS office.

8b. ASA Provider Selection Process, cont'd

- E. The RFP construction committee is to be selected by the EMS Policy Advisory Board and the Board of County Commissioners. The makeup of the committee is:

EMS Director, Ex-Officio Chairman
Medical Advisory Board Representative
Representative of Small Business
Attorney (County Counsel)
Multnomah County Medical Society Representative
Emergency Medical Technician-Paramedic
Citizen

No member of the committee may have a vested interest in the current EMS delivery system or have a vested interest in any potential contractor.

- II. The Medical Advisory Board will review the proposed RFP and any changes requested will be returned to the Construction Committee.
- III. The Emergency Medical Services Policy Advisory Board will review the RFP and advise the Board of County Commissioners (BCC).
- IV. The Board of County Commissioners will approve the RFP after considering the EMS Policy Board recommendation.
- V. Advertisement for bids will be made by Multnomah County Purchasing using the RFP and RFC.
- VI. A bidder qualification study will be performed using a Request For Credentials (RFC).
- A. The RFP Construction Committee is to review and select potential bidders based on preset minimum qualifications criteria as set forth in the RFC.

VII. A pre-bid conference for qualified bidders will be conducted.

VIII. Proposal Evaluation

- A. An Evaluation Committee is to consider and recommend a provider for the ASA based upon compliance with minimum elements and points accumulated in the six component areas of the RFP. The evaluation committee is to be selected by the EMS Policy Advisory Board and ratified by the BCC, and made up of the following positions (no person is to serve in a voting capacity on both committees):

EMS Director, Ex-Officio Chairman
Medical Advisory Board Representative
Citizen (2) (at least one with a financial background, etc., CPA)
Multnomah Medical Society Representative
County Purchasing Representative (non-voting)
Emergency Medical Technician Paramedic Representative

8b. ASA Provider Selection Process, cont'd

IX. The contractor will be monitored by the EMS office to assure that contract requirements are met.

A. Medical (Medical Advisory Board)

B. System (Medical Advisory Board)

C. Business (Rate Committee)

8c. ASA Provider Reselection Process

Provider reselection criteria.

A provider for the ASA of Multnomah County will be reselected after a period of four years plus an optional renewal for a one year period.

The process to be followed for provider reselection is the same as that of initial provider selection. An RFP will be provided with the provider being selected on the basis of the proposals which are submitted. The proposal which provides the most effective, efficient delivery of emergency ambulance service will be selected.

If the provider should fail in less than the four year contract period, or the county determined that contract standards were not being met, and revoked the contract, the following procedure would be used:

1. The provider will be notified and all appropriate legal measures with regard to contract negotiations and appeals as required by ORS and MCC will be followed.
2. In the event that the provider can be left in place during the time period required to receive requests for proposals and award a new contract, such will occur.
3. In the event that the contractor will not or cannot provide service during the interim period between contract default and new provider implementation, the safety net portions of the proposal will take effect. The county will operate the emergency ambulance service during this period of time, using the equipment, personnel and funds provided under the proposal. The county may elect during this time to provide this equipment to the other ambulance service area contractor as a means of continuing service.

It is intended that this provider reselection procedure will at no time leave Multnomah County without effective, efficient emergency ambulance service.

8d. Procedures for Resolving Disputed Cases

The procedure for resolving disputes with regard to ambulance service area operators or contractors is a two-fold process.

The contract between the county and the ambulance service area operator will provide for measures to reduce conflict and provide effective outcome.

MCC and EMS Rules also provide a mechanism for solving of disputes and hearing process. These are detailed in Attachment 3 and 4.

Multnomah County Commission
August 4, 1988
Marsha Carroll

Good morning. My name is Marsha Carroll. I am a paramedic. Today the remarks I bring to your attention represent a consensus of opinion of two separate factions -- the Oregon State Paramedic Association, of which I serve on the Executive Committee, and secondly, the faction of women paramedics who deliver prehospital care in this geographic area.

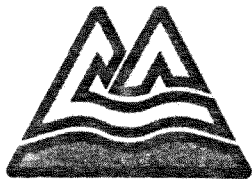
It has long been perceived that women, by nature, have an affinity for being sincerely caring. It makes sense that the field of paramedicine would attract women to care for the sick, injured and the elderly.

Approximately one-third of the paramedics employed by the current providers of ambulance service in this area are women. Not a few, but many of them fall into the arena of being the sole provider of income for their household.

Women paramedics have gained tremendous in-roads into the prehospital care field and currently hold positions of responsibility within the various services. As you can imagine, we are anxious to protect these well-deserved advancements.

It is our belief that the only protection which could be afforded to this group of professionals must come from the County in the form of a mandate through the affirmative action provision of the RFP. We respectfully submit to you that the County does have the responsibility to ensure that this important, caring group of professionals continues to have equal opportunity for employment. We urge you to mandate the protection of this segment of the work force.

Thank you.



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

39
5761

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

August 4, 1988

Mr. John Angell, Director
Department of Justice Services
1120 SW Fifth
Portland, OR

Dear Mr. Angell:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the matter of ratification of an intergovern-)
mental agreement with the City of Portland to)
provide funding for the Council for Prostitution)
Alternatives for FY 88-89 R-13)

Commissioner Kafoury stated this matter includes a revision to the agreement which provides for a 60-day cancellation notice. She moved, duly seconded by Commissioner Miller, and unanimously

ORDERED that said intergovernmental agreement be ratified.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Budget
Finance
Purchasing
Harriet Weber

DATE SUBMITTED 07-18-88

(For Clerk's Use)
Meeting Date 8-4-88
Agenda No. R-13

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Intergovernmental Agreement

Informal Only* _____
(Date)

Formal Only 07-28-88
(Date)

DEPARTMENT Justice Services DIVISION Administration & Planning

CONTACT John Angell TELEPHONE X-3701

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD John Angell

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Intergovernmental agreement with City of Portland to provide funding for the Council for Prostitution Alternatives.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

☐ PERSONNEL
☒ FISCAL/BUDGETARY
☒ General Fund

☐ Other _____

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 26 PM 3:56
MULTNOMAH COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: John Angell 7/11/88

BUDGET / PERSONNEL Jerry Giddard

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) John Kue

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

DATE SUBMITTED 07-18-88

(For Clerk's Use)

Meeting Date _____

Agenda No. _____

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Intergovernmental Agreement

Informal Only* _____
(Date)

Formal Only 07-28-88
(Date)

DEPARTMENT Justice Services DIVISION Administration & Planning

CONTACT John Angell TELEPHONE X-3701

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD John Angell

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Intergovernmental agreement with City of Portland to provide funding for the Council for Prostitution Alternatives.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

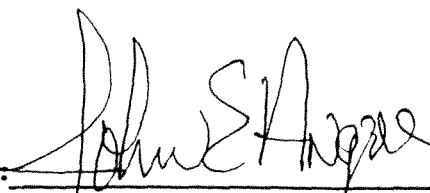
INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

☐ PERSONNEL
☒ FISCAL/BUDGETARY
☒ General Fund

☐ Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER:  7/11/88

BUDGET / PERSONNEL _____ / _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



MULTNOMAH COUNTY OREGON

CONTRACT APPROVAL FORM

(See instructions on reverse side)

TYPE I

- ☐ Professional Services under \$10,000
☐ Revenue
☐ Grant Funding
☒ Intergovernmental Agreement

Amendment to above, Number _____
 (Original Contract Amount _____)

TYPE II

- ☐ Professional Services over \$10,000 (RFP, Exemption)
☐ PCRB Contract
☐ Maintenance Agreement
☐ Licensing Agreement

Amendment to above, Number _____
 (Original Contract Amount _____)

Contact Person John E. Angell Phone 248-3701 Date 7/11/88

Department Justice Services Division Admin. & Planning Bldg/Room 106/1500

Description of Contract Intergovernmental agreement providing for City & County funding for the Council for Prostitution Alternatives.

