



Multnomah County Oregon

## Board of Commissioners & Agenda

connecting citizens with information and services

### BOARD OF COMMISSIONERS

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Portland, Or 97214

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REVISED

**MARCH 12, 2009**

## BOARD MEETINGS

### FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	9:30 a.m. Opportunity for Public Comment on Non-Agenda Matters
Pg 2	9:30 a.m. Hospital Facilities Authority Resolution Authorizing Approval of Issuance of Revenue and Refunding Bonds for Oregon Baptist Retirement Homes Project
Pg 3	9:50 a.m. First Reading of a Special Ordinance Designating Disposition of Tax Foreclosed Property
Pg 3	9:55 a.m. Resolution Establishing a Retirement Incentive Program and Authorizing the Chair to Negotiate with Appropriate Bargaining Agents and Implement the Program
Pg 3	10:10 a.m. Work Session to Consider County-wide Impact of State Funding Reductions which will Take Effect in FY 2009

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Thursday, March 12, 2009 - 9:30 AM  
Multnomah Building, First Floor Commissioners Boardroom 100  
501 SE Hawthorne Boulevard, Portland

## **REGULAR MEETING**

### **REGULAR AGENDA**

#### **PUBLIC COMMENT - 9:30 AM**

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

#### **HOSPITAL FACILITIES AUTHORITY – 9:30 AM**

(Recess as the Multnomah County Board of Commissioners and convene as the Hospital Facilities Authority of Multnomah County, Oregon)

- R-1 RESOLUTION Authorizing Approval of the Issuance of Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) by The Hospital Facilities Authority of Multnomah County, Oregon in an Aggregate Principal Amount Not to Exceed \$7,500,000; Designating an Authorized Representative; and Related Matters

(Adjourn as the Hospital Facilities Authority of Multnomah County, Oregon and reconvene as Multnomah County Board of Commissioners)

#### **DEPARTMENT OF HEALTH – 9:35 AM**

- R-2 NOTICE OF INTENT to Submit a Proposal to the Health Resources and Services Administration Ryan White Part C Capacity Development Grant Competition

#### **DEPARTMENT OF COMMUNITY JUSTICE – 9:40 AM**

- R-3 NOTICE OF INTENT to Apply for the U.S. Dept. of Justice “Comprehensive Approaches to Sex Offender Management and Technical Assistance Program” Grant in the Amount of \$200,000 for the Department of Community Justice Juvenile Services Division

- R-4 RESOLUTION Establishing Fees and Charges for Chapter 17, Community Justice, of the Multnomah County Code and Repealing Resolution No. 08-100

**COUNTY ATTORNEY'S OFFICE – 9:50 AM**

R-5 First Reading of a Special ORDINANCE Designating Disposition of Tax Foreclosed Property and Declaring an Emergency

**NON-DEPARTMENTAL - 9:55 AM**

R-6 RESOLUTION Establishing a Retirement Incentive Program and Authorizing the Chair to Negotiate with Appropriate Bargaining Agents and Implement the Program

**DEPARTMENT OF COMMUNITY JUSTICE – 10:10 AM**

R-7 Briefing on the Effective Sanctioning Practices Program

**BOARD COMMENT**

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

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Thursday, March 12, 2009 - 10:30 AM  
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**BOARD WORK SESSION**

WS-1 Work Session to Consider Countywide Impact of State Funding Reductions in the 2007-2009 Biennium which will Take Effect in Fiscal Year 2009. Presented by Karyne Kieta, Mike Jaspin, Travis Graves, Department Directors, Invited Others. 2 HOURS REQUESTED.



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

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Please complete this form and return to the Board Clerk

\*\*\*This form is a public record\*\*\*

MEETING DATE: Mar. 12, 2009

SUBJECT: effects of MPI funding cuts.

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AGENDA NUMBER OR TOPIC: MPI funding (services for adults under 60 with disabilities)

FOR: — AGAINST: — THE ABOVE AGENDA ITEM

NAME: Judy Walker

ADDRESS: 2140 NW Kearney St. #301

CITY/STATE/ZIP: Portland, OR 97210

PHONE: DAYS (503) 449-4468 EVES: (503) 449-4468

EMAIL: JazzyEspresso@yahoo.com FAX: —

SPECIFIC ISSUE: I will lose my housing if this projects funds are cut.

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WRITTEN TESTIMONY: attached

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**IF YOU WISH TO ADDRESS THE BOARD:**

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

**IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:**

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

Judy Walker  
2140 NW Kearney St. #301  
Portland, OR 97210  
(503) 449-4468

About 5 1/2 years ago, I was admitted to a hospital because of my asthma. While in the hospital, I caught a MRSA (methicillin resistant staphylococcus aureus) infection in my right lung, which went into staph pneumonia. Within hours, I also had staph pleurisy, bacterial endocarditis, and the MRSA went through my entire system. They told me I was lucky I survived. At the time, I didn't feel very lucky. It left me with 2 permanent heart conditions and permanent heart muscle damage, a metabolic disorder, a very low immune system, and permanent lung damage (COPD) caused by scar tissue. It left me with other permanent damage as well, but those are the most debilitating for me. Even though I got a pneumonia shot a few months ago, I still got pneumonia in December. I am bound to catch pretty much everything that goes around. I also ended up in the hospital due to my heart problems this winter. My two main heart problems are atrial fibrillation, and a tendency toward V-tach (a ventricular tachycardia, or very rapid heartbeat which will kill me quite quickly if I don't take my nitroglycerin and get emergency help right away.) These two conditions work against each other. I had a heart attack in June of 2007 brought on by the ventricles pumping 3 times to every atrial contraction, which caused blood to pool and clot in my heart. Walking, standing, or any exertion brings on both conditions. Consequently, my life and my lifestyle have been greatly impacted.

I live in an apartment owned and managed by Housing Authority of Portland, for which I am extremely grateful. My rent is roughly 30% of my income, which is from Social Security Disability. One of the conditions of living in HAP housing is an annual (and sometimes more frequent) housekeeping inspection. These inspections are very thorough. They pull out your stove and refrigerator to make sure they have been cleaned behind. Your walls must be washed. Your carpet must be shampooed. The inside of all appliances must be spotless. In fact, everything must be spotless. While I agree with the reasoning behind these inspections, I can not do most of the work involved. Multnomah Project Independence has helped me stay independent through providing me with a few hours of housekeeping assistance each month. Without this assistance, I would fail my inspections and, I am told, therefor be evicted. If this happened, I don't know where I would be. Homeless? In an assisted living facility? I have no idea, and I have no desire to find out. I greatly value what independence I have left. When a person loses most of their independence quite suddenly, what independence they have left tends to be very important to them. This is definitely the case with me. Having the help I get through MPI allows me to focus on what I CAN still do, instead of worrying non-stop about what I can't. They help me problem solve issues within my home, thereby increasing my ability to live on my own. As an example, I have solved the problem of no room in my kitchen for my wheelchair by having a swiveling office chair on wheels in there that allows me to roll back and forth between my refrigerator, counter, stove, sink, etc, and not only fix my own meals, but wash my own dishes. And yes, even chores that I find I can manage on my own feel like accomplishments! The mental health benefits of this are immeasurable. I no longer feel unlucky to have survived the MRSA.

Eliminating the funding for the services that I and others receive through projects like MPI will ultimately cost the taxpayers much more in the future. A few hours of housekeeping each month is much cheaper than an assisted living facility, or hospital, or nursing facility. Children are important to the future, but the seniors and disabled are no less important. Most of us have paid and paid dearly over the years, and deserve to be treated with respect. Please don't sweep us under the carpet.

Thank you.





# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (revised 09/22/08)

**Board Clerk Use Only**

Meeting Date: 03/12/09  
Agenda Item #: R-1  
Est. Start Time: 9:30 AM  
Date Submitted: 02/26/09

**RESOLUTION Authorizing Approval of the Issuance of Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) by The Hospital Facilities Authority of Multnomah County, Oregon in an**  
**Agenda Title: Aggregate Principal Amount Not to Exceed \$7,500,000; Designating an Authorized Representative; and Related Matters**

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date: 03/12/2009 Amount of Time Needed: 15 minutes  
Department: DCM Division: Finance & Risk Management  
Contact(s): Harry Morton  
Phone: 503 988-3290 Ext. 83290 I/O Address: 503/531/Treasury  
Presenter(s): Harry Morton, Treasury Manager

## General Information

**1. What action are you requesting from the Board?**

The Board is being asked to approve a Final Resolution for a conduit financing request from Oregon Baptist Retirement Homes.

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

This proposal is intended to allow Oregon Baptist Retirement Homes (a non-profit organization under Section 501(c)(3) of the Internal Revenue Code of 1986 to issue bonds under the authority of the Multnomah County Hospital Facilities Authority in order to refinance bonds issued under the authority of the State of Oregon Health, Housing, Education and Cultural Facilities Authority (Oregon Baptist Retirement Homes – Weidler Retirement Center Project), Series 1996. Additionally a small amount of the new issue will be used to purchase property adjacent to the current site.

The Hospital Facilities Authority approved an Inducement Resolution for this matter on 2/26/09.  
This Final Resolution is required before the bonds can be issued.

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

The County will receive fees equal to one dollar (\$1.00) per thousand dollars (\$1,000) of the principal amount of the bonds issue, but not less than \$10,000. Additionally, the borrower is required to pay the fees and charges of the Authority's bond counsel and special counsel as well as any costs incurred by the County's finance or legal staff in connection with the bond issue.

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

The County is not legally responsible for the repayment of the debt, the costs of issuance of the debt, or for including the debt on the County's Comprehensive Annual Financial Report.

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

In addition to the hearing before the Board of County Commissioners, a public notice and hearing as required by the Tax Equity and Fiscal Responsibility Act was held on 3/9/09. No opposition to this matter was presented at any of the public hearings.

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**Required Signature**

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

*Mindy Harris*

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**Date: 02/26/2009**

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**BEFORE THE HOSPITAL FACILITIES AUTHORITY  
OF MULTNOMAH COUNTY, OREGON**

**RESOLUTION NO. 09-\_\_\_**

Authorizing Approval of the Issuance of Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) by The Hospital Facilities Authority of Multnomah County, Oregon in an Aggregate Principal Amount Not to Exceed \$7,500,000; Designating an Authorized Representative; and Related Matters

**The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon Finds:**

- a. The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon (the "Authority"), a public authority organized and existing pursuant to Oregon Revised Statutes ("ORS") Sections 441.525 to 441.595, inclusive (the "Act"), has received a request from Oregon Baptist Retirement Homes (the "Borrower"), a nonprofit corporation organized and existing under the laws of the State of Oregon and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), to issue, execute and deliver Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project), in an aggregate principal amount not to exceed \$7,500,000 (the "Series 2009 Bonds") to finance the costs of the following projects (collectively, the "Project"):
  1. currently refunding the State of Oregon Health, Housing, Educational and Cultural Facilities Authority (now known as Oregon Facilities Authority), Revenue Bonds (Oregon Baptist Retirement Homes – Weidler Retirement Center Project), 1996 Series A, that financed the acquisition and renovation of and improvements to a rental retirement community for seniors known as the Weidler Retirement Center (the "Facility"), located in Portland, Oregon;
  2. improvement, construction, remodeling, renovation and/or expansion of the Facility;
  3. reimbursing the Borrower for the costs of the purchase price of certain real property located adjacent to the Facility at 1824 N.E. 106th Avenue, Portland, Oregon 97220 expected to be used for future expansion; and
  4. paying certain costs of issuance of the Series 2009 Bonds, including credit enhancement costs.
- b. ORS Section 441.550 authorizes the Authority to borrow money and to issue revenue bonds for the purpose of carrying out its powers on such terms as the Board of Directors deems necessary or advisable. The Authority has determined that the execution and delivery of the financing documents described below and the use of the proceeds thereof by the Borrower to finance the Project is necessary and desirable and that such financing

documents and the Project are in the best interest of the citizens of Multnomah County, Oregon.

