

ANNOTATED MINUTES

Thursday, September 13, 2001 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Diane Linn convened the meeting at 9:34 a.m., with Vice-Chair Lisa Naito and Commissioners Serena Cruz and Maria Rojo Steffey present, and Commissioner Lonnie Roberts arriving at 9:35 a.m.

CONSENT CALENDAR

***UPON MOTION OF COMMISSIONER NAITO,
SECONDED BY COMMISSIONER CRUZ, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-3)
WAS UNANIMOUSLY APPROVED.***

NON-DEPARTMENTAL

C-1 Appointments of Basil Panaretos, Jr., Sharon Cowley, Cora Smith, John Sweet, Robert L. Correll, Joan Larsell, Michael Mace, Robert Heimbucher, Joan Lamirande and William L. Gibbs to the BOARD OF PROPERTY TAX APPEALS

SHERIFF'S OFFICE

C-2 Full On-Premises Sales, Caterer Liquor License Application for BLUE PLATE CATERING, 2425 SW 64th Avenue, Portland

C-3 Intergovernmental Revenue Agreement 0210033 with the City of Gresham and Clackamas County, Providing Collaborated Training for and Response to, Special Emergency Response Team (SERT) Calls in Gresham, the Unincorporated Areas of Multnomah County and Clackamas County

REGULAR AGENDA **PUBLIC COMMENT**

Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes per Person.

NO ONE WISHED TO COMMENT.

AT THE REQUEST OF CHAIR LINN AND UPON MOTION OF COMMISSIONER NAITO, SECONDED BY COMMISSIONER CRUZ, CONSIDERATION OF THE FOLLOWING ITEM WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

UC-1 RESOLUTION: Expression of Concern During A Time of National Tragedy

Commissioner Roberts arrived at 9:35 a.m.

COMMISSIONER ROJO MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF UC-1. COMMISSIONER ROJO READ RESOLUTION. CHAIR LINN COMMENTS IN SUPPORT. RESOLUTION 01-124 UNANIMOUSLY ADOPTED.

DEPARTMENT OF SUPPORT SERVICES

R-1 PROCLAMATION Proclaiming the Week of October 1 to October 7, 2001 as MINORITY ENTERPRISE DEVELOPMENT WEEK in Multnomah County, Oregon

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-1. PURCHASING DIRECTOR FRANNA HATHAWAY READ PROCLAMATION. FRANNA HATHAWAY, JIM WAKI OF TRI MET AND HERMAN BRAME EXPLANATION OF EVENTS PLANNED AND COMMENTS IN SUPPORT. COMMISSIONERS ROJO, CRUZ AND CHAIR LINN COMMENTS IN SUPPORT. PROCLAMATION 01-121 UNANIMOUSLY APPROVED.

Meeting briefly paused for photo opportunity.

NON-DEPARTMENTAL

- R-2 PROCLAMATION Proclaiming September 15 through October 15, 2001 as HISPANIC HERITAGE MONTH in Multnomah County, Oregon

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-2. REY ESPAÑA EXPLANATION, READ PROCLAMATION. COMMISSIONERS ROJO, CRUZ AND CHAIR LINN COMMENTS IN SUPPORT. PROCLAMATION 01-122 UNANIMOUSLY APPROVED.

- R-3 Appointments of Kathy Belge, Jason Bell, Eric Brown, Jim Clay, Kamron Graham, Jennifer Greenblat, E. Ann Hinds, Katie Jambor, Judy McGuire, Matthew Nelson, Andre Pruitt, Ileana Strauss and Judy Watson to the ADVOCACY TEAM FOR SEXUAL MINORITY YOUTH

COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-3. CHAIR LINN ACKNOWLEDGED AND GREETED FORMER COUNTY COMMISSIONER SHARRON KELLEY AND COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY DIRECTOR JIM CLAY IN AUDIENCE. SHARRON KELLEY HISTORICAL EXPLANATION AND TESTIMONY IN SUPPORT OF APPOINTMENTS AND BUDGET MODIFICATION. APPOINTEES KATIE JAMBOR AND KAMRON GRAHAM COMMENTS IN APPRECIATION AND SUPPORT. PRESENT COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY DIRECTOR KATHY TURNER COMMENTS IN APPRECIATION AND SUPPORT. COMMISSIONERS NAITO, ROJO, ROJO AND CHAIR LINN COMMENTS IN APPRECIATION AND SUPPORT. APPOINTMENTS UNANIMOUSLY APPROVED.

- R-4 Budget Modification CCFC 2002-01 ATSMY Requesting \$8,056 General Fund Contingency Transfer to the Commission on Children, Families and Community, for a One Time Contribution to Keep the Sexual Minority Youth Recreation Center Open as the Organization Continues to Pursue Stable, Ongoing Financial Support

COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-4. COMMISSIONER ROJO EXPLANATION. DANI HUNTER, ASRIEL ALLEN, KATHY BELGE, SAM KLEAMES, MATTHEW NELSON, ERIC BROWN, JIM CLAY, JUDY WATSON, NANCY JAMBOR AND JOYCE LILJEHOLM TESTIMONY IN APPRECIATION AND SUPPORT. IN RESPONSE TO COMMENTS OF MR. CLAY REGARDING THE LACK OF SUPPORT IN EAST COUNTY, COMMISSIONER ROBERTS STATED THAT WHILE THERE MAY BE PEOPLE WHO WOULD NOT EMBRACE THE LIFESTYLE, THEY DO NOT CONDONE VIOLENCE, AND THAT EDUCATION IS NECESSARY. COMMISSIONER CRUZ EXPRESSED HER APPRECIATION AND SUPPORT FOR THE COURAGE SEXUAL MINORITY YOUTH EXHIBIT EVERY DAY. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

- R-5 Second Reading and Possible Adoption of ORDINANCE Making Housekeeping Amendments to Multnomah County Code Chapter 5, Elections, to Clarify and Update Elections Procedures

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER NAITO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF SECOND READING AND ADOPTION. TOM SPONSLER EXPLANATION. NO ONE WISHED TO TESTIFY. EXPLORDINANCE 965 UNANIMOUSLY ADOPTED.

DEPARTMENT OF HEALTH

- R-6 Second Reading and Possible Adoption of an ORDINANCE Amending Multnomah County Code Chapter 21, Health, By Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties for Food Service Violations and Repealing §§ 21.101 and 21.102

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF SECOND READING AND ADOPTION.

COMMISSIONER ROBERTS ADVISED STAFF SATISFACTORILY RESPONDED TO ALL HIS QUESTIONS. NO ONE WISHED TO TESTIFY. ORDINANCE 966 UNANIMOUSLY ADOPTED.

DEPARTMENT OF SUSTAINABLE COMMUNITY DEVELOPMENT

R-7 RESOLUTION in Support for Columbia Empowerment Zone Application

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-7.

The regular meeting was recessed at 10:40 a.m. and reconvened at 10:49 a.m., with Commissioner Naito arriving at 10:51 a.m.

STEVE PEARSON INTRODUCED SHEILA HOLDEN OF PACIFICORPS, COLIN SEARS OF PORTLAND DEVELOPMENT COMMISSION, ROBERTA ANDO OF THE OREGON STATE OFFICE OF HUD AND MARK BROWN FROM THE CITY OF VANCOUVER. STEVE PEARSON, COLIN SEARS AND SHEILA HOLDEN EXPLANATION AND RESPONSE TO BOARD QUESTIONS. STEVE WEIR PRESENTED TESTIMONY ON BEHALF OF THE CARING COMMUNITY OF NORTH PORTLAND, ADVOCATING INCLUSION OF ST. JOHNS IN THE EMPOWERMENT ZONE BOUNDARIES. MS. HOLDEN, MR. SEARS AND MS. ANDO RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING THE INCLUSION OF NORTH MACADAM AND DOWNTOWN PORTLAND INTO THE EMPOWERMENT ZONE, THE USE OF 1990 RATHER THAN 1998 CENSUS DATA, AND DIFFICULTY OF WORKING WITHIN THE CONSTRAINTS OF THE FEDERAL REQUIREMENTS. CHAIR LINN COMMENTS IN SUPPORT OF GOING FORWARD WITH THE HIGHLY COMPETITIVE APPLICATION FOR THE GOOD OF THE REGION. COMMISSIONER CRUZ ADVISED SHE WILL VOTE IN SUPPORT, WITH RESERVATIONS, STATING THE COUNTY SHOULD HAVE BEEN MORE INVOLVED IN THE

PROCESS AND THAT SHE IS NOT CONVINCED THE BEST ZONES WERE SELECTED. COMMISSIONER NAITO ADVISED SHE SHARES THE FRUSTRATION AND CONCERNS OF COMMISSIONER CRUZ, AND SUGGESTED THAT THE BOARD CONTACT ITS FEDERAL DELEGATION REGARDING THIS ISSUE. RESOLUTION 01-123 UNANIMOUSLY ADOPTED.

There being no further business, the regular meeting was adjourned and the briefing was convened at 11:35 a.m.

Thursday, September 13, 2001 - 11:00 AM
(OR IMMEDIATELY FOLLOWING REGULAR MEETING)
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BOARD BRIEFING

B-1 Briefing on the Pay to Stay Implementation Process and Preliminary Revenue Update. Presented by Tim Moore and Carol Nykerk.

MEL HEDGPETH, CAROL NYKERK AND TIM MOORE PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING IMPLEMENTATION OF THE PAY TO STAY PROGRAM SINCE ITS START UP IN JULY, 2001, CURRENT ADMINISTRATIVE COSTS AND PROJECTED REVENUE.

Commissioner Roberts was excused at 11:45 a.m.

COMMISSIONER NAITO EXPRESSED NEED TO FIND WAY TO KEEP THE MENTALLY ILL, NON-ENGLISH SPEAKING AND ILLITERATE OUT OF THE CRIMINAL JUSTICE SYSTEM. COMMISSIONER CRUZ EXPRESSED CONCERN OVER THE HARDSHIP PAY TO STAY FEES WOULD IMPOSE ON FOLKS WHO LIVE AT OR BELOW FEDERAL POVERTY LEVELS. COMMISSIONER NAITO SUGGESTED THAT

STAFF OBTAIN ANOTHER MONTH OF ANALYSIS; THAT THEY CONTACT THE PRE-TRIAL RELEASE GROUP FOR INFORMATION ON HOW TO BREAK DOWN THE LANGUAGE BARRIERS; AND TO PRE-SCREEN INMATES AND DESIGNATE UP FRONT THOSE FOR WHICH REIMBURSEMENT WOULD BE A HARDSHIP. BOARD DIRECTED STAFF TO COME BACK WITH BUDGETARY INFORMATION AND A FOLLOW UP BRIEFING IN ONE MONTH.

There being no further business, the meeting was adjourned at 12:09 p.m.

BOARD CLERK FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Diane Linn, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214
Phone: (503) 988-3308 FAX (503) 988-3093
Email: mult.chair@co.multnomah.or.us

Maria Rojo de Steffey, Commission Dist. 1

501 SE Hawthorne Boulevard, Suite 600
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Email: district1.@co.multnomah.or.us

Serena Cruz, Commission Dist. 2

501 SE Hawthorne Boulevard, Suite 600
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Phone: (503) 988-5219 FAX (503) 988-5440
Email: serena@co.multnomah.or.us

Lisa Naito, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214
Phone: (503) 988-5217 FAX (503) 988-5262
Email: lisa.h.naito@co.multnomah.or.us

Lonnie Roberts, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214
Phone: (503) 988-5213 FAX (503) 988-5262
Email: lonnie.j.roberts@co.multnomah.or.us

ANY QUESTIONS? CALL BOARD

CLERK DEB BOGSTAD @ (503) 988-3277

Email: deborah.l.bogstad@co.multnomah.or.us

INDIVIDUALS WITH DISABILITIES PLEASE
CALL THE BOARD CLERK AT (503) 988-3277,
OR MULTNOMAH COUNTY TDD PHONE
(503) 988-5040, FOR INFORMATION ON
AVAILABLE SERVICES AND ACCESSIBILITY.

SEPTEMBER 13, 2001

BOARD MEETING

FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:30 a.m. Public Comment Opportunity
Pg 2	9:30 a.m. Minority Enterprise Development
Pg 2	9:40 a.m. National Hispanic Heritage Month
Pg 3	10:00 a.m. Appointments to Advocacy Team for Sexual Minority Youth
Pg 3	10:10 a.m. Request for General Fund Contingency Transfer to CCFC
Pg 3	10:30 a.m. Empowerment Zone Resolution
Pg 3	11:00 a.m. Sheriff's Pay to Stay Briefing
Board and Agenda Web Site: http://www.co.multnomah.or.us/cc/index.html	

Thursday meetings of the Multnomah County
Board of Commissioners are cable-cast live and
taped and may be seen by Cable subscribers in
Multnomah County at the following times:

Thursday, 9:30 AM, (LIVE) Channel 30

Friday, 11:00 PM, Channel 30

Saturday, 10:00 AM, Channel 30

(Saturday Playback for East County Only)

Sunday, 11:00 AM, Channel 30

Produced through Multnomah Community
Television

(503) 491-7636, ext. 333 for further info
or: <http://www.mctv.org>

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REGULAR MEETING

CONSENT CALENDAR - 9:30 AM **NON-DEPARTMENTAL**

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SHERIFF'S OFFICE

- C-2 Full On-Premises Sales, Caterer Liquor License Application for BLUE PLATE CATERING, 2425 SW 64th Avenue, Portland
- C-3 Intergovernmental Revenue Agreement 0210033 with the City of Gresham and Clackamas County, Providing Collaborated Training for and Response to, Special Emergency Response Team (SERT) Calls in Gresham, the Unincorporated Areas of Multnomah County and Clackamas County

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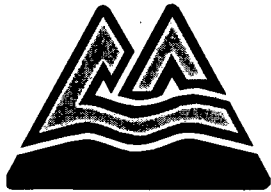
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BOARD BRIEFING

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Commissioner LISA NAITO
MULTNOMAH COUNTY • DISTRICT 3

BOARD OF COUNTY COMMISSIONERS • 501 S.E. HAWTHORNE BLVD. , SUITE 600 • PORTLAND, OREGON 97214
(503) 988-5217 phone
(503) 988-5262 fax

MEMORANDUM

TO: Chair Diane Linn
Commissioner Maria Rojo de Steffey
Commissioner Serena Cruz
Commissioner Lonnie Roberts
Board Clerk Deb Bogstad

FROM: Terri Naito
Executive Assistant to Commissioner Lisa Naito

DATE: September 12, 2001

RE: Board Participation

01 SEP 12 AM 10:41
MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS

Due to yesterday's tragic events, Commissioner Naito has cancelled her travel plans for this week and will participate in person for the September 13, 2001 Board of County Commissioners meeting. At this time, Commissioner Naito intends to participate by phone for the September 20, 2001 Board of County Commissioners meeting as originally scheduled.



Commissioner LISA NAITO

MULTNOMAH COUNTY • DISTRICT 3

BOARD OF COUNTY COMMISSIONERS • 501 S.E. HAWTHORNE BLVD., SUITE 600 • PORTLAND, OREGON 97214
(503) 988-5217 phone
(503) 988-5262 fax

MEMORANDUM

TO: Chair Diane Linn
Commissioner Maria Rojo de Steffey
Commissioner Serena Cruz
Commissioner Lonnie Roberts
Board Clerk Deb Bogstad

FROM: Charlotte Comito
Assistant to Commissioner Lisa Naito

DATE: August 27, 2001

RE: Board participation by phone

01 AUG 29 AM 10:13
MULTNOMAH COUNTY
OREGON
COUNTY COMMISSIONER LISA NAITO

Commissioner Naito will participate by phone for the September 13th and 20th BCC meetings.

MEETING DATE: September 13, 2001

AGENDA NO: C-1

ESTIMATED START TIME: 9:30 AM

LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to Board of Property Tax Appeals

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: September 13, 2001

AMOUNT OF TIME NEEDED: Consent Calendar

DEPARTMENT: Non-Departmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: (503) 988-3953

BLDG/ROOM #: 503/600

PERSON(S) MAKING PRESENTATION: N/A

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointment of Basil Panaretos, Jr., Sharon Cowley, Cora Smith, John Sweet, Robert L. Correll, Joan Larsell, Michael Mace, Robert Heimbucher, Joan Lamirande and William L. Gibbs to the Board of Property Tax Appeals

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Diane M. Linn

(OR)

DEPARTMENT MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
01 SEP - 5 PM 5:20
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

MEETING DATE: September 13, 2001
AGENDA NO: C-2
ESTIMATED START TIME: 9:30 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: New Liquor License Application Approval for Blue Plate Catering

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: Thursday, September 13, 2001
AMOUNT OF TIME NEEDED: Consent Calendar

DEPARTMENT: Non-Departmental DIVISION: MCSO Executive Office

CONTACT: Barbara Simon TELEPHONE #: (503) 988-4326
BLDG/ROOM #: 503/3

PERSON(S) MAKING PRESENTATION: N/A

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Full On-Premises Sales, Caterer Liquor License Application for BLUE PLATE CATERING,
2425 SW 64th Avenue, Portland

09/18/01 original to Barbara Simon

SIGNATURES REQUIRED:

MCSO EXECUTIVE ASSISTANT: Barbara Simon

ELECTED OFFICIAL: Sheriff Dan Noelle

(OR)
DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

01 SEP - 5 PM & 4:5
MULTNOMAH COUNTY
OREGON



Dan Noelle
Sheriff

MULTNOMAH COUNTY Sheriff's Office

12240 NE Glisan
Portland, OR 97230
(503) 255-3600 phone
(503) 251-2484 TTY
www.sheriff-mcso.org

August 23, 2001

Oregon Liquor Control Commission
9079 SE McLoughlin Boulevard
Portland, OR 97222-7355

Regarding: Blue Plate Catering
2425 SW 64th Ave
Portland, OR 97221

Subject: Liquor License Application
Full On-Premises Sales, Caterer

Owner:	Paul G. Goodell	Janet J Goodell
	DOB: August 2, 1942	DOB: July 12, 1943
	2425 SW 64 th Ave	2425 SW 64 th Ave
	Portland, OR 97221	Portland, OR 97221

The Multnomah County Sheriff's Office has completed its investigation for the above new liquor license application. Assessment and Taxation reported that the address of 2425 SW 64th Ave is not current on all back taxes, taxes that were due November 2000 are still unpaid. The Land Use Planning Division reports that they have no objection to the liquor license application. Nothing in the background check of owners Paul and Janet Goodell raised any questions or concerns.

With the investigation completed the Multnomah County Sherrifs Office forwards a **FAVORABLE WITH CONCERNS** for the Liquor License Application.

Sincerely,

Dan Noelle

DAN NOELLE
Sheriff



Multnomah County Sheriff's Office

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

DAN NOELLE
SHERIFF

(503) 255-3600
TTY (503) 251-2484

LIQUOR LICENSE INVESTIGATION

~~DEPUTY~~ ASSIGNED Rick LICENSE TYPE CATERER FILE # _____
BUSINESS NAME Blue Plate Catering
BUSINESS ADDRESS 2425 SW 64th Av. Portland 97221
CORPORATE NAME (IF APPLICABLE) _____
CORPORATE/MAILING ADDRESS _____

PRICIPALS/LICENSEE

NAME	DOB	SSN
1. <u>Paul Goodell</u>	<u>080242</u>	<u>542-48-1086</u>
2. <u>Janet Goodell</u>	<u>071243</u>	<u>559-60-7426</u>
3. _____	_____	_____

OTHER LICENSED OUTLETS _____

RECOMMENDATION: FAVORABLE ☐
FAVORABLE WITH CONCERNS ☒
UNFAVORABLE ☐

DATE COMPLETED _____

INVESTIGATORS SIGNATURE

S. Lambert-Dates DPSST # 19765 DATE 8-23-01

BARNETT Rick J

From: RAPPOLD Kerry F
Sent: Monday, August 20, 2001 9:28 AM
To: BARNETT Rick J
Subject: OLCC Liquor License

In regards to the OLCC liquor license for Blue Plate Catering, the Land Use Planning Division has no objection to the issuance of a renewal for this business. The business owner has submitted a Type A Home Occupation Registration for the business.

Blue Plate Catering
2425 SW 64th Avenue
Portland, OR 97221

Please feel free to contact us if you require further assistance on this matter.

Sincerely,

Kerry Rappold
Land Use Planner
Multnomah County
(503) 988-3043

BARNETT Rick J

From: HUFF Deborah R
Sent: Tuesday, August 21, 2001 8:31 AM
To: BARNETT Rick J
Subject: RE: OLCC LIQUOR LICENSE APPLICATION

The address I come up with is 2425 SW 64th. The taxes that were due November 2000 are still unpaid.

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

From: BARNETT Rick J
Sent: Tuesday, August 21, 2001 7:54 AM
To: HUFF Deborah R
Subject: OLCC LIQUOR LICENSE APPLICATION
Importance: High

The below business/persons have applied to this office for a New OLCC Liquor License:
Blue Plate Catering
2424 SW 64th Av.
Portland, Or 97221

Paul G Goodell DOB/080242
Janet Smith Goodell DOB/071243

Please advise this office to the current tax status of this address/persons.

Thank you,
Richard J. Barnett
MCSO/CHLU (503)251-2441

5/24 DEADLINE AM
OREGON LIQUOR CONTROL COMMISSION
LIQUOR LICENSE APPLICATION

DEPUTY EDWARDS
758-4407

531 SE Hawthorne



Please Print or Type

Application is being made for:

TYPES

- ☒ Full On-Premises Sales (\$402.60/yr)
☐ Commercial Establishment
☒ Caterer
☐ Passenger Carrier
☐ Other Public Location
☐ Private Club
☐ Limited On-Premises Sales (\$202.60/yr)
☐ Off-Premises Sales (\$100/yr)
☐ Brewery Public House (\$252.60)
☐ Winery (\$250/yr)
☐ Other: _____

ACTIONS

- ☐ Change Ownership
☐ New Outlet
☐ Other: _____

Applying as:

- ☒ Individuals ☐ Limited Partnership ☐ Corporation ☐ Limited Liability Company

.....for city, county use only.....

The city council or county commission:

Multnomah County
(name of city or county)

recommends that this license be:

Granted ☒ Denied ☐

By: Diane M. Linn 9.13.01
(signature) (date)

Name: Diane M. Linn
Title: Multnomah County Chair

.....for OLCC office use only.....