RFP/BID # _____ Date of RFP/BID _____ Date of Exemption _____

Reviewed For ☐ MBE ☐ FBE Participation Contractor is ☐ MBE ☐ FBE

Contractor Name City of Portland
 Mailing Address 1220 SW 5th Ave., Room 202
ATTN: Larry Robb
 Phone 248-4022
 Employer ID# or SS# _____

Effective Date July 1, 1988

Termination Date June 30, 1988

Total Amount of Agreement \$82,000

Payment Terms

- ☒ Lump Sum \$82,000
☐ Monthly \$ _____
☐ Other \$ _____

☐ Requirements contract-requisition required
 Purchase Order No. _____

Required Signatures:

Department Head John E. Angell Date 07/11/88

Purchasing Director _____ Date _____
 (Type II Contracts Only)

County Counsel _____ Date _____

Budget Office _____ Date _____

County Executive/Sheriff _____ Date _____

TRANSACTION CODE		P.O.		AGENCY		PO DATE		m m d d y y		ACCOUNTING PERIOD		m m y y		BUDGET FY		y y		ACTION			
VENDOR CODE		VENDOR NAME																TOTAL AMOUNT		\$	
LINE NO.	CONTRACT NUMBER	FUND	AGENCY	ORGANIZATION	ACTIVITY	OBJECT	SUB OBJ	REPT CATEG	DESCRIPTION								AMOUNT		INC/DEC IND		
																	\$				
																	\$				
																	\$				
																	\$				

INTERGOVERNMENTAL AGREEMENT FOR OPERATION
OF THE COUNCIL FOR PROSTITUTION ALTERNATIVES

SECTION I: INTRODUCTION

This Agreement is between the City of Portland, hereinafter called the "City," and Multnomah County, hereinafter called the "County." This Agreement, subject to execution by all parties, will be in effect from July 1, 1988, to June 30, 1989, or until it is terminated or replaced.

SECTION II: RECITALS

- A. WHEREAS, prostitution is a serious community problem in the City and the County; and
- B. WHEREAS, when the City Council adopted 14.08.025 of the City Code requiring mandatory jail sentences for people arrested for prostitution, Council recognized the need for alternatives for prostitutes.
- C. WHEREAS, representatives from the City and County met with agencies and organizations which help prostitutes. Out of these meetings the Council for Prostitution Alternatives was created.
- D. WHEREAS, the Council for Prostitution Alternatives identified a lack of resources, communications, and coordination as barriers to helping prostitutes change their lives, and therefore developed a structure and a plan for increasing both resources and coordination. The plan included hiring a coordinator, establishing a service fund, and developing resources for case management.
- E. WHEREAS, the City is interested in helping rehabilitate prostitutes and thereby decreasing the problems to the City associated with prostitution by using the \$125,982 from the General Fund in fiscal year 88-89 to fund the Council for Prostitution Alternatives.
- F. WHEREAS, the County is interested in helping to rehabilitate prostitutes and thereby decrease the problems to the County associated with prostitution by providing \$82,000 in fiscal year 88-89 to fund the Council for Prostitution Alternatives.
- G. THEREFORE, the City and the County agree as follows:

SECTION III: AGREED/CITY AND COUNTY

- A. The funds for the Council for Prostitution Alternatives will be administered by the City Bureau of Human Resources.
- B. County funds will be combined with City funds to be used

for case management services, a service fund for program participants, and for the operating expenses of the Council for Prostitution Alternatives, Inc.

SECTION IV: COMPENSATION - METHOD OF PAYMENT: The County will transfer to the City \$82,000 upon approval of this Agreement.

SECTION V: TERM OF AGREEMENT: This Agreement shall commence July 1, 1988, and continue until June 30, 1989, or until terminated or replaced.

SECTION VI: TERMINATION: This Agreement may be terminated by mutual consent, upon 60-days written notice by either party delivered to the designated contact person, or automatically in the event of termination of the contract between the City and the Council for Prostitution Alternatives.

SECTION VII: REFUND ON EARLY TERMINATION: In the event of early termination the City shall refund to the County the pro rata share of the County's payment representing the part of the fiscal year remaining after a termination is effective.

IN WITNESS, the parties have caused this instrument to be executed by their duly authorized officers.

DATED this _____ day of _____, 1988.

CITY OF PORTLAND

MULTNOMAH COUNTY, OREGON

By: _____
Commissioner of Public Works

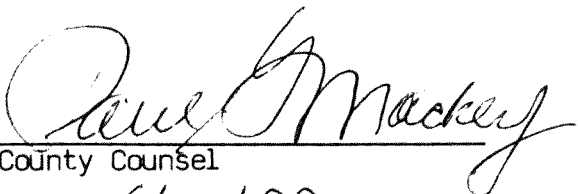
By: _____
Multnomah County Chair

By: _____
City Auditor

APPROVED AS TO FORM

By: _____
City Attorney

Date: _____

By:  _____
County Counsel

Date: 6/21/88

ORDINANCE No.160989

* Contract with Multnomah County for funding the Council for Prostitution Alternatives (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. When the City Council adopted 14.08.025 of the City Code requiring mandatory jail sentences for people arrested for prostitution, Council recognized the need for alternatives for prostitutes.
2. Representatives from the City of Portland and Multnomah County met with agencies and organizations which help prostitutes. Out of these meetings the Council for Prostitution Alternatives was created.
3. The Council for Prostitution Alternatives identified a lack of resources, communication, and coordination as barriers to helping prostitutes change their lives, and therefore developed a structure and a plan for increasing both resources and coordination. The plan included hiring a coordinator, establishing a service fund, and developing resources for case management.
4. The City is interested in helping rehabilitate prostitutes and thereby decreasing the problems to the City associated with prostitution by using \$125,982 from the General Fund in fiscal year 88-89 to fund the Council for Prostitution Alternatives.
5. The County is interested in helping to rehabilitate prostitutes and thereby decrease the problems to the County associated with prostitution by providing \$82,000 in fiscal year 88-89 to fund the Council for Prostitution Alternatives.

NOW, THEREFORE, the Council directs:

- a. The Commissioner of Public Works and the Auditor are hereby authorized to execute, on behalf of the City, an agreement with Multnomah County for funding the Council for Prostitution Alternatives for the period of July 1, 1988, through June 30, 1989.

Section 2. The Council declares that an emergency exists because enactment of this ordinance will result in the timely provision of services and continuation of the program; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JUN 29 1988
Comm. Blumenauer
RJ:BB:ns
June 22, 1988

BARBARA CLARK
Auditor of the City of Portland
By 

Deputy

NAME

Linda Crum

Date

8/4/88

ADDRESS

7209 N. McKenna

Street

Portland

City

97203

Zip

I wish to speak on Agenda Item #

R/24

Subject

ABC Resolution

☒ FOR

☐ AGAINST

Date 8/4/88

NAME

DIANE Tutch

ADDRESS

718 W. Burnside
Street

PORTLAND
City

97209
Zip

I wish to speak on Agenda Item # R-141

Subject ABC Bill

✓ FOR

 AGAINST



MULTNOMAH COUNTY OREGON

37
5/6/

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • Chair • 248-3308
PAULINE ANDERSON • District 1 • 248-5220
GRETCHEN KAFOURY • District 2 • 248-5219
CAROLINE MILLER • District 3 • 248-5217
POLLY CASTERLINE • District 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

August 4, 1988

Mr. Duane Zussy, Director
Department of Human Services
426 SW Stark
Portland, OR

Dear Mr. Zussy:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In Support of the Act for Better Child Care) RESOLUTION
Services R-14) #88-134

Commissioner Anderson moved, duly seconded by Commissioner Kafoury, that the above-entitled matter be approved.

Diane Tutch, Vice President of the Columbia/Willamette United Way, read a statement.

Linda Crum, 7209 N. McKenna, testified in support of the federal legislation, which would also provide funds.

Commissioner McCoy read a portion of the resolution.

Following comments by Commissioner Anderson, the motion was considered, and it is unanimously

ORDERED that said resolution be approved.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By Jane McGarvin
Jane McGarvin
Clerk of the Board

jm
cc: Ron Potrue
Commissioner Anderson

DATE SUBMITTED July 26, 1988

(For Clerk's Use)

Meeting Date 8-4-88

Agenda No. R-14

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Resolution: Support of Act for
Better Child Care Services

Informal Only* _____
(Date)

Formal Only August 4
(Date)

DEPARTMENT DHS DIVISION 480

CONTACT Bill Farver TELEPHONE 248-3740

*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD Linda Crum & Ron Potrué

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Resolution in support of the Act for Better Child Care Services (ABC Bill).