- c. Section 147(f) of the Code requires that qualified 501(c)(3) bonds be approved by the Chair of the Board of County Commissioners of Multnomah County, Oregon as the chief applicable elected representative of the governmental unit issuing the Series 2009 Bonds and having jurisdiction over the area in which the Project is located.
- d. Section 147(f) of the Code also requires that a public hearing be conducted to provide the opportunity for members of the public to express their view, orally or in writing, regarding the issuance of the Series 2009 Bonds and the Project. The Authorized Representative, as hereinafter defined, conducted a public hearing on March 9, 2009 and has provided a hearing officer's report to the Chair of the Board of County Commissioners. Notice of the public hearing was published February 23, 2009 in *The Oregonian*.
- e. The Authority will issue, sell and secure payment of the Series 2009 Bonds under the following financing documents (collectively, the "Financing Documents"):
  - 1. A Bond Trust Indenture between the Authority and U.S. Bank National Association, as bond trustee (the "Bond Trustee");
  - 2. A Loan Agreement between the Authority and the Borrower;
  - 3. An Official Statement;
  - 4. A Bond Purchase Agreement between the Borrower and Piper Jaffray & Co. as underwriter (the "Underwriter"); and
  - 5. A Deed of Trust, Security Agreement and Assignment of Leases and Rents.
- f. The Series 2009 Bonds will be issued as tax-exempt, variable rate bonds secured by an irrevocable, direct pay letter of credit issued by U.S. Bank National Association (the "Letter of Credit Bank"), pursuant to a Reimbursement Agreement between the Borrower and the Letter of Credit Bank (the "Reimbursement Agreement"). The Borrower may enter into an interest rate swap agreement or other interest rate hedging agreement in connection with all or any portion of the Series 2009 Bonds as described in the Series 2009 Financing Documents. The Borrower intends to enter into certain additional documents with various parties in connection with the issuance of the Series 2009 Bonds that may include, a remarketing agreement and a pledge and security agreement.
- g. The principal of and interest on the Series 2009 Bonds will not constitute a debt of the Authority or Multnomah County, Oregon, nor shall the Series 2009 Bonds be payable from a tax of any nature levied upon any property within Multnomah County, Oregon nor within any other political subdivision of the State of Oregon. The Authority has no taxing power. The Series 2009 Bonds will be payable only from the revenues and resources provided or arranged by the Borrower.

- h. The Board determines that it is in the best interest for the Authority to provide adequate adult congregate care facilities and related services within Multnomah County, Oregon and to proceed with the issuance of the Series 2009 Bonds. Capitalized terms not defined herein shall have the meanings set forth in the Financing Documents.

**The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon Resolves:**

**Section 1.** The Authority does authorize and approve of the provisions of and directs the execution, sale, delivery and issuance by the Authority of the Series 2009 Bonds, in an aggregate principal amount not to exceed \$7,500,000 to finance the Project.

**Section 2.** The Authority designates each of the Chair, Vice Chair, Secretary, the Chief Financial Officer of the County, the County Treasurer or the Authority's designee as "Authorized Representatives," collectively, and as an "Authorized Representative," individually, of the Authority to negotiate the terms and the sale of the Series 2009 Bonds and to determine and designate the dated date, the series designation, the maturity dates and amounts, the interest rates and interest rate modes, the optional and mandatory redemption provisions, with or without premium, if any, and the interest payment dates and such other provisions and terms of the Series 2009 Bonds as are deemed necessary and desirable for the issuance, sale and closing of the Series 2009 Bonds. The Series 2009 Bonds shall be executed by the facsimile signature of the Chair and shall be attested by the facsimile signature of an Authorized Representative of the Authority. The Series 2009 Bonds shall mature not later than December 31, 2034. The Series 2009 Bonds shall be issued or executed in the form as may be approved by the Authorized Representative.

**Section 3.** The Board authorizes the Authorized Representative to review and approve the terms and provisions of the Financing Documents.

**Section 4.** The Authority provides for the establishment of the special funds as set forth in the Financing Documents, to be held in trust as set forth therein. The Authority is obligated to deposit proceeds of the Series 2009 Bonds to the funds as set forth in and as required by the Financing Documents. In addition, the Authority shall provide for the deposit of all of the loan payments payable to the Authority pursuant to the Financing Documents.

**Section 5.** The Authority's pledge for the payment of the Series 2009 Bonds shall be valid and binding from the date of the adoption of this Resolution against any parties having subsequent claims of any kind in tort, contract or otherwise against the Authority, irrespective of whether such parties have actual notice of this pledge. Pursuant to Oregon Revised Statutes Section 441.555(5), this pledge is noted in the Authority's minute book which shall contain this Resolution and which shall be constructive notice thereof to all parties, and neither this Resolution nor other instrument by which a pledge is created need be otherwise recorded, nor shall the filing of any financing statement under the Oregon Uniform Commercial Code be required to perfect such pledge. Any moneys or obligations so pledged and later received by the Authority shall immediately be subject to the lien of the pledge without any physical delivery or further act.

**Section 6.** The Authority authorizes the sale of the Series 2009 Bonds to the Underwriter pursuant to the terms and conditions of the Bond Purchase Agreement as may be approved by the Authorized Representative.

**Section 7.** The Authority directs the Authorized Representative to execute and deliver the Financing Documents in the forms and with such changes as may be approved by the Authorized Representative. The Authority authorizes the performance by the Authority of the obligations and duties on its part as contained in the Financing Documents. Any one or more of the Authorized Representatives shall approve, execute and deliver each of the above-described Financing Documents and such other documents as are necessary to consummate the sale and issuance of the Series 2009 Bonds.

**Section 8.** U.S. Bank National Association, in Portland, Oregon, is designated and approved as the Bond Trustee, Paying Agent and Bond Registrar of the Series 2009 Bonds. The Authority does request and authorize the Bond Registrar to execute the Certificate of Authentication as of the date of delivery of the Series 2009 Bonds. The Paying Agent and Bond Registrar shall maintain a record of the names and addresses of the registered owners of the Series 2009 Bonds. The records of the registered bond ownership are not public records within the meaning of Oregon Revised Statute Section 192.210(4).

**Section 9.** The Authority designates Orrick, Herrington & Sutcliffe LLP as Bond Counsel and Special Counsel to the Authority (collectively, "Bond Counsel") for the Series 2009 Bonds.

**Section 10.** During any time the Series 2009 Bonds are held in a book-entry only system (the "Book-Entry System"), the registered owner of all of the Series 2009 Bonds shall be The Depository Trust Company, New York, New York ("DTC"), and the Series 2009 Bonds shall be registered in the name of Cede & Co., as nominee for DTC. The Authority has entered into a Blanket Issuer Letter of Representations (the "Letter") wherein the Authority represents that it will comply with the requirements stated in DTC's Operational Arrangements as they may be amended from time to time.

**Section 11.** For purposes of compliance by the Underwriters with Rule 15c2-12(b)(1) (the "Rule") of the federal Securities and Exchange Commission, the Authority authorizes the distribution of the Official Statement by the Underwriter, and the Authorized Representatives are authorized to deem the Official Statement as "final" for purposes of the Rule.

**Section 12.** For purposes of compliance with Treasury Regulations Section 1.148-4(h)(2), the Authorized Representatives are authorized to approve, execute and deliver a written certification and "identification" of the interest rate swap or interest rate swaps at the request of the Borrower, as may be necessary in the opinion of Bond Counsel.

**Section 13.** The Series 2009 Bonds may be transferred or subject to exchange, for fully registered Series 2009 Bonds as provided in the Financing Documents. All Series 2009 Bonds issued upon transfer of or in exchange for Series 2009 Bonds shall be valid obligations of the Authority evidencing the same obligation and shall be entitled to the same benefits as the Series 2009 Bonds surrendered for such exchange or transfer. All fees, expenses and charges of the Paying Agent and Registrar shall be payable by the Borrower.

**Section 14.** The Authority may defease the Series 2009 Bonds as provided in the Financing Documents.

**Section 15.** In consideration of the purchase and acceptance of any or all of the Series 2009 Bonds by those who shall own the same from time to time (the "Owners"), the provisions of this Resolution shall be part of the contract of the Authority with the Owners and shall be deemed to be and shall constitute a contract between the Authority and the Owners. The covenants, pledges, and representations contained in this Resolution or in the closing documents executed in connection with the Series 2009 Bonds, including without limitation the Authority's covenants and pledges contained herein, and the other covenants and agreements herein set forth to be performed by or on behalf of the Authority shall be contracts for the equal benefit, protection and security of the Owners, all of which shall be of equal rank without preference, priority or distinction of any Series 2009 Bonds over any other thereof, except as expressly provided in or pursuant to this Resolution.

**Section 16.** The Authorized Representatives, and each of them, are authorized to take such action and to approve, execute or deliver for and on behalf of the Authority such other and additional documents including, but not limited to a tax certificate and agreement, an Internal Revenue Service Information Report (Form 8038), the Reimbursement Agreement, a letter of credit, a remarketing agreement, a written certification and "identification" of any interest rate swap related to the Series 2009 Bonds within the meaning of Treasury Regulations Section 1.148-4(h)(2) at the request of the Borrower in a timely manner, and any documents necessary to obtain credit enhancement or liquidity support for the Series 2009 Bonds, if applicable, all as may be necessary in the opinion of Bond Counsel, for the closing of the issuance and sale of the Series 2009 Bonds. The Authorized Representatives are further authorized to carry out the transactions contemplated by the documents defined in the Financing Documents and as authorized and approved in this Bond Resolution, and to execute and deliver the Financing Documents, the Series 2009 Bonds, the Tax Certificate and Agreement and all other documents hereby authorized, to the respective parties entitled thereto.

ADOPTED and effective this 12th day of March 2009.

**THE HOSPITAL FACILITIES AUTHORITY  
OF MULTNOMAH COUNTY, OREGON**

By \_\_\_\_\_  
Chair

ATTEST:

By \_\_\_\_\_  
Authorized Representative

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Agnes Sowle, County Attorney



**BEFORE THE HOSPITAL FACILITIES AUTHORITY  
OF MULTNOMAH COUNTY, OREGON**

**RESOLUTION NO. 09-026**

Authorizing Approval of the Issuance of Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) by The Hospital Facilities Authority of Multnomah County, Oregon in an Aggregate Principal Amount Not to Exceed \$7,500,000; Designating an Authorized Representative; and Related Matters

**The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon Finds:**

- a. The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon (the "Authority"), a public authority organized and existing pursuant to Oregon Revised Statutes ("ORS") Sections 441.525 to 441.595, inclusive (the "Act"), has received a request from Oregon Baptist Retirement Homes (the "Borrower"), a nonprofit corporation organized and existing under the laws of the State of Oregon and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), to issue, execute and deliver Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project), in an aggregate principal amount not to exceed \$7,500,000 (the "Series 2009 Bonds") to finance the costs of the following projects (collectively, the "Project"):
  1. currently refunding the State of Oregon Health, Housing, Educational and Cultural Facilities Authority (now known as Oregon Facilities Authority), Revenue Bonds (Oregon Baptist Retirement Homes – Weidler Retirement Center Project), 1996 Series A, that financed the acquisition and renovation of and improvements to a rental retirement community for seniors known as the Weidler Retirement Center (the "Facility"), located in Portland, Oregon;
  2. improvement, construction, remodeling, renovation and/or expansion of the Facility;
  3. reimbursing the Borrower for the costs of the purchase price of certain real property located adjacent to the Facility at 1824 N.E. 106th Avenue, Portland, Oregon 97220 expected to be used for future expansion; and
  4. paying certain costs of issuance of the Series 2009 Bonds, including credit enhancement costs.
- b. ORS Section 441.550 authorizes the Authority to borrow money and to issue revenue bonds for the purpose of carrying out its powers on such terms as the Board of Directors deems necessary or advisable. The Authority has determined that the execution and delivery of the financing documents described below and

the use of the proceeds thereof by the Borrower to finance the Project is necessary and desirable and that such financing documents and the Project are in the best interest of the citizens of Multnomah County, Oregon.