Application Rec'd by: Grey

Date: 5-10-01

90-day authority: ☐ Yes ☒ No

1. Applicant(s):

- ① Paul G. Goodell ③ _____
② Janet S. Goodell ④ _____

2. Trade Name (dba): Blue Plate Catering

3. Business Location: 2425 S.W. 64th Ave Portland, Multnomah OR 97221
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: Same as above
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503 291-7095 same
(phone) (fax)

6. Is the business at this location currently licensed by OLCC? Yes _____ No ☒

7. If yes to whom: _____ Type of License: _____

8. Former Business Name: _____

9. Will you have a manager? Yes _____ No ☒ Name: _____
(manager must fill out an individual history form)

10. What is the local governing body where your business is located? Multnomah
(name of city or county)

11. Contact person for this application: Paul Goodell 503 291-1237
(name) (phone number(s))
2425 S.W. 64th Ave 503 291-7095
(address) (fax number) (e-mail address)

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① Paul G. Goodell Date 5/2/01 ③ _____ Date _____
② Janet S. Goodell Date 5/10/01 ④ _____ Date _____

OREGON LIQUOR CONTROL COMMISSION
INDIVIDUAL HISTORY



Please Print or Type

NOTE: YOU MUST ANSWER ALL QUESTIONS ON BOTH SIDES OF THIS FORM. IF THE QUESTION DOES NOT APPLY, WRITE N/A IN THE SPACE.

Business Name: Blue Plate Catering
Business Location Address: 2425 S.W. 64th Ave City: Portland ZIP Code: 97221

PART A - PERSONAL INFORMATION

1. Name: Goodell Paul Guillen
(last) (first) (middle)
2. Other Names Used: _____
3. Residence Address: 2425 S.W. 64th Ave Portland, Or 97221
(number and street) (city) (state) (ZIP code)
4. Home Phone: (503) 291-1237 Business Phone: (503) 291-7085
5. *SSN: 542-48-1086 Place of Birth: Portland, Or Date of Birth: Aug 12 1942
(state/country) (mm) (dd) (yyyy)
6. Sex: M Height: 6' Weight: 195 Hair Color: brn Eye Color: brn
7. Driver License #: 537893 State: Or Spouse's name: Janet Goodell

PART B - EMPLOYMENT/RESIDENCE INFORMATION *Attach additional sheets if necessary.*

8. List former and current employers or occupations during the past 10 years:

Date by Month/Year	Employer or Business	Occupation	City & State
From: <u>1986</u> To: <u>2001</u>	<u>Brass Horn, Inc</u>	<u>Owner</u>	<u>Reston, Va</u>
From: _____ To: _____	_____	_____	_____
From: _____ To: _____	_____	_____	_____

9. List other cities and states where you have lived in the past 10 years other than that noted above:

City	State
From: _____ To: _____	_____
From: _____ To: _____	_____
From: _____ To: _____	_____

PART C - CRIMINAL HISTORY INFORMATION

If you answer **YES** to any of the following questions, you **must** also complete PART D on other side of this form.

- | | |
|--|---|
| 10. Have you ever been convicted of any violation, misdemeanor or felony? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 11. Do you have any arrests or citations pending? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 12. Have you ever entered into a diversion agreement? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 13. Have you ever been treated, or been in a treatment program for alcohol or other drug use or abuse? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 14. Have you ever had a warning, violation, suspension, fine, cancellation, or refusal as a licensee or service permittee, in Oregon or any other state? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |

Minor traffic infractions

INDIVIDUAL HISTORY - CONTINUED

PART D - CRIMINAL HISTORY

If you answered yes to any of questions 10-14, you must complete this section of the application. Attach additional sheets if necessary.

Have you ever been convicted of any offense? Minor traffic citations

Convicted of: _____ Conviction Date: _____ City/State/County: _____

Convicted of: _____ Conviction Date: _____ City/State/County: _____

Convicted of: _____ Conviction Date: _____ City/State/County: _____

Do you have any arrests or citations that have not been resolved?

Arrested/Cited for: _____ Date: _____ City/State/Country: _____

Arrested/Cited for: _____ Date: _____ City/State/Country: _____

Arrested/Cited for: _____ Date: _____ City/State/Country: _____

Have you ever entered into a diversion agreement?

When: _____ Where: _____

When: _____ Where: _____

Have you ever been treated, or been in a treatment program for alcohol or other drug use or abuse?

When: _____ Where: _____

When: _____ Where: _____

Have you ever had a warning, violation, suspension, fine or cancellation as a licensee or service permittee?

When: _____ Where: _____

When: _____ Where: _____

PART E - APPLICANT SIGNATURE

I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: [Signature] Date: 5/7/01

*SOCIAL SECURITY NUMBER DISCLOSURE

As part of your application for an initial or renewal license, Federal and State laws require you to provide your Social Security Number to the Oregon Liquor Control Commission (OLCC) for child support enforcement purposes (42 USC § 666(a)(13) & ORS 25.785). The OLCC will refuse a license to any applicant or licensee who fails to provide his/her Social Security Number. Your Social Security Number will be used only for child support enforcement purposes unless you sign below.

Based on our authority under ORS 471.311 and OAR 845-005-0312(6), we are requesting your voluntary consent to use your Social Security Number for the following administrative purposes only: to match your license application to your Alcohol Server Education records (where applicable), and to ensure your identity for criminal records checks. OLCC will not deny you any rights, benefits or privileges otherwise provided by law if you do not consent to use of your Social Security Number for these administrative purposes (5 USC § 552(a)). If you consent to these uses, please sign here:

Applicant Signature: [Signature] Date: 5/07/01

OREGON LIQUOR CONTROL COMMISSION INDIVIDUAL HISTORY



Please Print or Type

NOTE: YOU MUST ANSWER ALL QUESTIONS ON BOTH SIDES OF THIS FORM. IF THE QUESTION DOES NOT APPLY, WRITE N/A IN THE SPACE.

Business Name: Blue Plate Catering
Business Location Address: 2425 SW 64th City: PH ZIP Code: 97221

PART A - PERSONAL INFORMATION

1. Name: Goodell Janet Smith
(last) (first) (middle)
2. Other Names Used: na
(maiden) (other)
3. Residence Address: 2425 SW 64th PH Or 97221
(number and street) (city) (state) (ZIP code)
4. Home Phone: (503) 291-1237 Business Phone: (503) 291-7095
5. *SSN: 559-10-7426 Place of Birth: Bucchan County, Ind Date of Birth: 07 / 12 / 1943
(state/country) (mm) (dd) (yyyy)
6. Sex: _____ Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____
7. Driver License #: 1667759 State: Or Spouse's name: Paul G Goodell

PART B - EMPLOYMENT/RESIDENCE INFORMATION Attach additional sheets if necessary.

8. List former and current employers or occupations during the past 10 years:

Date by Month/Year	Employer or Business	Occupation	City & State
Oct 1999	Tim King Inc	Agency	PH, Or
From: <u>June 1986</u> To: <u>Oct 1998</u>	<u>Brass Horn Rest Mgr</u>		<u>Hillsboro, Ore</u>

9. List other cities and states where you have lived in the past 10 years other than that noted above:

na
From: _____ To: _____ City: _____ State: _____
From: _____ To: _____ City: _____ State: _____
From: _____ To: _____ City: _____ State: _____

PART C - CRIMINAL HISTORY INFORMATION

If you answer **YES** to any of the following questions, you **must** also complete PART D on other side of this form.

10. Have you ever been convicted of any violation, misdemeanor or felony? ☐ Yes ☒ No
11. Do you have any arrests or citations pending? ☐ Yes ☒ No
12. Have you ever entered into a diversion agreement? ☐ Yes ☒ No
13. Have you ever been treated, or been in a treatment program for alcohol or other drug use or abuse? ☐ Yes ☒ No
14. Have you ever had a warning, violation, suspension, fine, cancellation, or refusal as a licensee or service permittee, in Oregon or any other state? ☐ Yes ☒ No

Janet L Smith Goodell 5/10/01

MEETING DATE: September 13, 2001
AGENDA NO: C-3
ESTIMATED START TIME: 9:30 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Agreement for SERT Team Collaboration Between MCSO, Gresham, and Clackamas County

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: September 13, 2001
AMOUNT OF TIME NEEDED: N/A

DEPARTMENT: Non-Departmental DIVISION: MCSO Executive Office

CONTACT: Barbara Simon TELEPHONE #: (503) 988-4326
BLDG/ROOM #: 503/3

PERSON(S) MAKING PRESENTATION: Consent Calendar

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Agreement for SERT Team Collaboration Between MCSO, Gresham, and Clackamas County

9/18/01 originals to Dave Braksma

SIGNATURES REQUIRED:

MCSO EXECUTIVE ASSISTANT: Barbara Simon

ELECTED OFFICIAL: Sheriff Dan Noelle

(OR)

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

CLACKAMAS COUNTY
SEP - 7 AM 9:51
MULTNOMAH COUNTY
OREGON



Multnomah County Sheriff's Office

501 SE Hawthorne Blvd. Ste 350. Portland, OR 97214

DAN NOELLE
SHERIFF

Phone: (503) 988-4300

TTY: (503) 988-4500

BOARD OF COUNTY COMMISSIONERS AGENDA ITEM BRIEFING—SUPPLEMENTAL STAFF REPORT

To: Board of County Commissioners
From: Barbara Simon
Today's Date: September 4, 2001
Requested Placement Date: September 13, 2001

- I. Recommendation/Action Requested**
Approval of Intergovernmental Agreement for coordinated SERT Team Activities
- II. Background Analysis**
This IGA allows the MCSO, Gresham Police Department and Clackamas County to work collaboratively in training for, and responding to, Special Emergency Response Team (SERT) calls in Gresham, the unincorporated areas of Multnomah County and Clackamas County. Currently, Gresham and Multnomah County jointly maintain and operate a SERT Team. Clackamas County has expressed interest in designating some of its Deputy Sheriffs to participate in this joint training.
- III. Financial Impact**
The first five (5) hours of SERT Team call-out activities each month are to be provided at no cost to Clackamas County. After those first five (5) hours are used, any overtime costs will be reimbursed by Clackamas County.
- IV. Legal Issues:**
The County Attorney's Office has reviewed the IGA
- V. Controversial Issues**
None
- VI. Link to Current County Policies**
Good Government
Public Safety
- VII. Citizen Participation**
None
- VIII. Other Government Participation**
City of Gresham
Clackamas County Board of County Commissioners
Clackamas County Sheriff's Office

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

Pre-approved Contract Boilerplate (with County Counsel signature) ☐ Attached ☐ Not Attached Contract #: 0210033
Amendment #:

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services not to exceed \$50,000 (and not awarded by RFP or Exemption) <input type="checkbox"/> Revenue not to exceed \$50,000 (and not awarded by RFP or Exemption) <input type="checkbox"/> Intergovernmental Agreement (IGA) not to exceed \$50,000 <input type="checkbox"/> Expenditure <input checked="" type="checkbox"/> Revenue <input type="checkbox"/> Architectural & Engineering not to exceed \$10,000 (for tracking purposes only)	<input type="checkbox"/> Professional Services that exceed \$50,000 or awarded by RFP or Exemption (regardless of amount) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue that exceeds \$50,000 or awarded by RFP or Exemption (regardless of amount)	<input type="checkbox"/> Intergovernmental Agreement (IGA) that exceeds \$50,000 <input type="checkbox"/> Expenditure <input type="checkbox"/> Revenue APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-3</u> DATE <u>09.13.01</u> DEB BOGSTAD, BOARD CLERK

Department: Sheriff Division: Enforcement Date: 08-10-01
 Originator: Captain Lee Graham Phone: 503-251-2407 Bldg/Rm: 313/ Graham
 Contact: Dave Braaksma Phone: 503-988-4415 Bldg/Rm: 503/350

Description of Contract: collaboration between MCSO and Clackamas County to provide SERT team Operations

RENEWAL: ☐ PREVIOUS CONTRACT #(S):

RFP/BID: RFP/BID DATE:

EXEMPTION EXEMPTION EXPIRATION ORS/AR
 #/DATE: DATE: #:

CONTRACTOR IS: ☐ MBE ☐ WBE ☐ ESB ☐ QRF ☐ N/A ☐ NONE (Check all boxes that apply)

Contractor Clackamas County Sheriff's Office		Remittance address	
Address 1333 NW Eastman Pkwy		(If different)	
Gresham, OR 97030			
Attn Chief Deputy Gerald Johnson			
Phone 618-2318 (johnson@ci.gresham.or.us)		Payment Schedule / Terms	
Employer ID# or SS#		<input type="checkbox"/> Lump Sum \$ <input type="checkbox"/> Due on Receipt <input type="checkbox"/> Monthly \$ <input type="checkbox"/> Net 30 <input type="checkbox"/> Other \$ <input type="checkbox"/> Other	
Effective Date 8/01/01			
Termination Date N/A			
Original Contract Amount \$ 2500 (est) <u>ANNUALLY</u>		<input type="checkbox"/> Requirements Not to Exceed \$	
Total Amt of Previous Amendments \$			
Amount of Amendment \$			
Total Amount of Agreement \$ 2500 (est) <u>ANNUALLY</u>		Encumber <input type="checkbox"/> Yes <input type="checkbox"/> No	

REQUIRED SIGNATURES:

Department Manager Pieter C. Van der

DATE 8/21/01

Purchasing Manager [Signature]

DATE

(Class II Contracts Only)

County Counsel [Signature]

DATE 8/23/01

County Chair [Signature]

DATE 9.13.01

Sheriff [Signature]

DATE 8/21/01

Contract Administration

(Class I, Class II Contracts only)

DATE

LGFS VENDOR CODE						DEPT REFERENCE					
LINE #	FUND	AGENCY	ORG	SUB ORG	ACTIVITY	OBJ/ REV	SUB OBJ	REP CAT	LGFS DESCRIPTION	AMOUNT	INC DEC
01		SOENF.SERT.CLK				50200			(GL ACCT)		
02											
03											

Exhibit A, Rev. 3/25/98 DIST: Originator, Accts Payable, Contract Admin - Original If additional space is needed, attach separate page. Write contract # on top of page.

INTERGOVERNMENTAL AGREEMENT FOR COORDINATED SERT TEAM ACTIVITIES

This Agreement is made and entered into pursuant to the authority found in ORS 190.010, et seq., ORS 203.035 and ORS 206.345.

The parties to this Agreement are: **Multnomah County, Oregon**, by and through its Sheriff's Office; the **City of Gresham, Oregon**, by and through its Police Department; and **Clackamas County, Oregon**, by and through its Board of Commissioners.

PURPOSE:

1. The purpose of this Agreement is to provide a basis for the three parties to work collaboratively in training for, and responding to, Special Emergency Response Team (SERT) calls in Gresham, the unincorporated areas of Multnomah County and Clackamas County.

TERM:

2. This Agreement shall be effective upon its adoption by all of the parties, and shall remain in effect until terminated as outlined in Section 13.

BACKGROUND:

3. Currently, Gresham and Multnomah County jointly maintain and operate a SERT Team comprised of law enforcement officers from the Multnomah County Sheriff's Office and the Gresham Police Department. This SERT Team can be activated to respond by either Gresham or Multnomah County, and upon activation will conduct SERT operations in Gresham or in Multnomah County. Clackamas County has expressed interest in designating some of its Deputy Sheriffs to participate in SERT training with the Gresham/Multnomah County SERT Team. Clackamas County also has a need for SERT services to be provided within the unincorporated county at this time.

RESPONSIBILITIES:

4. Clackamas County shall designate which of its Deputy Sheriffs shall be assigned to train and respond to SERT calls with the Gresham/Multnomah County SERT Team. Upon designation, those individuals shall be incorporated into the Gresham/Multnomah County SERT Team, and will respond to SERT calls on the same basis as the other members of the Team.

5. Clackamas County may activate the Gresham/Multnomah County SERT Team to provide SERT activities and functions within the unincorporated areas of Clackamas County. In order to do so, a Clackamas County Deputy

Sheriff with the rank of Lieutenant or above must contact the Gresham/Multnomah County SERT Team and request SERT Team assistance.

6. The Gresham/Multnomah County SERT Team will only respond to calls from the Clackamas County Sheriff's Department for assistance in the unincorporated areas of Clackamas County, Oregon; this Agreement is not intended to obligate the Gresham/Multnomah County SERT Team to respond to calls from municipal police departments in any incorporated city in Clackamas County.

7. The parties agree that when the Gresham/Multnomah County SERT Team is activated and responds, the jurisdiction in which the SERT activities take place will assume responsibility for the overall management of law enforcement activities, and shall do so under the Incident Command System. However, all tactical decisions of the SERT Team shall remain at the SERT Team commander level, and not with the Incident Commander.

8. The jurisdiction that initiates a SERT Team call will provide its own Hostage Negotiator. The other jurisdictions will not be expected to provide any hostage negotiator services in such cases, unless specially requested.

9. The jurisdiction that initiates a SERT Team call agrees, to the extent permitted under the Oregon Tort Claims Act, to defend, indemnify and hold harmless the other parties to this agreement, their agents, officers and employees, from any claims or actions for injuries, civil rights violations, losses, damages, attorney fees, costs or other expenses arising or resulting from the SERT Team activities that take place under this Agreement in response to that call. Excluded from this obligation to defend, indemnify and hold harmless are any claims or actions which arise from any decision made by the SERT Team tactical commander, after consultation with the Incident Commander, with which the Incident Commander disagreed and communicated that disagreement to the SERT Team tactical commander prior to implementation of the decision by the SERT Team tactical commander.

10. The parties recognize and agree that it is appropriate to recover some costs from Clackamas County. In this regard, the first five (5) hours of SERT Team call-out activities each month are to be provided at no cost to Clackamas County. After those first 5 hours are expended, any Overtime that is paid to Gresham or Multnomah County members of the SERT Team, or Overtime that must be paid by Gresham or Multnomah County to back-fill positions due to SERT Team activities, will be reimbursed by Clackamas County to Gresham and Multnomah County. Multnomah County and Gresham will submit timely requests for such overtime reimbursement

directly to Clackamas County. However, SERT Team supplies and other logistical items that are consumed or expended during SERT Team call-outs in Clackamas County will either be replaced item for item out of Clackamas County's current stock, or be subject to reimbursement, at the option of the City of Gresham.

11. The investigation of any officer-involved shooting or other incident requiring investigation will be handled and investigated by the jurisdiction in which it occurred, according to its protocols and regulations. However, any other jurisdiction whose officer(s) were involved may assign an investigator to participate in the investigation in an advisory role, to ensure that the requirements of that jurisdiction's protocols, regulations and collective bargaining agreement are followed.

12. This Agreement can be modified at any time by the mutual consent of the parties. Any modification or extension shall be reduced to writing and signed by all parties.

13. This Agreement can be terminated upon thirty (30) days written notice by one party. In the event of termination, any costs expended or incurred in accordance with item 10 of this Agreement shall remain a valid obligation, and must be paid.

14. In case any one or more of the provisions contained in this Agreement should be held to be invalid, or unenforceable in any respect, the validity, legality and enforceability of the remaining provisions contained herein shall not in any way be affected or impaired thereby.

15. This Agreement contains the entire agreement between the parties and supercedes all prior written or oral agreements.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on their behalf by their duly appointed officers on the last date written below.

CITY OF GRESHAM, OREGON

Charles Becker
Mayor
Date: _____

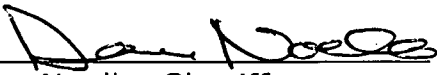
Bonnie Kraft
City Manager

Bernie Giusto
Chief of Police

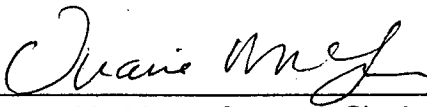
Approved as to form:

Miles Ward
Senior Assistant City Attorney

MULTNOMAH COUNTY, OREGON

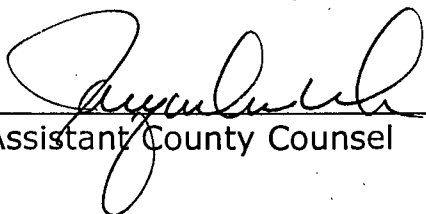
By 
Dan Noelle, Sheriff

Date: 8/21/01

By 
Diane M. Linn, County Chair

Date 9.13.01

Reviewed:
Thomas Sponsler, County Counsel
For Multnomah County

By 
Assistant County Counsel

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-3 DATE 09.13.01
DEB BOGSTAD, BOARD CLERK

CLACKAMAS COUNTY, OREGON

H. PATRICK DETLOFF, SHERIFF

MICHAEL JORDAN
CHAIR, BOARD OF COUNTY COMMISSIONERS
Date: _____

Millicent M. Morrison
Recording Secretary

Approved as to form:

James M. Coleman
County Counsel

BOGSTAD Deborah L

From: LINN Diane M
Sent: Wednesday, September 12, 2001 2:10 PM
To: #MULTNOMAH COUNTY ALL EMPLOYEES
Subject: Message from Chair Linn

Importance: High

I know that we are all still struggling to make sense out of yesterday's tragic events. I am very saddened to receive confirmation that one of our employees lost a family member on one of the flights. On behalf of the entire Board of Commissioners, County leadership and employees our deepest sympathy goes out to him and his family.

Unfortunately, over the next days and weeks we may be receiving more reports such as this. I would like to ask that we continue to support each other.

I would like to express my appreciation to each one of you for the efforts that you made that allowed Multnomah County services and operations to remain open while ensuring the safety of our employees and the public we serve. I would like to particularly thank the following for their swift deployment of employees and resources:

Dan Noelle, Sheriff
Mel Hedgpeth, Under Sheriff
Doug McGillivray, Director of the Office of Emergency Management,
Dan Brown, Director of Department of Sustainable Community Development
Mike Oswald, Deputy Directory Department of Sustainable Community Development
Stan Ghezzi, Transportation Division/ Bridges
Other departmental personal that provided support to kids in our schools

Please be observant of our current security measures at our buildings and facilities. Over the next few weeks we will be evaluating our overall safety and security measures

This afternoon I will be joining other governmental, civic, and religious leaders in signing an open letter to our community signifying our commitment to respecting the diversity of all of our citizens and our need to stand against hate and violence.

