

ANNOTATED MINUTES

Tuesday, December 2, 1997 - 9:00 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:05 a.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present.

- R-1 PUBLIC HEARING and Consideration of RESOLUTIONS Regarding Proposal to Refer a Temporary Education Surcharge of the Business Income Tax to the Voters in March, 1998, to Support Public Schools in Multnomah County

DAN PENCE TESTIMONY IN SUPPORT. GRESHAM BARLOW SCHOOL SUPERINTENDENT JIM CARLILE TESTIMONY IN SUPPORT OF REYNOLDS FUNDING ALLOCATION AND DISCUSSION WITH BOARD REGARDING SCHOOL FUNDING INEQUITIES. ROBERT BUTLER TESTIMONY IN OPPOSITION TO BIT INCREASE. RON RUSSELL TESTIMONY IN SUPPORT AND COMMENTS CONCERNING STATE FUNDING ALLOCATION. CENTENNIAL SCHOOL DISTRICT SUPERINTENDENT KEITH ROBINSON TESTIMONY IN SUPPORT AND COMMENTS REGARDING EQUITABLE DISTRIBUTION FORMULA. PORTLAND PUBLIC SCHOOL DISTRICT BOARD MEMBER RON STOKES AND CHAIR SUSAN HAGMEIER TESTIMONY IN SUPPORT AND DISCUSSION WITH BOARD REGARDING STATE DISTRIBUTION FORMULA AND CONCERNS WITH IMPACT OF RESOLUTION TO SCHOOL DISTRICT BUDGET PROCESS. PORTLAND PUBLIC SCHOOL DISTRICT SUPERINTENDENT DIANA SNOWDEN COMMENTS IN SUPPORT OF BOARD EFFORTS. SMALL BUSINESS OWNER MICHAEL ROACH TESTIMONY

IN SUPPORT. PARENTS MARIANNE FITZGERALD AND AMANDA FRITZ TESTIMONY IN SUPPORT OF LONG TERM SOLUTION. JIM LOSK TESTIMONY IN OPPOSITION TO BIT INCREASE. COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF OPTION B RESOLUTION PROVIDING A TEMPORARY EDUCATION SURCHARGE FOR PUBLIC SCHOOLS IN MULTNOMAH COUNTY. COMMISSIONERS KELLEY AND HANSEN COMMENTS IN SUPPORT. COUNTY COUNSEL THOMAS SPONSLER EXPLANATION IN RESPONSE TO BOARD QUESTIONS REGARDING TIMELINES AND DEADLINE FOR EXPLANATORY STATEMENT. COMMISSIONERS KELLEY AND HANSEN AMENDED OPTION B RESOLUTION MOTION AND SECOND TO INCLUDE STATEMENT THAT SUPERINTENDANTS FORWARD DISTRIBUTION FORMULA RECOMMENDATIONS TO BOARD NO LATER THAN DECEMBER 15, 1997. MOTION UNANIMOUSLY APPROVED. COMMISSIONER SALTZMAN MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL CHAIR-SALTZMAN RESOLUTION PROPOSALS. COMMISSIONER SALTZMAN COMMENTS IN SUPPORT. COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, AMENDMENT REPLACING THE TERM "PERSONNEL" WITH "POSITIONS" WITHIN THE RESOLUTIONS. COMMISSIONERS SALTZMAN, HANSEN AND STEIN COMMENTS IN SUPPORT. AMENDMENT UNANIMOUSLY APPROVED. AT THE REQUEST OF CHAIR STEIN, COMMISSIONER HANSEN MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF THE RESOLUTION PROVIDING A TEMPORARY EDUCATION SURCHARGE FOR PUBLIC SCHOOLS IN MULTNOMAH COUNTY AND RESOLUTION SUBMITTING TO THE VOTERS AN ORDINANCE IMPOSING A TEMPORARY EDUCATION SURCHARGE ON THE BUSINESS INCOME TAX TO BENEFIT PUBLIC SCHOOLS IN MULTNOMAH