- c. Section 147(f) of the Code requires that qualified 501(c)(3) bonds be approved by the Chair of the Board of County Commissioners of Multnomah County, Oregon as the chief applicable elected representative of the governmental unit issuing the Series 2009 Bonds and having jurisdiction over the area in which the Project is located.
- d. Section 147(f) of the Code also requires that a public hearing be conducted to provide the opportunity for members of the public to express their view, orally or in writing, regarding the issuance of the Series 2009 Bonds and the Project. The Authorized Representative, as hereinafter defined, conducted a public hearing on March 9, 2009 and has provided a hearing officer's report to the Chair of the Board of County Commissioners. Notice of the public hearing was published February 23, 2009 in *The Oregonian*.
- e. The Authority will issue, sell and secure payment of the Series 2009 Bonds under the following financing documents (collectively, the "Financing Documents"):
  - 1. A Bond Trust Indenture between the Authority and U.S. Bank National Association, as bond trustee (the "Bond Trustee");
  - 2. A Loan Agreement between the Authority and the Borrower;
  - 3. An Official Statement;
  - 4. A Bond Purchase Agreement between the Borrower and Piper Jaffray & Co. as underwriter (the "Underwriter"); and
  - 5. A Deed of Trust, Security Agreement and Assignment of Leases and Rents.
- f. The Series 2009 Bonds will be issued as tax-exempt, variable rate bonds secured by an irrevocable, direct pay letter of credit issued by U.S. Bank National Association (the "Letter of Credit Bank"), pursuant to a Reimbursement Agreement between the Borrower and the Letter of Credit Bank (the "Reimbursement Agreement"). The Borrower may enter into an interest rate swap agreement or other interest rate hedging agreement in connection with all or any portion of the Series 2009 Bonds as described in the Series 2009 Financing Documents. The Borrower intends to enter into certain additional documents with various parties in connection with the issuance of the Series 2009 Bonds that may include, a remarketing agreement and a pledge and security agreement.
- g. The principal of and interest on the Series 2009 Bonds will not constitute a debt of the Authority or Multnomah County, Oregon, nor shall the Series 2009 Bonds

be payable from a tax of any nature levied upon any property within Multnomah County, Oregon nor within any other political subdivision of the State of Oregon. The Authority has no taxing power. The Series 2009 Bonds will be payable only from the revenues and resources provided or arranged by the Borrower.

- h. The Board determines that it is in the best interest for the Authority to provide adequate adult congregate care facilities and related services within Multnomah County, Oregon and to proceed with the issuance of the Series 2009 Bonds. Capitalized terms not defined herein shall have the meanings set forth in the Financing Documents.

**The Board of Directors of The Hospital Facilities Authority of Multnomah County, Oregon Resolves:**

**Section 1.** The Authority does authorize and approve of the provisions of and directs the execution, sale, delivery and issuance by the Authority of the Series 2009 Bonds, in an aggregate principal amount not to exceed \$7,500,000 to finance the Project.

**Section 2.** The Authority designates each of the Chair, Vice Chair, Secretary, the Chief Financial Officer of the County, the County Treasurer or the Authority's designee as "Authorized Representatives," collectively, and as an "Authorized Representative," individually, of the Authority to negotiate the terms and the sale of the Series 2009 Bonds and to determine and designate the dated date, the series designation, the maturity dates and amounts, the interest rates and interest rate modes, the optional and mandatory redemption provisions, with or without premium, if any, and the interest payment dates and such other provisions and terms of the Series 2009 Bonds as are deemed necessary and desirable for the issuance, sale and closing of the Series 2009 Bonds. The Series 2009 Bonds shall be executed by the facsimile signature of the Chair and shall be attested by the facsimile signature of an Authorized Representative of the Authority. The Series 2009 Bonds shall mature not later than December 31, 2034. The Series 2009 Bonds shall be issued or executed in the form as may be approved by the Authorized Representative.

**Section 3.** The Board authorizes the Authorized Representative to review and approve the terms and provisions of the Financing Documents.

**Section 4.** The Authority provides for the establishment of the special funds as set forth in the Financing Documents, to be held in trust as set forth therein. The Authority is obligated to deposit proceeds of the Series 2009 Bonds to the funds as set forth in and as required by the Financing Documents. In addition, the Authority shall provide for the deposit of all of the loan payments payable to the Authority pursuant to the Financing Documents.

**Section 5.** The Authority's pledge for the payment of the Series 2009 Bonds shall be valid and binding from the date of the adoption of this Resolution against any parties having subsequent claims of any kind in tort, contract or otherwise against the Authority, irrespective of whether such parties have actual notice of this pledge. Pursuant to

Oregon Revised Statutes Section 441.555(5), this pledge is noted in the Authority's minute book which shall contain this Resolution and which shall be constructive notice thereof to all parties, and neither this Resolution nor other instrument by which a pledge is created need be otherwise recorded, nor shall the filing of any financing statement under the Oregon Uniform Commercial Code be required to perfect such pledge. Any moneys or obligations so pledged and later received by the Authority shall immediately be subject to the lien of the pledge without any physical delivery or further act.

**Section 6.** The Authority authorizes the sale of the Series 2009 Bonds to the Underwriter pursuant to the terms and conditions of the Bond Purchase Agreement as may be approved by the Authorized Representative.

**Section 7.** The Authority directs the Authorized Representative to execute and deliver the Financing Documents in the forms and with such changes as may be approved by the Authorized Representative. The Authority authorizes the performance by the Authority of the obligations and duties on its part as contained in the Financing Documents. Any one or more of the Authorized Representatives shall approve, execute and deliver each of the above-described Financing Documents and such other documents as are necessary to consummate the sale and issuance of the Series 2009 Bonds.

**Section 8.** U.S. Bank National Association, in Portland, Oregon, is designated and approved as the Bond Trustee, Paying Agent and Bond Registrar of the Series 2009 Bonds. The Authority does request and authorize the Bond Registrar to execute the Certificate of Authentication as of the date of delivery of the Series 2009 Bonds. The Paying Agent and Bond Registrar shall maintain a record of the names and addresses of the registered owners of the Series 2009 Bonds. The records of the registered bond ownership are not public records within the meaning of Oregon Revised Statute Section 192.210(4).

**Section 9.** The Authority designates Orrick, Herrington & Sutcliffe LLP as Bond Counsel and Special Counsel to the Authority (collectively, "Bond Counsel") for the Series 2009 Bonds.

**Section 10.** During any time the Series 2009 Bonds are held in a book-entry only system (the "Book-Entry System"), the registered owner of all of the Series 2009 Bonds shall be The Depository Trust Company, New York, New York ("DTC"), and the Series 2009 Bonds shall be registered in the name of Cede & Co., as nominee for DTC. The Authority has entered into a Blanket Issuer Letter of Representations (the "Letter") wherein the Authority represents that it will comply with the requirements stated in DTC's Operational Arrangements as they may be amended from time to time.

**Section 11.** For purposes of compliance by the Underwriters with Rule 15c2-12(b)(1) (the "Rule") of the federal Securities and Exchange Commission, the Authority authorizes the distribution of the Official Statement by the Underwriter, and the Authorized Representatives are authorized to deem the Official Statement as "final" for purposes of the Rule.

**Section 12.** For purposes of compliance with Treasury Regulations Section 1.148-4(h)(2), the Authorized Representatives are authorized to approve, execute and deliver a written certification and "identification" of the interest rate swap or interest rate swaps at the request of the Borrower, as may be necessary in the opinion of Bond Counsel.

**Section 13.** The Series 2009 Bonds may be transferred or subject to exchange, for fully registered Series 2009 Bonds as provided in the Financing Documents. All Series 2009 Bonds issued upon transfer of or in exchange for Series 2009 Bonds shall be valid obligations of the Authority evidencing the same obligation and shall be entitled to the same benefits as the Series 2009 Bonds surrendered for such exchange or transfer. All fees, expenses and charges of the Paying Agent and Registrar shall be payable by the Borrower.

**Section 14.** The Authority may defease the Series 2009 Bonds as provided in the Financing Documents.

**Section 15.** In consideration of the purchase and acceptance of any or all of the Series 2009 Bonds by those who shall own the same from time to time (the "Owners"), the provisions of this Resolution shall be part of the contract of the Authority with the Owners and shall be deemed to be and shall constitute a contract between the Authority and the Owners. The covenants, pledges, and representations contained in this Resolution or in the closing documents executed in connection with the Series 2009 Bonds, including without limitation the Authority's covenants and pledges contained herein, and the other covenants and agreements herein set forth to be performed by or on behalf of the Authority shall be contracts for the equal benefit, protection and security of the Owners, all of which shall be of equal rank without preference, priority or distinction of any Series 2009 Bonds over any other thereof, except as expressly provided in or pursuant to this Resolution.

**Section 16.** The Authorized Representatives, and each of them, are authorized to take such action and to approve, execute or deliver for and on behalf of the Authority such other and additional documents including, but not limited to a tax certificate and agreement, an Internal Revenue Service Information Report (Form 8038), the Reimbursement Agreement, a letter of credit, a remarketing agreement, a written certification and "identification" of any interest rate swap related to the Series 2009 Bonds within the meaning of Treasury Regulations Section 1.148-4(h)(2) at the request of the Borrower in a timely manner, and any documents necessary to obtain credit enhancement or liquidity support for the Series 2009 Bonds, if applicable, all as may be necessary in the opinion of Bond Counsel, for the closing of the issuance and sale of the Series 2009 Bonds. The Authorized Representatives are further authorized to carry out the transactions contemplated by the documents defined in the Financing Documents and as authorized and approved in this Bond Resolution, and to execute and deliver the Financing Documents, the Series 2009 Bonds, the Tax Certificate and Agreement and all other documents hereby authorized, to the respective parties entitled thereto.

ADOPTED and effective this 12th day of March 2009.

**THE HOSPITAL FACILITIES AUTHORITY  
OF MULTNOMAH COUNTY, OREGON**

By \_\_\_\_\_

Chair

ATTEST:

By \_\_\_\_\_

Authorized Representative

REVIEWED:

**AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON**

By \_\_\_\_\_

Agnes Sowle, County Attorney



**Office of Chair Ted Wheeler**  
**MULTNOMAH COUNTY OREGON**

**501 SE Hawthorne, Suite 600**  
**Portland, Oregon 97214**  
**(503) 988-3308 phone**  
**(503) 988-3093 fax**

**APPROVAL OF CHAIR**

**REGARDING ISSUANCE OF REVENUE AND REFUNDING BONDS, SERIES  
2009**

**(OREGON BAPTIST RETIREMENT HOMES PROJECT) BY  
THE HOSPITAL FACILITIES AUTHORITY OF  
MULTNOMAH COUNTY, OREGON**

I, the undersigned Chair of the Board of County Commissioners of Multnomah County, Oregon, have been advised that Mindy L. Harris, as Chief Financial Officer, and as a hearings official for Multnomah County, Oregon, has conducted a public hearing on Monday, March 9, 2009, after reasonable public notice, as to the issuance by The Hospital Facilities Authority of Multnomah County, Oregon (the "Authority"), of Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) (the "Series 2009 Bonds"), in an aggregate principal amount not to exceed \$7,500,000 to finance projects at Oregon Baptist Retirement Homes located in Portland, Oregon.

I was elected as a Commissioner to the Board of County Commissioners of Multnomah County, Oregon by the voters at an election held on May 16, 2006, and remain the Chair as of this day. I took the oath of office on January 1, 2007, and my term expires December 31, 2010.