Informational attachments.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 15 minutes

IMPACT:

☐ PERSONNEL
☐ FISCAL/BUDGETARY
☐ General Fund
☐ Other _____

88-134

BOARD OF
COUNTY COMMISSIONERS
1988 JUL 27 AM 9:08
MULTI-STATE COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Pauline Anderson

BUDGET / PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

Questions and Answers Concerning the
Act for Better Child Care Services (ABC)

Question: Isn't parental care the best care? Won't legislation only encourage more mothers to work?

Answer: Parents are the most important people in children's lives and deserve support helping themselves while balancing work and family needs.

We believe that every mother or primary parent should have the choice to stay at home with her/his children. But we recognize that in America today a vast majority of women do not have that choice and must work out of economic necessity. Fewer than one-fifth of American households fit the idealized "Leave It to Beaver" image where the father works outside the home and earns enough money to support a mother who stays at home to care for her children. For a good many American families, two incomes are necessary for family survival. In 1987, the House Select Committee on Children, Youths, and Families found that 35 percent more two-parent families would live below the poverty line if the wives were not employed. For many families the wife's income makes the difference between independence or public assistance, or between middle-class status and poverty. In 1985, over 2.8 million families earned over \$5,000 because of the wife's income. At least 3.6 million families had earnings over \$10,000 because of the wife's income.

Half of all married women with infants under age one are in

the workforce, and 60 percent of mothers whose youngest child is three to five years old are employed.

In addition, a quarter of today's working mothers are raising their children alone -- 40 percent of them with no child support.

By 1995, two-thirds of all preschool children will have mothers in the workforce. In the face of this reality, the key policy question is who is watching the children now and how well. The answer in too many instances is no one or poorly trained and paid personnel.

If we lived in a perfect world, women would have the economic freedom to stay at home to raise their children. That economic freedom will only be achieved through the enactment of a range of family support policies that involve adequate employment opportunity including the chance to earn a decent family wage, parental leave and flexible work schedules, tax incentives to employers as well as to parents to facilitate parental choice and adequate care of children.

Question: Isn't out-of-home child care harmful to children?

Answer: No. Child care experts are generally in agreement that children do not suffer ill effects from good quality child care. In fact, many studies have concluded that high quality preschool and early development programs can help children from low-income families get the solid early childhood foundation they need to begin school on a more equal footing with their advantaged peers. One member of ABC's distinguished advisory board of child development experts, Dr. Berry Brazelton, sum up their position on out-of-home child care succinctly: "If it is good day care they [children] profit from it. If it is bad day care they suffer from it."

Question: Is there a real shortage of child care in this country? Isn't child care one of the fastest growing sectors of the economy?

Answer: If we add kindergarten, preschools, private nursery schools and family day care, there has been enormous growth in the supply of child care, especially for three- to five-year-olds. However, as any working parent will tell you, this increase is not nearly enough to keep up with the need and demand of working parents especially for those with very young or older school age children.

A recent exhaustive study by researchers at Columbia University document the problem. Many programs for three- and four-year-olds are only part day. Parents are being forced to "package" parts of a child's day in one facility and parts of the day with another caregiver.

Child care centers today are often more expensive and inaccessible to low-wage earners. As a result, many of the low-income families are forced to place their children in lower cost unregulated and unprotected "underground" family day care homes. The lack of enough all-day care, particularly for three- to five-year-olds, and after-school care for the early elementary grades are major problems.

Care for infants and toddlers is in short supply everywhere. It is the mothers of these youngest children who have now entered the workforce in large numbers, but the very changes in women's roles in the labor force have also limited the supply of affordable family day care. Good group care for infants is

expensive and few providers are able to undertake it successfully on a sufficient scale.

Parents are also increasingly concerned about the quality of care they have chosen for their children. Parents are moving their children two or three times a year because of dissatisfaction with the care arrangements or the disappearance of caregivers. Many parents also say that child care problems are beginning to adversely affect their work. For example, a Fortune magazine study cited child care problems as the most reliable predictor of absenteeism and unproductive work time among employees with young children.

The growing number of parents on waiting lists across the country is additional evidence of the tight supply of decent, affordable child care. For example:

- o In the hospital industry, which has by far the largest number of work-site child care centers, the need for infant care slots far exceeds the supply. A 1987 survey of 129 hospitals found that centers turned away two out of every three babies whose parents applied. The centers were serving 12,336 children while 7,988 more were on waiting lists.

- o A recent survey of 230 public housing projects with child care centers found waiting lists with 96,000 children on them.

We can only guess what child care arrangements are being made for the children whose names appear on the many waiting lists across the country.

Because of Linda Grant's experience, we know there is great

reason for concern. Ms. Grant lived in Florida with her children, three-year-old Anthony and four-year-old Maurice. Although she worked to support her family, she could not afford to pay for child care and put her name on Florida's waiting list for child care support -- a list that included the names of 22,000 other parents. In the meantime, she did the best she could. She relied on friends and relatives to care for her children. Some days these arrangements fell through and Ms. Grant was forced to leave the boys alone. On one such day Maurice and Anthony climbed into a clothes dryer with tumbling laundry, closed the door and burned to death.

Florida's waiting list has now climbed to almost 30,000.

Question: Can't employers meet the child care needs of their employees rather than the federal government?

Answer: Employers can and should be greater participants in addressing the need of their employees for child care. However, it is unrealistic to expect them to carry the entire burden. Only about 3,500 out of six million employers provide any type of child care assistance for their employees. Much of this assistance consists of helping families find child care. Very few of the 3,500 employers actually help employees pay for child care.

On-site child care centers may sound like the best answer to America's child care problem. However, on-site child care is not viable for many employers, especially small businesses. When larger employers operate on-site centers, they are often operated in ways that are of little help to families who are most in need. A recent article in Fortune magazine pointed out that these centers have few openings and that higher paid employees often get preferential treatment. Most of these centers' costs are so high that they are beyond the reach of lower-paid employees.

And employer based child care does not address the child care needs of millions of unemployed parents, many of whom are teens who need child care and training help in order to remain in school or seek work. Nor do employers provide help to many part-time or minimum wage workers.

Question: Doesn't ABC tax hard-pressed traditional single-earner families to provide subsidized child care for affluent, professional couples.

Answer: The ABC bill would establish a better child care "infrastructure" to improve the quality and increase the supply of child care available to all families, regardless of income.

However, the bill gives top priority to the lowest income families. The legislation builds on existing "sliding fee" programs in many states so that federal assistance decreases as family income increases. It further targets help to poor families by reserving funds to help Head Start and other programs like Chapter 1 which serve low-income children so successfully.

Those who worry that the proposed funds will go only to the middle class need only examine the experience in such states for reassurance. The states can be counted upon to identify their priorities and to concentrate resources on people who cannot manage in the marketplace.

However, even middle class working parents find the costs of quality child care high. To argue that people above the very low poverty or welfare threshold do not need some help with child care is to ignore the realities in the lives of moderate income families. For that reason, ABC could provide financial assistance to families earning up to 115 percent of their state's median income. Seventy-three percent of the American voters support the ABC approach of helping middle- as well as low-income families.

Question: Why are federal standards for child care needed?

Answer: American federal regulations have eliminated dangerous drugs, contaminated food, planes that can't pass safety tests, and building insulation that causes cancer -- all for good reason. We need child care, but it must be child care in which children will not be abused or endangered or simply warehoused in custodial care. If it is to be a good investment, child care should foster children's healthy development and learning.

Currently, state child care standards vary widely and are often so inadequate that they threaten the well-being of the children being served. For example:

- o The National Association for the Education of Young Children recommends that no more than three infants should be cared for by one person in order that the caregiver pay adequate attention to the numerous demands of an infant. Only three states require the one-to-three ratio. In 21 states, a single person may take care of anywhere from five to eight infants.

- o Seven states do not require such basic measures for preventing the transmission of disease such as handwashing even after diapering or before food is served to children.

The protections contained in ABC are bare minimums. For child care centers, the following five areas would be regulated:

- o Adult to child supervision ratios;
- o Maximum group sizes;
- o Training and qualifications of providers;
- o Health and safety guidelines;
- o Parental access and involvement.

For family day care, four areas are addressed:

- o Total number of children per provider;
- o Maximum number of those children who can be infants;
- o Minimum age for caregivers;
- o Health and safety guidelines for providers and children.