Thursday at the Board of County Commissioners meeting we will be considering adopting a Resolution that will demonstrate our commitment to promoting community understanding and goodwill. The resolution will also reaffirm our efforts to protecting the dignity and the human rights to all people.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 01-124

Expression of Concern During A Time of National Tragedy

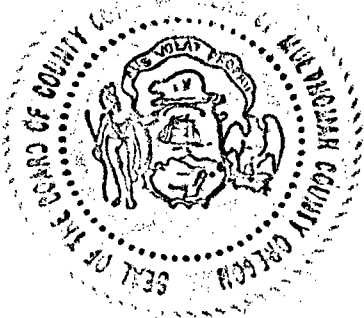
The Multnomah County Board of Commissioners Finds:

- a. The people of the United States have experienced one of the worst and most incomprehensible tragedies in its history.
- b. The people of Multnomah County share the personal loss and pain felt by all of the people in this country.
- c. The Board joins people from all parts of the world in mourning the loss of lives and acknowledges the heroic efforts of the fire and police personnel who also perished in this tragedy.
- d. The Board supports human rights and dignity for all people and values all people regardless of race, religion, color, sex, marital status, familial status, national origin, age, mental or physical disability, sexual orientation, gender identity or source of income.

The Multnomah County Board of Commissioners Resolves:

The Multnomah County Board of County Commissioners rededicates itself to promote understanding and good will and to continue its efforts to protect human dignity and human rights to all people during this national tragedy.

ADOPTED this 13th day of September 2001.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Thomas Sponsler, County Attorney


BOGSTAD Deborah L

From: LINN Diane M
Sent: Thursday, September 13, 2001 4:06 PM
To: #MULTNOMAH COUNTY ALL EMPLOYEES
Subject: National Day of Remembrance

I would like to inform you that President George W. Bush has proclaimed Friday, September 14, 2001 as a National Day of Prayer and Remembrance for the Victims of the Terrorist Attacks on September 11, 2001.

President Bush's media release proclaims, "Friday, September 14, 2001, as a National Day of Prayer and Remembrance for the Victims of the Terrorist Attacks on September 11, 2001. I ask that the people of the United States and places of worship mark this National Day of Prayer and Remembrance with noontime memorial services, the ringing of bells at that hour, and evening candlelight remembrance vigils. I encourage employers to permit their workers time off during the lunch hour to attend the noontime services to pray for our land. I invite the people of the world who share our grief to join us in these solemn observances."

Diane M. Linn
Chair

9/13/2001

MEETING DATE: SEP 13 2001
AGENDA NO: R-1
ESTIMATED START TIME: 9:30 Am
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT Minority Enterprise Development Week

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: September 13, 2001
AMOUNT OF TIME NEEDED: 10 minutes

DEPARTMENT: Support Services DIVISION: Finance

CONTACT: Franna Hathaway TELEPHONE #: 988-51111, ext. 22651
BLDG/ROOM #: 503/4

PERSON(S) MAKING PRESENTATION: Franna Hathaway

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Proclaim October 1 – 7, 2001 as
Minority Enterprise Development Week
in Multnomah County

09/13/01 originals to Franna Hathaway &
Karen Beame

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER: Stuart Boyce Deborah L. Bogstad

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

BOARD OF
COUNTY COMMISSIONERS
01 AUG - 9 AM 7:41
MULTNOMAH COUNTY
OREGON



Department of Support Services

MULTNOMAH COUNTY OREGON

501 SE Hawthorne Boulevard, Fourth Floor
Portland, Oregon 97214
(503) 988-5881 phone
(503) 988-5758 fax

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners

FROM: Franna Hathaway, Department of Support Services

DATE: August 7, 2001

REQUESTED PLACEMENT DATE: September 13, 2001

RE: Proclaim October 1-7, 2001 as Minority Enterprise Development Week in Multnomah County

1. Recommendation/Action Requested:
Approve Proclamation and take photograph with the local committee.
2. Background/Analysis:
Each year the President of the United States proclaims Minority Enterprise Development Week. Municipalities and metropolitan areas throughout the nation plan luncheons/celebrations to honor Minority Business in Conjunction with Minority Enterprise Development Week.
3. Financial Impact:
None.
4. Legal Issues:
None.
5. Controversial Issues:
None.
6. Link to Current County Policies:
Consistent with fostering a diverse business community.
7. Citizen Participation:
A local Minority Enterprise Development Week planning committee is planning activities for the local area.
8. Other Government Participation:
Other jurisdictions are proclaiming October 1-7, 2001 as Minority Enterprise Development Week and participating in the planning of a luncheon and awards ceremony to honor the event.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. _____

Proclaiming the Week of October 1 to October 7, 2001 as Minority Enterprise Development Week in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County's growth and prosperity depends on the full participation of all citizens at every level of our economy.
- b. Minority Americans contribute invaluablely to our Country's progress and well being, and minority owned businesses have emerged as a dynamic and vital force in our County's market places, providing both employment and training for hundreds of Multnomah County residents.
- c. Multnomah County takes pride in the achievements and accomplishments of our minority business owners; we are delighted pay them tribute for their contributions on behalf of Multnomah County's economic growth.

The Multnomah County Board of Commissioners Proclaims:

1. October 1 to October 7, 2001 as MINORITY ENTERPRISE DEVELOPMENT WEEK in Multnomah County, Oregon, to thank all our minority business owners for their contributions to the County and to show our continuing commitment to promotion of minority business opportunities.

ADOPTED this 13th day of September, 2001.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. 01-121

Proclaiming the Week of October 1 to October 7, 2001 as Minority Enterprise Development Week in Multnomah County, Oregon

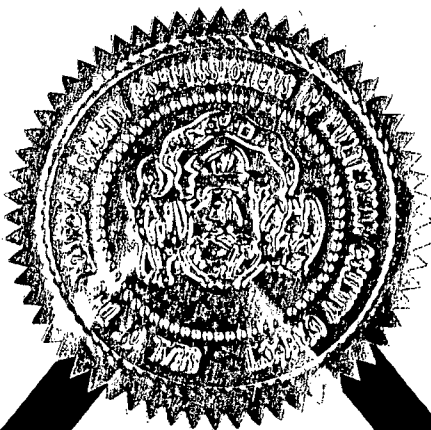
The Multnomah County Board of Commissioners Finds:

- a. Multnomah County's growth and prosperity depends on the full participation of all citizens at every level of our economy.
- b. Minority Americans contribute invaluable to our Country's progress and well being, and minority owned businesses have emerged as a dynamic and vital force in our County's market places, providing both employment and training for hundreds of Multnomah County residents.
- c. Multnomah County takes pride in the achievements and accomplishments of our minority business owners; we are delighted pay them tribute for their contributions on behalf of Multnomah County's economic growth.

The Multnomah County Board of Commissioners Proclaims:

1. October 1 to October 7, 2001 as MINORITY ENTERPRISE DEVELOPMENT WEEK in Multnomah County, Oregon, to thank all our minority business owners for their contributions to the County and to show our continuing commitment to promotion of minority business opportunities.

ADOPTED this 13th day of September, 2001.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

MEETING DATE: September 13, 2001

AGENDA NO: R-2

ESTIMATED START TIME: 9:40 AM

LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Proclamation in Honor of National Hispanic Heritage Month

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: September 13, 2001

AMOUNT OF TIME NEEDED: 20 minutes

DEPARTMENT: Non-Departmental

DIVISION: Commission Districts 1 and 2

CONTACT: Shelli Romero

TELEPHONE #: (503) 988-4435

BLDG/ROOM #: 503/600

PERSON(S) MAKING PRESENTATION: Commissioners Maria Rojo de Steffey and Serena Cruz

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Proclamation Proclaiming September 15 through October 15, 2001 as Hispanic Heritage Month in Multnomah County, Oregon

9/13/01 originals to Commissioners Rojo & Cruz
SIGNATURES REQUIRED:

ELECTED OFFICIAL: Maria Rojo de Steffey

Serena Cruz

(OR)

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

BOARD OF
COUNTY COMMISSIONERS
01 SEP - 7 AM 11:16
MULTNOMAH COUNTY
OREGON

MEETING DATE: SEP 13 2001
AGENDA NO: R-2
ESTIMATED START TIME: 9:40am
LOCATION: BOARDROOM 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Proclamation in honor of National Hispanic Heritage Month

BOARD BRIEFING: DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: September 13, 2001

AMOUNT OF TIME NEEDED: 20 minutes

DEPARTMENT: Non-Departmental DIVISION: _____

CONTACT: Shelli Romero TELEPHONE #: x84435
BLDG/ROOM #: Multnomah, Suite 600

PERSON(S) MAKING PRESENTATION: Commissioners Maria Rojo de Steffey and Serena Cruz

ACTION REQUESTED:

☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Proclamation commemorating National Hispanic Heritage Month

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Maria Rojo de Steffey
Serena Cruz

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

CLERK OF BOARD OF
MULTNOMAH COUNTY
OREGON
SEP 13 2001

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. _____

Proclaiming September 15 through October 15, 2001 as Hispanic Heritage Month in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County takes great pride in the diversity of our community and in the impressive and valuable contributions made by our residents to the County's programs, prosperity and well-being;
- b. In Oregon, Latinos are the largest and one of the fastest growing ethnic minority, representing 8% of the state's population and according to the most recent census data there are over 275,314 Latinos in Oregon which grew 144% since 1990;
- c. Latino children represent 12% of the total children's population in Multnomah County;
- d. In the Tri-County area including Multnomah, Washington and Clackamas Counties, Latinos increased by 191% to 116,086;
- e. One of every three new workers in the State of Oregon is Latino;
- f. Latinos represent people with origins from many countries;
- g. Latinos represent an annual purchasing power of approximately \$500 billion and the buying power of Latinos in the Portland/Willamette area represents over \$914 million per year with Oregon ranking as the 37th largest U.S. Hispanic market;
- h. In Oregon, in 1992, there were 3,538 Hispanic-owned firms which generated over \$331 million in revenues according to the U.S. Department of Commerce contributing to the economic vitality and stability of our communities;
- i. The Oregon Latino Voter Registration and Education Project, a statewide organization committed to educating Latinos about the importance of voting and registering new voters has registered 11,000 new Latino voters since 1995 and educated over 15,000 Latinos about the importance of voting;
- j. There are over 232 Latinos and Latinas employed with Multnomah County contributing to our diverse workforce;
- k. Multnomah County's support of the Latino Needs Assessment, *Salir Adelante* is evidence of our commitment to better understand and address the needs of the growing Latino community; therefore

The Multnomah County Board of Commissioners Proclaims:

September 15 through October 15, 2001 as Hispanic Heritage month in Multnomah County, Oregon in recognition and celebration of the many contributions of Latinos to the County and our community.

ADOPTED this 13th day of September, 2001.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. 01-122

Proclaiming September 15 through October 15, 2001 as Hispanic Heritage Month in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County takes great pride in the diversity of our community and in the impressive and valuable contributions made by our residents to the County's programs, prosperity and well-being;
- b. In Oregon, Latinos are the largest and one of the fastest growing ethnic minority, representing 8% of the state's population and according to the most recent census data there are over 275,314 Latinos in Oregon which grew 144% since 1990;
- c. Latino children represent 12% of the total children's population in Multnomah County;
- d. In the Tri-County area including Multnomah, Washington and Clackamas Counties, Latinos increased by 191% to 116,086;
- e. One of every three new workers in the State of Oregon is Latino;
- f. Latinos represent people with origins from many countries;
- g. Latinos represent an annual purchasing power of approximately \$500 billion and the buying power of Latinos in the Portland/Willamette area represents over \$914 million per year with Oregon ranking as the 37th largest U.S. Hispanic market;
- h. In Oregon, in 1992, there were 3,538 Hispanic-owned firms which generated over \$331 million in revenues according to the U.S. Department of Commerce contributing to the economic vitality and stability of our communities;
- i. The Oregon Latino Voter Registration and Education Project, a statewide organization committed to educating Latinos about the importance of voting and registering new voters has registered 11,000 new Latino voters since 1995 and educated over 15,000 Latinos about the importance of voting;
- j. There are over 232 Latinos and Latinas employed with Multnomah County contributing to our diverse workforce;
- k. Multnomah County's support of the Latino Needs Assessment, *Salir Adelante* is evidence of our commitment to better understand and address the needs of the growing Latino community; therefore


The Multnomah County Board of Commissioners Proclaims:

September 15 through October 15, 2001 as Hispanic Heritage month in Multnomah County, Oregon in recognition and celebration of the many contributions of Latinos to the County and our community.

ADOPTED this 13th day of September, 2001.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

SPEAKER SIGN UP CARDS

DATE 9/13/01
NAME Sharrow Kelley
ADDRESS PO Box 827 (sharrowkelley@yahoo.com
Depoe Bay Oregon 97341
(430 South Point)
PHONE 541-765-7743
SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC R-3 ~~R-4~~ & R-4
GIVE TO BOARD CLERK

MEETING DATE: September 13, 2001

AGENDA NO: R-3

ESTIMATED START TIME: 10:00 AM

LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to Advocacy Team for Sexual Minority Youth

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: Thursday, September 13, 2001

AMOUNT OF TIME NEEDED: 10 minutes

DEPARTMENT: Non-Departmental

DIVISION: Commissioner District 1

CONTACT: Kathy Turner

TELEPHONE #: (503) 988-4502

BLDG/ROOM #: 166/1075

PERSON(S) MAKING PRESENTATION: Commissioner Rojo de Steffey and Kathy Turner

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointments of Kathy Belge, Jason Bell, Eric Brown, Jim Clay, Kamron Graham, Jennifer Greenblat, E. Ann Hinds, Katie Jambor, Judy McGuire, Matthew Nelson, Andre Pruitt, Ileana Strauss and Judy Watson to the Advocacy Team for Sexual Minority Youth

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT MANAGER: _____

Maria Rojo de Steffey

BOARD OF
COUNTY COMMISSIONERS
01 SEP - 0 PM 3:13
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

#1

SPEAKER SIGN UP CARDS

DATE 13th Sept. 2001

NAME

Dani Hunter

ADDRESS

3013 SW Chastain Ave
Gresham OR 97030

PHONE

(503) 661-3314

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Sexual Minority Youth

GIVE TO BOARD CLERK

R-4

#2

SPEAKER SIGN UP CARDS

DATE 9/13/09

NAME

Asriel Allen

ADDRESS

15827 NE Glisan Apt #6

Portland OR 97230

PHONE

(503) 254-2675

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Sexual minority youth

GIVE TO BOARD CLERK

R-4

#3

SPEAKER SIGN UP CARDS

DATE 9.13.01

NAME Kathy Belge

ADDRESS 6607 N. Kerby Ave

Portland, OR 97217

PHONE (503) 289-3354

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Sexual Minority Youth

GIVE TO BOARD CLERK

RH

#4

SPEAKER SIGN UP CARDS

DATE September 13 2021

NAME

Sam Kleames

ADDRESS

6504 D SE 122

Portland OR 97236

PHONE

503-762-8778

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Money For Schools

GIVE TO BOARD CLERK

R-4

#5

SPEAKER SIGN UP CARDS

DATE 9/13/01

NAME MATTHEW NELSON

ADDRESS 2856 N EMERSON CT

PORTLAND OR 97217

PHONE 503-231-5759

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC ADVOCATE TEAM FOR SEXUAL

GIVE TO BOARD CLERK MINORITY

R-4

YOUTH

#6

SPEAKER SIGN UP CARDS

DATE 9/13/01

NAME

Eric D Brown

ADDRESS

6820 SE Pine Ct

Portland, OR 97215

PHONE

503 2826701

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Advocacy Team for Sexual Minority

GIVE TO BOARD CLERK

Yonitz R-4

#7

SPEAKER SIGN UP CARDS

DATE

9/13/01

NAME

SIM CLAY

ADDRESS

2115 NE COUCH ST

PORT 97232

PHONE

503 232-9338

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC

R3 - R4

GIVE TO BOARD CLERK

#8

SPEAKER SIGN UP CARDS

DATE 9-13-01

NAME

Judy Watson

ADDRESS

6217 SE 34th Ave.

PDX 97202

PHONE

503.771.3698

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Sexual Minority R-4

GIVE TO BOARD CLERK

#9

SPEAKER SIGN UP CARDS

DATE 9.13.01

NAME

Nancy Jambor

ADDRESS

1230 SE Main

Portland, OR 97214

PHONE

503.230.1730

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC SMYAT R-4

GIVE TO BOARD CLERK

#10

SPEAKER SIGN UP CARDS

DATE 9-13-01 ^{9⁰⁰ AM} Liljeholm

NAME

Joyce Liljeholm

ADDRESS

7134 SE 17th Ave

97202

PHONE

232-4556

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC Sexual minority youth

GIVE TO BOARD CLERK ✓

R-4

SEP 13 2001

R-4

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR: _____		9/13/2001 (Date)
DEPARTMENT: <u>Non -Department</u>		DIVISION: <u>Commission District #1</u>
CONTACT: <u>David Martinez, District #1</u>		PHONE: <u>503.988.6796</u>
* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD: _____ Commissioner Maria Rojo de Steffey, Kathy Turner, Executive Director, Commission on Children Families and Community, and invited guests.		
<u>SUGGESTED AGENDA TITLE (To assist in preparing a description for the printed agenda)</u> Kelley Advocacy Team for Sexual Minority Youth: Team appointments and Contingency Fund Action Plan Proposal with budget modification, transferring funds from Multnomah County Contingency Fund to Commission on Children, Families and Community, for implementing recommendations.		
2. DESCRIPTION OF MODIFICATION: [Explain the changes being made: What budget does it increase / decrease? What do the changes accomplish? Where does the money come from?]		
[] PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET		
This transaction accomplishes two primary things: 1. It appoints a Team of named, diverse citizen advocates to the Kelley Advocacy Team for Sexual Minority Youth, consistent with County Resolution; and 2. It transfers funds from the County Contingency Fund to the Commission on Children, Families and Community, to be used for implementing the recommendations.		
During the passage of its FY 02 budget, the Board of County Commissioners reserved \$50,000 in contingency funds to support sexual minority youth, to be released when a best use could be determined. Originally this was expected to involve DCFS, but all parties involved have agreed that the CCFC is the best place for this work to be incubated. The Kelley Advocacy Team for Sexual Minority Youth, with leadership and support from Commissioner Rojo de Steffey, has developed specific recommendations, consistent with the BCC approved Strategic Plan for Sexual Minority Youth, which include an immediate release of \$8,056 for prioritized urgent use; and a commitment to return to the BCC later this year with prioritized recommendations for the remaining \$41,944. This will allow for the immediate stabilization of core services for sexual minority youth; and provide time for a system assessment and community input process, now in the works, to thoughtfully guide future investments. Also, the Team will be further developing its recommendation that the specific interests of sexual minority youth of color are given expedited attention, given the history of our community's struggle to provide this support.		
3. REVENUE IMPACT: [Explain revenues being changed and reason for the change]		
TOTAL		
4. CONTINGENCY STATUS [To Be Completed by Budget]		
_____ Fund Contingency BEFORE THIS MODIFICATION AS OF _____ (Specify Fund) AFTER THIS MODIFICATION: _____		
Originated By: <u>Jeanette C Hankins</u> Date: <u>9/4/2001</u>	Elected Official: <u>Maria Rojo de Steffey</u> Date: <u>9/5/01</u>	
Plan / Budget Analyst: <u>Julie Neburka</u> Date: <u>9/5/01</u>	Employee Services: _____ Date: _____	
Board Approval: <u>Deborah L Bogsted</u> 09.13.01		

Budget Modification: CCFC2002-01 ATSMY

EXPENDITURES & REVENUES

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

Line No.	Fund Center	Fund Code	Accounting Unit		WBS Element	Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
			Internal Order	Cost Center							
1	10-50	76010			CCFCSMY9	60160	0	8,000	8,000		Pass Thru To SMYRC per ATSMY Action Plan
2	10-50	76010			CCFCSMY9	60350	0	56	56		Indirect on above
3	19	1000			9500001000	60470		(8,000)	(8,000)		Reduce avail General Fund Contingency
4	19	1000			9500001000	50310		(56)	(56)		Indirect Reimb Rev in CGF
5	10-00	1000	7			60560		8,056	8,056		Cash Transfer Expenditure in CGF
6	10-50	76010			CCFCSMY9	50320	0	(8,056)	(8,056)		Transf Gen Fund to CCFC
7								0			
8								0			
9								0			
10								0			
11								0			
12								0			
13								0			
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22								0			
23								0			
24								0			
25								0			
26								0			
									0	0	Total - Page 1
									0	0	GRAND TOTAL

REQUEST FOR GENERAL FUND CONTINGENCY TRANSFER

1. Attachment to Bud Mod: CCFC2002-01 ATSMY

2. Amount requested from General Fund Contingency: \$8,056

3. Summary of request:

\$8,056

This is a request for an immediate transfer of ~~\$9,080~~ Contingency Funds, reserved specifically for supporting sexual minority youth, to the budget of the Commission on Children, Families and Community for appropriate purposes. It specifically would provide for immediate stabilization of core services for sexual minority youth; and provide time for a system assessment and community input process, now in the works, to thoughtfully guide future investments.

4. Has the expenditure for which this transfer is sought been included in any budget request during the past five years? If so, when?

If so, what were the circumstances of its denial?

This funding is a variation of ongoing financial support that has historically been in the budget of DCFS. This funding had been underutilized in the past, either by its not being allocated at all, or by the under-performance of contractors. In the climate of major CGF cutbacks last budget cycle, this ongoing financial support was eliminated, since it was not seen as supporting vital services. During budget hearings, citizen input moved the BCC to agree to set aside a \$50,000 contingency for the population to be served, pending clear direction on best use.

5. Why was this expenditure not included in the annual budget process?

It was included in the earlier stages of the process, but then Interim County Chair Bill Farver directed that other services get first consideration, effectively cutting this program area. It was later returned to the budget after community urging at budget hearings.

6. What efforts have been made to identify funds from another source within the Department to cover this expenditure? Why are no other Departmental sources of funds available?

No efforts were made. The appropriations that were made for the Department were at the direction of then Interim County Chair Bill Farver, and not subject to Departmental revision. No other sources are available due to the extreme cut backs of the last budget cycle.

7. Describe any new revenue that this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account.

No payback is projected. Instead, this funding is seen as an opportunity to expand the system of supports for sexual minority youth, by leveraging outside investment.