I have received and reviewed the Public Hearing Report from the Hearings Official, a copy of which is attached hereto, advising me of the events occurring at the public hearing. After due consideration and pursuant to the requirements and provisions of Section 147(f) of the Internal Revenue Code of 1986, and acting as the "chief elected official" of Multnomah County, Oregon, I approve of the issuance of the Series 2009 Bonds by the Authority.

DATED and approved this 12 day of March 2009.



**MULTNOMAH COUNTY, OREGON**

  
\_\_\_\_\_  
Ted Wheeler, Chair

**PUBLIC HEARING REPORT TO THE  
BOARD OF COUNTY COMMISSIONERS OF  
MULTNOMAH COUNTY, OREGON**

**RE: Public Hearing Regarding  
The Hospital Facilities Authority of Multnomah County, Oregon  
Revenue and Refunding Bonds, Series 2009  
(Oregon Baptist Retirement Homes Project)**

On March 9, 2009, the undersigned Chief Financial Officer of Multnomah County, Oregon conducted a public hearing at 11:00 a.m. in the Platinum Room, Fifth Floor of the Multnomah Building, 501 S.E. Hawthorne Blvd., Portland, Oregon 97214 pursuant to the provisions of Section 147(f) of the Internal Revenue Code of 1986. The Board of County Commissioners of Multnomah County, Oregon (the "Board") has designated the Chief Financial Officer as the hearings official (the "Hearings Official") to conduct such hearing for and on behalf of the Board.

Notice of the public hearing was published February 23, 2009 in *The Oregonian*. The purpose of the public hearing was to receive oral or written comments from the public regarding the proposed issuance, sale, execution and delivery of The Hospital Facilities Authority of Multnomah County, Oregon (the "Authority"), Revenue and Refunding Bonds, Series 2009 (Oregon Baptist Retirement Homes Project) (the "Series 2009 Bonds"), in an aggregate principal amount not to exceed \$7,500,000, to finance projects at Oregon Baptist Retirement Homes.

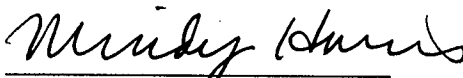
At 11:05 a.m. the Hearings Official convened the public hearing and requested any oral or written comments.

No comments, written or oral, were submitted to the Hearings Official other than comments of representatives of Orrick, Herrington & Sutcliffe LLP, Bond Counsel and Special Counsel to the Authority. At approximately 11:15 a.m. the hearing was closed.

Respectfully submitted, -----

**MULTNOMAH COUNTY, OREGON**

By: \_\_\_\_\_

  
Hearings Official

DATED: March 9, 2009.





# MULTNOMAH COUNTY

## AGENDA PLACEMENT REQUEST (revised 09/22/08)

APPROVED : MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-2 DATE 3/12/09  
ANA KARNES, ASST BOARD CLERK

### Board Clerk Use Only

Meeting Date: 03/12/09  
Agenda Item #: R-2  
Est. Start Time: 9:35 AM  
Date Submitted: 03/04/09

**NOTICE OF INTENT to Submit a Proposal to the Health Resources and  
Agenda Services Administration Ryan White Part C Capacity Development Grant  
Title: Competition**

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date:	<u>March 12, 2009</u>	Amount of Time Needed:	<u>5 mins</u>
Department:	<u>Health</u>	Division:	<u>Integrated Clinical Services</u>
Contact(s):	<u>Nicole Hermanns, Jodi Davich</u>		
Phone:	<u>503-988-3663</u>	Ext.	<u>26314</u>
	I/O Address:		<u>160/9</u>
Presenter(s):	<u>Jodi Davich, Nicole Hermanns</u>		

### General Information

#### 1. What action are you requesting from the Board?

Authorize the Director of the Health Department to submit a proposal to the Health Resources and Services Administration to request one-time funding in the amount of approximately \$100,000 to support the Building Better Care for HIV Patients project.

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

The Health Department's HIV Health Services Center (HIV Clinic) serves the Portland metropolitan area. The HIV Clinic provides comprehensive, specialized medical care and support services designed to address the chronic, complex needs of low income and uninsured persons living with HIV from early diagnosis to advanced illness (AIDS). Services include outpatient medical care (including on-site Hep C treatment and high resolution anoscopy), mental health and substance abuse counseling, case management, health education, HIV prevention and risk reduction support, and treatment adherence counseling. Access to and use of HIV medications is optimized by clinical pharmacy services such as patient focused education and adherence support. We offer on-site chronic disease self management workshops and peer mentoring. Because of the infectious nature of

HIV and public health mandates, the clinic integrates HIV prevention messages into all aspects of service delivery. The clinic is supported by an active Client Advisory Board and a well established network of HIV social services providers.

The number of persons living with AIDS in the metropolitan area has increased 12% over the past three years which has fueled a continuing public health problem. The majority of new cases are among low-income, uninsured populations. The HIV Clinic serves almost 1 out of 4 persons living with HIV in the greater Portland area. Clinic clients have high rates of substance abuse (29%) and mental illness (56%). Our clients are overwhelmingly low income (75 % < 100 FPL and 95% < 200 FPL) and experience high rates of homelessness (17%). 31% of clients are persons of color, and 16% are limited English speakers. The patient population is aging, and the average number of diagnoses has increased steadily from an average of 6.7 diagnoses per client in 1995 to an average of 9.2 diagnoses per client in 2007.

The Multnomah County Health Department began rolling out its Building Better Care (BCC) initiative in Spring 2007 in partnership with CareOregon. The aim of this initiative is to ensure that each patient receives safe, effective, person-centered, timely, efficient and equitable services that they need and want to produce the best possible health outcomes. The goal of Building Better Care is "to develop team-based care design, to achieve service delivery that is proactive, patient centered, service oriented, accessible and cost effective. The work includes defining provider panel structure, composition and management, developing a care team model including integration of behavioral health, streamlining access to care, reducing barriers and improving customer service".

In September 2007, the HIV Clinic was asked to have one of its provider teams join the Building Better Care (BBC) collaborative. As a result of piloting BBC, the team has seen improvements in health maintenance goals such as annual cervical PAPs and depression screening. The team is also responding more effectively to walk in visits and telephone triage. Based on these positive findings, the HIV Clinic began the initial roll out of BBC with the other provider teams in Fall 2008. Grant funds are being sought to support training and administrative issues associated with implementing BCC throughout the clinic.

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

We will request up to \$100,000 for a one-year project. This is a one-time only request.

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

None.

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

None.

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## ATTACHMENT A

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### Grant Application/Notice of Intent

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

- **Who is the granting agency?**

Health Resources and Services Administration (HRSA)

- **Specify grant (matching, reporting and other) requirements and goals.**

This competitive grant is focused on organizational infrastructure development related to the delivery or improvement of HIV primary care services. The goal of the proposed project is to support the implementation of Building Better Care in the HIV Health Services Center (HSSC). The grant funds can not be used for direct services to clients. There is no matching requirement. The project objectives are:

- Develop a HIV primary care team model which maximizes the contribution of each care team member and supports the relationship with the patient
- Integrate behavioral health into primary care so that patients have access to behavioral health support at the time of the visit with the provider
- Develop strategies for effective panel management so that care is proactive and planned with a focus on prevention and effective chronic disease management
- Reduce barriers to care by improving and streamlining access to care
- Implement client focused systems and processes which consider client/family preferences
- Provide training and resources that will enhance team members confidence and core competencies
- Develop measurement systems for ongoing evaluation
- Implement short and long term strategies that will enable individual primary care teams to sustain the gains and improvements achieved

- **Explain grant funding detail – is this a one time only or long term commitment?**

We will request up to \$100,000 to support staff time and training resources associated with implementing BCC at the HHSC. This is a one time only commitment.

- **What are the estimated filing timelines?**

The grant application is due on March 16, 2009.

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

The grant covers a one-year period from 9/1/2009 – 8/31/2010.

- **When the grant expires, what are funding plans?**

This is a short-term project. The need for additional funding related to this project is not anticipated.

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

These costs, and any facilities/internal services costs that are not currently budgeted for, will be covered by the grant.

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## ATTACHMENT B

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### Required Signatures

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Elected Official or  
Department/  
Agency Director:

*Lillian Shirley*

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Date: 03/03/09

---

Budget Analyst:

*Angela Burdine*

---

Date: 03/04/09

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# MULTNOMAH COUNTY

## AGENDA PLACEMENT REQUEST (revised 09/22/08)

APPROVED : MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-3 DATE 3/12/09  
ANA KARNES, ASST BOARD CLERK

### Board Clerk Use Only

Meeting Date: 03/12/09  
Agenda Item #: R-3  
Est. Start Time: 9:40 AM  
Date Submitted: 03/03/09

**Agenda Title:** NOTICE OF INTENT to Apply for the U.S. Dept. of Justice "Comprehensive Approaches to Sex Offender Management (CASOM) Training and Technical Assistance Program" Grant in the Amount of \$200,000 for the Department of Community Justice Juvenile Services Division

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date: March 12, 2009 Amount of Time Needed: 05 minutes  
Department: Department of Community Justice Division: Juvenile Services Division  
Contact(s): Thach Nguyen  
Phone: 503-988-5635 Ext. N/A I/O Address: 311/JDH  
Presenter(s): Steve Walker, Thanh Dang, Thuy Vanderlinde

### General Information

#### 1. What action are you requesting from the Board?

The Department of Community Justice (DCJ) requests approval to apply for a federal grant from the U.S. Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking in the amount of \$200,000 for a 24-month period under the "Comprehensive Approaches to Sex Offender Management (CASOM) Training and Technical Assistance Program."

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

The US Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking offers funding under the CASOM program to assist state and local jurisdictions in establishing comprehensive strategies to manage sex offenders under community supervision.

The new sex offender registration and notification requirements set forth by the U.S. Congress are to be implemented by all jurisdictions by July 27, 2009. The Department of Community Justice - Juvenile Services Division (JSD) would like to apply for this training grant to ensure the Department's compliance with the new federal regulations.

This new funding stream would affect the existing Safety Program Offer #50017 – Juvenile Sex Offender Probation Supervision.

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

DCJ is requesting \$200,000 to be spent from October 1, 2009 to September 30, 2011. This includes \$182,916 in Direct expenses and \$17,084 in Central and Departmental Indirect expenses. Up to 20 percent of grant funds may be used to support assessment and planning activities with the remaining funds supporting development and implementation of a training program.

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

DCJ/JSD is required to be in compliance with the Sex Offender Registration and Notification Act (SORNA). Local standardized practices and policies will need to be reviewed and revised to reflect the mandates as it applies to DCJ/JSD.

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

DCJ/JSD will develop a training plan collaboratively with our service providers and stakeholders, such as Oregon Youth Authority, Department of Human Services, community treatment providers, and local law enforcement agencies, including collaboration requirements outlined by the grant to ensure all Juvenile Court Counselors and identified staff receive appropriate training. The training plan will include activities that address SORNA compliance as it applies to local jurisdiction and include one or more of the following:

- Training on sex offender registry and compliance laws, policies, and procedures.
- Training on compliance with legislative changes to include SORNA implementation at the state, local or tribal level.
- Training on establishing a multi-disciplinary sex offender management team, including sex offender registration, monitoring and apprehension units.
- Training on the implementation and use of monitoring equipment and other technologies.
- Training on effective supervision, management and monitoring strategies.

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## ATTACHMENT A

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### Grant Application/Notice of Intent

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

- **Who is the granting agency?**

The US Department of Justice, Office of Justice Programs, Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking under CASOM.

- **Specify grant (matching, reporting and other) requirements and goals.**

No matching funds are required. Reporting requirements include the following:

Program Goals	Performance Measures	Data Grantee Provides
Ensure effective monitoring and SORNA-compliant registration procedures of non-incarcerated sex offenders through provision of sex offender management and accountability training.	Total number of community supervision personnel or other staff throughout the jurisdiction who received sex offender management training during the reporting period. Percentage of pre- and post-TA/course evaluations demonstrating self-reported improvement in understanding the strategies to address the management and supervision of sex offenders in the community.	Total number of community supervision personnel or other staff throughout the jurisdiction who received sex offender management training during the reporting period. Total number of training sessions provided during the reporting period. Number of pre- and post-TA/course evaluations demonstrating self-reported improvement in understanding the strategies to address the management of sex offenders in the community. Total number of pre- and post-TA/course evaluations submitted.