These are the very basics needed to protect children. They represent the median level of standards already in existence in states. The remaining states have five years to comply with federal financial incentives. ABC's reasonable approach to standards is similar to nationwide standards of the Department of Defense's (D.O.D.) child care centers. D.O.D. operates more child care centers for its employees than any other employer in the country. It also has the longest history of providing child care. D.O.D. establishes a committee to set general standards for child care throughout the Armed Services. The committee looks at the current standards in each of the states and develops a composite of basic guidelines which is required of all branches of the Armed Services. Each branch is free to require more stringent rules, but no branch can fall below the set minimum standards. During World War II, this country found it necessary to fund child care to help mothers work in our war plants. We funded thousands of child care centers which operated under detailed federal guidelines to protect the well-being and safety of children enrolled in federally-funded child care programs.

The monetary costs for safe child care are little. The Arizona Auditor General says that child care costs were raised less than \$1 per day per child when state standards were raised.

Seventy-five percent of American voters support federal

child care protections.

Question: Isn't this just another attempt by "big brother" government to create another federal bureaucracy and control our children's lives at the earliest ages?

Answer: No. Those who have read the bill know there is no basis for this charge. All child care is and must remain a resource available to people who choose to use it -- not a requirement for all young children.

When parents choose to use child care services, under ABC parents will be free to choose a wide variety of child care settings for the safe care of their children. ABC allows states to provide certificates to parents to use at any licensed or regulated child care program, including family day care homes, they select. Resource and referral programs would also be funded to give parents a better sense of the child care options available in their community and to make informed decisions in choosing an appropriate child care environment for their child.

ABC builds on and seeks to improve, expand, and encourage coordination among child care programs currently in operation in the states which retain primary responsibility under ABC for administering and monitoring child care.

Question: Why can't state and local governments finance child care for their citizens without federal government help?

Answer: Because child care needs are simply too large to be left to states alone. Experience has shown us that few states can or will make substantial efforts to meet all the child care needs of parents and children.

Child care spending is often dependent on the health of a state's economy. For example, Georgia, a state with a faltering economy, serves only one out of every 13 children it says are eligible for child care assistance. Even states that have added to their child care budgets cannot serve the many children who need care. Although Florida served 90 percent more children in 1987 than in 1981, almost 30,000 children are currently waiting for subsidized child care.

While some states are moving in the right direction, still others are cutting back their child care commitment. In 1987, 28 states actually spent less in real dollars through the federal Title XX Social Services Block Grant program for child care than they did in 1981.

To date, there is no national program whose sole purpose is to provide direct assistance to help families pay for child care. Most of the direct federal funds for child care come out of the Title XX Social Services Block Grant. Although states, on average, currently devote about 18 percent of this money to child care programs, their individual commitments vary widely. Today, Title XX child care funds are at half the level of a decade ago, after inflation.

Question: Don't lower income families prefer to use care by a relative or neighbor rather than group care facilities?

Answer: Relying on informal child care arrangements has become increasingly difficult for all American families as family and community life continues to change. Families are smaller and many grandmothers, too, are at work. Parents are not able to choose relatives or employ in-home caregivers as often as in years past. A growing number of studies indicate that the lack of affordable child care is the primary barrier faced by low-income parents seeking employment. If friends and relatives could fill the need, the study results would not consistently point to the need for more child care assistance.

Disturbingly, the inability of low-income parents to pay for adequate child care has created a two-tier system in America. More and more parents are seeking a high quality center-based early childhood development experience for their preschool children. However, this choice is often not available for poor parents. In 1985, 67 percent of four-year-olds and 54 percent of three-year-olds whose families earned \$35,000 or more attended these programs. Children who were less well-off were less than half as likely to have this opportunity: fewer than 33 percent of four-year-olds, and 17 percent of three-year-olds whose families had incomes of less than \$10,000 per year were enrolled in preschool programs.

Low-income parents pay for the quality of care they can afford and that is available for them to choose from. Recently, the Illinois Department of Children and Family Services closed an

illegal, unlicensed day care center in Waukegan, Illinois where one caregiver was watching 47 children in the basement of her house. Thirty-two children were younger than two years old.

Why would parents leave their children in this potentially dangerous situation? This particular caregiver was charging only \$25 per week for her services when child care services in the community usually averages about \$75 per week.

Rhetoric about the desirability and availability of informal care and helping networks does not help meet the needs of working families.

Question: Why should taxpayers, especially those who don't use or need child care be forced to pay for some families' child care bills?

Answer: As a nation, we collectively invest in dozens of programs that help specific groups of people within our society. Americans help each other through financing public schools, Medicare, nursing homes, home mortgage deductions, farm price supports, etc.

If this nation does not invest in child care now, it will spend much more later in lost worker productivity, welfare costs for families whose parents cannot work because of child care responsibilities, in remediation costs for young children who are developmentally delayed as a result of being left alone or in inadequate child care.

And every American taxpayer has a self interest in seeing that every American child gets a strong early childhood foundation and is prepared for school and later work force participation.

Our society is aging and the number of children and youths in relation to other age groups in the population is declining. If current trends continue, a disproportionate number of our young will grow up poor, undereducated, untrained, and unmotivated at the very time that our society will need all of our young to be healthy, educated, and productive.

There will be fewer young adults entering the work force in the 1990s and more of them will be women and from minority groups. Between now and the year 2000, only one-quarter of the total growth in the labor force is estimated to be white males.

The Hudson Institute estimates that only 15 percent of all new labor force entrants in the year 2000 will be white males born in the United States. With fewer workers for each retired person, each worker's abilities and earning become more precious. Today, it takes 2.6 young white males to generate the Social Security payments for one retiring white male. But it takes 3.6 young black females to cover the same payment.

We can't go back and change last decade's birth rates. But we can improve this decade's child care and schools and health and housing and employment opportunities for the children who are being born and are preschoolers today.

Question: Doesn't ABC discriminate against mothers who take care of their own children? Shouldn't federal policy should focus on providing tax relief to all families with children.

Answer: A genuine pro-family policy would encompass a number of initiatives necessary to adequately meet the needs of children and families: decent child care is just one such support. ABC does not discriminate against mothers who work inside the home, but simply attempts to address the pressing reality of children whose parents are already in the labor force.

We are not against appropriate consideration of adequate tax credits to parents. However, the kind of tax credits which Phyllis Schlafly supports neither provide low-income parents a real choice to stay at home with their children or to pay for adequate child care when they must work outside the homes. Nor does \$150 to \$400 a year in tax relief provide the insurance benefits to enable many working mothers to stay at home and care for their children. Many single mothers and those in two-wage earner families are working -- not only to make ends meet, but to provide their families essential health insurance.

In addition, tax credits would do nothing to improve the quality and supply of child care. ABC's comprehensive approach is a precondition to a variety of other child care approaches because it would help establish a national child care infrastructure which would provide a foundation for a variety of supplemental private sector and public approaches.

The American voters recognize this and support ABC's approach over tax credits by 52 percent to 34 percent.

Question: Doesn't ABC oppose religion? Wouldn't it prohibit parents from sending their children to child care centers operated by churches or synagogues.

Answer: Not true. Parents would be free to choose from a wide variety of settings for the safe care of their children including family or group day care homes and child centers operated by both for-profit and non-profit organizations as well as schools, religious congregations, and other community based organizations. ABC does prohibit the use of funds for sectarian purposes as required by the First Amendment.

ABC has never prohibited parents from choosing to place their children in centers run by churches and synagogues. The initial more detailed church-state provisions of the bill are being amended to insure the participation of churches and synagogues which offer non-sectarian programs. A wide variety of religious organizations ranging from the United Methodists to the Catholic Charities and the National Council of Churches to the National Conference of Catholic Bishops support ABC. The overwhelming majority of national ABC alliance members have endorsed the amended sections 19 and 20 which have been proposed by ABC's chief co-sponsors.