COUNTY. UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER HANSEN, THE AMENDMENT PROVIDING AN ADDITIONAL WHEREAS AND ADDITIONAL RESOLVED TO THE RESOLUTION PROVIDING A TEMPORARY EDUCATION SURCHARGE FOR PUBLIC SCHOOLS IN MULTNOMAH COUNTY WAS UNANIMOUSLY APPROVED. COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, AN AMENDMENT PROVIDING AN ADDITIONAL RESOLVED TO THE RESOLUTION PROVIDING A TEMPORARY EDUCATION SURCHARGE FOR PUBLIC SCHOOLS IN MULTNOMAH COUNTY. BOARD COMMENTS AND DISCUSSION WITH SUSAN HAGMEIER REGARDING HER CONCERNS THAT THE AMENDMENTS WOULD MAKE IT DIFFICULT FOR THE SCHOOL DISTRICT BOARD TO GO THROUGH ITS BUDGET PROCESS. CHAIR STEIN AND COMMISSIONER SALTZMAN ADVISED THEY WOULD NOT SUPPORT THIS AMENDMENT. AMENDMENT FAILED WITH COMMISSIONER COLLIER VOTING AYE, AND COMMISSIONERS KELLEY, HANSEN, SALTZMAN AND STEIN VOTING NO. FOLLOWING DISCUSSION, AND UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER HANSEN, A MOTION APPROVING SUBSTITUTE EXHIBITS A (BALLOT TITLE) AND C (ORDINANCE) TO THE RESOLUTION SUBMITTING TO THE VOTERS AN ORDINANCE IMPOSING A TEMPORARY EDUCATION SURCHARGE ON THE BUSINESS INCOME TAX TO BENEFIT PUBLIC SCHOOLS IN MULTNOMAH COUNTY WAS UNANIMOUSLY APPROVED. COMMISSIONERS SALTZMAN, COLLIER, HANSEN AND STEIN PROVIDED STATEMENTS IN SUPPORT. COMMISSIONER KELLEY SUBMITTED A THREE PAGE DISSENTING OPINION INTO THE RECORD. RESOLUTIONS 97-202 AND 97-203 APPROVED, AS AMENDED, WITH COMMISSIONERS HANSEN, COLLIER, SALTZMAN

**AND STEIN VOTING AYE, AND COMMISSIONER
KELLEY VOTING NO.**

The regular meeting was adjourned at 10:47 a.m. and the briefing convened at 11:02 a.m. with Commissioner Tanya Collier excused.

Tuesday, December 2, 1997 - 11:00 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

BOARD BRIEFING

- B-1 Update on the Public Involvement Process for Siting Facilities in East County for Multiple Departments Including Health, Aging and Disability Services, Sheriff, District Attorney and Courts. Presented by Jim McConnell, Larry Nicholas and Department Staff.

**JIM McCONNELL, LEN SOBO, BOB OBERST,
ARNOLD COGAN, LINDA DAVIS, MEL HEDGPETH,
JERRY COOPER AND ROSEANN COSTANZO
PRESENTATION AND RESPONSE TO BOARD
QUESTIONS AND DISCUSSION. 7-9 MEMBER
CITIZEN ADVISORY COMMITTEE TO BE
ESTABLISHED. CONSULTANT TO BEGIN PUBLIC
HEARING PROCESS AND WORK WITH
STAKEHOLDERS AND CITIZEN ADVISORY
COMMITTEE TO PROVIDE BOARD WITH SITING
RECOMMENDATIONS WITHIN THE NEXT NINE
MONTHS.**

*There being no further business, the meeting was adjourned at 11:45
a.m.*

Thursday, December 4, 1997 - 9:30 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:34 a.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley and Dan Saltzman present.