- **Explain grant funding detail – is this a one time only or long term commitment?**

This is a one-time only commitment. Grants will be up to \$200,000 for each agency for a grant period of up to 24 months.

- **What are the estimated filing timelines?**

The grant application is due 03/18/2009.

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

10/01/2009 through 09/30/2011.

- **When the grant expires, what are funding plans?**

When the grant expires, the training program will be completed. Regular county training dollars may be used for on-going professional development training.

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

All overhead costs will be covered through the grant.

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## ATTACHMENT B

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### Required Signatures

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Elected Official or  
Department/  
Agency Director:

*Shirley Ann Taylor for Scott Taylor*

Date: 02/25/09

Budget Analyst:

*[Signature]*

Date: 03/03/09





# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (revised 09/22/08)

**Board Clerk Use Only**

**Meeting Date:** 03/12/09  
**Agenda Item #:** R-4  
**Est. Start Time:** 9:45 AM  
**Date Submitted:** 03/03/09

**Agenda Title:** RESOLUTION Establishing Fees and Charges for Chapter 17, Community Justice, of the Multnomah County Code and Repealing Resolution No. 08-100

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

**Requested Meeting Date:** March 12, 2009  
**Amount of Time Needed:** 10 minutes  
**Department:** Dept. of Community Justice  
**Division:** Juvenile Services Division - Family Court Services  
**Contact(s):** Janice Ashe  
**Phone:** 503-988-3189 Ext. 22195  
**I/O Address:** 101 / 3 / 350  
**Presenter(s):** Janice Ashe & Dave Koch

## General Information

### 1. What action are you requesting from the Board?

The Department of Community Justice recommends approval of the attached resolution which increases the Domestic Relations Filing Fees that support domestic relations Mediation and Conciliation Services provided by DCJ – Family Court Services, 12% for FY 2010 and 6% per year through FY 2013. This will increase the FY 2010 filing fee for Annulment or Separation, Dissolution, Filiation, Custody or Support of a Child or Modification from \$200 to \$224 and the response from \$100 to \$112; expedited parenting time enforcement petition from \$41 to \$46 and the response from \$50 to \$56; and the child custody evaluation case opening fee from \$150 to \$168.

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

ORS 21.112 enables counties to establish domestic relations filing fees in order to support the provision of court-connected mediation services. Through the collection of Multnomah County filing fees, Family Court Services (FCS) provides mediation to approximately 950 families per year at no charge to the families.

FCS receives no other funding for these services and is solely dependent on filing fees for revenue.

The cost of providing these services increases each year, and at the same time, the number of filings has remained constant. Without a rate increase, this will create a deficit in revenue for FY 2010 and beyond.

Mediation cases presenting to FCS increased 27% in the past calendar year. In addition FCS staff will provide victim-offender mediation services to approximately 40 youth served by DCJ-JSD in order to save CGF expenditures. Without a fee increase, the revenue deficit projected for FY 2010 would necessitate a reduction in staff up to one full time service provider at a time when the community is accessing FCS' services at a significantly higher rate and the program has taken on additional workload.

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

The proposed revision will increase revenue by approximately \$97,834 in FY 2010 which will still leave a deficit of approximately \$28,000. This deficit will be offset by reducing a 0.80 FTE to a 0.50 FTE. FY 2011-2013 revenues will increase an average of \$58,000 per year until such time as fees need to be reassessed.

Currently, ORS 21.682(2) provides relief in the form of waivers and deferrals for all County residents who meet income guidelines. Only County residents with the income ability to pay Court fees will be impacted.

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

Below is the language of ORS 21.112 that provides authority to counties for the collection of domestic relations filing fees:

**21.112 Additional fee for conciliation, mediation and other services and programs in certain domestic relations cases.** (1) The clerk of the court shall collect at the time a proceeding described in subsection (4) of this section is filed a fee in an amount determined by the governing body of the county to be necessary in the particular type of case, in addition to any other funds used therefore, to pay the expenses of providing:

- (a) Mediation under ORS 107.755 to 107.795;
- (b) Conciliation services under ORS 107.510 to 107.610;
- (c) Expedited parenting time enforcement under ORS 107.434;
- (d) Education programs under ORS 3.425;
- (e) Investigations, evaluations, examinations and referrals for services under ORS 107.425; and
- (f) Any other program or service to which parties may be referred or that may be ordered by that court, including programs or services established to assist the court or a family in a domestic relations case if the presiding judge for the judicial district has approved the program or service.

(2) Before approving the provision of any program or service under subsection (1)(d) to (f) of this section, the presiding judge shall evaluate:

- (a) The need for programs and services described in subsection (1)(a) to (c) of this section and the appropriate level of funding for those programs and services; and
- (b) The impact on funding for the programs and services described in subsection (1)(a) to (c) of this section that would result from providing a program or service under subsection (1)(d) to (f) of this section.

(3) The fees provided for in this section are in addition to all other fees that are collected

by the clerk at the time the proceeding is filed. Fees collected under this section shall be paid, in the manner determined by the State Court Administrator, to the appropriate officer of the county within the first 25 days of the month following the month in which collected. The fees shall be used by the county to pay the expenses specified in subsection (1) of this section.

(4) The additional fee established by this section shall be collected by the clerk:

(a) In the following proceedings:

(A) Proceedings for dissolution of marriage, annulment of marriage or separation.

(B) Filiation proceedings under ORS 109.124 to 109.230.

(C) Proceedings to determine custody or support of a child under ORS 109.103.

(D) Proceedings for modifications of orders issued under subparagraphs (A) to (C) of this paragraph.

(E) Proceedings under ORS 107.434.

(b) For responses in any of the proceedings listed in paragraph (a) of this subsection.

[1963 c.434 §11; 1971 c.280 §20; 1975 c.607 §2; 1979 c.833 §4; 1981 c.835 §1; 1981 s.s. c.3 §70; 1983 c.671 §6; 1983 c.763 §38; 1985 c.412 §1; 1995 c.273 §9; 1997 c.475 §§5,5a; 1999 c.59 §11; 2001 c.394 §1; 2003 c.737 §107]

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

The Chief Judge of the Multnomah County Family Court and Trial Court Administrator support this request. The presiding Judge of the Fourth Judicial Circuit Court created additional opportunities for litigants to defer Court fees through Presiding Judge Memo dated January 2, 2008.

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**Required Signature**

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



**Date:** 03/03/09

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Establishing Fees and Charges for Chapter 17, Community Justice, of the Multnomah County Code and Repealing Resolution No. 08-100

**The Multnomah County Board of Commissioners Finds:**

- a. Chapter 17, Community Justice, of the Multnomah County Code provides that the Board shall establish certain fees and charges by resolution.
- b. On July 10, 2008, the Board adopted Resolution 08-100 updating the fees for MCC Chapter 17.
- c. As mediation cases presented to DCJ Family Court Services have increased 27% in the past calendar year, it is necessary to increase the domestic relations filing fees that support these services.
- d. All other fees established by Resolution 08-100 remain the same.

**The Multnomah County Board of Commissioners Resolves:**

1. The fees and charges for Chapter 17, Community Justice, of the Multnomah County Code are set as follows:

Section 17.003. ALTERNATIVE COMMUNITY SERVICE; FEE.

Multnomah County community corrections shall charge a fee of \$35.00 to any offender sentenced to a community service sentence of 40 hours or more. In the case of documented indigence, the fee shall be waived. All fees collected under this section shall be used to fund services provided by the alternative community service program. An offender under obligation to repay may petition the sentencing court for waiver of the fee under conditions of manifest hardship. No offender may be held in contempt for failure to pay if the default is not attributable to intentional refusal to pay.

Section 17.100. CONCILIATION SERVICE FEE.

A fee of \$10.00 shall be charged for the issuance of a marriage license or registering a Declaration of Domestic Partnership under the Oregon Family Fairness Act in addition to the fees prescribed in ORS 205.320. Fees collected pursuant to this section shall be used to finance the cost of conciliation services provided under ORS 107.510 to 107.610.

Section 17.101. DOMESTIC RELATIONS SUIT; FILING FEE.

(A) The Multnomah County portion of the fee for filing a domestic relations suit in the circuit court of Multnomah County shall be:

Annulment or Separation, Dissolution, Filiation, Custody or Support of a Child or Modification:	7/1/2010— 6/30/2011	7/1/2011— 6/30/2012	7/1/2012— 6/30/2013	7/1/2013— 6/30/2014
Filing	\$224	\$237	\$252	\$267
Response	\$112	\$119	\$126	\$133
Expedited parenting time enforcement petition:				
Filing	\$46	\$49	\$52	\$55
Response	\$56	\$59	\$63	\$67

Total receipts from these filings shall be utilized to fund conciliation and mediation services provided by the family court services division.

(B) A child custody evaluation case-opening fee shall be assessed in domestic relations suits in the circuit court of Multnomah County involving minor children, at the time court ordered custody investigation is instituted. Both parties to the suit are responsible for payment of the fee. The fee may be assessed as costs at the time of the decree and shall be:

Child Custody Evaluation Case-Opening Fee	7/1/2010— 6/30/2011	7/1/2011— 6/30/2012	7/1/2012— 6/30/2013	7/1/2013— 6/30/2014
	\$168	\$178	\$189	\$200

(1) Total receipts from the case-opening fee shall be utilized to fund the Family Court Services Division. Persons eligible for legal aid counsel may have the custody evaluation case-opening fee deferred, upon application to and approval of the director of Family Court Services, or that person's designee.

(2) The director of Family Court Services shall establish written criteria to be used in reviewing application for fee deferral, consistent with local court rules regarding deferral of filing fees.

Section 17.102. PARENTING EDUCATION PROGRAM; FEE FOR PARTICIPATION.

(A) A fee of \$70.00 shall be collected from each parent participating in the parenting education program of the Department of Community Justice, Family Court Services. However, if registration occurs within 60 days of the date of filing an action, or 60 days after service is received, the fee shall be reduced to \$55.00.

Program attendance may be rescheduled as follows:

- if notice is given at least 24 hours prior to the start of the registered program, no additional fee is assessed;
- if less than 24 hours notice is given, a \$25.00 rescheduling fee is assessed.

- if no notice is given, the rescheduling fee is \$70.00.

Fees collected pursuant to this section shall be used to finance the cost of the Parent Education Program.

(B) The Department of Community Justice, Family Court Services shall establish policy and procedures whereby persons who are in financial difficulty may apply for a deferral of the fee, a waiver of the fee, or both.

2. SUPERVISION FEE. The Supervision Fee set by the County, as the supervising community corrections program under OAR 255-065-0020, is \$35.00.
3. INTERSTATE COMPACT APPLICATION FEE. The Application Fee set by the County for each transfer application prepared under the Interstate Compact for Adult Offender Supervision (OAR 291-180-0465), is \$50.
4. Resolution 08-100 is repealed and this resolution takes effect on July 1, 2009.

ADOPTED this 12th day of March 2009.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

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Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Jacqueline A. Weber, Assistant County Attorney

SUBMITTED BY:

Scott Taylor, Director of the Department of Community Justice

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 09-027**

Establishing Fees and Charges for Chapter 17, Community Justice, of the Multnomah County Code and Repealing Resolution No. 08-100

**The Multnomah County Board of Commissioners Finds:**

- a. Chapter 17, Community Justice, of the Multnomah County Code provides that the Board shall establish certain fees and charges by resolution.
- b. On July 10, 2008, the Board adopted Resolution 08-100 updating the fees for MCC Chapter 17.
- c. As mediation cases presented to DCJ Family Court Services have increased 27% in the past calendar year, it is necessary to increase the domestic relations filing fees that support these services.
- d. All other fees established by Resolution 08-100 remain the same.