Members of The Alliance For Better Child Care (131 organizations)
May 18, 1988

Amalgamated Clothing and Textile Workers Union
Amalgamated Transit Union
American Academy of Child and Adolescent Psychiatry
American Academy of Pediatrics
American Association for Marriage and Family Therapy
American Association of Classified School Employees
American Association of Psychiatric Services for Children
American Association of University Women
American Federation of Government Employees
American Federation of Labor and Congress of Industrial
Organizations (AFL-CIO)
American Federation of State, County, and Municipal Employees, AFL-CIO
American Federation of Teachers, AFL-CIO
American Home Economics Association
American Jewish Committee
American Orthopsychiatric Association, Inc.
American Postal Workers Union, AFL-CIO
American Psychological Association
American Public Welfare Association
Americans for Democratic Action
Association for Regulatory Administration in Human Services
Association of Junior Leagues, Inc.
Bakery, Confectionery, and Tobacco Workers International Union
B'nai B'rith Women, Inc.
BPW/USA
Bread for the World
Camp Fire, Inc.
CATALYST
Catholic Charities, U.S.A.
Center for Child and Family Studies of the Far West Lab
Center for Law and Social Policy
Center for Women Policy Studies
Child Care Action Campaign
Child Care Employees' Project
Child Care Law Center
Child Care Nutrition Program Sponsors' Forum
Child Welfare League of America
Children's Defense Fund
The Children's Foundation
Church Women United
Christian Children's Fund, Inc.
Church of the Brethren
Citizen Action
Coalition of Labor Union Women
Committee for Children
Communication Workers of America, AFL-CIO
Community Nutrition Institute
Conference of Mayors
Council for Early Childhood Professional Recognition
Council for Exceptional Children

Council of Chief State School Officers
Council of Jewish Federations
Department for Professional Employers AFL-CIO
Division for Early Childhood/Council for Exceptional Children
Elementary School Center
Epilepsy Foundation of America
Family Resource Coalition
Food Research Action Center
Future Homemakers of America
General Board of Church and Society of the United Methodist Church
General Board of Global Ministries of United Methodist Church
Girls Clubs of America, Inc.
High/Scope Educational Research Foundation
Industrial Union Department, AFL-CIO
International Ladies Garment Workers' Union
International Union of Electronic, Electrical, Salaried,
Machine and Furniture Workers, FL-CIO
The Links Incorporated
Lutheran Office for Government Affairs
Mexican American Women's National Association
NA'AMAT USA
National Association for Family Day Care
National Association for the Education of Young Children
National Association of Child Care Resource and Referral
Agencies (NACCRRA)
National Association of Community Action Agencies
National Association of Commissions for Women
National Association of Early Childhood Specialists in
State Departments of Education
National Association of Elementary School Principals
National Association of Hospital Affiliated Child Care Programs
National Association of Letter Carriers
National Association of Social Workers
National Association of School Psychologists
National Association of the State Directors of Child Development
National Association of Working Women - 9 to 5
National Black Child Development Institute, Inc.
National Center for Clinical Infant Programs
National Coalition for Campus Child Care, Inc.
National Committee for the Prevention of Child Abuse
National Community Action Foundation
National Community Education Association
National Congress of Parents and Teachers
National Consumer League
National Council of Catholic Women
National Council of Jewish Women
National Council of La Raza
National Council of Negro Women
National Council of the Churches of Christ, Child Advocacy Project
National Council on Family Relations
National Education Association
National Head Start Association
National Jobs With Peace Campaign
National Jewish Community Relations Advisory Council
National League of Cities
National Network of Runaway and Youth Services

National Organization for Women
National Puerto Rican Forum
National Urban League, Inc.
National Women's Law Center
National Women's Political Caucus
The Newspaper Guild
NOW Legal Defense and Education Fund
Office and Professional Employees International Union
Parent Cooperative Preschools International
Presbyterian Church (U.S.A)
Public Employee Department, AFL-CIO
Save the Children
School Age Child Care Project
Service Employees International Union, AFL-CIO
Society for Research in Child Development
Southern Association on Children Under Six
Union of American Hebrew Congregations
Unitarian Universalist Association of Congregations in North America
United Auto Workers
United Church Board for Homeland Ministries
United Church of Christ Coordination Center for Women's Issues
United Church of Christ, Office for Church in Society
United Food and Commercial Workers International Union
United Steelworkers of America
United Way of America
Women's Equity Action League
Women's Legal Defense Fund
YMCA of the USA
YWCA of the USA, National Board

Title , Numbers, and Co-sponsors	Committee	Funding Levels	Funding Breakdowns	State Match	Age Range Served	Targeting to Children from Low-Income Famil.
<p>ACT FOR BETTER CHILD CARE (ABC bill) H.R. 3660 S. 1885</p> <p>House: Dale Kildee (D-MI) 157 co-sponsors*</p> <p>Senate: Chris Dodd (D-CT) 34 co-sponsors*</p>	<p>House: Educ. & Labor; Human Resources subct.</p> <p>Senate: Labor & Human Resources: Child & Family subct.</p>	<p>\$2.5 billion in 1st year and such sums as necessary in following 3 years.</p>	<p>75% of reserved to make child care more affordable for low and moderate income families; 15% to improve quality and availability of all child care; 10% for state administration.</p>	<p>20%; reduced to 15% once standards met.</p>	<p>15 and under</p>	<p>75% of affordability reserved for children with family income up to 115% of state medi. income, with priority to lowest income families.</p>
<p>CHILD CARE SERVICES IMPROVEMENT ACT OF 1988 H.R. 4002 S. 2084/S.2085</p> <p>House: Nancy Johnson (R-CT) 27 co-sponsors*</p> <p>Senate: Orrin Hatch (R-UT) 15 co-sponsors*</p>	<p>House: Ways & Means, Energy & Commerce, Educ & Labor cts jointly</p> <p>Senate: Finance (S.2084); Labor & Human Resources (S. 2085---same bill without tax code provisions)</p>	<p>\$375 million in 1st yr and \$250 million in 2nd and 3rd yrs (authorization does not include costs resulting from tax code changes).</p>	<p>1st year: \$250 million for child care block grant; \$100 million for liability pool; \$25 million for revolving loan fund for family day care to meet state standards. Block grant only in 2nd and 3rd years. 10% of each reserved for state administration.</p>	<p>20%</p>	<p>Under 12</p>	<p>Direct assistance to low income families allowable use of fun</p>
<p>FEDERAL CHILD CARE & CHILD DEVELOPMENT COORDINATION ACT S. 2009</p> <p>House: not introduced*</p> <p>Senate: Robert Dole (R-KS) 1 co-sponsor*</p>	<p>House:</p> <p>Senate: Finance</p>	<p>\$300 million in 1st yr and \$400 million in each of following 3 years for block grant; such sums as necessary for Natl. Council on Children's Issues.</p>	<p>No specific breakdown; 10% reserved for administrative purposes.</p>	<p>None</p>	<p>Under 13</p>	<p>Priority to grants to expand or improve ser- vices for low income families. Direct assi- to low income famili- one option for state:</p>
<p>NEW SCHOOL CHILD CARE DEMONSTRATION PROJECTS ACT (Zigler bill) H.R. 3841 S. 1995</p> <p>House: Dale Kildee (D-MI) 1 co-sponsor*</p> <p>Senate: Chris Dodd (D-CT) 3 co-sponsors*</p>	<p>House: Educ. & Labor</p> <p>Senate: Labor & Human Resources</p>	<p>\$120 million in 1st yr and such sums as necessary in following 2 years.</p>	<p>\$500,000 per state (5% administration); 5% reserved for evaluations; \$5 million for demonstration projects at discretion of Secretary of HHS.</p>	<p>10%</p>	<p>3-5 yrs full-day, full-yr; 5-12 yrs before & afterschool</p>	<p>Secretary's grants tal into consideration in city/rural schools in poverty areas, school with high proportion homeless children.</p>
<p>SMART START (Kennedy bill) not yet introduced*</p> <p>House:</p> <p>Senate: Edward Kennedy (D-MA)</p>	<p>House: Educ. & Labor</p> <p>Senate: Labor & Human Resources</p>	<p>\$500 million in 1st yr, \$750 million in 2nd yr; \$1 billion per yr in 3rd, 4th and 5th yrs.</p>	<p>25% of state funds for Interagency Task Force (1%), administration (2%), grants to rural areas (5%), discretionary grants (12%), and training and technical assistance programs (5%). 75% for competitive grants in state.</p>	<p>30% in 1st yr; 40% in 2nd yrs; 50% 3rd, 4th, & 5th yrs. Localities (state not partici- pating): 20%/25%/ 30% for yrs. 1, 2, & 3-5.</p>	<p>Primarily 4's; year before kinder- garten.</p>	<p>50% of program spaces reserved for children from low-income families.</p>