CONSENT CALENDAR

***UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER HANSEN, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-14)
WAS UNANIMOUSLY APPROVED.***

NON-DEPARTMENTAL

- C-1 Appointment of Katherine Hammock to the COMMUNITY HEALTH COUNCIL
- C-2 Appointments of Vicky Glenzer and Lloyd Duncan to the DUII COMMUNITY ADVISORY BOARD

SHERIFF'S OFFICE

- C-3 Package Store with Pumps Liquor License Renewal for CORBETT COUNTRY MARKET, INC., 36801 NE CROWN POINT HIGHWAY, CORBETT
- C-4 Package Store with Pumps Liquor License Renewal for ORIENT COUNTRY STORE, 29822 SE ORIENT DRIVE, GRESHAM
- C-5 Package Store Liquor License Renewal for WEECE'S MARKET, 7310 SE PLEASANT HOME ROAD, GRESHAM

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-6 CU 12-96/HV 18-96/SEC 27-96 Report the Hearings Officer Decision Regarding Approval with Strict Compliance to Conditions of Approval, for a Template Dwelling in the Sandy River Scenic Waterway Area with a Major Variance to Reduce the Side Yard Setback from 200' to 45' and 35' to Legalize an Existing Dwelling Constructed without Permits on Property Located at 32152 SE STEVENS ROAD, CORBETT
- C-7 ORDER Authorizing Execution of Deed D981526 Upon Complete Performance of a Contract with J. JAY KUSHNER
ORDER 97-204.

- C-8 ORDER Authorizing Execution of Deed D981529 Upon Complete Performance of a Contract with MARIE A. GONZALES

ORDER 97-205.

DISTRICT ATTORNEY'S OFFICE

- C-9 Amendment 2 to Intergovernmental Agreement 500266 with the State of Oregon Office for Services to Children and Families for Continued Funding of the Termination of Parental Rights Grant through June 30, 1999

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-10 Renewal of Intergovernmental Revenue Agreement 102268 with the City of Portland for Administration of the City's Water/Sewer Assistance Program
- C-11 Renewal of Intergovernmental Revenue Agreement 102278 with the City of Portland for Eligibility Verification for the City's Water/Sewer Discount Program

DEPARTMENT OF HEALTH

- C-12 Renewal of Intergovernmental Agreement 200727 with Oregon Health Sciences University Providing Urgency and Emergency Care for Multnomah County CareOregon Clients
- C-13 Budget Modification HD 12 Adding \$156,772 Federal Bureau of Primary Health Care Grant Funds to the HIV Treatment Clinic Budget for HIV Early Intervention Services

DEPARTMENT OF SUPPORT SERVICES

- C-14 Budget Modification DSS 98-07 Approving Reclassifications of Several Positions within the Finance Division

REGULAR AGENDA

PUBLIC COMMENT

- R-1 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

TOM CROPPER AND JOHN POINTER SUBMITTED NEWSPAPER ARTICLES AND COMMENTED ON DIRTY WILLAMETTE RIVER WATER AND ASKED THAT THE COUNTY HEALTH OFFICER LOOK INTO BULL RUN WATER QUALITY.

DEPARTMENT OF HEALTH

- R-2 Health Department Janitor Service CQI/RESULTS Presentation by Dwayne Prather, Wayne George, Mike Oswald, Bob Kieta, Bob Saum, Georgette Rusaw, Diane McBride

DWAYNE PRATHER, WAYNE GEORGE, BOB SAUM, GEORGETTE RUSAW, DIANE McBRIDE, MIKE OSWALD AND BOB KIETA PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS IN SUPPORT.

DEPARTMENT OF SUPPORT SERVICES

- R-3 Year 2000 Overview: Barriers and Opportunities Presentation by Chris Apgar, Ben Berry and Dale Baugh

CHRIS APGAR, BEN BERRY AND DALE BAUGH PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

- R-4 RESOLUTION Authorizing Execution and Delivery of a Lease-Purchase Agreement and an Escrow Agreement; Designating an Authorized Representative; Authorizing the Negotiated Sale of Certificates of Participation in an Amount Not Exceeding \$57,000,000; Designating a Financial Advisor and Special Counsel; and Other Matters (For Capital Expenditures Approved in 1997-98 County Budget)

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-4. DAVE BOYER EXPLANATION. RESOLUTION 97-206 UNANIMOUSLY APPROVED.

