

**Minutes for the Board of Commissioners
Multnomah Building, Board Room 100
501 SE Hawthorne Blvd. Portland, OR 97214
Thursday, March 1, 2012**

REGULAR MEETING

Chair Jeff Cogen called the meeting to order at 10:03 a.m. with Vice-Chair Loretta Smith and Commissioner Deborah Kafoury present and Commissioners Judy Shiprack and Diane McKeel excused.

Also present were Jenny M. Morf, Acting County Attorney, and Lynda J. Grow, Board Clerk.

CONSENT AGENDA

- C.1 BUDGET MODIFICATION # LIB-05 Reclassifying One Filled Position in Library Reference Adult Service & Programming Division.
- C.2 BUDGET MODIFICATION # DCS-07 Reclassifying an Operations Supervisor Position to an Project Manager in Elections (represented) as Determined by the Class/Comp Unit of Central Human Resources.
- C.3 ORDER # 2010-022 Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody for Training 2/15/12.
- C.4 ORDER # 2010-023 Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody for Training 2/17/12.
- C.5 NOTICE OF INTENT to Submit a Grant Proposal for up to \$15,000 to the Siletz Tribal Charitable Contribution Fund.

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

PUBLIC COMMENT

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

Testimony was received and filed for the record.

REGULAR AGENDA

- R.1 Briefing on General Fund Forecast. Presenter: Mike Jaspin, Economist**

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-1.

Since both Commissioners Shiprack and McKeel were unavailable, and the meeting was delayed, the Chair requested a motion to postpone R.1 indefinitely, to be rescheduled.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval to postpone.

The motion passed unanimously.

R.2 RESOLUTION Adopting Revised Multnomah County Public Contract Review Board (PCRB) Rules Effective March 1, 2012. Presenters: Bernadette Nunley, Assistant County Attorney and Brian Smith, Purchasing Manager.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-2.

Mr. Smith provided the explanation. PCRB rules govern purchases made with Multnomah County funds and must be approved by the Board of County Commissioners. When actual purchases are submitted under PCRB, the Board acts as the Multnomah County Public Contract Review Board. He reviewed the changes with the PCRB Rules that resulted from the State and other changes. He responded to questions and comments from the Board.

Resolution No. 2012-024 was unanimously adopted.

R.3 PROCLAMATION Declaring March 2012 as Purchasing Month for Multnomah County. Presenters: Brian Smith, Purchasing Mgr. & Mark Campbell, Interim CFO.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-3.

Mr. Smith made opening remarks and acknowledged the staff of his department. Mr. Campbell provided the explanation. He responded to Board questions and comments.

The Chair and Commissioners thanked them for attending and acknowledged the work of the Purchasing department.

Mr. Smith read the Proclamation into the record.

Proclamation No. 2012-025 was unanimously adopted.

R.4 Notice of Intent (NOI) to Apply for the U.S. Dept. of Justice (DOJ), Ofc. of Justice Programs (OJP), Bureau of Justice Assistance (BJA), Adult Drug Court Discretionary Grant Program, FY2012 Competitive Grant. Presenters: Bill Penny, Dist. Mgr., & Kathleen Treb, Asst. Dir, Employee Community Clinical Serv. ASD.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-4.

Mr. Penny provided the explanation. He responded to Board questions and comments.

The NOI for the ADCD Grant Program was unanimously approved.

R.5 BUDGET MODIFICATION # DCS-05 Increasing Revenue for Help America Vote Act (HAVA) Grant for Elections Building ADA Improvements. Presenter: Jerry Elliott, DCS Business Manager.

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

Mr. Elliott provided the explanation. He discussed the purpose of these funds and responded to questions and comments from the Board.

BudMod DCS-05 was unanimously approved.

R.6 BUDGET MODIFICATION # DCS-06 Increasing Revenue for Columbia River Gorge National Scenic Area Grant. Presenter: Jerry Elliott.

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

Mr. Elliott provided the explanation. He discussed the purpose of these funds and responded to questions and comments from the Board.

BudMod DCS-06 was unanimously approved.

R.7 Authorizing Approval of Intergovernmental Agreement (IGA) with Oregon Dept. of Transportation (ODOT) for a Mentor/Protégé Program for the Sellwood Bridge Project. Presenters: Jill Wolf, Diversity Coordinator, Sellwood Bridge Project and Sophia Cavalli, Procurement and MWESB Supervisor, Purchasing Dept.

Vice-Chair Smith moved and Commissioner Kafoury seconded approval of R-7.

Ms. Cavalli made opening remarks. Ms. Wolf provided the explanation. She responded to questions and comments from the Board.