**The Multnomah County Board of Commissioners Resolves:**

1. The fees and charges for Chapter 17, Community Justice, of the Multnomah County Code are set as follows:

Section 17.003. ALTERNATIVE COMMUNITY SERVICE; FEE.

Multnomah County community corrections shall charge a fee of \$35.00 to any offender sentenced to a community service sentence of 40 hours or more. In the case of documented indigence, the fee shall be waived. All fees collected under this section shall be used to fund services provided by the alternative community service program. An offender under obligation to repay may petition the sentencing court for waiver of the fee under conditions of manifest hardship. No offender may be held in contempt for failure to pay if the default is not attributable to intentional refusal to pay.

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(A) The Multnomah County portion of the fee for filing a domestic relations suit in the circuit court of Multnomah County shall be:

Annulment or Separation, Dissolution, Filiation, Custody or Support of a Child or Modification:	7/1/2010— 6/30/2011	7/1/2011— 6/30/2012	7/1/2012— 6/30/2013	7/1/2013— 6/30/2014
Filing	\$224	\$237	\$252	\$267
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Expedited parenting time enforcement petition:				
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Total receipts from these filings shall be utilized to fund conciliation and mediation services provided by the family court services division.

(B) A child custody evaluation case-opening fee shall be assessed in domestic relations suits in the circuit court of Multnomah County involving minor children, at the time court ordered custody investigation is instituted. Both parties to the suit are responsible for payment of the fee. The fee may be assessed as costs at the time of the decree and shall be:

Child Custody Evaluation Case-Opening Fee	7/1/2010— 6/30/2011	7/1/2011— 6/30/2012	7/1/2012— 6/30/2013	7/1/2013— 6/30/2014
	\$168	\$178	\$189	\$200

(1) Total receipts from the case-opening fee shall be utilized to fund the Family Court Services Division. Persons eligible for legal aid counsel may have the custody evaluation case-opening fee deferred, upon application to and approval of the director of Family Court Services, or that person's designee.

(2) The director of Family Court Services shall establish written criteria to be used in reviewing application for fee deferral, consistent with local court rules regarding deferral of filing fees.

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(A) A fee of \$70.00 shall be collected from each parent participating in the parenting education program of the Department of Community Justice, Family Court Services. However, if registration occurs within 60 days of the date of filing an action, or 60 days after service is received, the fee shall be reduced to \$55.00.

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- if less than 24 hours notice is given, a \$25.00 rescheduling fee is assessed.



- if no notice is given, the rescheduling fee is \$70.00.

Fees collected pursuant to this section shall be used to finance the cost of the Parent Education Program.

(B) The Department of Community Justice, Family Court Services shall establish policy and procedures whereby persons who are in financial difficulty may apply for a deferral of the fee, a waiver of the fee, or both.

2. SUPERVISION FEE. The Supervision Fee set by the County, as the supervising community corrections program under OAR 255-065-0020, is \$35.00.
3. INTERSTATE COMPACT APPLICATION FEE. The Application Fee set by the County for each transfer application prepared under the Interstate Compact for Adult Offender Supervision (OAR 291-180-0465), is \$50.
4. Resolution 08-100 is repealed and this resolution takes effect on July 1, 2009.

ADOPTED this 12th day of March 2009.

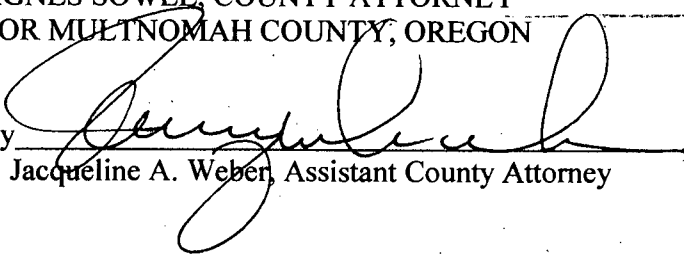


BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Jacqueline A. Weber, Assistant County Attorney

SUBMITTED BY:

Scott Taylor, Director of the Department of Community Justice



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (revised 09/22/08)

## Board Clerk Use Only

Meeting Date: 03/12/09  
Agenda Item #: R-5  
Est. Start Time: 9:50 AM  
Date Submitted: 03/02/09

**Agenda Title:** First Reading of a Special ORDINANCE Designating Disposition of Tax Foreclosed Property and Declaring an Emergency

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date: March 12, 2009 Amount of Time Needed: 5 minutes  
Department: Non-Departmental Division: County Attorney  
Contact(s): Gary Thomas, Tax Title  
Phone: 503-988-3590 Ext. 22591 I/O Address: 503/1/Tax Title  
Presenter(s): Gary Thomas and Matt Ryan

## General Information

### 1. What action are you requesting from the Board?

Approve first reading of the special ordinance authorizing repurchase of a tax foreclosed property by the estate of the former owner David M Bridges.

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

On September 25th, 2006 judgment was entered in Multnomah County Circuit Court foreclosing the property tax liens against certain real property described as: Lots 50 and 51 Block 7; Lee-Bow Park (the Property). On September 26, 2008 the County Tax Collector deeded all right, title and interest in the Property to Multnomah County as authorized under ORS 312.200.

On October 7, 2008 County's Tax Title Division sent a letter to the former owner of record, David M. Bridges, advising him of his rights to repurchase the tax foreclosed property under Multnomah County Code (MCC) Chapter 7. The letter stated that he must repurchase or vacate the property by November 14th, 2008.

Contrary to the direction to vacate, Mr. Bridges continued to occupy the Property. In late November 2008, the Tax Title Office learned from the City of Portland that Mr. Bridges had died in the

hospital. Mr. Bridges was hospitalized after being taken from the Property as the result of a fire at the site that occurred on November 22, 2008. The fire seriously damaged the house and its contents, to the extent that it is now uninhabitable. The initially reported cause of the fire was smoker's carelessness.

Since Mr. Bridges death, the County has been contacted by his Probate Estate and its Attorney, Lloyd Summers. The Estate now wishes to repurchase the Property from the County.

Under ORS 275.180, the minimum price for which the County can sell the property back to the former owner is not less than the amount of taxes and interest accrued and charged against the property. The County has previously allowed under ORS 275.180 authority; for the sale of tax foreclosed property to the estate or legal heirs of deceased former owners on the premise that the rights of the deceased former owner vest in the decedent's estate.

Although the timeline for repurchase, as provided under MCC 7.402 has passed; Tax Title recommends the Board approve this Special Ordinance allowing the repurchase because the public interest is best served by allowing Mr. Bridges Estate to repurchase the property as opposed to the County taking on the obligations and the oversight and ultimate disposition of this property.

ORS 307.100 requires the payment of all local assessments and liens prior to repurchasing tax foreclosed real property from the County.

In the interest of fairness and to prevent potential challenges to the disposition of the property, the Board believes it to be in the best interests of the County to approve this Special Ordinance and remove this property from consideration for alternative disposition under MCC Chapter 7 and authorize the repurchase of the property by David M. Bridges Estate.

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

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

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

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

See discussion above in No. 2.

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

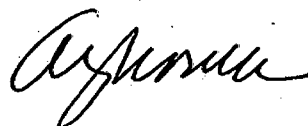
City Liens will be paid in full by the Estate of David M. Bridges.

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**Required Signature**

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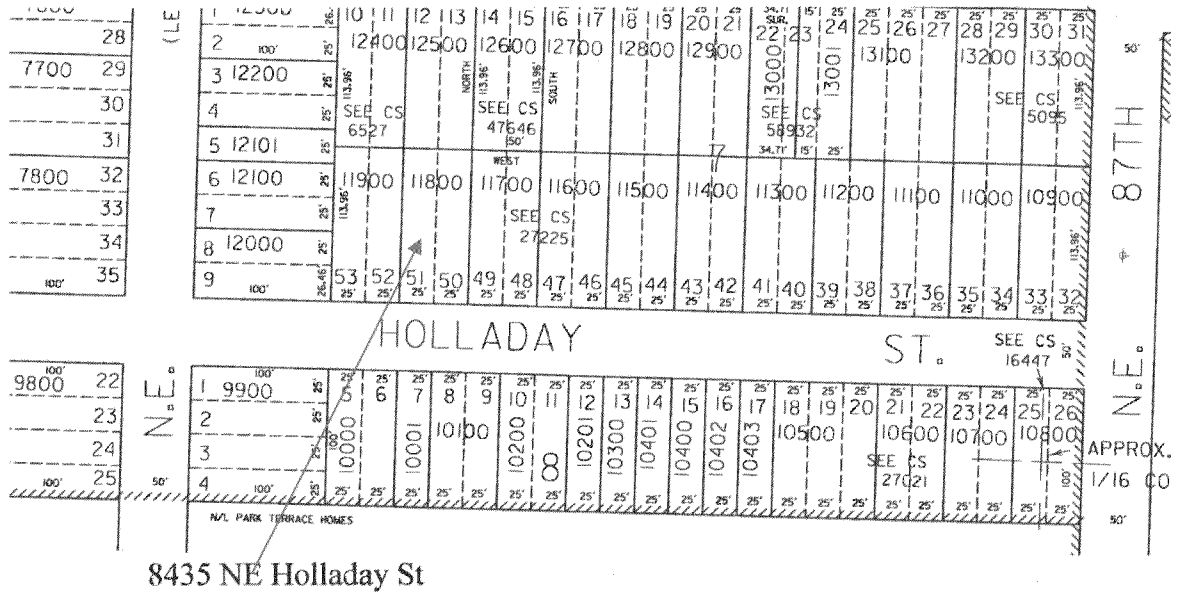
Elected Official or  
Department/  
Agency Director:



Date: 2/17/2009

# EXHIBIT A

R205544



## LEGAL DESCRIPTION: R205544

**ASSESSED VALUE:** \$168,140

**\$16,916.97**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. \_\_\_\_\_

Special Ordinance Designating Disposition of Tax Foreclosed Property and Declaring an Emergency

**The Multnomah County Board of Commissioners Finds:**

- a. On September 25th, 2006 judgment was entered in Multnomah County Circuit Court foreclosing the property tax liens against certain real property described as:

**Lots 50 and 51 Block 7      Lee-Bow Park**

(the "Property"). On September 26, 2008 the County Tax Collector deeded all right, title and interest in the Property to Multnomah County as authorized under ORS 312.200. The Property was improved with a small older one story house.

- b. On October 7, 2008 County's Tax Title Division (Tax Title) sent a letter to the former owner of record, David M. Bridges, advising him of his rights to repurchase the tax foreclosed property under Multnomah County Code (MCC) Chapter 7. The letter stated that he must repurchase or vacate the property by November 14th, 2008. Tax Title received no response to the October 7, 2008 letter.
- c. Contrary to the direction to vacate, Mr. Bridges continued to occupy the Property. In late November 2008, the Tax Title Office learned from the City of Portland that Mr. Bridges had died in the hospital. Mr. Bridges was hospitalized after being taken from the Property as the result of a fire at the site that occurred on November 22, 2008. The fire seriously damaged the house and its contents, to the extent that it is now uninhabitable. The initially reported cause of the fire was smoker's carelessness.
- d. Since Mr. Bridges death, the County has been contacted by his Probate Estate and its Attorney, Lloyd Summers. The Estate now wishes to repurchase the Property from the County.
- e. Under ORS 275.180, the minimum price for which the County can sell the property back to the former owner is not less than the amount of taxes and interest accrued and charged against the property. The County has previously allowed, under ORS 275.180 authority, for the sale of tax foreclosed property to the estate or legal heirs of deceased former owners on the premise that the rights of the deceased former owner vest in the decedent's estate.
- f. Although the timeline for repurchase, as provided under MCC 7.402 has passed; Tax Title recommends the Board approve this Special Ordinance allowing the repurchase because the public interest is best served by allowing the Estate of David M. Bridges to repurchase the property as opposed to the County taking on the obligations, the oversight and ultimate disposition of this property.
- g. ORS 307.100 requires the payment of all local assessments and liens prior to repurchasing tax foreclosed real property from the County.