8. This request is for a (Quarterly _____) (Emergency XX review).

9. For emergency requests only: Describe in detail on an additional sheet the costs or risks that would be incurred by waiting for the next quarterly review, in justification of the emergency nature of this request.

Vital community services are at risk of failure and in need of emergency support today. This was presented to the County Board in December of last year, in a report which they adopted. Still, to date there has yet to be emergency funds allocated to this urgent need.

10. Attach any additional information or comments which you feel would be helpful.

Members of the Kelley Action Team for Sexual Minority Youth plan to present the case to the Board of County Commissioners in person.


Signature of Department Head / Elected Official

9/7/01
Date

Supplemental Staff Report



TO: Multnomah County Board of Commissioners

FROM: Kathy Turner, Executive Director,
Commission on Children, Families and Community

DATE: September 4, 2001

SUBJECT: BCC September 13 agenda item, Kelly Advocacy Team
member and officer appointments, presentation and budget
modification

1. Recommendation/ Action Requested:

Approve budget modification, moving \$8,056 County General Funds from the Board's Contingency Fund to the budget of the Commission on Children, Families and Community, and exempting it from the competitive procurement process. Designate this revenue for implementing the most immediate recommendations of the Advocacy Team for Sexual Minority Youth. These recommendations, made by the Board's designated advisory body on sexual minority youth interests, call for \$8,000 to be made immediately available to the Sexual Minority Youth Recreation Center of Vanguard Youth Services for purchasing drop-in recreation services.

2. Background/ Analysis:

During 1999 and 2000 a team of diverse volunteer citizens (Advocacy Team for Sexual Minority Youth) were brought together by County Commissioner Sharron Kelley and the CCFC to plan and advocate for sexual minority youth. Shortly before she left office in January, the County Board approved Resolution #00-203, adopting the Team's *Strategic Plan for Sexual Minority Youth*, and calling for the Team to continue, staffed by the CCFC. The resolution also called for the County Office of Quality & Budget to conduct an independent assessment of the system of supports for sexual minority youth in Multnomah County. In FY 01 CCFC provided some emergency funds to stabilize urgent needs with the system, and to make capital improvements to the Sexual Minority Youth Recreation Center, making it safer, cleaner, larger and more welcoming. In the process of developing the difficult FY01/02 budget, the Department of Community and Family Services cut most of its funding that had been allocated to sexual minority youth, given that the funds had not been specifically allocated into a program, or were placed with non-performing contractors. Advocacy Team members appealed to County Board members at public budget hearings to restore at least \$50,000 of the funds that had been cut, and to target those funds to the interests of sexual minority youth. Through a budget note, the Board reserved \$50,000 for sexual minority youth, with an expectation that DCFS would plan for this money. The Team, working with Commissioner Rojo de Steffey's Office, called for the funds to instead be directed to the Commission on Children, Families and Community, and for the use of the funds to be directed by the goals of the approved plan, and the specific recommendations of the Team.

Members

Larry Norvell, Chair
Pauline Anderson
Lena Bean
Guy Burstein
Carol Cole
Lee Coleman
Leslie Garth-Clark
Muriel Goldman
Kamron Graham
Pam Greenough
Carla Harris
Margie Harris
Samuel Henry
Earlene Holmstrom
Janet Kretzmeier
Colleen Lewis
Diane Linn
Linda Gear Long
Kay Lowe
Leticia Longoria Navarro
Janice Nightingale
Susan Oliver
D. Claire Oliveros
Mike Reich
Mark Rosenbaum
Nan Waller
Duncan Wyse

Staff

Kathy Turner, Executive
Director
Erin Barnhart
Judy Brodkey
Kristine Dale
Jeanette Hankins
Janet Hawkins
Kelly Huotari
Lisa Pellegrino
Bonnie Rosatti
Jana Rowley
Chris Tebben

421 SW 6th Avenue,
Suite 1075
Portland, OR 97204-162
Ph: (503) 248-3897
Fx: (503) 306-5538
ccfc.org@co.multnomah.
.us
www.ourcommission.org
inter-office: 166/1075

3. Financial Impact:

This transaction is revenue neutral, transferring \$8,056 of a total available \$50,000 contingency reserve for immediate use, and holding the remaining \$41,944 until the system assessment is complete and until the Team can use the findings of the assessment to identify additional recommendations. It does however move one-time-only contingency funds to direct services that will need ongoing support, so there will need to be a strategy for addressing next year's funding.

4. Legal Issues:

The citizen Team that has conducted the planning for this funding, the staff assistance that has supported the Team, and the Goals being pursued by this transaction, are consistent with Multnomah County Resolution #00-203, approved December 21, 2000.

5. Controversial Issues:

Some individuals may incorrectly understand advocacy for sexual minority youth (gay, lesbian, bisexual, transgender, questioning youth) as forwarding a political agenda. These funds are targeted to helping sexual minority youth achieve their full potential just as any other youth group in Multnomah County. Part of one of the goals of the strategic plan includes developing quality standards for funded activities.

Also, County support for sexual minority youth of color has been a service area that has experienced difficulties for several years, due to lack of resources and lack of agency capacity among those willing to take on the project. Currently no funds are being directed to this specific need, but the Team calls on the Board to understand in advance that part of the remaining contingency funds are likely to be directed to addressing this concern.

6. Link to Current County Policies:

These funds will follow all current county policy, and particularly contribute to the County's established commitment to educational success among youth.

7. Citizen Participation:

These recommendations are given by the Advocacy Team for Sexual Minority Youth, an appointed Team of volunteer citizens. Other citizen groups, and notably youth groups, have contributed to this work. The Team has scheduled a community forum for later this fall to present system assessment findings, and to enlist new investors and solicit new ideas.

8. Other Government Participation:

Individuals representing the Oregon Health Division, Multnomah County school districts and other jurisdictions either have been involved, or have indicated an interest in being involved.

m e m o r a n d u m

TO: Commissioner Rojo de Steffey.
CC: Advocacy Team for Sexual Minority Youth, David Martinez, Kathy Turner.
FROM: Jim Clay.
DATE: August 27, 2001
RE: Advocacy Team for Sexual Minority Youth recommendation to the Board of County Commissioners.

At your request, in my role as a community volunteer I've prepared a summary of the recommendations that the Advocacy Team for Sexual Minority Youth will be bringing to the Board of County Commissioners on September 13. Please note that this is a draft, subject to final revision, but still it's a good reflection of the Team's thinking to date.

As you share these recommendations with other County Board members, please help us to maintain this context:

- We do not believe it likely, or even desirable, for Multnomah County to provide 100% of the support needed for sexual minority youth in Multnomah County. The BCC may at times limit its discussion to its own specific role, (as in the current matter of contingency funds), this Team is focused on a bigger picture, including the role of the County and more.
- The BCC and the CCFC each approved last year *the Strategic Plan for Sexual Minority Youth in Multnomah County*. Although some implementation planning is still needed, for the most part what is needed now is not a lot more planning, but instead, action, supported with resources. The goals of the plan are summarized here:

✓ **Goal Area #1: YOUTH DEVELOPMENT.**

Young people are our future leaders. Identify local leaders and others resources, and provide leadership and skills training for young people.

✓ **Goal Area #2: EDUCATION.**

Schools are often described by sexual minority youth as frightening places of terror and abuse. Create safety in schools, and within County health and social services.

✓ **Goal Area #3: SOCIAL ACTIVITIES.**

Sexual minority young people have few opportunities for safe, developmentally appropriate social activities. Improve current activities, so they are stable and safer. Develop new social activities and provide practical support. Formulate quality standards for activities.

✓ **Goal Area #4: SYSTEM DEVELOPMENT.**

Services for sexual minority youth are developed in haphazard ways, relying on the good will of advocates at risk of burnout and financial failure. Conduct an independent assessment of quality and capacity of current supports; identify opportunities for change.

✓ **Goal Area #5: HEALTH AND SOCIAL SERVICES.**

Providers of direct service for sexual minority youth are providing heroic and unsustainable efforts. Provide immediate short-term relief for current service providers. Relying on the findings of the system assessment, identify opportunities for improving existing services.

✓ **Goal Area #6: ADVOCACY.**

Many people want to support sexual minority youth, but without an established structure there is a lack of organization and coordination. Continue the Advocacy Team for Sexual Minority Youth, appointed by the County Chair, supported by the Commission on Children, Families & Community.

RECOMMENDATIONS TO THE COUNTY BOARD:

Consistent with the goals of the approved plan, and in coordination with Multnomah County Commissioner Maria Rojo de Steffey, the Advocacy Team for Sexual Minority Youth has endorsed these recommendations to the Board of County Commissioners:

1. Immediately arrange for the County Office of Quality and Budget to perform an assessment of the system of supports for sexual minority youth. (Per County Resolution #00-203 and strategies in approved Strategic Plan.)
2. Immediately transfer \$8,000 from contingency fund to CCFC for short-term (through November 30) urgent financial support for the Sexual Minority Youth Recreation Center¹ (SMYRC), exempt from competitive procurement process.
3. Immediately release \$1,000 from contingency fund to CCFC for youth development activities and community outreach², consistent with approved strategic plan, exempt from competitive procurement process.
4. Renew Multnomah County's commitment to sexual minority youth of color, but hold making new allocations until the system assessment and implementation planning indicates the best use of continuing investment.
5. Hold any additional allocations of contingency funds until the completion of the system assessment.

¹ The Sexual Minority Youth Recreation Center, a service of Vanguard Youth Services, is the only drop-in option available to all gay, lesbian, bisexual, trans, and questioning youth in Multnomah County, providing many essential services found nowhere else. It provides:

- ✓ drop in recreation opportunities 4 days a week;
- ✓ referral to other supportive health, mental health and social services;
- ✓ access to outside arts and culture venues;
- ✓ employment readiness and job development;
- ✓ social support groups;
- ✓ computer and internet access; kitchen, lounge, meeting areas, reading areas, garden, pool table;
- ✓ partnership and linkage with numerous public and private services;
- ✓ community volunteer recruitment and support;
- ✓ outreach to East County and specific cultural communities;
- ✓ HIV prevention services;
- ✓ youth steering committee; and more.

SMYRC receives only a few, small, categorical grants from Multnomah County departments (Health Dept grant specific to HIV prevention; DCFS grant specific to support groups). All outreach funds are from Clackamas and Washington Counties. In spite of many small grants (from the United Way, other foundations), SMYRC operates on a \$30,000 annual deficit, which is being subsidized by Network Behavioral Healthcare, but this option is a short term solution, at risk of going away soon. Urgent, interim support is needed now, and warranted based on a history of accountable performance.

² Goal One of the approved strategic plan is youth development. This involves providing young people with the skills and resources needed to assume positions of leadership. Also, the plan calls for a community forum late this year to "sell" the goals of the plan, and to identify new investors. A small immediate allocation will allow this work to begin soon.

**ACTION PLAN RECOMMENDED by ADVOCACY TEAM FOR SEXUAL MINORITY YOUTH [updated 8/21/01]
FOR REACHING THE GOALS OF THE STRATEGIC PLAN FOR SEXUAL MINORITY YOUTH**

month	CCFC funds (OCCF)	County funds from \$50K contingency (CGF)			action plan
	ATSMY	RY	SMYRC	Other	
Jul-01	\$0	\$0	\$0	\$0	Prepare recommendation for BCC; coordinate w/DCFS.
Aug-01	\$0	\$0	\$2,000	\$0	Conduct system evaluation; present recommendations to BCC, and plan system resource development effort.
Sep-01	\$1,000	\$0	\$2,000	\$100	
Oct-01	\$1,000	\$0	\$2,000	\$100	Draft allocations; hold community forum.
Nov-01	\$1,000	\$0	\$2,000	\$100	Finalize and implement allocations.
Dec-01	\$1,000	?	?	\$100	Draft FY 02/03 workplan and budget.
Jan-02	\$1,000	?	?	\$100	
Feb-02	\$1,000	?	?	\$100	Implement current year workplan.
Mar-02	\$1,000	?	?	\$100	
Apr-02	\$1,000	?	?	\$100	
May-02	\$1,000	?	?	\$100	Testify at MC budget hearings.
Jun-02	\$1,000	?	?	\$100	Celebrate! Share progress at Pride celebration.
TOTALS >	\$10,000	\$0	\$8,000	\$1,000	

**KEY
to acronyms**

ATSMY
Advocacy Team for
Sexual Minority
Youth

RY
Rainbow Youth

SMYRC
Sexual Minority
Youth Recreation
Center

OTHER

TEAM RECOMMENDATIONS SPECIFIC TO \$50K CONTINGENCY

[1]	Per County Resolution and Strategic Plan immediately arrange with the County Office of Quality and Budget for an assessment of the system of supports for sexual minority youth.
[2]	Per strategic plan immediately recommend short-term (through November 30) urgent financial support for drop-in recreation center; and provide funds for community outreach. Hold any additional allocation recommendations until the completion of the system assessment.
[3]	Prepare for September/October analysis of system assessment, allocations development, and community forum.
[4]	Schedule November presentation of recommendations to the Commission on Children Families and Community and the Board of County Commissioners.
[5]	Secure staff support to develop action plan details.

STRATEGIC PLAN

for increasing supports for sexual minority youth in all parts of Multnomah County

Approved by the Multnomah County Board of Commissioners; and the
Commission on Children, Families and Community of Multnomah County:
December 21, 2000

Updated: June 21, 2001



SUMMARY

This strategic plan has the primary objective of increasing supports for sexual minority youth, defined as gay, lesbian, bisexual, transgender and questioning youth, in all parts of Multnomah County. This plan is different from many other plans, which simply identify the problems of sexual minority youth, and look solely to the modest system of professional service providers who support them, for solutions to their problems. Instead this plan looks at our community's vision for sexual minority youth, and identifies resources and activities that provide opportunities for realizing that vision over time. It calls for investments from all sectors of the community: elected officials, appointed citizen advocates, young people, parents, members of the faith community, professional educators, human services professionals, and others.

Planners have identified a wide range of untapped community resources, and recommend applying these, in combination with public funding support, toward activities in six areas of strategic opportunity: Youth Development, Education, Social Activities, System Development, Health and Social Services, and Advocacy.

BACKGROUND

This plan was produced in the spring and summer of 2000 by a diverse group of community volunteers of all ages, under the leadership of then Multnomah County District Four Commissioner Sharron Kelley. The group consisted of people representing several sectors of the community and met on three occasions to review and deliberate on the plan's content and direction. Staff support was provided by Commissioner Kelley's office and the Commission on Children, Families and Community.

STRENGTHS AND RESOURCES

Planning team participants identified an encouragingly wide variety of available resources that could be tapped to provide increased support for sexual minority youth.

(See attachment 1 for community strengths and resources that have been identified.) It was clear however, that the critical need for more money to support certain activities, and especially those activities that the community believes to be "core support," places part of this system at a near crisis point.

In the absence of stable, longer-term funding, some core services and supports that we now take for granted might be lost. The amount of funds needed does not appear to be relatively large. A total of perhaps \$200,000 annually would strengthen and expand existing supports.

Planners in Fall, 2000, called for the necessary expanded investment to be shared by public and private partners. During Winter and Spring, 2001, some one-time-only funding was allocated by the Commission on Children, Families and Community to stabilize the sexual minority youth system of supports, but continuing support is still needed. Of the total needed, not quite half was available in January 2001.

In the June 21, 2001 approved County budget the public funding available to support sexual minority youth was reduced to an all time low level, again creating a near crisis. Some County funding was set aside as a contingency, and the Advocacy Team for Sexual Minority Youth can play a leadership role in ensuring that these funds are allocated in ways consistent with the Strategic Plan. This will be a key opportunity.

RECOMMENDATIONS

Activities in six areas form the basis for future work:

- **Goal Area #1: YOUTH DEVELOPMENT.**

The many talents of sexual minority young people are often overlooked, but we can tap into many new and needed resources by investing in young people, giving them the chance to build skills, exercise leadership, form relationships with trustworthy adults, and help their communities.

1. Identify exemplary local examples of youth development for sexual minority youth, and promote this through the news media and other public communications.
2. Integrate the natural leaders within our local sexual minority youth population into the activities of the Multnomah County Youth Advisory board, and the Commission on Children, Families and Community.
3. Provide leadership and skills training for young people.

- **Goal Area #2: EDUCATION.**

Schools are often described by sexual minority youth as frightening places of terror and abuse, and at times the problem comes from the adult staff as well as the students; still we want sexual minority youth to succeed in their education, as well as feel safe.

1. Establish in each school district anti-discrimination policies that are known and enforced.
2. Establish protocols within each school district for culturally appropriate direct intervention with victims and perpetrators of harassment and discrimination.
3. Provide training and other support for educators who want to be allies in this effort.
4. Gain widespread acceptance of the "Lesbian, Gay, Bisexual and Transgender Students' Bill of Educational Rights" (*see attachment 2*).
5. Integrate the strengths and needs of sexual minority youth into Multnomah County initiatives seeking to improve educational success.

- **Goal Area #3: SOCIAL ACTIVITIES.**

Sexual minority young people have few opportunities for safe, developmentally appropriate social activities, yet we have numerous untapped resources.

1. Work with public and private community organizations to improve currently available social activities, so they are stable, safer and more welcoming for sexual minority youth, both scheduled and drop-in.
2. Develop a group of "community sponsors," including people of all ages, who commit to host safe monthly social activities for sexual minority youth, and to provide sponsors with the practical and financial support they need. Formulate quality standards for activities.

- **Goal Area #4: SYSTEM DEVELOPMENT.**

Social supports for sexual minority youth are developed in haphazard ways, often relying on the good will and over-extension of advocates at risk of burnout and financial failure.

1. Conduct an independent assessment of quality and capacity of current supports, and identify opportunities for change.
2. Conduct a community visioning process that identifies our chosen future for sexual minority youth in all parts of Multnomah County.
3. Relying on the findings of the system assessment, and reflecting on the community's chosen future for sexual minority youth, categorize supports as being either: worthy of stabilization, worthy of expansion, worthy of change, or non-existent.
4. Map the planning and funding cycles of current and potential investors,

and align developmental activities with these cycles.

5. Map the diversity of the sexual minority youth population and identify disparities, and opportunities for improvements.
6. Create an ongoing opportunity for advocates, service providers and others to network, coordinate and share resources, in ways that don't burden over-extended people and organizations.

- **Goal Area #5: HEALTH AND SOCIAL SERVICES.**

Providers of direct service for sexual minority youth are often called on to perform heroic and unsustainable efforts.

1. Relying on the findings of the system assessment, and reflecting on the community's chosen future for sexual minority youth, provide immediate short-term relief for current service providers as appropriate.
2. Identify key opportunities for improving existing, general youth and family services and supports, helping them to become safer, more welcoming, and culturally appropriate for sexual minority youth.

- **Goal Area #6: ADVOCACY.**

Many people want to be proactive in their support for sexual minority youth, but without some established structure there is a lack of organization and coordination.

1. Continue the existence of the Advocacy Team for Sexual Minority Youth, as a responsibility of the Commission on Children, Families & Community.
2. Call on the County Chair to appoint this Advocacy Team, staffed by the Commission on Children, Families and Community, to plan and execute key advocacy opportunities for sexual minority youth, and to serve as a small "quick response group." Include representation from diverse populations and constituencies, including: elected, advocates, youth, communities of color, faith communities, service providers, businesses and parents.
3. Identify short and longer-term advocacy opportunities, aligned with investment opportunities.
4. Assess the degree to which sexual minority youth are involved in all this work, and the degree to which they are fully integrated, and take action to align vision with reality.

For more information contact:

Commission on Children, Families and Community

- Voice: 503-988-3897
- Fax: 503-988-5538
- Email: ccfc.org@co.multnomah.or.us

Community Strengths for Sexual Minority Youth

Planning Team members were asked to identify, from their perspective, the resources that exist in our community that might be put into action in support of sexual minority youth. They noted as a starting point, a wide variety of resources, and that list has been updated as follows:

- Asset research: the Commission on Children, Families and Community has identified the presence of "40 Community Assets" in nearly all of the County's high school areas; as well as for specific ethnic communities, and for boys and girls. Some generalizations can be made regarding the applicability of this data to sexual minority youth.
- The Commission on Children, Families and Community, Department of Community and Family Services, Health Department and other County Departments each make major investments in youth services each year.
- Many youth are available and eager to help design and run activities that would meet this plan's objectives.
- The "East County Outreach Project, January 2000," an assessment of East Multnomah County, is available from the Sexual Minority Youth Recreation Center (SMRYC).
- Kathy Belge was named as a key resource to sexual minority youth in need of housing and other specialty referrals.
- Gresham Library, and other Multnomah County libraries are available as no-cost, safe, and comfortable meeting places.
- The United Way has a commitment to sexual minority youth, and may be willing to adopt the recommendations in this plan.
- SMYRC has an active youth speaker's bureau, available for public education.
- Sexual minority parents advisory group.
- Multnomah County Department of Community and Family Services funds the Youth Investment system, and a continuum of supports for homeless youth and the Health Department provides HIV prevention services, but there is a need for more professional development among youth-serving professionals regarding the interests of sexual minority youth. The homeless youth system could help with providing training.
- Outside In Health Clinic has expertise in specific medical concerns of sexual minority youth (Trans Clinic, Hep/HIV testing, etc.).
- There is a possibility of coordinating a planned giving approach with the Equity Foundation and the United Way.
- The dropout rate for sexual minority youth is high. The County's student retention initiative and the Leaders Roundtable could advise on this.