Title/ Numbers	Required Staff Qualifications	Training Provisions	Staff Salaries and Compensation	Provisions for Resource & Referral
ABC bill H.R. 3660 S. 1885	Preservice requirements for center staff set by Natl. Advisory Ct.	15 hrs. annual inservice training, all providers; content to include appropriate services provision for special needs children; planning learning activities; guidance and discipline; links with community services; family communication. States disseminate training resources; scholarships for required training and for CDA. Training allowable use of funds.	States can use quality improvement \$\$ to ensure adequate compensation for staff in funded programs; state plan must include process to encourage adequate compensation in funded--and to extent possible--other programs. States must encourage compensated time for required training; federal clearinghouse must include salary studies.	Natl. advisory committee to develop model R & R regs; states must develop R & R regs. R & R's to receive \$\$ to identify existing services; provide info & referral; info, training, & tech. asst. to existing and potential providers; and provide supply & demand data.
Hatch-Johnson H.R. 4002 S. 2084/ 2085	Conform to state licensing requirements. Advisory committee to determine minimum competencies for child care workers and supervisors in programs funded by block grant part of act.	Training allowable use of funds.	State report must examine impact of provider pay on quality of child care and impact of provider and staff turnover.	No provisions.
Dole bill S. 2009	Conform to state licensing requirements.	Training allowable use of funds.	No provisions.	No provisions.
Zigler bill H.R. 3841 S. 1995	Demonstration projects must employ administrators trained in ECE/CD. Priority to child care workers with ECE/CD credentials, including CDA.	No specific provisions.	Salaries comparable to school employees with comparable responsibilities, credentials, and experience; no less than salaries for comparable services in schools or communities, whichever is higher. Salary schedule to encourage seeking EC credential. Project evaluation must address impact on community child care salaries.	Info and referral services and support to fdc* providers must be provided by school-based demonstration projects.
Smart Start	Preservice and inservice training in ECE required of all staff; at least one staff certified by state in ECE or significant ECE coursework if no state certification process.	Training allowable use of funds, with particular attention to avoidance of racial- or gender-based stereotyping.	Upgrading EC staff salaries and developing salary scales reflective of varying experience, training, and expertise allowable use of funding.	No provisions.

Title/Number	Licensing/Standards	Licensing Enforcement	Assistance to Meet Standards	Parent Involvement	Family Support Services	Family Day Care Provisions
ABC bill H.R. 3660 S. 1885	State licensing must meet natl. standards in 5 areas for centers: group size, ratio, staff qualif., parent involvement & access, health & safety. 4 areas for fdc*: total # of children, max. # of infants, caregiver age, health & safety. States must comply within 5 years; standards for school-age child care and R & R's must be developed if not in place.	Licensing staff must be trained in child devel., health & safety, program management, & relevant law enforcement. Inspectors must be qualified. Minimum of 1 annual unannounced visit required for centers & to 20% of fdc*. Must have enough licensing staff to provide timely service.	Grant program to help centers and family day care providers meet standards.	Required	Priority to programs offering family support services.	Eligible to receive funds and training; provisions for fdc* recruitment, technical assistance, and support (sub program, resource centers, small grants for equipment); sets standards for fdc* licensing or registration.
Hatch-Johnson bill H.R. 4002 S. 2084/ S. 2085	Fdc* providers not now licensed exempt from licensing for 2 yrs; to receive funds states must certify adoption of accreditation or licensing standards; state advisory council must set separate accreditation or licensing standards to include minimum competencies for child care workers and supervisors.	State must certify adoption of methods of inspection and certification based on standards to receive funds. State advisory council to recommend inspection and certification methods for licensing or accreditation of funded providers.	Revolving loan fund for family day care; start-up/expansion allowable use of funds.	Required	Double personal tax exemption for taxpaying parent with income under 200% poverty level who has no earnings 6 mos. after the birth or adoption of a child.	Eligible provider; unlicensed fdc* must register only, 2 yrs to meet licensing standards; eligible for liability risk retention pool; revolving loan fund for improvements; tax filing & reporting for fdc providers simplified.
Dole bill S. 2009	Funded programs must meet state licensing requirements.	No provisions.	Allowable use of funds; start up also allowed.	Required	No provisions.	Eligible provider; no special provisions
Zigler bill H.R. 3841 S. 1995	Funded program standards not specified beyond staff qualifications in ECE/CD and full-day, full-year service.	No provisions.	For demonstration projects only.	Required	Family support system, including home visitation component must be provided.	Demo projects must provide support to local fdc* providers, including technical assistance, subs for back up, R & R, and training.
Smart Start	For funded programs: 1:10 teacher-child ratio; max group size of 20; developmentally appropriate curriculum; and staff trained in ECE/CD.	No provisions.	For grantee programs only.	Required	Family support and parenting education specified as allowable use of funding.	No provisions.

*fdc= family day care

* fdc= family day care

Title/Number	Reimbursements Specified?	Sliding Fee Mandated?	Direct payment to parent user?	Effects on Dependent Care Tax Credit	Provisions for School-age Child Care	Public School Involvement	Provisions for Employers
ABC bill H.R. 3660 S. 1885	Local market rate; higher rates for infants, special services for children of teen parents, and handicapped children.	Yes	Allowed when R & R provided	No change	Regs must be developed if not addressed in state licensing code; school-age child care eligible for funding.	Schools eligible service provider. 10% affordability funds set aside to expand existing publicly funded part-day programs (e.g. Head Start, Chapter I preschool, state and local prekindergartens) to full-day, full-year service.	No specific provisions.
Hatch-Johnson H.R. 4002 S. 2084/ 2085	No	Yes	Allowed	No change	Eligible for funding; no additional provisions.	Schools eligible service provider. Expansion of existing part-day services to full-day allowable use of funding.	Establishes Presidential award for progressive employment policy. Tax credit (25% of allowable expenses) to establish on- or near-site employer supported child care facility. Cafeteria benefits must include child care. Start-up of on-site child care allowable use of funds.
Dole bill S. 2009	No	Yes	No	Caps credit for adjusted gross incomes of \$80,000. 30% credit reduced 1% for each \$2000 of adjusted gross income over \$10,000 plus 1% for each \$1500 of adjusted gross income above \$50,000.	Eligible for funding; no additional provisions.	Schools eligible service provider. Expansion of existing part-day services to full-day allowable use of funding.	Start-up of on-site child care by small business concerns specified as allowable use of funds.
Zigler bill H.R. 3841 S. 1995	No	Yes	No	No change	Demonstration projects must include before- and afterschool care on full-year basis.	State application must include 1 or more demonstration projects within existing public school buildings to provide required services.	No specific provisions.
Smart Start	No	Yes	No	No change	No provisions.	Schools eligible service provider. Grantees must coordinate with local public schools to share resources and aid child's transition to kindergarten.	No specific provisions.

Title/ Numbers	Broad-based State Advisory Group?	Federal Agency Responsible	Changes in Federal Structure	Liability Insurance Provisions	Consumer Education Program
ABC bill H.R. 3660 S. 1885	State Interagency Advisory Committee on Child Care and State Licensing Advisory Committee.	Health & Human Services	Child Care Administrator established within HHS. Role to coordinate child care activities within HHS and similar activities of other federal agencies. Annual collection/publication of state standards, evaluation of performance of funded programs, & clearinghouse of training resources and salary studies required.	No specific provisions.	Required. Must provide parents unlimited access to programs or providers while child in care and inform parents and public of licensing requirements and complaint procedures. Centers and fdc homes must post phone numbers for making complaints; states must maintain complaint record open to public.
Hatch- Johnson H.R. 4002 S. 2084/ 2085	State Advisory Council on Child Care.	Health & Human Services	No specific provisions. Secretary of HHS responsible for coordinating federal child care activities.	Denies joint and several liability in actions against centers, fdc, or in-home providers; requires clear & convincing evidence of intentional or conscious disregard for health & safety of those harmed to win punitive damages; separates proceedings to determine compensatory damages & punitive/ exemplary damages; limits liability of school/nonprofit parent organiz. of child care program; requires states to to set up child care risk retention group.	Required. Must inform parents and the public of regulatory standards, complaint procedures, and the importance of parental involvement in assuring quality care.
Dole bill S. 2009	No specific provisions.	Block Grant: Health & Human Services. Natl. Council on Children's Issues set up across agency lines.	Establishes Natl. Council on Children's Issues; members: Secys. of Agriculture, Education, HHS, Labor, Atty. General, & other federal agency heads necessary. Role to serve as advocate for children; review/monitor/evaluate effectiveness of federal children's programs, barriers to service. Depts. submit annual report; Council has annual report to President.	No specific provisions.	No specific provisions.
Zigler bill H.R. 3841 S. 1995	State Advisory Committee	Health & Human Services	No specific provisions.	No specific provisions.	No specific provisions.
Smart Start	State Advisory Task Force (Local Policy Group for localities where states don't participate.)	Dept. of Education	No specific provisions. Secretary of Education awards grants in consultation with Secretary of Health & Human Services.	No specific provisions.	No specific provisions.