- h. In the interest of fairness and to prevent potential challenges to the disposition of the property, the Board believes it to be in the best interests of the County to approve this Special Ordinance and remove this property from consideration for alternative disposition under MCC Chapter 7 and authorize the repurchase of the property by the David M. Bridges Estate.

**Multnomah County Ordains as follows:**

**Section 1.** Notwithstanding MCC 7.402; Multnomah County is authorized to sell to David M. Bridges Estate the real property described above in compliance with the requirements of ORS 275.180.

**Section 2.** The County Chair is authorized to execute a Deed, in substantial compliance with the attached deed identified as Exhibit A, conveying the real property described above to the Personal Representative of the Estate of David M. Bridges.

**Section 3.** This ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, an emergency is declared and the ordinance takes effect upon its signature by the County Chair.

FIRST READING: March 12, 2009

SECOND READING AND ADOPTION: March 19, 2009

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

M. Cecilia Johnson, Director, Dept. of Community Services

Until a change is requested, all tax statements  
shall be sent to the following address:  
DAVID M. BRIDGES ESTATE  
%LLOYD SUMMER  
1001 SW 5<sup>th</sup> AVE  
PORTLAND or 97204

Exhibit A

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

**Deed D092182 for R205544**

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, **Grantor**, conveys to David M. Bridges Estate, **Grantee**, the following described real property located in Multnomah County, Oregon:

**Lots 50 and 51 Block 7 Lee-Bow Park**

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

The true consideration paid for this transfer is \$16,916.97.

IN WITNESS WHEREOF, The Multnomah County Board of Commissioners by authority of a Resolution of the Board, entered of record: has caused this deed to be executed by the chair of the County Board.

Dated this 19th day of March 2009.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Ted Wheeler, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

STATE OF OREGON                     )  
  ) ss  
COUNTY OF MULTNOMAH         )

This Deed was acknowledged before me this 19th day of March, 2009, by Ted Wheeler, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

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





# MULTNOMAH COUNTY

## AGENDA PLACEMENT REQUEST (revised 09/22/08)

### Board Clerk Use Only

Meeting Date: 03/12/09  
Agenda Item #: R-6  
Est. Start Time: 9:55 AM  
Date Submitted: 03/05/09

**Agenda Title:** **RESOLUTION Establishing a Retirement Incentive Program and Authorizing the Chair to Negotiate with Appropriate Bargaining Agents and Implement the Program**

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date: March 12, 2009 Amount of Time Needed: 15 minutes  
Department: Non-Departmental Division: Chair's Office  
Contact(s): Jana McLellan, Chief Operating Officer and Travis Graves, HR Director  
Phone: 503.988.6134 Ext. 86134 I/O Address: 503/400  
Presenter(s): Sheriff Bob Skipper, Larry Aab, Mindy Harris and Travis Graves

### General Information

#### 1. What action are you requesting from the Board?

- Establish a voluntary Retirement Incentive Program.
- Authorize the Chair to negotiate with appropriate bargaining agents and implement a Retirement Incentive Program that will be funded by employer contributions that do not exceed department or county budgets.
- Delegate to the Chair the right to modify or discontinue the Retirement Incentive Program at the Chair's discretion and in accordance with the plan documents.

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

The County is experiencing significant reductions in revenue and is anticipating that the state legislature's additional budget cuts will greatly impact the County's current and future year's budgets.

Establishing a voluntary retirement incentive program would:

- encourage higher cost employees to retire;
- reduce the need for layoffs and the adverse impact on County services and associated

training costs;

- be in the best interest of the County and its employees.

A pilot program is under development for implementation in the Multnomah County Sheriff's Office. The Chair will then evaluate other retirement incentive options across the county and based on this analysis may implement additional plans.

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

The goal of this program is to save the county money. The pilot plan currently under development includes approximately 60 employees in the Multnomah County Sheriff's Office. If all employees who are eligible accept the incentive, the county could reduce personnel expenses by as much as \$250,000 in the first year and up to \$3.5 million over a three year period.

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

The Multnomah County Chair is the CEO and personnel officer of the county and must execute the policies of the Board and ordinances of the County (Charter section 6.10). Under Multnomah County Code 9.160 (A) states: "The Chair must maintain a compensation plan. The compensation plan revisions are subject to approval of the Board if costs of the revision exceed department or county budgets, or if the revisions are subject to negotiation with appropriate bargaining agents under state law."

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

N/A

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**Required Signature**

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Elected Official or  
Department/  
Agency Director:



Date: 03/05/09

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Establishing a Retirement Incentive Program and Authorizing the Chair to Negotiate with Appropriate Bargaining Agents and Implement the Program

**The Multnomah County Board of Commissioners Finds:**

- a. The Multnomah County Chair is the CEO and personnel officer of the county and must execute the policies of the Board and ordinances of the County (Charter section 6.10). MCC 9.160 (A) states:  
  
"The Chair must maintain a compensation plan. The compensation plan revisions are subject to approval of the Board if costs of the revision exceed department or county budgets, or if the revisions are subject to negotiation with appropriate bargaining agents under state law."
- b. The County is experiencing significant reductions in revenue and is anticipating that the state legislature's additional budget cuts will greatly impact the County's current and future year's budgets.
- c. Establishing a voluntary retirement incentive program would:
  - encourage higher cost employees to retire;
  - reduce the need for layoffs and the adverse impact on County services and associated training costs;
  - be in the best interest of the County and its employees.

**The Multnomah County Board of Commissioners Resolves:**

1. The County will establish a voluntary Retirement Incentive Program that may consist of a number of different plans for represented and nonrepresented employees.
2. The Chair will negotiate with appropriate bargaining agents and implement the Retirement Incentive Program that will be funded by employer contributions that do not exceed department or county budgets.

3. The Board delegates to the Chair the right to modify or discontinue the Retirement Incentive Program at the Chair's discretion and in accordance with plan documents.

ADOPTED this 12th day of March, 2009.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

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Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Agnes Sowle, County Attorney

SUBMITTED BY:

Ted Wheeler, Multnomah County Chair

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 09-028**

Establishing a Retirement Incentive Program and Authorizing the Chair to Negotiate with Appropriate Bargaining Agents and Implement the Program

**The Multnomah County Board of Commissioners Finds:**

- a. The Multnomah County Chair is the CEO and personnel officer of the county and must execute the policies of the Board and ordinances of the County (Charter section 6.10). MCC 9.160 (A) states:

“The Chair must maintain a compensation plan. The compensation plan revisions are subject to approval of the Board if costs of the revision exceed department or county budgets, or if the revisions are subject to negotiation with appropriate bargaining agents under state law.”

- b. The County is experiencing significant reductions in revenue and is anticipating that the state legislature's additional budget cuts will greatly impact the County's current and future year's budgets.
- c. Establishing a voluntary retirement incentive program would:
- encourage higher cost employees to retire;
  - reduce the need for layoffs and the adverse impact on County services and associated training costs;
  - be in the best interest of the County and its employees.

**The Multnomah County Board of Commissioners Resolves:**

1. The County will establish a voluntary Retirement Incentive Program that may consist of a number of different plans for represented and nonrepresented employees.
2. The Chair will negotiate with appropriate bargaining agents and implement the Retirement Incentive Program that will be funded by employer contributions that do not exceed department or county budgets.

3. The Board delegates to the Chair the right to modify or discontinue the Retirement Incentive Program at the Chair's discretion and in accordance with plan documents.

ADOPTED this 12th day of March, 2009.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
\_\_\_\_\_  
Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
\_\_\_\_\_  
Agnes Sowle, County Attorney

SUBMITTED BY:

Ted Wheeler, Multnomah County Chair



# MULTNOMAH COUNTY

## AGENDA PLACEMENT REQUEST (revised 09/22/08)

### Board Clerk Use Only

Meeting Date: 03/12/09  
Agenda Item #: R-7  
Est. Start Time: 10:10 AM  
Date Submitted: 03/06/09

**Agenda Title:** Briefing on the Effective Sanctioning Practices Program

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.*

Requested Meeting Date: March 12, 2009 Amount of Time Needed: 15 minutes  
Department: Dept. of Community Justice Division: Director's Office  
Contact(s):  
Phone: 503-988-4376 Ext. I/O Address: 305250  
Presenter(s): Scott Taylor

### General Information

**1. What action are you requesting from the Board?**

The Department of Community Justice would like to brief the Board on our Effective Sanctioning Practices program, and discuss improvements, enhancements, and expansion to this program.

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

Research has shown offender behavior change requires a balance of supervision, services and sanctions. A recent Vera Institute study dated December 2007 shows alternative sanctions have a greater impact on offender behavior than jail beds alone. Other studies demonstrate Day Reporting Centers, Community Service and other program-based sanctions result in a decrease in recidivism.

Since April, 2008, DCJ has improved our sanctioning practices so that Parole/Probation Officers (PPOs) have access to an array of less expensive, more effective sanctioning options than incarceration alone. Since this initiative has been in place, we have not seen an increase in recidivism among the offenders impacted by the new sanctioning practices.

DCJ's Director would like to brief the Board on a proposal for new guidelines for revocation recommendations to ensure that incarceration remains available for the most serious offenders.

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

To be discussed at a future Board meeting (proposed, March 19<sup>th</sup>)

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

None

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

None

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**Required Signature**

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



**Date: March 5, 2009**





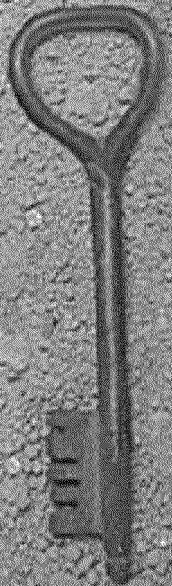
# EFFECTIVE SANCTIONING PRACTICES (ESP)