- Much has been learned at the national level about establishing gay-straight alliances in schools, and this could be applied in Multnomah County.
- East-Metro Human Rights Coalition wants to be of support.
- The State of Oregon Department of Human Services, Adult and Family Services can help with local needs for professional development and training.
- The Internet is a vast new resource and many SMY rely on it for communication. SMYRC, the Library and other sites allow for free access.
- Many sexual minority youth have expertise in computer applications and Internet access, and can serve as tutors to others who want to learn.
- The Commission on Children, Families and Community provides mini-grants up to \$500 to people of any age who have ideas on how to help young people succeed in life.
- There is interest in a regional conference on sexual minority youth. It could be held in East Multnomah County.
- SMYRC has an affiliation with Washington County, and the Washington County Commission on Children and Families may be interested in collaborating on a regional level.
- Love Makes a Family has connections to many other related advocacy efforts.
- The Metropolitan Community Church Portland (MCCP) supports Rainbow, a social-support group especially for sexual minority youth of color (current as of 6/30/01).
- MCC has a successful model of collaboration. Along with SMYRC, it has conducted programs and provided safe meeting space, staff, referrals, PC access and more.
- Family Works, a respected local agency, has a highly supportive staff, and strong connections to schools.
- Metropolitan Human Rights Center has volunteer facilitators available at 503-823-5136.
- Network Behavioral Mental Health has a history of providing many resources: meeting space at SMYRC; senior volunteers; connections to the Washington County Health Department; management experience and many other supports.
- Ecumenical Ministries is a supportive organization within the faith community.
- Communities of Welcoming Congregations is another resource within the faith community.
- Roots and Branches is a well-respected referral service for sexual minority youth. It has an East Multnomah County outreach project and two shelter homes affiliated with the Boys and Girls Aid Society, and the Equity Foundation.
- Mount Hood Mental Health has meeting space, parent education, and connections with several schools, referrals to sympathetic schools, counselors, and other professionals.
- A supportive Board of County Commissioners can provide policy-level leadership if effectively advised by the Sexual Minority Youth Advocacy Team.

- Outside In is a model of culturally specific and appropriate outreach and health services, including trained staff; gorilla theatre; web page; billboard.
- Christen Aspen's theatre project through Pride N/W is a resource.
- Roots and Branches has an alcohol and drug recovery group for sexual minority youth.
- Bradley-Angle House has a support group for sexual minority youth.
- GLSEN (Gay, Lesbian, Straight Education Network) is a local and national advocacy group working for safer schools.
- PFLAG (Parents, Friends and Families of Lesbian and Gays) is a local and national advocacy group working to help sexual minority youth thrive.
- Helios Counseling is a resource (contact: Judy Watson at Network Behavioral Healthcare).
- For Us N/W and Shawn Cox, is a local advocacy effort for young people impacted by HIV disease, and is also a volunteer opportunity.
- Private Foundations want to be supportive but need guidance in some cases. MRG, EQUITY, and several others. Mathew Nelson is a resource in accessing private foundations.
- Amalia at the Metropolitan Human Rights Coalition can help with a Spanish edition of final products.

***Lesbian, Gay, Bisexual and Transgender Students'
Bill of Educational Rights***

- *The right to fair and accurate information about sexual orientation in textbooks and other classroom materials.*
- *The right to unbiased information about the historical and continuing contributions of lesbian, gay, bisexual and transgender people in all subject areas, including art, literature, science, sports, and history/social studies.*
- *The right to positive role models, both in person and in the curriculum; the right to accurate information about themselves, free of negative judgment, and delivered by trained adults who not only inform lesbian, gay, bisexual and transgender students but affirm them.*
- *The right to attend schools free of verbal and physical harassment, where education, not survival, is the priority.*
- *The right to attend schools where respect and dignity for all students, including lesbian, gay, bisexual and transgender students, is a standard set by the state Superintendent of Public Instruction, supported by state and local boards of education, and enforced by every district superintendent, principal, and classroom teacher.*
- *The right to be included in all support programs that exist to help teenagers deal with the difficulties of adolescence.*
- *The right to call upon legislators to guarantee and fight for their constitutional freedoms, rather than to reinforce hatred and prejudice.*
- *The right to a heritage free of crippling self-hate and unchallenged discrimination.*



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS
DIANE LINN
MARIA ROJO DE STEFFEY
SERENA CRUZ
LISA NAITO
LONNIE ROBERTS

BUDGET & QUALITY
MULTNOMAH BUILDING
501 SE HAWTHORNE BLVD, 4TH FLOOR
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503) 988-3883

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners
FROM: Julie Neburka, Budget & Quality Office *JN*
DATE: September 5, 2001
RE: Bud Mod CCFC 2002-01

Commissioner Rojo de Steffey and the Commission on Children, Families, and Communities (CCFC) are requesting \$8,056 from the General Fund Contingency in order to keep the Sexual Minority Youth Recreation Center open. This youth center operates at a deficit that is being covered temporarily by Network Behavioral Healthcare. The County's one-time contribution will allow the youth center to remain open as the organization continues to pursue stable, ongoing financial support.

The Sexual Minority Youth Recreation Center, a service of Vanguard Youth Services, is the only drop-in option available to all gay, lesbian, bisexual, trans, and questioning youth in Multnomah County, providing services including:

- drop in recreation opportunities 4 days a week;
- referral to other supportive health, mental health and social services;
- access to outside arts and culture venues;
- employment readiness and job development;
- social support groups;
- computer and internet access; kitchen, lounge, meeting areas, reading areas, garden, pool table;
- outreach to East County and specific cultural communities;
- HIV prevention services.

During the FY 2002 budget process, ongoing funding for programs for sexual minority youth was eliminated. A budget note, however, allows the Action Team for Sexual Minority Youth to return to the Board with a plan for restoring up to \$50,000 from the General Fund for such programs. It is anticipated that the Action Team will return to the Board for an additional request as the plan continues to be refined.

The Budget Office recommends approval of this bud mod, with the caveat that while this is a one-time request, the organization involved in this action is experiencing an ongoing funding gap. The Board Budget Notes for FY 2002 identify the General Fund contingency as an appropriate place from which to request one-time funding for programs for sexual minority youth. This bud mod will reduce the General Fund contingency by \$8,056.

MEETING DATE: September 13, 2001

AGENDA NO: R-5

ESTIMATED START TIME: 10:20 AM

LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: AMENDING MCC CHAPTER 5 ELECTIONS

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: September 6 and 13, 2001

AMOUNT OF TIME NEEDED: 15 minutes

DEPARTMENT: ND

DIVISION: Office of County of Attorney

CONTACT: Thomas Sponsler

TELEPHONE #: 503-988-3138

BLDG/ROOM #: 503/500

PERSON(S) MAKING PRESENTATION: _____

Vicki Ervin, Director of Elections

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Second Reading and Possible Adoption of an Ordinance Making Housekeeping Amendments to Multnomah County Code Chapter 5 Elections to Clarify and Update Elections Procedures

09/12/01 copies to Tom Sponsler, Vicki Ervin &
CAROL KINOSHITA

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT MANAGER _____

Thomas Sponsler

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

BOARD OF
COUNTY COMMISSIONERS
01 SEP - 7 PM 12:43
MULTNOMAH COUNTY
OREGON



OFFICE OF MULTNOMAH COUNTY ATTORNEY

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County Attorney

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KATHRYN A. SHORT
AGNES SOWLE
JOHN S. THOMAS
JACQUELINE A. WEBER
Assistants

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners

FROM: Thomas Sponsler, County Attorney
Vicki Ervin, Director of Elections

DATE: August 24, 2001

RE: Ordinance Amending MCC Chapter 5, Elections

1. Recommendation/Action Requested:
Approve first reading of Ordinance.

2. Background/Analysis:

On July 27, 1972, the Board, exercising its home-rule authority, adopted the Multnomah County **Initiative and Referendum** Ordinance (Ord. No. 57). The ordinance provided procedures for submitting petitions to the director of the division of elections, Board referral, ballot title preparation by the district attorney and elections on measures. These provisions, as modified by Ordinances 167, 212, 298, 601, 626 and 881, were substantially unchanged and recodified as MCC §§ 5.100 through 5.108 by Ordinance 910 adopted June 25, 1998.

On March 29, 1973, the Board adopted the Multnomah County **Vacancy in Office** Ordinance (Ord. No. 68). That ordinance established procedures for filling vacancies in county elected offices. These provisions, as modified by Ordinances 211, 478, 616, 716, 881 and 923, were substantially unchanged and recodified as MCC §§ 5.001 through 5.009 by Ordinance 910 adopted June 25, 1998.

At the conclusion of the Board process for placing the 1998 Charter Committee proposed amendments on the ballot, the Board requested the county attorney to submit code amendments for Board consideration. Charter Section 12.70 now states: "All amendments proposed by the committee shall be submitted to the people of Multnomah County at the 2004 and every six years thereafter primary or general election, or both." In both 1998 and 1990 there was confusion about what "submitted" means. Specifically, does the Committee or the Board have the final decision on the wording of ballot titles for proposed measures?

The proposed amendments would change section 5.105, Measures Referred By Board, to provide that the Board must refer all amendments proposed by the Committee. The county attorney would prepare ballot titles and explanatory statements. The Board would **certify and file** ballot titles and explanatory statements with the director of elections.

References to the district attorney in sections were changed to the county attorney to conform the code to recent practice. Sections 5.102 and 5.105 are amended to provide that the county attorney prepares ballot titles for petitions and for measures referred to the voters by the Board.

The whole chapter has been reviewed and edited. Most of the proposed amendments update and clarify existing provisions. The amendments proposed include:

- §§ 5.004, 5.007, 5.009 and 5.106: clarifies and conforms references to “next available election.”
- §5.008, Nomination To Fill Vacancy: adds the Board must set a candidate filing deadline at the time it calls an election to ensure enough time to place candidates on the ballot.
- §5.100 Definitions: clarifies the distinction between “county legislation” and “measure” and conforms “elector” and “regular election” definitions to state law.
- §§5.101, 5.103, 5.103, 5.104 and 5.106: replaces “petition” for “measures” for clarity and further distinguishes “county legislation” from “measures.”
- §5.106 allows the Board to adopt the initiative language and thereby avoid an election.

3. Financial Impact:

None.

4. Legal Issues:

None. Updates and clarifies existing county law.

5. Controversial Issues:

None.

6. Link to Current County Policies:

Implements good government benchmark; clarifies elections code.

7. Citizen Participation:

N/A

8. Other Government Participation:

N/A

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 965

Housekeeping Amendments to Multnomah County Code Chapter 5, Elections, to Clarify and
Update Elections Procedures

(Language ~~stricken~~ is deleted; double- underlined language is new.)

Multnomah County Ordains as follows:

Section 1. MCC §§ 5.001 through 5.009 are amended as follows:

§ 5.000* VACANCIES IN OFFICE

~~§ 5.001~~ Title:

~~_____ This subchapter shall be known as the county Vacancy in Office Code.~~

§ 5.002 Definitions.

For the purpose of this subchapter, the following definitions shall apply unless the context requires a different meaning.

DIRECTOR. The Director of the Division of Elections of the county, or ~~the~~ authorized representative.

ELECTIVE OFFICE.

- (1) ~~The Chair of the Board;~~
- (2) Auditor;
- (3) Commissioner; and
- (4) Sheriff.

TERM OF OFFICE. The term of office of the last person elected to the office that ~~which~~ is vacant.

§ 5.003 Vacancy In Office.

~~An~~ A county elective office ~~of the county shall becomes~~ vacant:

- (A) Upon the incumbent's:
 - (1) Death;
 - (2) Adjudicated incompetence;
 - (3) Conviction of a felony, other offense pertinent to the office, or unlawful destruction of public records;
 - (4) Resignation from office;
 - (5) Recall from the office; or
 - (6) Ceasing to reside within the county, or inability to obtain a corporate surety bond as required under Charter § 4.10(2);
- (B) Upon the failure of the person elected or appointed to the office to qualify for it within ten days after the time for the term of office to commence;
- (C) In the case of a member of the Board, upon absence:
 - (1) From the county for 30 consecutive days without the consent of the Board;or
 - (2) From Board meetings for 60 consecutive days without like consent; or
- (D) In the case of the Chair, upon absence from the county for 30 consecutive days without consent of the Board.

Cross-reference:

Board of County Commissioners, see Chapter 3

§ 5.004 Filling Of Vacancy.

(A) ~~The Board, u~~Upon becoming aware of a vacancy in an elective office, the Board must~~shall~~ promptly determine and declare the date of vacancy.

(B) If a vacancy occurs in an elective office of the county and the term of office expires one year or more after the vacancy occurs, then a person will~~shall~~ be elected at the next available election for which the state law filing requirement can be met~~date~~ to fill the vacancy for the remainder of the term of office.

(C) If a vacancy occurs in an elective office of the county and the term of office expires less than one year but 90 days or more after the vacancy occurs, then the Board shall appoint a person to fill the vacancy for the remainder of the term of office.

(D) If a vacancy occurs in an elective office of the county and the term of office expires less than 90 days after the vacancy occurs, the vacancy shall not be filled.

§ 5.005 Designation Of Interim Elective Officers.

(A) *Purpose.*

(1) When a vacancy occurs in elective county offices, ~~the Charter provides for filling the vacancies~~ must be filled by election or appointment, depending on the time remaining before expiration of the affected terms of office ~~(Charter § 4.50(1))~~.

(2) ~~Charter § 4.50(3) provides that in the event of a~~ If there is a vacancy in an elective office, an interim occupant of the office will ~~shall~~ serve until the vacancy is filled by election or appointment. ~~This section carries out the Charter requirement that the Board prescribe procedures to designate interim occupants of elective offices.~~

(B) *Interim Officer Designation.*

(1) County elected officials ~~must~~ shall each designate a person to perform their responsibilities. The designation ~~must~~ shall be in writing and filed with the clerk of the Board. If the Board does not confirm the designated person by a majority vote within 60 days of filing, the designating elected official ~~must~~ shall designate another person for Board confirmation.

(2) When there is a vacancy, the designated person shall serve as acting Chair, Commissioner, Auditor, or Sheriff until the vacancy is filled by election or appointment, as appropriate under the Charter.

(3) ~~If in the event~~ a person for an elective office has not been designated, or if the designated person is unable to immediately serve, the Board ~~must~~ shall promptly meet to fill the vacancy on an interim basis. The appointment ~~must~~ shall be in writing and filed with the clerk of the Board.

(4) All persons designated to fill elective offices on an interim basis ~~must~~ shall meet the Charter qualifications for appointees to such offices.

§ 5.006 Appointment By Board.

(A) ~~The Board, in~~ filling a vacancy, the Board may make such inquiries and interviews as ~~it~~they considers necessary to select the appointment. The appointment ~~must~~shall be made at a regular or special Board meeting ~~of the Board~~.

(B) The Board ~~will~~shall use the following procedures in the appointment process:

(1) Public notice ~~must~~shall be given to appropriate neighborhood organizations, cities, civic groups, a newspaper of general circulation and other recognized groups.

(2) A deadline ~~must~~shall be established for submitting applications at least two weeks after such notice.

(3) The person to fill the vacancy ~~must~~shall be appointed from those applicants nominated and seconded for consideration by members of the Board. The Board clerk ~~will~~shall announce the results of each ballot and ~~will~~shall record each commissioner's ballot. An applicant who receives a majority of the votes by the current Board members ~~will~~shall be appointed to the vacant position. If no applicant receives a majority vote on the first ballot, the Board shall continue to vote on the two applicants who receive the most votes until an applicant receives a majority vote of the Board.

§ 5.007 Election To Fill Vacancy.

If an election is required to fill a vacancy, the Board ~~must~~shall call such an election on the next available election date ~~for which the established by state law~~ filing requirements can be met, or may call an emergency election if it has been demonstrated that the public interest would be harmed by waiting. The date of the emergency election must allow sufficient time to meet the requirements of § 5.008.

§ 5.008 Nomination To Fill Vacancy.

Nomination for election to fill a vacancy ~~must~~shall be made by the petition or declaration method established by state law for the selection of candidates for nomination at a primary election. The Board must set a filing deadline at the time it calls an election. Such petition or declaration shall be filed with the director. The filing deadline must not be later than the 47th day before prior to the date of the election.

§ 5.009 Special Runoff Election.

(A) If no candidate receives a majority of votes cast at an election to fill a vacancy, the Board shall call a special runoff election in which the names of the two candidates receiving the highest number of votes ~~will~~shall appear on the ballot.

(B) The special runoff election may be held on the next available election date for which the established by state law filing requirements can be met, or may be an emergency election if it has been demonstrated that the public interest would be harmed by waiting. The special runoff election ~~must~~shall occur not less than 47 days after the date of the election ~~first~~ referred to in subsectiondivision (A) ~~of this section~~.

Section 2. MCC §§ 5.100 through 5.108 are amended as follows:

§ 5.100* INITIATIVE AND REFERENDUM

§ 5.100- Definitions.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COUNTY LEGISLATION. Any ordinance ~~that~~which has been or lawfully may be enacted by the county, and any proposed amendment, revision or repeal of the Charter. ~~It, but~~ does not include any property tax ~~levy, tax base,~~ or bond measure or any emergency ordinance adopted under Chapter V of the Charter.

ELECTOR. Any person eligible under state law to vote ~~in legal voter of~~ the county.

MEASURE. Any county legislation, or property tax ~~levy, tax base,~~ or bond measure proposed for adoption, amendment, revision, repeal or referral through the initiative or referendum procedures prescribed by this subchapter.

REGULAR ELECTION. Any election at which a measure is submitted to the electors on a biennial primary, ~~presidential preference primary~~ or general election date.

SPECIAL ELECTION. Any election at which a measure is submitted to the electors on a date other than a regular election date.

Cross-reference:

Initiative and referendum, see Charter § 11.30

§ 5.101 Prospective Petition.

(A) ~~Before~~Prior to circulating among the electors a petition proposing an initiative or referendum ~~measure for county legislation among the electors~~, the chief petitioners ~~must~~shall file a prospective petition with the director, ~~in such form as T~~the director ~~will~~shall ~~prescribe or provide the form~~; showing:

(1) The signatures, printed names and mailing addresses of not less than one and not more than three chief petitioners, all of whom must be electors of the county;

(2) In the case of initiative ~~petitions~~measures, the text of the county legislation proposed for adoption, amendment, revision or repeal, and, where applicable, the title, ordinance number, and charter or code~~ordinance~~ section numbers proposed for amendment, revision or repeal;

(3) In the case of referendum ~~petitions~~measures, the text of the county legislation proposed for referral, and where applicable, the title, ordinance number or ~~code~~ordinance section numbers of the county legislation proposed for referral; and

(4) Whether one or more persons will be paid for obtaining signatures on the petition.

(B) The director ~~must~~shall inscribe the date of filing upon any prospective petition filed in the director's office.

(C) After a prospective petition for a referendum of county legislation~~measure~~ ~~is~~has been filed with the director, and the director ~~has determined~~ that the prospective petition complies with the requirements of this subchapter, and other applicable law, the director ~~will~~shall certify to one of the chief petitioners that petitions ~~for the referendum measure proposed by the prospective petition~~ may be circulated among the electors, in accordance with the procedures ~~set forth~~ in § 5.103.

§ 5.102 Ballot Title; Appeal.

(A) Prior to the conclusion of the fifth business day after a prospective petition for an initiative is filed ~~which proposes an initiative measure and which~~ complies with the requirements of this subchapter and other applicable law, the director ~~will~~shall review the text of the proposed initiative to determine whether ~~it~~the text complies with the single subject requirement and ~~shall~~ determine ~~if~~whether the initiative proposes "county legislation."

(B) If the proposed text does not meet the requirements of subsection~~division~~ (A) ~~of this section~~, the director ~~must~~shall notify the chief petitioner by certified mail, return receipt requested, that the prospective petition does not meet the single subject or legislative requirement.

(C) Any elector ~~who~~that is dissatisfied with the director's determination ~~by the director, that the proposed initiative does not meet the requirements of subsection (A) of this section,~~ may petition the circuit court for the county. The petition must be filed not later than the seventh business day after the written determination ~~is made by the director.~~

(D) (1) If the proposed initiative meets the requirements of subsection~~division~~ (A) ~~of this section, or in the case of a referendum petition that has been certified for circulation, the director will~~shall transmit two copies of the prospective petition to the county~~district~~ attorney ~~of the county. The county attorney has who shall, within five business days after receiving the prospective petition, to prepare a ballot title for the proposed measure proposed and an explanatory statement for the voter's pamphlet. The ballot title must~~shall conform to the requirements of state law.

(2) The explanatory statement must~~shall~~ consist of an impartial, simple and understandable statement explaining the measure and its effect. The explanatory statement shall not exceed 500 words.

(3) After preparing the ballot title and explanatory statement, the county~~district~~ attorney will~~shall~~ immediately return one copy of the prospective petition, ballot title and explanatory statement to the director and ~~shall immediately transmit one copy of the prospective petition, ballot title and explanatory statement to one of the chief petitioners.~~

(E) ~~After The director, upon receiving a ballot title and explanatory statement for a county measure to be referred or initiated from the county~~district attorney, ~~the director must~~shall publish in the next available edition of a newspaper of general circulation in the county a notice of receipt of the ballot title and explanatory statement. ~~The including notice must state that an elector may file a petition for review of the ballot title or explanatory statement not later than the date referred to in subsection~~division (F) ~~of this section.~~

(F) ~~After~~Upon receiving the prospective petition, ballot title and explanatory statement from the county~~district~~ attorney, the director must~~shall~~ inscribe the date of receipt on it. Within seven business days after that date, any elector may petition the circuit court for the county to challenge the ballot title or explanatory statement prepared by the county~~district~~ attorney. ~~After~~At the end of the seven-day period, or following the final adjudication of any challenge, the director must~~shall~~ certify the ballot title as prepared by the county~~district~~ attorney or as prescribed by the court, ~~as the case may be, to one of the chief petitioners.~~

(G) Any person filing a petition of review with the circuit court must file a copy of the challenge with the director not later than the end of the business day next following the date the petition is filed with the circuit court. ~~Nothing in Tthis requirementsection does not is intended to invalidate a petition that is timely filed with the circuit court.~~

(H) The procedures set forth in subsections~~divisions~~ (A) through (G) ~~of this section~~ for preparation of, and challenges to, ballot titles and explanatory statements for initiative measures ~~shall~~ also apply to referendum measures. However, the completion of such procedures ~~are~~shall not be a prerequisite to the circulation of petitions for referendum measures under §

5.103, and B ballot titles need not be stated on petitions circulated to propose referendum measures.

§ 5.103 Petition And Circulation Requirements.

(A) After the requirements of § 5.101(C) ~~are have been met~~ forin the case of referendum measures~~petitions~~, and after the requirements of § 5.102(F) ~~arehave been met~~ forin the case of initiative measures~~petitions~~, the chief petitioners and any other persons eligible to circulate initiative and referendum petitions under state law may circulate a petition for the measure among the electors. The petition (cover sheet and signature sheet) ~~mustshall~~ conform to the requirements of state law.

(B) The petition identification number will be assigned by the director.

(C) Each signature sheet of a referendum petition ~~mustshall~~ contain the title, ordinance number or code~~ordinance~~ section numbers of the county legislation proposed by referral and the date it was adopted by the Board~~county governing body~~.