United Way

of the Columbia-Willamette

718 West Burnside
Portland, Oregon 97209
Phone 503-228-9131

Vancouver Line 892-3600

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TESTIMONY ON ABC BILL - MULTNOMAH COUNTY COMMISSIONERS - AUGUST 4, 1988

DIANE TUTCH, VICE PRESIDENT, UNITED WAY OF THE COLUMBIA-WILLAMETTE

For the past ten months I have had the privilege of serving as the co-chair of the Youth Planning Network Sub-Committee on Children 0 - 7. On behalf of the committee, I urge the Multnomah County Commissioners to pass the resolution supporting the ABC bill.

The charge to that committee was to look at services to young children in Multnomah County and identify the critical needs. One of the most critical needs identified by the committee was the lack of high quality and affordable day care for children. The size of the problem was too large for the committee to tackle (many committees have been formed to look just at that problem), but we did identify a number of specific issues within the area of day care. The committee's report cites and makes recommendations on four day care issues:

1. Day care for teen parents: day care services are essential if teen mothers are to continue in school. At the time of the report, 53 teen mothers were on the waiting list for subsidized care.

2. Training for early childhood preschool and day care providers: early childhood programs typically lack the expertise to successfully integrate special needs children into the regular program. Training is needed for staff in these programs so that special needs children can be maintained in the most normalized setting possible.

3. Day care for parents in residential treatment: parents with chemical dependency are often either unable to take advantage of residential treatment programs or fail the program because of inadequate child care or their inability to pay for care.

4. Before and after school day care: the inadequacy of affordable care means that many school-age children are unsupervised for the hours between school and a parent's return from work.

Throughout the discussions on day care there were two recurring themes: that day care should be developmental, not babysitting; and that day care workers should receive decent salaries for their work (current salary levels result in high turnover and do not attract trained people).

Testimony on ABC Bill
Page 2

I would also like to cite some statistics recently gathered for the United Way Community Profile report, due to be published later this summer:

- In Oregon there is "only one licensed or registered space for each six children needing care. Five out of six children are cared for informally or are left unattended."

- It is estimated that 50,000 school age children in Oregon go without adult supervision during non school hours.

- In Oregon, child care information and referral providers reported "that 80% of the calls they receive are requesting infant and toddler care. At the same time, few providers care for this age group."

The need for high quality, affordable child care is urgent and continues to grow daily. The ABC bill would help us as a nation begin to address this problem which affects us all.

I urge you to support this bill and to encourage other counties to support it as well. A joint resolution from several counties would strengthen the message considerably.

Thank you for the opportunity to speak with you about this critical community need.

DT

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M - L - S

FEDERAL CHILD CARE BILL ANALYSIS

Even Start

Bill Number/Title.	HR 3660/S 1885 Act for Better Child Care (ABC)	S 2084/2085 (ABC Alternative) Child Care Services Improvement Act	S 249 Parental and Medical Leave Act	HR 1018 Medicaid Infant Mor- tality Amendment	HR 1900 Child Abuse Preven- tion, Adoption and Family Services	S 1542 Comprehensive Child Development Centers Act	Smart Start (ABC Compatible) Bill has not been introduced yet
Primary Bill Sponsor.	Congressman Dale Kildee (D-Mich.) and Senator Christopher Dodd (D-Conn.)	Senator Orrin Hatch (R-Utah) and Rep. Nancy Johnson (R- Conn.)	Congresswoman Patricia Schroder (D-Colo.) and Congressman William Clay and Senator Chris- topher Dodd (D-Conn.)	Congressman Henry Waxman (D-Calif.)	Congressman Major Owens (D-N.Y.)	Senator Edward Kennedy (D-Mass)	Senator Edward Kennedy (D-Mass)
What is the main purpose of the Bill?	Expand day care services and finan- cial support for low income families.	Authorizes programs for vouchers and scho- larships for parents needing assistance with child care ex- penses. Requires a sliding fee schedule for low income pa- rents. Removes dis- incentives for more private sector invol- vement.	Guarantee up to 18 work weeks during any 24 month period of unpaid leave for those with newborns, ill children, and el- derly parents without affecting medical ben- efits or job status.	Require each state to provide Medicaid to all children up to age 8 for low income families. Amends Title XIX of Social Security Act.	Renews for five years with less money al- located. Programs di- rected at child abuse, adoption assistance, and prevention of family violence.	Amends Head Start to provide financial assistance for a prog- ram of comprehensive child development centers.	To enact a national preschool program for 4-year-olds with health, nutrition and day care and linkages to public schools. Promote full day services to meet needs of single- and two-working parent families.
What child is eligible?	Age 15 and under. Family income does not exceed 115% of State median in- come, resides with parent(s) and parents are enrolled in job training/educ. pro- gram or receiving protective services.	Preschool children.	Birth or adoption of a child, or care of child who has a seri- ous health condition up to 18 years of age. Also includes employ- ee who has serious health problems.	Up to an eight year old child as opposed to a five year old child, whose family income meets income guide- lines.	Victims of child abuse or neglect up to age 18. Includes physical or mental injury, sexual abuse or ex- ploitation, negligent treatment or mal- treatment of a child by a person who is responsible for the child's welfare.	Infants and young children from families having incomes below the poverty line--Sec. 673(2) of Community Services Block Grant Act.	All 4-year-olds would be eligible for the program, but 50% of slots reserved for low income who would participate at no cost.

Bill No./Title	"ABC" Bill	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	Smart Start
Who is an eligible provider?	Child care centers, family day homes, group care, or facility that meets Federal, State and Local standards and licensing requirements.	Schools, communities, nonprofit agencies and small business.	Affects all employers who have more than 15 employees who are engaged in commerce or in industry (includes public agencies).			Head Start centers, any community-based organization including institutions of higher education, public hospitals, and public or private nonprofit agencies.	
Funding availability.	\$2.5 billion annually through 1992; 20% public or private non-federal match required (up to 3% of funds for children on Indian reservations). 75% families/10% expand part day H.S./15% recruit and train child care workers, salaries/resources/networks	\$250 mill. state blk. grants (80% federal share) to nonprofits/agencies/small business. Plus \$100 million to help states set up liability insurance pools and \$25 million revolving loan funds for capital improvements, tax incentives to employers and parents.			In general \$48 million annually through 1992 to implement act. Plus \$12 million for adoption assistance and \$15 million for family violence prevention (law enforcement and social services agencies)	\$25 million annually through 1992, 20 % non-federal match by agency (may be cash or in kind, including equipment or services).	\$500 million through 1989/90, increased to \$1 billion in 1991.
Federal Distribution of funds.	Dept. of Health and Human Services (DHHS) to make State grant allotments based on per capita income average of State for past 3 years. Indian reservation allotments determined by Secretary of Interior.	Grants, certificates or scholarships to renovate or start new day cares and provide loans to business.			DHHS through the National Center on Child Abuse and Neglect will make State grants available for prevention and treatment. States must agree to pass certain laws pertaining to child abuse and neglect.	DHHS will make planning grants available to rural and urban agencies or organizations. Payment made in advance or by way of reimbursement. 30 total planning grants limited to 1 year and \$35,000. 10-25 agencies will be selected to carry out provisions of the Bill.	