The IGA was unanimously approved.

R.8 BUDGET MODIFICATION Nond-07 Passes Through Court Filing Fees to the Multnomah Law Library. Presenter: Julie Neburka, Principal Budget Analyst.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-8.

Ms. Neburka provided the explanation. She discussed the purpose of these funds and responded to questions and comments from the Board.

BudMod Nond-07 was unanimously approved.

R.9 Authorizing Settlement of *Nyberg v. Multnomah County* Oregon Circuit Case Civil No. 1011-15788. Presenter: David Blankfeld, Assistant County Attorney.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-9.

Ms. Kafoury declared and disclosed the nature of a potential conflict of interest as outlined in Section 8 of Resolution 07-014 - Board Rules.

Mr. Blankfeld provided the explanation. He responded to Board questions and comments.

The Settlement was unanimously approved.

R.10 RESOLUTION Establishing “Libraries for Livelihoods,” a Set of Resources & Program Offerings for Job Seekers in Multnomah County that will include Electronic Resources, Classes, Dedicated Computers & Ongoing Assistance at Designated Multnomah County Library Locations. Sponsor: Vice-Chair Smith, D-2. Presenter: Vailey Oehlke, Director & Isa Dean, Multnomah County Library; & Simone Brooks, Brooks Staffing.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-10.

Vice-Chair Smith provided the opening remarks. She discussed the economic recession and unemployment rates and the fact that the number of people looking for work in Oregon is almost six times the number of jobs available. This program will help to empower people and give them the tools they need to find work.

Ms. Vailey talked about the historical role of libraries and how they support the County's mission by providing critical outreach and transformative services to vulnerable populations. She talked about the traditional roles the library continues and the new opportunities and enhanced benefits this program will provide to job seekers.

Ms. Dean talked about the assistance they give to job seekers including assistance with computer skills, classes, and personalized instruction on resume writing and electronic job submittal. Ms. Brooks discussed the need for applicants to utilize the online applications and job postings now used by all staffing agencies and for applicants to understand those processes. Ms. Oehlke made closing remarks and responded to questions and comments from the Board.

The Chair and Commissioners thanked them for attending and acknowledged the work of the Library.

Resolution No. 2012-026 was unanimously adopted.

R.11 RESOLUTION Requesting Immigration and Customs Enforcement to Exercise Prosecutorial Discretion. Sponsor: Chair Cogen. Presenters: Guillermo A. Maciel, Policy Advisor, Chair's Office; Francisco Lopez, Exec. Dir., Causa Oregon; Rev. Lynne Smouse Lopez, Pastor, Ainsworth United Church of Christ; Stephen Manning, Attorney, Immigrant Law Group; Becky Straus, Legislative Dir., ACLU; & Other Invited Guests.

Commissioner Kafoury moved and Vice-Chair Smith seconded approval of R-11.

Chair Cogen made opening remarks. He reiterated the County's mission to serve the most vulnerable residents and keep our communities safe. The current practices of the United

States Immigration and Customs (ICE) deport people from jails who have not been convicted of a crime. This erodes trust within immigrant communities, breaks up families, and creates an environment of fear. Immigrant communities are not likely to report violence or seek out the community services that the County provides.

Chair Cogen discussed the memo issued on June 17, 2011 by John Morton, Director of ICE, mandating prosecutorial discretion in the detention and deportation of immigrants, outlining 31 factors that should be weighed and considered on a frequent and regular case-by-case basis by ICE officers agents and attorneys to determine if prosecutorial discretion is warranted.

Chair Cogen said he and his colleagues on the Board of County Commissioners recognize that serious crimes need to have consequences and enforcement of civil immigration law is the authority of the Federal Government alone. However, local government needs to step up and enforce its ability to serve the community. This level of prosecutorial discretion is the right thing to do and they are requesting that ICE follow this Federal mandate. They are also asking for ICE to tell the public how many people it has deported, or is in the process of deporting, including minors and people leaving children behind, and how this program is being funded.

Mr. Maciel introduced community members and advocacy groups who testified about their experiences and the impact these actions are having on their families and friends. Each of them spoke in support of this Resolution and asked that the Board vote unanimously in favor of it. Public testimony was taken and received for the file. Mr. Maciel spoke about his own family's experiences and the impact it had on them.

The Board made closing comments, spoke about the need for immigration reform, thanked everyone for attending and commended them for having the courage to attend and testify.

Resolution No. 2012-027 was unanimously adopted.

BOARD COMMENT

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

No comments were made by the Board on non-agenda items.

ADJOURNMENT

There being no further business, the meeting was adjourned at 12:10 p.m.

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

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