(D) No signature sheet ~~mayshall~~ be circulated by more than one person. Each signature sheet ~~mustshall~~ contain a statement signed by the circulator that each elector who signed the sheet did so in the circulator's presence, and, to the best of the circulator's knowledge, each such elector is a legal voter of the county and that the information placed on the sheet by each such elector is correct.

§ 5.104 Filing And Percentage Requirements; Verification.

(A) The director ~~willshall~~ accept for signature verification in accordance with this subchapter only petitions ~~thatwhich~~ comply with the requirements of this subchapter and other applicable law.

(B) No petition ~~mayshall~~ be accepted for filing unless it contains at least the required number of verified signatures to submit the measure to the electors, as prescribed by subsections~~divisions~~ (G), (H) or (I) ~~of this section~~.

(C) No initiative petition ~~mayshall~~ be accepted for signature verification more than six months after the date of the director's certification under § 5.102(F).

(D) Any petition to refer legislation adopted by the Board must be submitted for signature verification not more than 90 days after the Board's adoption of such legislation.

(E) An initiative or referendum petition ~~mayshall~~ not be accepted for signature verification if it contains less than 100% of the required number of signatures.

(F) Upon the acceptance of a petition, the director ~~must~~shall verify the signatures thereon. Such verification may be performed by random sampling in a manner approved by the Secretary of State. Within ~~30~~15 days after the director's acceptance of a petition, the director ~~must~~shall certify to the Board whether the petition contains a sufficient number of qualified signatures to require the submission of the proposed measure to the electors, and shall also state in the certificate the number of qualified signatures prescribed by ~~subsections~~divisions (G), (H) or (I) ~~of this section~~ to require the proposed ~~county legislation~~measure to be submitted to the electors. The petition ~~will~~shall be considered filed as of the date of the director's certification.

(G) An initiative measure proposing the amendment, revision or repeal of the Charter, or parts thereof, ~~will~~shall be submitted to the electors if the number of qualified signatures on the petition ~~therefor~~ equals or exceeds 8% of the total number of votes cast in the county for all candidates for governor of Oregon at the ~~last~~most recent previous general election at which the office of governor was filled for a four-year term.

(H) An initiative measure proposing the adoption, amendment or repeal of any other county legislation, or parts thereof, ~~will~~shall be submitted to the electors if the number of qualified signatures on the petition ~~therefor~~ equals or exceeds 6% of the total number of votes cast in the county for all candidates for governor at the ~~last~~most recent previous general election at which the office of governor was filled for a four-year term.

(I) A referendum measure ~~will~~shall be submitted to the electors if the number of qualified signatures on the petition ~~therefor~~ equals or exceeds 4% of the total number of votes cast in the county for all candidates for governor at the ~~last~~most recent previous general election at which the office of governor was filled for a four-year term.

§ 5.105 Measures Referred By Board.

(A) The Board may directly refer to the electors any county legislation adopted by it and any proposed property tax levy, tax base, or bond measure, and may directly refer to the electors proposed amendments, or revisions or the repeal of the Charter or parts thereof. The Board must refer all amendments proposed by the Charter Review Committee.

(B) ~~In lieu of the procedures for preparation of a ballot title by the district attorney set forth in §§ 5.101 and 5.102, in the case of measures the Board refers under division (A) of this section, The county attorney will~~the Board shall prepare a ballot title and explanatory statement that conforms to the requirements of state law, ~~and~~ The Board willshall certify and file thesuch ballot title and explanatory statement ~~to~~with the director.

(C) ~~The director, upon receiving a ballot title and explanatory statement for a county measure to be referred from the Board, shall~~ will publish in the next available edition of a newspaper of general circulation in the county a notice of receipt of the ballot title and explanatory statement including notice that an elector may file a petition for review of the ballot title or explanatory statement not later than the date ~~set referred to in subsection~~division (D) ~~of this section.~~

(D) Any elector may petition the circuit court to challenge the ballot title or explanatory statement certified~~prepared~~ by the Board. Such petition must be filed with the circuit court within seven business days of the Board's certification~~filing of the ballot title~~. Any person filing a petition of review with the circuit court must file a copy of the challenge with the director not later than the end of the business day next following the date the petition is filed with the circuit court. ~~Nothing in this requirement section does not is intended to invalidate a petition that is timely filed with the circuit court.~~

(E) A measure will~~shall~~ be considered referred~~filed~~ under this section as of the date the Board delivers its certified~~s its~~ ballot title with~~to~~ the director.

§ 5.106 Adoption or Election Dates.

(A) Upon receiving the director's certification that a petition has been filed with sufficient qualified signatures to require the proposed county legislation~~measure~~ to be submitted to the electors under § 5.104(F), the Board may either by ordinance adopt the proposed legislation or upon referring the measure on its own motion under § 5.105, the Board shall call an election for submission of the legislation~~measure~~ to the electors. The Board may also call an election to submit county legislation to the electors upon referral under § 5.105.

(B) The Board must~~shall~~ call the election on the next available election date available under state law in ORS 203.085 that is not sooner than the 90th day after the date of the director's certificate of certifying~~certifying~~ sufficient signatures. For In the event of a Board referral, the election on the referendum of county legislation must~~shall~~ be held on the next available election date for which the Board meets the filing requirements defined available under state law in ORS 254.103.

§ 5.107 Election Notice And Procedure.

(A) Notice of elections on measures to be submitted to the electors on regular or special election dates must~~shall~~ be given in accordance with state law.

(B) Measures referred by the Board will~~shall~~ be designated on the ballot: "Referred to the People by the Board of County Commissioners."

(C) Measures proposed by referendum petition will~~shall~~ be designated on the ballot: "Referred by Petition of the People."

(D) Measures proposed by initiative petition will~~shall~~ be designated on the ballot: "Proposed by Initiative Petition."

(E) Within 20 days following any election, the director ~~must~~shall certify the election results to the Board. The Board ~~must~~shall thereupon canvass the vote and enter its proclamation of the results in its ~~minutes~~journal.

(F) A measure adopted by the electors shall takes effect 30 days after the election, unless such measure expressly provides a later effective date.

§ 5.108 State Law Applies.

Applicable provisions of state elections law, dealing with ~~any initiative and referendum procedures or other election matters~~ not regulated by this subchapter, shall apply to initiative and referendum procedures on county legislation, together with this subchapter. The provisions of this subchapter shall prevail over any conflicting provisions of state law ~~relating to matters subject to regulation and legislation by the county.~~

FIRST READING:

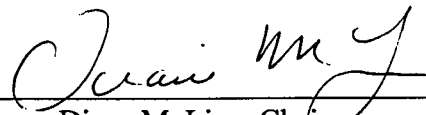
September 6, 2001

SECOND READING AND ADOPTION:

September 13, 2001

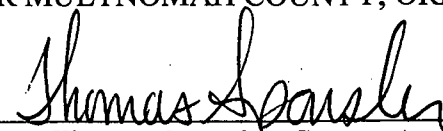


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Thomas Sponsler, County Attorney

MEETING DATE: September 13, 2001
AGENDA NO: R-6
ESTIMATED START TIME: 10:25 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Ordinance Amending Multnomah County Code Chapter 21, Health, By Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties For Food Service Violations and Repealing §§ 21.101 and 21.102

BOARD BRIEFING: DATE REQUESTED: _____
REQUESTED BY: _____
AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: September 6 & 13, 2001
AMOUNT OF TIME NEEDED: 20 minutes

DEPARTMENT: Health DIVISION: Environmental Health
CONTACT: Lila Wickham TELEPHONE #: (503) 988-3400
BLDG/ROOM #: 160/3rd

PERSON(S) MAKING PRESENTATION: Lila Wickham

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Second Reading and Possible Adoption of an Ordinance Amending Multnomah County Code Chapter 21, Health, By Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties for Food Service Violations and Repealing §§ 21.101 and 21.102

9/19/01 copies to Lila Wickham, Katie Gaetjens & Carol Kinoshita SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)

DEPARTMENT MANAGER: Lillian Shirley

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
01 SEP - 7 PM 1:06



MULTNOMAH COUNTY OREGON



HEALTH DEPARTMENT
426 SW STARK ST., 3rd Floor
PORTLAND, OREGON 97204
(503) 988-3400
FAX (503) 988-5844

DIANE LINN, CHAIR OF THE BOARD
MARIA ROJO DE STEFFEY, DISTRICT 1 COMMISSIONER
SERENA CRUZ, DISTRICT 2 COMMISSIONER
LISA NAITO, DISTRICT 3 COMMISSIONER
LONNIE ROBERTS, DISTRICT 4 COMMISSIONER

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners (Board)

FROM: Lila Wickham, Environmental Health Services Manager

DATE: August 28, 2001

RE: Ordinance adding MCC § 21.614, amending §§ 21.999 and 21.100 and Repealing §§ 21.101 and 21.102 Imposing Civil Penalties for Food Service Violations

1. Recommendation/Action Requested:

Approve first reading of ordinance imposing civil penalties for food service violations.

2. Background/Analysis:

ORS 624.992 authorizes the County to impose civil penalties for food service violations involving operation without a license and imminent and present dangers to public health. Civil penalties are needed to improve compliance with licensing requirements and recover administrative enforcement costs. The proposed ordinance provides for imposition of civil penalties for such violations, the process for assessing the penalties and requesting appeal hearings, consolidation of environmental health enforcement and deletion of references that are no longer needed. ORS chapter 433 and ORS chapter 448 authorizes imposition of public health enforcement for an imminent public health threat. The proposed ordinance provides for support from the Multnomah County Sheriff's Office, if requested, for closure of a facility.

3. Financial Impact:

None anticipated. Will allow for recovery and reduction of administrative collection time and increase funds available for health and safety inspection purposes.

4. Legal Issues:

None.

5. Controversial Issues:

None.

6. Link to Current County Policies:

Supports the county policy of cost-recovery.

7. Citizen Participation:

The proposed ordinance is strongly supported by the Food Service Industry. Notification of the Board meeting on September 6, 2001, at which first reading approval of the ordinance is expected was given in the normal course. Citizens can comment on the ordinance at the Board meeting. Multnomah County Food Service Advisory member will be present to testify in support.

8. Other Government Participation:

Multnomah County Sheriff

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

Amending Multnomah County Code Chapter 21, Health, By Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties for Food Service Violations and Repealing §§ 21.101 and 21.102

(Language ~~stricken~~ is deleted; double- underlined language is new.)

The Multnomah County Board of Commissioners Finds:

- a. Pursuant to delegations under ORS 624.510(1) (restaurants, temporary restaurants, bed and breakfast facilities, commissaries, mobile units and vending machines) Multnomah County (COUNTY) is authorized to inspect and license facilities and to charge fees for these services.
- b. The costs of licensing, inspection and enforcement are paid from fees charged.
- c. Pursuant to ORS 624.992, COUNTY is authorized to impose civil penalties for violations of ORS 624.010 to 624.120 and ORS 624.310 to 624.440 involving operation without a license and imminent and present dangers to public health.
- d. Civil penalties are necessary to improve timely compliance with licensing requirements, thereby reducing administrative collection costs and increasing funds available for health and safety inspection purposes.
- e. The Model Rules of Procedure referenced in MCC §§ 21.101 and 21.102 apply specifically to state agencies. The rules cannot be directly transferred and should be deleted rather than updated.

Multnomah County Ordains as follows:

Section 1. MCC Chapter 21, Health is amended to add § 21.614 as follows:

§ 21.614 Food Service Violations.

(A) It shall be unlawful for any person to operate a restaurant or bed and breakfast facility without a current license issued by the Health Department.

(B) It shall be unlawful for any person to operate a restaurant or bed and breakfast facility in a manner that creates an “imminent or present danger to the public health” as these terms are defined in ORS 624.085 and Oregon Health Division rules adopted pursuant to ORS 624.100.

BOGSTAD Deborah L

From: WICKHAM Lila A
Sent: Monday, September 10, 2001 11:57 AM
To: BOGSTAD Deborah L
Subject: FW: Commissioner Roberts' question regarding restaurant code

Lila Wickham, RN, MS Manager
Multnomah County Environmental Health
426 SW Stark, 3rd Floor
Portland, Oregon 97204
(503) 988-3400 x 22404 (Ph)
(503) 988-5844 (Fax)
lila.a.wickham@co.multnomah.or.us (email)

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

From: WICKHAM Lila A
Sent: Monday, September 10, 2001 11:55 AM
To: WALKER Brett T
Cc: SHIRLEY Lillian M; OXMAN Gary L; HOUGHTON David B; GAETJENS Katie G
Subject: RE: Commissioner Roberts' question regarding restaurant code

Brett, please give me a call or respond by email if you or Commissioner Roberts still have questions after reviewing the response below.

Oregon Revised Statutes and Oregon Administrative Rules identify the process and criteria for closures and our internal procedures are based upon the ORS and OAR. Restaurant Operations are closed for an imminent public health threat. An imminent public health threat is a situation that cannot (or will not) be corrected in the amount of time necessary to protect the health of the public. An example would be an inspector goes to a facility and finds that they have no electricity resulting in food that cannot be retained at the appropriate hot or cold temperature. If the electricity cannot be restored within four hours and there are no other means of protecting the food supply in the facility (ice or other acceptable alternative methods) then the facility would be offered the opportunity to voluntarily close and reopen as soon as the situation is corrected and we are able to substantiate the corrections have taken place or we would have the authority to close them if they were unable to meet the food safety issues identified. Another example might be a facility at Saturday Market that is found to have no ability to wash their hands but they are serving food to the public. They would have to cease operations until they could acquire a portable handwashing system. Handwashing is a requirement to operate and the systems are easy and inexpensive to obtain and set-up. In 2000 we had six voluntary closures and 1 closure that I described above. We have a stringent internal process to assure that closures are appropriate. I will be happy to send you our protocol if you wish to see it by interoffice mail.

We have had occasional situations, once annually in the three years that I have been in the position where the operator of the restaurant refused to make the necessary food safety accommodations. With the new ordinance we would ask the sheriff to meet us at the facility to assure operator compliance or closure. Prior to the ordinance law enforcement was reluctant to support our activities due to the lack of clarity of their role. We have experienced situations in the past that left us unable to resolve a significant food safety issue because the law enforcement support was not available to us.

Lila Wickham, RN, MS Manager
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(503) 988-3400 x 22404 (Ph)
(503) 988-5844 (Fax)
lila.a.wickham@co.multnomah.or.us (email)

9/11/2001

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

From: WALKER Brett T

Sent: Thursday, September 06, 2001 12:16 PM

To: WICKHAM Lila A; GAETJENS Katie G

Subject: Commissioner Roberts' question regarding restaurant code

Lila,

I followed with Lonnie after this morning's BCC meeting, and he would basically like to know 1) what the County's ability to enforce the ordinance will be once it is in place; and 2) what guidelines will be used in determining when to shut a restaurant down.

I hope this clarifies the issue a little bit...don't worry if you aren't able to get back to me right away, and please contact me if you have any questions or concerns.

Thanks,

Brett Walker

Staff Assistant

Commissioner Lonnie Roberts

(503)988-5213

BOGSTAD Deborah L

From: WICKHAM Lila A
Sent: Monday, September 10, 2001 11:57 AM
To: BOGSTAD Deborah L
Subject: FW: Commissioner Roberts' question regarding restaurant code

Lila Wickham, RN, MS Manager
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(503) 988-3400 x 22404 (Ph)
(503) 988-5844 (Fax)
lila.a.wickham@co.multnomah.or.us (email)

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To: WALKER Brett T
Cc: SHIRLEY Lillian M; OXMAN Gary L; HOUGHTON David B; GAETJENS Katie G
Subject: RE: Commissioner Roberts' question regarding restaurant code

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lila.a.wickham@co.multnomah.or.us (email)

9/10/2001

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

From: WALKER Brett T

Sent: Thursday, September 06, 2001 12:16 PM

To: WICKHAM Lila A; GAETJENS Katie G

Subject: Commissioner Roberts' question regarding restaurant code

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I hope this clarifies the issue a little bit...don't worry if you aren't able to get back to me right away, and please contact me if you have any questions or concerns.

Thanks,

Brett Walker

Staff Assistant

Commissioner Lonnie Roberts

(503)988-5213

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 966

Amending Multnomah County Code Chapter 21, Health, By Adding § 21.614 and Amending §§ 21.999 and 21.100 to Impose Civil Penalties for Food Service Violations and Repealing §§ 21.101 and 21.102

(Language ~~stricken~~ is deleted; double- underlined language is new.)

The Multnomah County Board of Commissioners Finds:

- a. Pursuant to delegations under ORS 624.510(1) (restaurants, temporary restaurants, bed and breakfast facilities, commissaries, mobile units and vending machines) Multnomah County (COUNTY) is authorized to inspect and license facilities and to charge fees for these services.
- b. The costs of licensing, inspection and enforcement are paid from fees charged.
- c. Pursuant to ORS 624.992, COUNTY is authorized to impose civil penalties for violations of ORS 624.010 to 624.120 and ORS 624.310 to 624.440 involving operation without a license and imminent and present dangers to public health.
- d. Civil penalties are necessary to improve timely compliance with licensing requirements, thereby reducing administrative collection costs and increasing funds available for health and safety inspection purposes.
- e. The Model Rules of Procedure referenced in MCC §§ 21.101 and 21.102 apply specifically to state agencies. The rules cannot be directly transferred and should be deleted rather than updated.

Multnomah County Ordains as follows:

Section 1. MCC Chapter 21, Health is amended to add § 21.614 as follows:

§ 21.614 Food Service Violations.

(A) It shall be unlawful for any person to operate a restaurant or bed and breakfast facility without a current license issued by the Health Department.

(B) It shall be unlawful for any person to operate a restaurant or bed and breakfast facility in a manner that creates an “imminent or present danger to the public health” as these terms are defined in ORS 624.085 and Oregon Health Division rules adopted pursuant to ORS 624.100.

Section 2. MCC § 21.999 is amended as follows:

§ 21.999 Penalty.

(A) *Emergency medical services violations.*

(1) Violation of the emergency medical services subchapter, §§ 21.400 through 21.443, shall be a county offense and may be punished by a civil penalty of not more than \$10,000.

(2) A schedule of fines to be levied for violations shall be found in EMS administrative rules.

(3) Additional penalties for contract violations are found in the contract for exclusive emergency ambulance service.

(4) The provisions of this section are in addition to and not in lieu of other procedures and remedies provided by law.
(‘90 Code;§ 6.33.096) (Ord. 816, passed 1995)

(B) *Food services violations.*

(1) *Food handler's certificate violations.* Violation of any provisions of §§ 21.600 through 21.609 not otherwise provided for is punishable upon conviction by a fine of not more than \$500, or by imprisonment not exceeding six months, or both.
(‘90 Code;§ 8.30.900) (Ord. 124, passed 1976)

(2) *Food service license and operation violations.*

(a) Any person who violates §§ 21.610 through 21.614 will be subject to civil penalties of no more than \$500 per day imposed by the Multnomah County Department of Health.

(b) Civil penalties are due and payable 10 days after the order imposing the civil penalty becomes final by operation of law or on appeal.

(c) Civil penalties will be imposed by written notice stating clearly the amount of the penalty, the basis for the penalty, and the person's right to appeal imposition of the civil penalty.

(d) A person against whom a civil penalty has been imposed may request a hearing, in writing, to the Director of the Health Department or designee, within 20 days from the date of service of the notice of the civil penalty.

(e) All hearings under this subsection shall be conducted in accordance with applicable portions of ORS 183.413 to ORS 183.470. At the discretion of the Hearings Officer, the hearing regarding civil penalties may be consolidated with any related licensing hearing on the same matter to which the person is entitled under ORS chapter 624.

(f) The Multnomah County Sheriff's Office, at the request of the Health Department, may assist in the imposition of any civil penalties authorized by this chapter, as well as any inspection or closure activities authorized by ORS chapter 624, ORS chapter 433 and ORS chapter 448.

(g) These civil penalty provisions are in addition to any other civil or criminal penalty or enforcement mechanism provided by law.

(C) *Refuse violations.*

(1) *Refuse hauling violations.* Any person, firm or corporation violating § 21.701 shall be subject to a civil fine of not less than \$100 and no more than \$500 for each violation. The county may prosecute any violation of § 21.701 before a hearings officer. ('90 Code; § 8.75.110) (Ord. 717, passed 1992)

(2) *Dumping and littering violations.*

(a) Any person, firm or corporation violating § 21.702 shall be subject to the following:

1. A civil fine of not less than \$500 and no more than \$999 for each violation; and
2. An award of costs to reimburse the county for the actual expenses of clean-up and disposal caused by the violation.

(b) The county may prosecute any violation of § 21.702 before a hearings officer, or the county may prosecute a violation as a criminal or civil offense to the extent permitted under state law.

(D) *Smoke-Free workplace violations*

Any person who violates §§ 21.500 et seq. will be subject to the following penalties imposed by the Multnomah County Department of Health:

(1) For a first complaint of a violation, a notice and warning, with educational materials and a referral phone number for the Tobacco Prevention Program. The Tobacco Prevention Program will provide technical assistance to achieve compliance upon request.

(2) For a second complaint of a violation, the employer and Tobacco Prevention staff will jointly develop a smoke-free workplace remediation plan if indicated. If a

complaint indicates a person other than the employer committed the second violation, the Tobacco Prevention Program staff will provide additional services and referral information designed to achieve compliance by that person, if indicated.

(3) For subsequent complaints, if the Health Department substantiates the violation through investigation, a civil fine consistent with the fine schedule adopted by the Director of the Department of Health by administrative rule.

(4) Fines imposed under (3) may be appealed in writing to the Director of the Multnomah County Department of Health. The Director's decision shall be final.

Section 3. MCC § 21.100 is amended as follows:

§ 21.100- Policy and Purpose; Delegation of Enforcement to County.

Pursuant to the Board Order of October 9, 1975, the county has requested the administrator of the state Health Division to delegate responsibility to the county for certain licensing and other functions which Oregon Laws, Chapter 790, 1975ORS 624.510, authorizes the administrator to delegate to the state's counties. Under state laws, any person aggrieved by a denial, suspension or revocation of a license or certificate in connection with the delegated functions, or otherwise coming within the statutory conditions for the existence of a contested case with respect to the delegated functions, is entitled to a hearing and other administrative procedures which meet the requirement of ORS Chapter 183. The purpose of this subchapter is to establish administrative rules for hearings and other procedures in the county in connection with the functions delegated to the county under Oregon Laws, Chapter 790, 1975ORS 624.510.