Bill No./Title	"ABC" Bill	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	
State distribution of funds.	By contract/grant to child care provider, or public or private nonprofit agencies to operate programs directly or subcontract for same. Also issue child care certificates to parents to purchase child care services.	State block grants to provide incentives to nonprofit and private sectors to expand day care availability and train child care workers.					
Participation in Program.	Governor of State makes application and designates a lead agency to administer funds and coordinate with other State agencies serving children.	Governors of states must adopt licensing standards where none exist and appoint an advisory council to make recommendations concerning standards and enforcement.	Employer may require employee to show that a serious health condition exists, its duration and pertinent medical facts of situation. Such certification must be provided by a licensed health care provider (yet to be determined).	Raises income level to 185 percent of poverty level instead of 100 percent.		Eligible agency makes application to DHHS. Must guarantee certain assurances (i.e. collect and provide data, committees, coordinate and expand existing services, etc.)	
Requirements of Plan.	State plan must include referral system with priority to lowest family incomes, serve needs of working parents including nontraditional hours, encourage adequate salaries and compensation for child care personnel.					Agency plan must encourage intensive and comprehensive support services to enhance physical, social, emotional and intellectual development, including support to parents and other family members.	

Bill No./Title	"ABC" Bill	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	
Enforcement.	State licensed staff to make at least one unannounced inspection annually.		Employer who violates law will be subject to U.S. District courts, or state courts. Employee may receive monetary damages.			Participating agencies will be evaluated by DHHS with recommendations.	
Implementation In Program.	Lead state agency must assess needs, develop a state plan make periodic reports to federal government and hold hearings for public input and have state advisory committee.		Secretary of Labor will require employers to post pertinent provisions of law in conspicuous location. Willful violation can result in \$100 fine for each offense. An advisory panel will be established and submit a report to Congress on charges or recommendations.		DHHS to continue National Center on Child Abuse and Neglect. Includes Advisory Board, Interagency Task Force, clearinghouse for information, research, and assistance, publication and dissemination of information.		
Training & Technical Assistance.	States may provide assistance through Grants/contracts with public or private nonprofit agencies, develop preservice and continuing inservice training to child care staff and personnel in centers (minimum 15 hours per year). Limited to less than 15 percent of total state allotment.	DHHS will provide states with technical assistance in developing state licensing and accreditation standards.			Grants/contracts from DHHS to public and private nonprofit organizations for implementing reporting procedures of medical neglect, clearinghouse information and coordination. Limit of \$1 million per year. Also grants to states for programs to improve handling of child abuse cases and establishment of state task (cont.)		

Bill No./Title	"ABC" Bill	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	
Training & Technical Assistance (cont.)					...force. Funding determined by amount authorized by Victims of Crime Act.		
Training Grants /Contracts	State is required to make grants and contracts with public, private nonprofit organizations, and higher education to develop and coordinate a system of training programs for caregivers, teachers, administrative personnel, family day care providers, and staff of resource and referral organizations.						
Family Day Home Grants.	States must make grants to recruit and train new family day care providers, including nighttime and emergency care, and infant care. Operate resource centers for family day care providers with developmentally appropriate curriculum materials, and furnish ... meeting State						

BIII No./Title	"ABC" BIII	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	
Acceptable Training Modalities to Care Givers.	15 hours annual training may include attendance at workshops, visits to other programs, access to resource materials, inservice or enrollment at community colleges or technical schools.						
Content of Training.	Training should address special populations including disabled children, migrant children, and children with limited English. Content should include health and safety, first aid, recognition of communicable diseases, child abuse detection and prevention, child development, guidance and discipline techniques, planned learning activities, linkages with community services; and communication with families.						

Bill No./Title	"ABC" Bill	S 2084/2085	S 249	HR 1018	HR 1900	S 1542	
Child Development Associate (CDA)	States required to provide scholarship assistance to individual CDA credential whose income does not exceed poverty line by 50 percent.						
Priority Populations.	Higher reimbursement rates for 0- 2 year olds, handicapped children, programs providing comprehensive child and family support to adolescent parents. Also child care programs that have socioeconomic mix, parent involvement, and family support services.						

Workshop on gang problems

10-25-83

A one-day, three-night workshop titled "Youth Gangs: Stopping the Problem Before It Gets Started," will be held this week at the Multnomah Education Service District Office, 220 S.E. 102nd Ave.

The course, designed for educators, youth workers, probation officers, police and community leaders, will be led by David Brooks, an ex-officio member of the California attorney general's State Juvenile Gang Task Force and president of the Thomas Jefferson Research Center in Long Beach.

The workshop will provide information on the basic causes and ef-

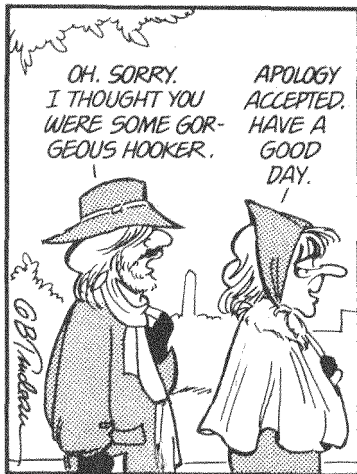
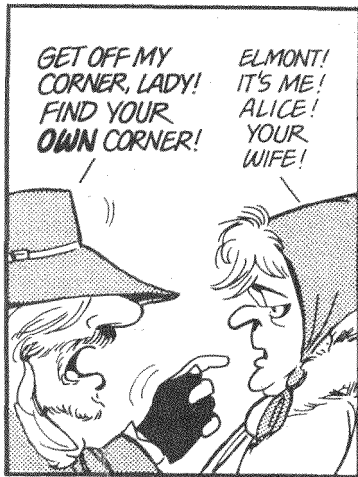
fects of gang involvement and specific methods and techniques for offering alternatives to gang membership.

The workshop sessions will run from 5 p.m. to 8 p.m. Wednesday, Thursday and Friday and from 9 a.m. to 4 p.m. Saturday. Fee for the course is \$150.

For more information or to register, call Edward Fuller at the Associated Psychotherapists of Oregon.

The workshop is sponsored by Portland State University's Division of Continuing Education and Educator Training Center Northwest.

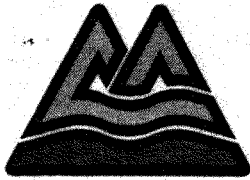
Garry Trudeau



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MULTNOMAH COUNTY OREGON

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August 4, 1988

Mr. John Angell, Director
Department of Justice Services
1120 SW Fifth
Portland, OR

Dear Mr. Angell:

Be it remembered, that at a meeting of the Board of County Commissioners held August 4, 1988, the following action was taken:

In the Matter of a Joint City/County Policy on) RESOLUTION
Criminal Gangs R-15) #88-138

Commissioner Kafoury moved, duly seconded by Commissioner Miller, that the above-entitled matter be approved.

Commissioner McCoy read a portion of the resolution.

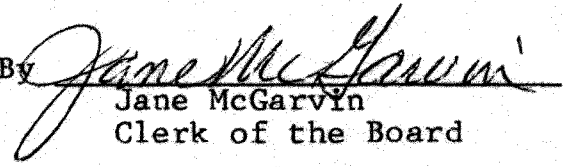
Commissioner Anderson said she wanted to be sure that the Policy applied to all gangs, including youth, Asians, Hispanics, Neo-Nazi, etc.

Following additional comments by the Board, the motion was considered, and it is unanimously

ORDERED that said resolution be approved. (Chair)

Very truly yours,

BOARD OF COUNTY COMMISSIONERS

By 
Jane McGarvin
Clerk of the Board

jm
cc: Commissioner McCoy
District Attorney
Sheriff

DATE SUBMITTED July 28, 1988

(For Clerk's Use)

Meeting Date 8-4-88

Agenda No. R-15

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Joint City/County Policy on Criminal Gangs

Informal Only* August 2, 1988
(Date)

Formal Only August 4, 1988
(Date)

DEPARTMENT Chair

DIVISION _____

CONTACT G. Nelson

TELEPHONE 248 3308

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD G. Nelson

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

The Board of County Commissioners and the City Council of the City of Portland informally agreed at the "Gang Summit" on July 25th to the adoption of a policy on criminal gangs which infest our community.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 5 minutes

IMPACT:

☐ PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

☐ Other _____

1988 JUL 27 AM 10:58
CLERK OF
COUNTY COMMISSIONERS
MULTI-NOAH COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Gladys McCoy

BUDGET / PERSONNEL Jerry Goodard

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) Brunilda B

OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.