MULTNOMAH COUNTY'S ENHANCEMENT  
OF PUBLIC SAFETY THROUGH EVIDENCE  
BASED SANCTIONING

March 12, 2009

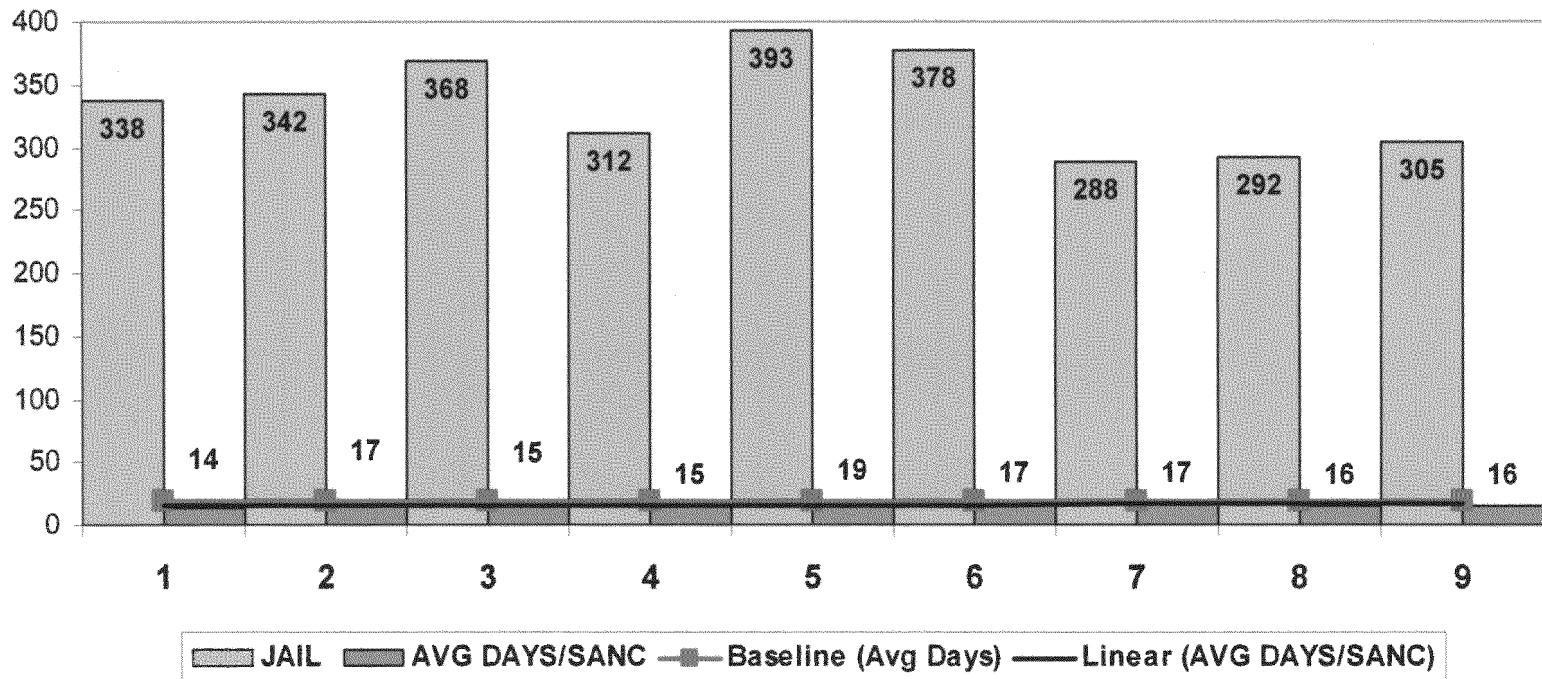




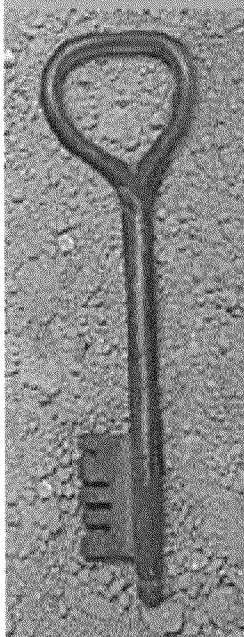


# DCJ has not stopped using jail

NUMBER OF JAIL SANCTIONS AND  
AVERAGE DAYS PER JAIL SANCTION







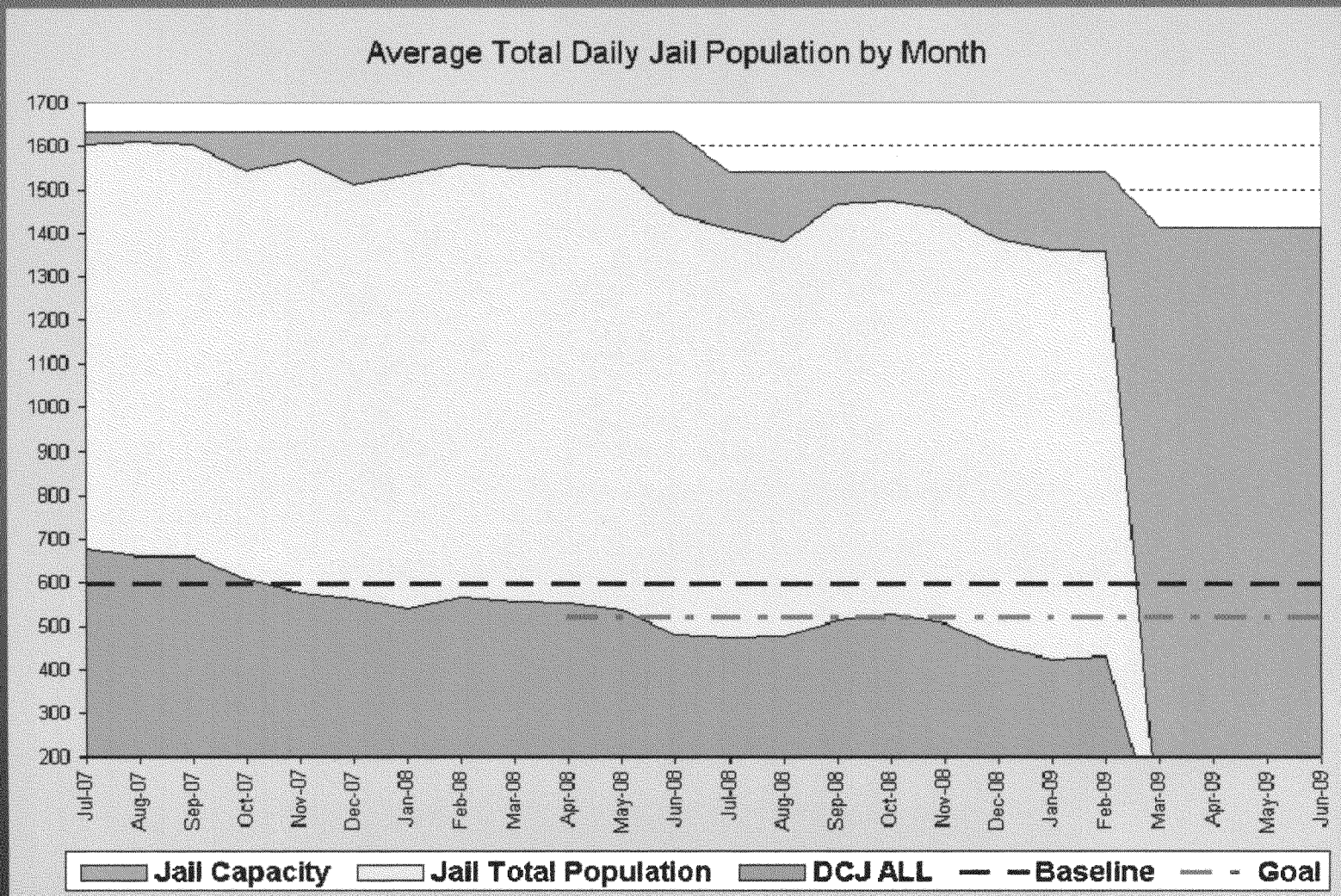
## Effective Sanctioning Outcomes

- ◆ DCJ has freed up 75 jail beds
- ◆ DCJ removed barriers to alternative sanctions, and expanded their use
- ◆ Public safety has not been negatively impacted nor has there been forced jail releases
- ◆ DCJ has avoided the cost of 26,826 jail bed days over 9 months

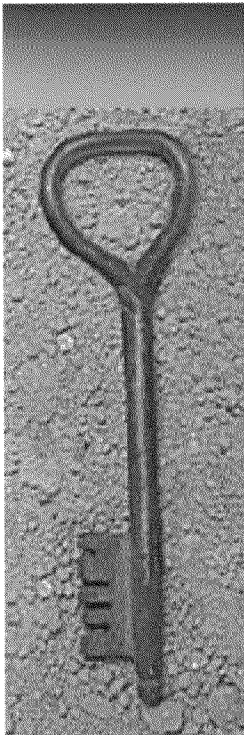




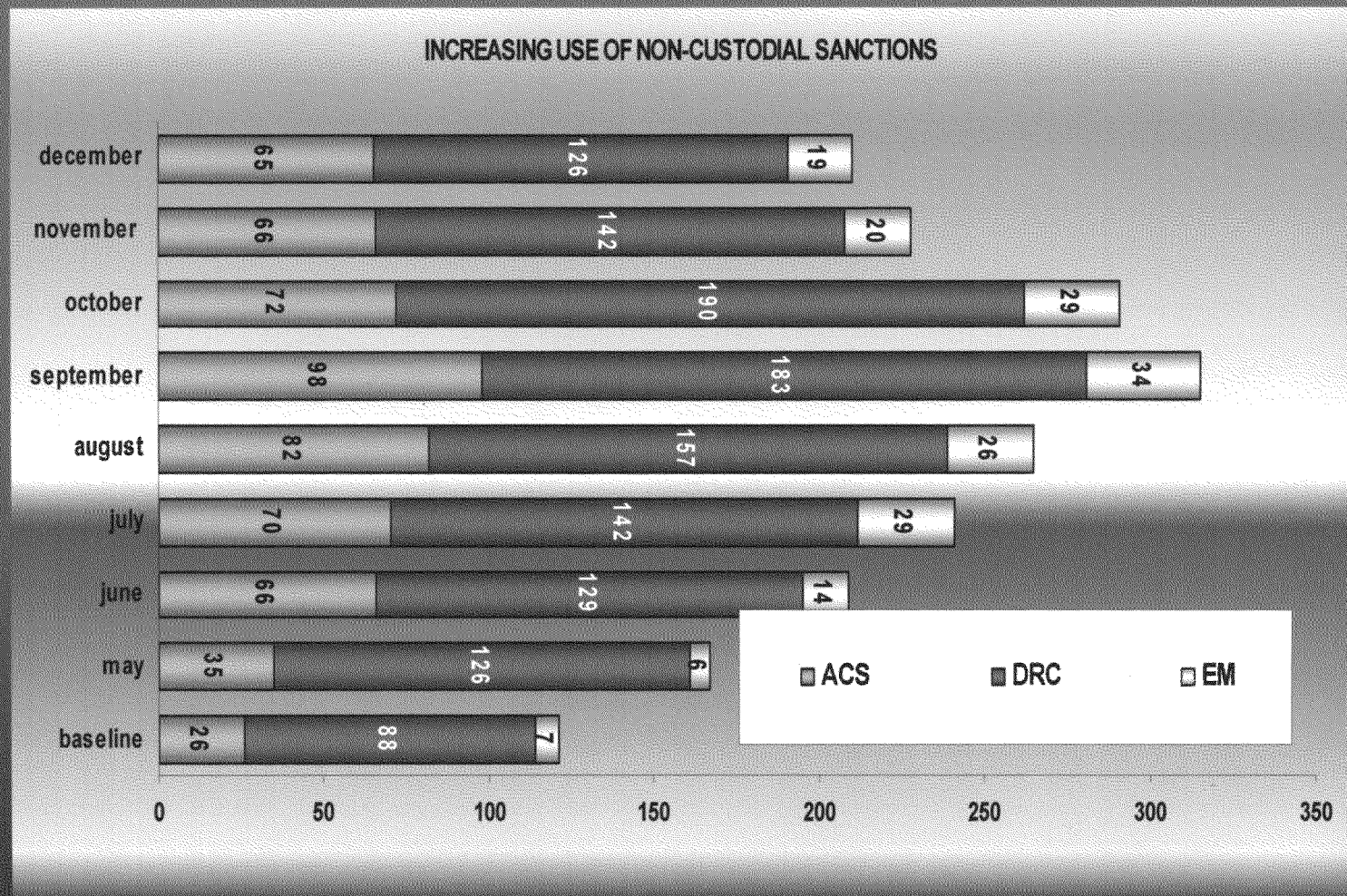
# DCJ'S Impact on jail capacity



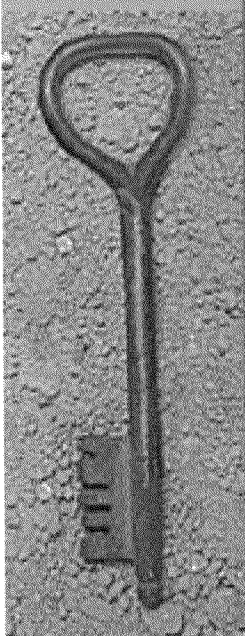




## DCJ has removed barriers, and increased our use of alternative sanctions







## Public safety has not been negatively impacted

- ◆ May 2007: 68 felony arrests/516 offenders = 13%
- ◆ May 2008: 45 felony arrests/411 offenders = 11%
- ◆ No matrix releases