Section 4. MCC §§ 21.101 and 21.102 are repealed as follows:

~~§ 21.101 — Adoption of Rules of Administrative Procedure.~~

~~Except as otherwise provided in this subchapter, the Board adopts Division III of the Attorney General's Model Rules of Procedure Under the Administrative Procedures Act, dated October 22, 1975, together with any provisions of ORS Chapter 183 which are not embodied in the model rules and which set forth procedural requirements for contested cases, as the county's rules for hearings and other administrative procedures in connection with contested cases arising from the county's performance of the functions delegated to the county under Oregon Laws, Chapter 790, 1975.~~

~~§ 21.102 — Judicial Review; Form of Notice.~~

~~(A) The notice of parties of their right to judicial review of final orders under Rule 30.70(2) of the model rules adopted under § 21.102 shall read as follows:~~

~~NOTICE: You are entitled to judicial review of this Order in the manner provided by applicable laws of the state.~~

~~(B) At such time as the legislature or the courts of this state determine what judicial procedures are applicable to review of final orders of the Board under Oregon Laws, Chapter 790, 1975, the foregoing form of notice shall be replaced by a notice which specifies the applicable procedures for judicial review.~~

FIRST READING:

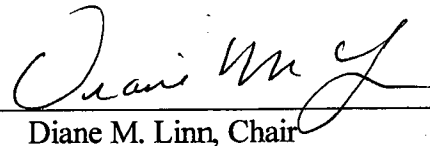
September 6, 2001

SECOND READING AND ADOPTION:

September 13, 2001



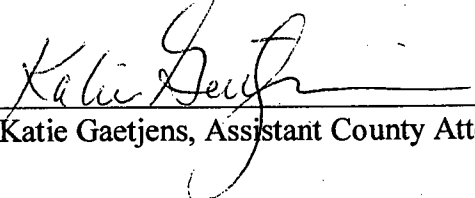
BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Katie Gaetjens, Assistant County Attorney



BOARD OF
COUNTY COMMISSIONERS

01 SEP 18 AM 8:57

MULTNOMAH COUNTY
OREGON

August 30, 2001

Ms. Lila Wickham, RN, MS, Manager
Multnomah County Environmental Health
426 SW Stark, 3rd Floor
Portland, OR 97204

Dear Ms. Wickham,

Jack in the Box Inc. currently operates 8 restaurants in Multnomah County employing well over 200 Oregon residents. On behalf of Jack in the Box, I am writing to endorse the goals of your Department in amending Multnomah County Code Chapter 21, Health, to strengthen the enforcement provisions for certain food service violations.

Operators who are open without a license should be required to close pending payment of the license fee and also be subject to civil penalties as described in the ordinance. Similar penalties should be imposed for those establishments that operate in a manner that creates an imminent or present danger to the public health as defined in the rules of the Oregon Health Division.

We in the food service industry who strive to remain in compliance with all rules and who are committed to providing an excellent dining experience for our customers are negatively impacted by operators who choose to ignore the rules. The proposed ordinance will move us towards a more level playing field and will ensure that the Health Department has the authority to address issues that may be a threat to public health.

Sincerely,

Lisa Wright
Manager, Regulatory Affairs

cc: Anil Reddy

Bob Shevlin

Darren Blass

Sue Vergne

Dee Williams

SPEAKER SIGN UP CARDS

DATE 9-13-01

NAME STEVE WEIR

ADDRESS 5036 N LOMBARD
PDX, OR 97203

PHONE 503-283-3883

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC EMPOWERMENT ZONE APP R-7
GIVE TO BOARD CLERK

MEETING DATE: September 13, 2001

AGENDA NO: R-7

ESTIMATED START TIME: 10:30 AM

LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution supporting Columbia Empowerment Zone Application

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: September 13, 2001

AMOUNT OF TIME NEEDED: 30 minutes

DEPARTMENT: DSCD

DIVISION: Administrative

CONTACT: Steve Pearson

TELEPHONE #: (503) 988-3278

BLDG/ROOM #: 503/320

PERSON(S) MAKING PRESENTATION: Steve Pearson, Sheila Holden, and Colin Sears

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution Supporting Columbia Empowerment Zone Application

09/14/01 copies to Steve Pearson

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT MANAGER: _____

Michael Oswald

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

BOARD OF
COUNTY COMMISSIONERS
01 SEP - 7 PM 1:17
MULTNOMAH COUNTY
OREGON



Department of Sustainable Community Development
MULTNOMAH COUNTY OREGON

501 SE Hawthorne Blvd, Suite 320
Portland, Oregon 97214
(503) 988-5000 phone
(503) 988-3048 fax

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners

FROM: Steve Pearson
Department of Sustainable Community Development

DATE: September 4, 2001

RE: Resolution Supporting Columbia Empowerment Zone
Application

1. Recommendation/Action Requested:

Adopt the resolution supporting Columbia Empowerment Zone Application.

2. Background/Analysis:

The U.S. Department of Housing and Urban Development (HUD) selects impoverished areas as Empowerment Zones. To win designation, cities and local governments must apply and demonstrate how local efforts, combined with federal resources, will create jobs and alleviate poverty.

Multnomah County, Portland, the N/NE Economic Development Alliance, and Vancouver are choosing an area to apply for designation as a 2001 Empowerment Zone. Our completed application is due on September 28, 2001. The designation lasts for eight years. The competition is stiff - hundreds will apply, but only seven zones will be chosen.

A city or cities selects a "zone" composed of its most impoverished census tracts based on the 1990 census. The chosen census tracts, which for the most part are contiguous, must add up to no more than 20 square miles. In addition, up to 2000 acres can be designated as developable sites. We're calling our zone the Columbia Empowerment Zone.

3. Financial Impact:

HUD is not providing any money to those that will win EZ designation this year. However, there are numerous financial benefits to cities and the businesses and residents within the zone. Numerous federal tax credits are available to business including: Employment credits that can provide as much as \$3,000 per year for each year of the designation for qualified existing employees and new hires; Additional rapid depreciation for small businesses; and, Enterprise Zone Facility Bonds which allow state or local governments to issue up to \$130 million in tax-exempt bonds to make loans at lower interest rates to EZ Businesses to finance Qualified Zone Property.

The existence of the Empowerment Zone should allow Multnomah County to target its services differently to take advantage of this program. No financial impact has been calculated on any potential commitments.

4. Legal Issues:

None known.

5. Controversial Issues:

Choice of the census tracts to use for the Empowerment Zone requires using the 1990 census-information that is over 10 years old and does not necessarily reflect today's demographics. Additionally, areas which do show current higher poverty levels that were distant from the Empowerment Zone geographically were not chosen for "developable" sites in order to make the application more likely to be chosen.

6. Link to Current County Policies:

Receipt of Empowerment Zone status should help alleviate poverty and provide more living wage jobs.

7. Citizen Participation:

Citizens have been involved through community forums and focus groups as well as through the participation of the N/NE Business Alliance.

8. Other Government Participation:

The cities of Portland and Vancouver are co-sponsoring the application, the State office of Economic Development and other state agencies have been active participants.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 01-123

Support for Columbia Empowerment Zone Application

The Multnomah County Board of Commissioners Finds:

- a. The City of Portland and Multnomah County applied for Round I Empowerment Zone designation and were granted Enterprise Community designation in 1994.
- b. The Cities of Vancouver and Portland, in partnership with Multnomah County, and the North/Northeast Economic Development Alliance, have sent a Notice of Intent to submit a bi-state application that includes portions of each city to become the Columbia Empowerment Zone.
- c. Round III Empowerment Zone Designation provides an opportunity for Multnomah County and community partners to use federal programs and tax incentives and leverage state and local resources to increase employment and wealth in some of the County's most distressed areas.
- d. Empowerment Zone Designation enables Multnomah County and the Cities of Portland and Vancouver to strategically address joblessness, high unemployment, and housing issues in areas with average poverty rates of over 38%.
- e. Designation provides benefits over eight years, including federal tax incentives and \$130 million in bond financing, to promote business retention, expansion and development, new job creation, and housing opportunities in 14 census tracts in Portland and three in Vancouver.
- f. Multnomah County currently provides services and significant resources as a community partner in the proposed Empowerment Zone.
- g. Multnomah County and its community partners could bring additional resources and services to the proposed Empowerment Zone.

The Multnomah County Board of Commissioners Resolves:

1. Multnomah County will continue to support community economic development programs that provide opportunities for low-income citizens to obtain living wage jobs.
2. Multnomah County will submit a Round III Empowerment Zone Application in partnership with the Cities of Portland and Vancouver and the North/Northeast Economic Development Alliance.
3. By September 20, 2001 Multnomah County will submit a letter to Columbia Empowerment Zone that lists current services and additional resources and services that could be provided to the Empowerment Zone. The Department of Sustainable Community Development is directed to prepare this letter for signature by the Commissioners.

ADOPTED this 13th day of September 2001.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Thomas Sponsler, County Attorney

Resolution supporting Columbia
Empowerment Zone Application

Briefing Packet

Before the Multnomah County Board of
Commissioners

September 13, 2001

COLUMBIA EMPOWERMENT ZONE: ROUND III DESIGNATION OVERVIEW

Goal

The overall goal of the Columbia Empowerment Zone is to utilize federal resources to provide increased access to jobs, housing, transportation and wealth creation for residents and businesses in the zone. We will do this through community based efforts to leverage public and private resources to achieve the greatest impact.

Our region is uniquely positioned to achieve success building upon our national leadership in the areas of 1) Sustainability, 2) Transportation, and 3) Planning /Growth Management. Round III Empowerment Zone designation offers tools to harness existing regional philosophies and policies, as well as projects and programs, ensuring that our vision to create a healthy economy which benefits the residents of our urban core is realized.

What is the Empowerment Zone (EZ) program all about?

The U.S. Department of Housing and Urban Development (HUD) selects impoverished areas as Empowerment Zones. To win designation, cities must apply and demonstrate how local efforts, combined with federal resources, will create jobs and alleviate poverty. This "bottom up" approach, where communities have a real say in how they'll solve their unique problems, is a radical departure from federal programs with lots of rules and requirements. When an area wins designation, it simply follows its own plan to strengthen communities within the zone.

Portland and Vancouver have chosen an area to apply for designation as a 2001 Empowerment Zone. Our completed application is due on September 28, 2001. The designation lasts for eight years. The competition is stiff—hundreds will apply, but only seven zones will be chosen.

What defines an Empowerment Zone?

A city or cities selects a "zone" composed of its most impoverished census tracts. The chosen census tracts, which for the most part should adjoin each other, must add up to no more than 20 square miles. We're calling our zone the Columbia Empowerment Zone.

Why do Portland and Vancouver want an Empowerment Zone?

HUD is not providing any money to those that will win EZ designation this year. However, there are numerous financial benefits to cities and the businesses and residents within the zone. Numerous federal tax credits are available to business. One provides a credit against federal taxes up to \$3,000 for each year of EZ designation for every existing employee and every new hire who lives and works in the EZ.

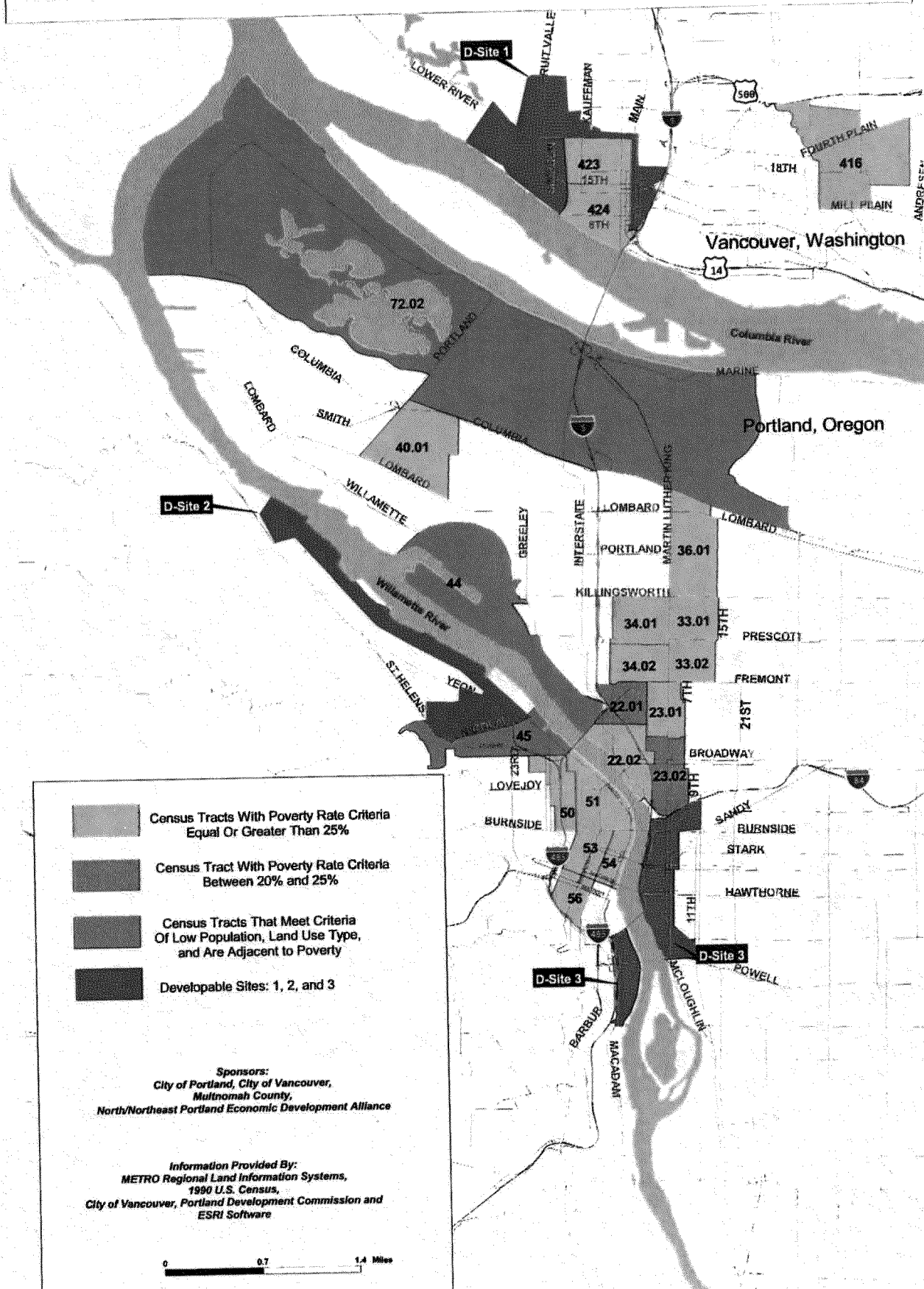
Just by winning EZ designation, Portland and Vancouver will get special consideration for money in other federal programs. This will help the region win more federal dollars for social services, education, economic development, job training, crime prevention and housing. Taken together, these benefits will create jobs, build new housing, and strengthen the neighborhoods within the zone.

Benefits of Empowerment Zone Designation

If you own a business, or are a resident of the proposed EZ, there are definite benefits. Business owners will be interested in tax credits and worker training. Residents will have new job choices, a chance at home ownership, and better schools and social services. The following is a detailed list of EZ benefits:

- **Qualified Zone Academy Bonds (QZABs):** School districts with low-income populations can use QZABs to save on interest costs associated with financing school renovations and repairs as well as investing in equipment and up-to-date technology.
- **Empowerment Zone Employment Credit:** Allows EZ Businesses to claim up to claim a federal tax credit as much as \$3,000 (valid for each year of EZ designation) for qualified existing employees and new hires who live in the EZ.
- **Welfare-to-Work (WtW) Credit:** Federal tax credit for EZ businesses that hire long term family-assistance recipients. Provides up to \$3,500 in first year and \$5,000 in second year for each new hire.
- **Work Opportunity Tax Credit (WOTC):** Allows EZ Businesses to claim a federal tax credit as much as \$2,400 for each new hire from groups that have high unemployment rates or other special employment needs. Only new hires that live in the EZ qualify.
- **Increased Section 179 Deduction:** Up to \$35,000 for depreciable property such as equipment and machinery for the year it is placed in service. Available for relatively small businesses with less than \$200,000 in equipment needs in any taxable year.
- **Enterprise Zone Facility Bonds:** Allows state or local governments to issue up to \$130 million in tax-exempt bonds to make loans at lower interest rates to EZ Businesses to finance Qualified Zone Property.

Draft: September 6, 2001



Columbia Empowerment Zone: Recommended Census Tracts and Developable Sites

Census Tracts

City	Tract Number	Poverty %	Pop.	Sq. Miles
Portland	40.01	37.8	6028	0.76
	56	37.9	3433	0.19
	54	52.0	866	0.17
	53	48.1	1864	0.22
	51	52.3	1590	0.43
	50	43.8	617	0.29
	22.02	53.6	184	0.4
	23.01	41.0	2142	0.29
	33.01	40.1	2538	0.28
	33.02	35.0	2545	0.27
	34.01	43.1	2832	0.37
	34.02	43.9	2411	0.29
	36.01	33.9	4148	0.64
	20-25% Pov.			
	22.01	21.8	290	0.26
	75% C & I			
	23.02	19.5	972	0.36
	44	0.0	40	1.57
	45	14.5	1686	0.63
	72.02	16.2	1295	10.41
Vancouver	416	27.3	2549	1.09
	423	26.7	3116	0.47
	424	36.5	1063	0.39
Total			42209	19.78

D-Sites

City	Area	Acreage
Portland	NW Industrial	617
	Central	598
	Eastside/N. Macadam	
Vancouver	Port of Vancouver/ Fruit Valley	777
Total		1992

IMPLEMENTATION PLAN: GOVERNANCE PLAN

The Working Group and Advisory Committee worked together to create the structure for this governance board, which was approved by the mayors of Portland and Vancouver.

We first looked at how successful EZs around the country structured their governance boards. We consulted with HUD EZ staff on what they viewed as successful board structures. We interviewed the staff of EZs in several cities, and reviewed their Web sites. We wanted a board that was large enough to be inclusive of all the interests represented in the EZ, include expertise from outside the Zone, but also small enough to be effective. We know some EZ boards in the past have not been effective, and we feel certain this structure will be effective in:

- Gathering input from citizens and experts, both in *and* outside the Zone
- Marketing Zone benefits to businesses and residents
- Meeting benchmarks
- Providing complete and timely analysis of Zone performance
- Making wise and timely financial decisions with the Zone's bonding authority

17 Member Board

- There will be 17 voting members of the Columbia Empowerment Zone (CEZ) Board.
- Other agency representatives, stakeholders, EZ residents, and interested community members will be invited to provide input, analysis and discussion; however, they will be non-voting
- All meetings will be open to the public.
- Spanish and Russian translators will be provided if needed.
- Meetings will alternately be held in Vancouver, North/Northeast Portland and Downtown Portland.
- The Board will determine the time and frequency of meetings, to be no less frequent than quarterly.
- At biannual public forums, (one in Vancouver and one in Portland) the Board will report EZ status to community members and receive feedback.
- The 17 members will serve a staggered, 3-year term (5 members will serve one year, 6 members will serve two years and 6 members will serve three years).
- Three officers (two co-chairs and a secretary/treasurer) will be voted on at the first meeting.
- Co-chairs will alternate running the meetings.
- The Board must have a quorum of 60% -- 10 out of 17 members -- to hold an official meeting.
- Positive decisions require a majority vote of the Board, or 9 out of the 17 members.
- EZ residents will comprise at least 35% (or six members) of the Board.
- Every effort will be made to have a balanced representation from Portland and Vancouver and to have representation of the racial, cultural and economic diversity of the EZ.

The roles and responsibilities of the Board include:

- A. Approval of bonding opportunities
- B. Marketing of EZ and benefits
- C. Maintaining and nurturing new partnerships
- D. Ongoing strategic planning
- E. Reporting
- F. Evaluation of progress, and recommendations for institutional change

The Governance Board will be responsible for all planning, reporting and evaluating. They will compile an annual report to be made available to residents, stakeholders, the general community and federal, state and county officials. Evaluations will include a survey of stakeholders completed every two-years. The Board will ensure that six areas of interest—jobs and business development, transportation, housing, sustainability, education, and the use of technology, stay in the forefront of the Board's discussions and planning, and that the areas of interests are congruent with EZ residents' needs.

Proposed Board members:

- Mayor of Vancouver, or his/her designee
- Mayor of Portland, or his/her designee
- Multnomah County Commission Chair, or his/her designee
- Vancouver seat for representative with expertise in affordable housing
- Vancouver seat for representative with expertise in workforce development
- Vancouver seat for representative with expertise in education
- Vancouver seat for representative of large employers
- North Interstate Urban Renewal Area Advisory Committee, preferably a small business person
- North/Northeast Business Association representative, preferably a small business person
- NE Economic Development Alliance chair, or his/her designee
- Housing Authority of Portland director, or his/her designee
- Portland Public School District superintendent, or his/her designee
- NE One Stop (multi-social services) director, or his/her designee
- Association for Portland Progress (a Downtown Portland business organization) president, or his/her designee
- Downtown Portland EZ stakeholders (business owners, resident, or agency representatives)
- Portland representative from an industrial association of large employers
- Governor of Oregon appoints a designee from a telecommunications company

Two Committees

Two initial committees will be comprised of voting Board members and appointees of the two city mayors and the Multnomah county commission chair. The committees will be established at the first Board meeting. The individual committees will determine the time and frequency of meetings. Each committee will elect a representative to run the

meetings. The committees will be accountable for reporting their findings and recommendations back to the Board.

Financial Advisory Committee (FAC)

The Financial Advisory Committee will be responsible for recommendations on bonding opportunities and any other financial matters that may arise.

The Financial Advisory Committee will include six members:

- One mayor of Portland appointee with background in fiscal management/bonding
- One mayor of Vancouver appointee with background in fiscal management/bonding
- One Multnomah County Commission Chair appointee with background in fiscal management/bonding
- Three (3) voting Board members

Marketing and Outreach Committee (MOC)

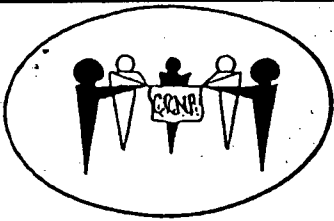
The Marketing and Outreach Committee will be responsible for the marketing of Empowerment Zone benefits to residents, stakeholders, and the general community. Information will be provided in Spanish and Russian when needed. MOC will also be responsible for maintaining and nurturing new partnerships with residents and stakeholders. MOC will be responsible for gathering feedback from EZ residents on their needs and concerns and reporting their findings back to the Board. They will encourage and empower residents to get involved.

The committee's first responsibility will be to develop a marketing plan, with emphasis on the first two years of EZ designation. The plan will include key messages, a time line, and recommended mediums of communications to reach residents, stakeholders (especially business interests), the general community and federal, state, and county officials. Possible mediums of communication will include: an annual report, networking events, a Web site, newspapers, neighborhood newsletters, radio, flyers/postings at Neighborhood venues, TV, booths at community fairs, town meetings, and presentations to community organizations.

The Marketing and Outreach Committee will include:

- Two private sector representatives with experience in marketing, to be appointed by (EZ GOVERNANCE BOARD CHAIR?)
- Four voting Board Members.

Additional Committees may be formed as needs arise.



CARING COMMUNITY OF NORTH PORTLAND

2209 N. Schofield St. Portland, OR 97217

503-735-9623

503-285-7843 (fax)

September 12, 2001

TO: Multnomah County Board of Commissioners

FROM: Steve Weir, Chair
Caring Community of North Portland

I'm Steve Weir, Chair of the Caring Community of North Portland. I am here for the Caring Community in the interest of the St. Johns neighborhood in respect to its exclusion from the Empowerment Zone application. Several members of the Caring Community of North Portland attended hearings at AOME and Kaiser Town Hall to advocate for the inclusion of St. Johns in Empowerment Zone boundaries.

St. Johns is one of the larger neighborhoods in the North Portland Service District. Based on data analysis from the County Office of Planning and Development the North Service District has the lowest per capita income, highest percentage of population below poverty, second highest concentration of non-Caucasian residents, highest concentration of Hispanic residents, highest percentage of households with single female heads with children, and the highest proportion on public assistance. Comparisons with other service areas are attached to my written comments.

The Empowerment Zone boundaries proposed in this application build on current Enterprise Zone boundaries that include Columbia Villa, the largest public housing project in Oregon. What current Enterprise Zone boundaries mean for young people on the peninsula is only those within these narrow confines are allowed access to the majority of services at the Youth Opportunity Center. Empowerment Zone boundaries mean people seeking work in industrial areas in the Zone come with a tax break for their new employer. The North Portland peninsula is surrounded by heavy industry the majority of which is in the Enterprise Zone and will be in the Empowerment Zone.

Pier Park Apartments, St. Johns Woods, Ridgecrest Timbers and Parkside Commons are four apartment complexes bordering Columbia Blvd., essentially across the street from Rivergate. St. Johns Woods is a public housing project. The other three accept Section 8 vouchers. Many of the residents of the collective four are on some type of assistance.

Together these apartments are as large as Columbia Villa. The average resident age is 19. Tri-Met does not go near these apartments. In a recent resident survey issues identified focused on gangs, substance abuse, teenagers with nothing to do; teenagers not

eligible for Youth Opportunity Center resources, including in-school services at Roosevelt that amounts to busing youth to Self Enhancement after school.

A drive down Lombard, the corridor and main business district for residents on the peninsula, is a study in small business including many with a Hispanic flavor. There is also a preponderance of taverns, pawnshops, thrift stores, vacant buildings, check-cashing and nude dancing establishments. The industrial wealth of the peninsula borders the residential areas including Rivergate and Swan Island. Planners have included this wealth in both Enterprise Zone and Empowerment Zone applications. This time around planners had the opportunity to include more of the people who live on the peninsula in the Empowerment Zone application. They have chosen not to because the St. Johns census tract is large, and will put them over the amount of area they can engage. To include St. Johns is to exclude some other area.

The families that live in those four apartment complexes are primarily young, under educated families with no power or voice. They certainly do not have the political clout of downtown and inner Northeast Empowerment Zone areas. Many of them can see Rivergate from their back windows. The current application takes the wealth of the peninsula represented by Rivergate and Swan Island, offers advantages to people who do not live next door to this wealth, and continues to deny those who do. We are here to put on the record this action is not one we support. Given the more recent data, excluding St. Johns makes a travesty of the County's poverty benchmark.

Socio-economic/demographic data on North Portland

Analysis of 1996 data by Multnomah County Office of Planning & Development.

Has 8.2% of the total population of Multnomah County.

The lowest per capita income:

North:	\$14,499
Mid Co:	\$15,251
Northeast:	\$16,355
East Co:	\$16,376
Southeast:	\$16,871
Westside:	\$30,959

County-wide: \$18,564

The highest percentage of population below poverty level:

North:	19.6%
Northeast:	16.6%
Mid Co:	14.7%
Southeast:	14.5%
Westside:	11.5%
East Co:	10.9%

County-wide: 14.1%

The second highest concentration of non-Caucasian residents:

Northeast:	32.9%
North:	23.7%
Southeast:	13.3%
Mid Co:	12.4%
Westside:	8.1%
East Co:	7.8%

County-wide: 15.4%

The highest concentration of Hispanic residents:

North:	7.4%
East Co:	5.6%
Northeast:	5.4%
Mid Co:	3.9%
Southeast:	3.9%
Westside:	2.5%

County-wide: 4.5%

The highest percentage of households with single female heads and children:

North:	11.5%
Northeast:	11.1%
Mid Co:	8.2%
East Co:	7.9%
Southeast:	6.6%
Westside:	3.1%

County-wide: 7.5%

The highest proportion on public assistance:

North:	24.5%
Northeast:	21.0%
Mid Co:	18.8%
Southeast:	16.1%
East Co:	14.8%
Westside:	10.7%

County-wide: 16.7%

MEETING DATE: September 13, 2001
AGENDA NO: B-1
ESTIMATED START TIME: 11:00 AM
LOCATION: Boardroom 100

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Pay to Stay Implementation Process and Preliminary Revenue Update

BOARD BRIEFING: DATE REQUESTED: Thursday, September 13, 2001
REQUESTED BY: Sheriff Dan Noelle
AMOUNT OF TIME NEEDED: 30 mins

REGULAR MEETING: DATE REQUESTED: _____
AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Non-Departmental DIVISION: MCSO Executive Office

CONTACT: Barbara Simon TELEPHONE #: 503-988-4326
BLDG/ROOM #: 503/3

PERSON(S) MAKING PRESENTATION: Chief Deputy Tim Moore and Carol Nykerk

ACTION REQUESTED:

☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Briefing on the Pay to Stay Implementation Process and Preliminary Revenue Update

SIGNATURES REQUIRED:

MCSO EXECUTIVE ASSISTANT: Barbara Simon

ELECTED OFFICIAL: Sheriff Dan Noelle

(OR)

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ (503) 988-3277 or email
deborah.l.bogstad@co.multnomah.or.us

CLERK OF
COUNTY COMMISSIONERS
01 SEP - 7 PM 1:31
MULTNOMAH COUNTY
OREGON



Multnomah County Sheriff's Office

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

DAN NOELLE
SHERIFF

(503) 255-3600
TTY (503) 251-2484

PAY TO STAY

Under Oregon law (ORS 169.151), Multnomah County may seek reimbursement from a person who is or was committed to the county's jail(s) upon conviction of a crime for any expenses incurred by the county in safekeeping and maintaining the person.

Oregon law permits the county to collect **\$60.00** per day or its actual daily cost of safekeeping and maintaining the person, whichever is less, multiplied by the total number of days the person was confined in jail, including but not limited to, any period of pretrial detention.

If there is a refusal or failure to pay the reimbursement charges, Oregon law permits the county to file a civil suit against the party within one year to recover its expenses as described above. The obligation may also be turned over to a collection agency for recovery.

Inmates are not billed until after their sentence has concluded and they are released from jail. The amount billed is due within 30 days of the date of the bill. If payment is made when due, the overall process period for billing to payment is approximately 45-90 days. The exception to this time frame is TSIs (Turn Self In) who are paying as their sentence is served.

The Small Claims Court process will be utilized to recoup monies owed by those who do not pay following a billing. We expect it to take 6 months to recover fees resulting from this process.

The MCSO Pay to Stay program began for the TSI population on June 1st and for all other inmates on July 1. Inmates involved in outside work crews and community supervision programs are exempted from Pay to Stay. Inmate residents at the Restitution Center, while part of the program, are processed separately for room and board fees.

Through the end of August, 2001, **331** billings have been processed and **\$6,730** collected. In addition to the **\$6,730**, Pay to Stay fees collected from the Restitution Center average \$14, 000 weekly. If this amount continues, a total of \$728,000 will be collected from the Restitution Center by the end of the current fiscal year, representing 50% of the revenue expect from the Pay to Stay program.



Multnomah County Sheriff's Office

501 SE Hawthorne Blvd. Ste 350. Portland, OR 97214

DAN NOELLE
SHERIFF

Phone: (503) 988-4300

TTY: (503) 988-4500

PAY-TO-STAY PROGRAM WAIVER & HARDSHIP POLICY

POLICY STATEMENT:

Inmates confined in Multnomah County jail facilities will be billed for costs, as provided for in ORS 169.151. However, it is the policy of the Multnomah County Sheriff's Office not to pursue collection for debts incurred by those having levels of income at or below those established by Federal Poverty Guidelines.

The guidelines are used by the U.S. Census Bureau as a set of money income thresholds that vary by family size and composition to determine who is poor. If a family's total income is less than that family's threshold, then that family and every individual in it, is considered poor. The official poverty definition counts money income before taxes and doesn't include capital gains and non-cash benefits, such as public housing, Medicaid, and food stamps. The guidelines are applicable to the 48 contiguous states and are updated annually. They are published for this state by the Oregon Center for Public Policy.

WAIVER POLICY:

It is the position of the Multnomah County Sheriff's Office that holding offenders financially accountable for their actions serves as a means to them making better decisions, including staying out of jail. It is also the position of the M.C.S.O. that accountability of the offender's actions should not extend to their family and children. Therefore, when income levels are at or below Federal Poverty Guidelines, a waiver of costs will be evaluated. A waiver will apply only to a "Contribution Amount" and not to the \$60.00 minimum cost that is assessed.

The concept of a "Contribution Amount" equates to an amount assessed to applicants for court appointed counsel, through the Indigency Verification Section. The minimum cost amount equates to one (1) jail bed day. An "Application Fee", such as the fee assessed to applicants for court appointed counsel through the Indigency Verification Section, will not be charged.

HARDSHIP POLICY:

It is recognized by the Multnomah County Sheriff's Office that in some circumstances, even when income level is above Federal Poverty Guidelines, family and children may be adversely affected if household income is redirected to program costs. Therefore, when income levels are above Federal Poverty Guidelines, hardship will be considered upon review of other financial information (i.e. liquid assets—equity in real estate, motor vehicles, or bank accounts).

For program purposes, "equity" is the amount the owner would have left if the item were sold and if the loan were paid in full.

Multnomah County Sheriff's Office**PAY-TO-STAY PROGRAM**

11540 N.E. INVERNESS DRIVE

PORTLAND, OR 97220

**Affidavit of Eligibility for
Waiver or Hardship
(Not Public Information)****NAME:** _____**INVOICE #:** _____

I am requesting a review of my invoice, because I cannot pay the amount invoiced without causing substantial hardship to myself, or my dependent family. The following information is complete and accurate to the best of my knowledge and I request this information be used to determine my eligibility for waiver or reduction of the amount invoiced. I understand I may be required to document or verify this information and my failure to do so could result in my request being denied. I understand if I do not give complete and truthful information on this form, my request will be denied and I will be required to pay the amount invoiced in full.

PRINT CLEARLY & COMPLETE EVERY LINE APPLICABLE TO YOU. IF SOMETHING DOES NOT APPLY, WRITE "NA"**PERSONAL****Full Name of Applicant** _____

FIRST NAME

MIDDLE NAME

LAST NAME

Residence Address _____

STREET ADDRESS

CITY

STATE

ZIP

Mailing Address (if different) _____

ADDRESS

CITY

STATE

ZIP

Phone # (_____) _____ **Birth Date** _____ **Social Security #** _____

AREA CODE

MONTH/DATE/YEAR

Sex: ☐ Female ☐ Male **Marital Status:** ☐ Married ☐ Single ☐ Separated ☐ Divorced ☐ Other: _____**List the following information for everyone living in your household:**

Name	Relationship	Age	Monthly net income
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

EMPLOYMENT & INCOME**Present employer** _____**Address** _____**Hourly wage \$** _____ **Average hours per week** _____**If unemployed, how long since last employment** _____**Previous employer** _____**Address** _____**Spouse's employer** _____**Address** _____**Hourly wage \$** _____ **Average hours per week** _____**If unemployed, how long since last employment** _____**Other income for you and spouse, dependents or household members** (Social Security, unemployment, retirement, public assistance, child support, workers' compensation, disability, etc.)

Source of income (Describe)	Amount	How long received	How often received
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____
_____	\$ _____	_____	_____

Other household members who help pay for your living expenses:

Name	Amount	Payment for What (Describe)
_____	\$ _____	_____
_____	\$ _____	_____

PROPERTY & ASSETS (OWNED BY YOU, SPOUSE & DEPENDANTS)

Cash \$ _____ If in custody, amount in jail or trust account \$ _____
Savings Account # _____ Balance \$ _____ Bank/Branch Office _____
Checking Account # _____ Balance \$ _____ Bank/Branch Office _____
Other Account # _____ Balance \$ _____ Bank/Branch Office _____

Real Estate:	Year of Purchase	Purchase Price	Value	Amount Owed	Real Estate payments made to:
Address, City		\$ _____	\$ _____	\$ _____	
		\$ _____	\$ _____	\$ _____	

Credit Cards: Card Name/Bank	Account #	Current Balance	Credit Limit
		\$ _____	\$ _____
		\$ _____	\$ _____

Motor Vehicle: Make, Year	Value	Amount owed	Equity	Vehicle payments made to
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	

Are any of these motor vehicles used for work? (Other than driving to and from work) ☐ Yes ☐ No

All other property or assets: (for example: furniture, boats, guns, jewelry, tools, etc.)

Description	Value	Description	Value
	\$ _____		\$ _____
	\$ _____		\$ _____
	\$ _____		\$ _____

Money owed to you or spouse by others: (for example: tax refund, trust, settlement, judgment, etc.)

Name of debtor	Amount owed	Date expected
	\$ _____	
	\$ _____	

MONTHLY EXPENSES

List all expenses that are paid monthly by you individually or by you jointly with spouse:

Rent/mortgage \$ _____	Utilities \$ _____	Credit card payment(s) \$ _____
Car payment(s) \$ _____	Insurance \$ _____	Other: _____ \$ _____
Medical debts \$ _____	Child care \$ _____	Court-ordered fines/fees \$ _____
Child support \$ _____	Name of Children/ages: _____	

APPLICANT HISTORY

Do you have any other pending Pay-To-Stay invoices? ☐ Yes ☐ No
Have you ever requested waiver or hardship before? (Pay-To-Stay only) ☐ Yes ☐ No When (approximate mo/yr) _____
If "yes," was your request: ☐ Approved ☐ Denied Amount of costs paid: _____

ACKNOWLEDGEMENTS (CHECK BOXES)

- ☐ I understand if waiver is granted, in lieu of the amount invoiced, I will be required to pay a minimum cost of \$60.00.
- ☐ I understand if a waiver is not granted, but hardship is verified to exist, I will be required to pay a portion of the amount invoiced as a "Contribution Amount".
- ☐ I understand if waiver or hardship is not granted or verified to exist, I will be required to pay the amount invoiced in full.
- ☐ I certify and affirm I have read the information in this form and that all statements contained herein are true and complete.
- ☐ I certify and affirm I, the applicant, completed this affidavit, or
- ☐ I, the applicant, allowed another person to complete this affidavit on my behalf, utilizing the information I provided.

APPLICANT SIGNATURE

DATE

UPON COMPLETION, RETURN FORM BY MAIL TO ADDRESS INDICATED AT TOP OF FIRST PAGE

WAIVER / HARDSHIP DETERMINATION WORKSHEET

APPLICANT'S NAME: _____ INVOICE #: _____

1. START WITH (Total):

HOUSEHOLD SIZE

MONTHLY INCOME: NET / GROSS (Circle one)

Applicant: _____ \$ _____

Spouse: _____ \$ _____

Dependants: _____

#Children: _____ \$ _____

#Other: _____ \$ _____

TOTAL: _____ \$ _____

2. SUBTRACT:

INCOME (Use lesser amount)

☐ Guideline Below \$ _____

☐ True Living Expenses \$ _____

3. SUBTRACT (Optional):

MONTHLY EXPENSES

\$ _____

(Only if payment is actually being made)

4. ENTER SUM OF 1-3:

AVAILABLE INCOME \$ _____

5. ADD:

LIQUID ASSETS:

Real Estate (Equity*): \$ _____

Motor Vehicles (Equity*): \$ _____

Bank Accounts: \$ _____

Cash: \$ _____

Other: \$ _____

(*Equity is the amount the owner would have left if the items were sold and the loan were paid in full).

6. ENTER SUM OF 4 & 5:

TOTAL AVAILABLE INCOME \$ _____

<u>INCOME GUIDELINES*</u>				
Household Size	<u>GROSS Income</u>		<u>NET Income</u> (77% of Gross)	
	Monthly	Annually	Monthly	Annually
1	\$ 716	\$ 8,590	\$ 551	\$ 6,614
2	968	11,610	745	8,940
3	1,219	14,630	939	11,265
4	1,471	17,650	1,133	13,590

Household Size	<u>GROSS Income</u>		<u>NET Income</u> (77% of Gross)	
	Monthly	Annually	Monthly	Annually
5	\$ 1,723	\$20,670	\$ 1,327	\$15,916
6	1,974	23,690	1,520	18,241
7	2,226	26,710	1,714	20,567
8	2,478	29,730	1,908	22,892
Add:	252	3,020	194	2,325
for each additional household member.				

*2001 Federal Poverty Guidelines, as published by the Oregon Center for Public Policy

7. COMPARE TOTAL AVAILABLE INCOME WITH APPROPRIATE GUIDELINE IN TABLE.

A. IF TOTAL AVAILABLE INCOME IS AT OR BELOW GUIDELINE, GRANT **WAIVER.**

B. IF TOTAL AVAILABLE INCOME IS ABOVE GUIDELINE, DETERMINE **HARDSHIP.**

C. IF HARDSHIP IS DETERMINED, ESTABLISH CONTRIBUTION AMOUNT.

8. COMPLETE NOTIFICATION FORM AND SEND TO APPLICANT.

Multnomah County Sheriff's Office
PAY-TO-STAY PROGRAM

**WAIVER / HARDSHIP DETERMINATION
NOTIFICATION**

NAME: _____ **INVOICE #:** _____

Based on the Affidavit of Eligibility for Waiver or Hardship form you submitted,

☐ **YOUR REQUEST FOR WAIVER IS:**

- ☐ **APPROVED:** The amount indicated as due on the above invoice is hereby waived. In lieu of this amount, a minimum cost of **\$60.00** is due.
- ☐ **DENIED:** The amount indicated on the above invoice # remains due.

To make payment, please refer to the instructions at the bottom of this form.

Based on the Affidavit of Eligibility for Waiver or Hardship form you submitted,

☐ **YOUR REQUEST FOR HARDSHIP IS:**

- ☐ **APPROVED:** The amount indicated as due on the above invoice is hereby reduced. In lieu of this amount, a Contribution Amount of \$_____ is due.
- ☐ **DENIED:** The amount indicated on the above invoice # remains due.

To make payment, please refer to the instructions at the bottom of this form.

PAYMENT INSTRUCTIONS:

Please remit a payment in the form of money order or cashiers check for the amount due to:

Multnomah County Sheriff's Office
Attn: Pay-To-Stay Program
501 S.E. Hawthorne Blvd.
Portland, OR 97214



Multnomah County Sheriff's Office

501 SE Hawthorne Blvd. Ste 350. Portland, OR 97214

DAN NOELLE
SHERIFF

Phone: (503) 988-4300
TTY: (503) 988-4500

RELEASES TO OBTAIN INFORMATION FOR VERIFICATION

I understand the Multnomah County Sheriff's Office may verify my employment and financial situation for waiver or hardship determination pertaining to the Pay-To-Stay Program. I also understand some of the information necessary for this verification is contained in records that may be protected by federal and state law. Because of this, I have signed releases below, which allow public and private agencies and individuals to provide the Multnomah County Sheriff's Office or its designee with requested information. I understand the agencies and individuals that may be contacted include, but are not limited to, the following:

- Social Security Administration • State Dept. of Revenue • Dept. of Motor Vehicles • Employment Division
- Adult & Family Services Division • Worker Comp. Disability Provider • Private Disability Insurance Provider
- Private Life Insurance Provider • Release Assistance Office • Past Employers • Mortgage Holders • Landlords
- Utility Companies • Credit Card Holders • Banks / Savings & Loans / Credit Unions • Credit Bureaus • Other:

By signing this release I authorize the Multnomah County Sheriff's Office or its designee to directly contact my current employer(s) by telephone or in writing and to release and utilize my address and Social Security number as needed.

Date

Applicant Signature

RELEASE OF INFORMATION AUTHORIZATION

Name: _____

Multnomah County Sheriff's Office

Social Security #: _____

Pay-To-Stay Program

Date of Birth: _____

11540 N.E. Inverness Drive

Portland, OR 97220

I understand my records may have information that is protected by federal and state law. By signing below, I am allowing the release of my records directly to the Multnomah County Sheriff's Office or its designee. I understand the reason for the request and disclosure of my records. I understand this release remains in effect for three months unless revoked by me in writing. A photocopy or facsimile (FAX) of my signature is as valid as the original.

Date

Applicant Signature

EMPLOYMENT DIVISION RELEASE OF INFORMATION AUTHORIZATION

Name: _____

Multnomah County Sheriff's Office

Social Security #: _____

Pay-To-Stay Program

Date of Birth: _____

11540 N.E. Inverness Drive

Portland, OR 97220

I authorize the Employment Division, State of Oregon, to release to the Multnomah County Sheriff's Office or its designee, information from my records. I understand this authorization will be in effect until cancelled in writing by me.

Date

Applicant Signature