- R-5 RESOLUTION Authorizing Issuance of Multnomah County, Oregon Revenue Bonds, Series 1998 (Regional Children's Campus, Inc.) in an

Amount Not Exceeding \$2,800,000; Delegating the Approval, Authorization, Execution and Delivery of the Trust Indenture and the Lease, the Approval and Authorization of the Distribution of the Preliminary and Final Official Statements, and the Negotiation, Execution and Delivery of the Bond Purchase Agreement; and Related Matters

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-5. DAVE BOYER, DAVID FUKS AND JUDY ROBISON EXPLANATION AND COMMENTS IN SUPPORT. RESOLUTION 97-207 UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-6 PUBLIC HEARING and Consideration of an ORDER Approving Transfer of One Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation, for Public Purposes

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-6. COMMISSIONER HANSEN EXPLANATION AND RESPONSE TO QUESTION OF COMMISSIONER SALTZMAN. COMMISSIONER SALTZMAN ADVISED HE WILL BRING REVISIONS TO ORDINANCE 795 TO THE BOARD IN THE NEAR FUTURE. ORDER 97-208 UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

- R-8 Budget Modification MCSO 3 Adding \$94,135 to the Corrections Records Unit in the General Fund to Pay for SB 156 Positions, and to Cut One Deputy from the Metro Budget

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-8. SHERIFF DAN NOELLE AND DJACJ ASSISTANT DIRECTOR BOB GRINDSTAFF EXPLANATION AND RESPONSE TO BOARD

**QUESTIONS. BUDGET MODIFICATION
UNANIMOUSLY APPROVED.**

- R-7 Budget Modification MCSO 2 Transferring \$299,529 from the Levy Fund Contingency to the Sheriff's Budget to Pay for Needed Positions and Materials, and Adding \$131,383 in Courthouse Security Revenue

**COMMISSIONER KELLEY MOVED AND
COMMISSIONER SALTZMAN SECONDED,
APPROVAL OF R-7. SHERIFF DAN NOELLE
EXPLANATION. TOM CROPPER TESTIMONY IN
SUPPORT OF COURTHOUSE SECURITY. ROGER
WEIDNER TESTIMONY IN OPPOSITION TO HIS
JUDICIAL RESTRICTION TO ENTER THE
COURTHOUSE. IN RESPONSE TO A QUESTION OF
COMMISSIONER SALTZMAN, MEL HEDGPETH
REPORTED ON THE STATUS OF THE FIFTH
AVENUE COURTHOUSE ENTRANCE
MODIFICATIONS. BUDGET MODIFICATION
UNANIMOUSLY APPROVED.**

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- R-9 Budget Modification CFS 5 Transferring \$120,313 County General Fund Contingency to the Division of Behavioral Health for Restoration of Youth Alcohol and Drug Services.

**COMMISSIONER KELLEY MOVED AND
COMMISSIONER HANSEN SECONDED, APPROVAL
OF R-9. KATHY TINKLE EXPLANATION. BUDGET
MODIFICATION UNANIMOUSLY APPROVED.**

NON-DEPARTMENTAL

- R-10 First Reading of an ORDINANCE Enacting MCC 5.50.060 (Transient Lodging Tax, Oregon Convention Center Completion Fund) to Levy an Additional .5% Tax to be Used by Metro to Finance Completion of the Oregon Convention Center

**ORDINANCE READ BY TITLE ONLY. COPIES
AVAILABLE. COMMISSIONER SALTZMAN
MOVED AND COMMISSIONER HANSEN**

SECONDED, APPROVAL OF FIRST READING. MERC GENERAL MANAGER MARK WILLIAMS EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ROY JAY, JOE D'ALESSANDRO AND KATHLEEN JOHNSON KUHN TESTIMONY IN SUPPORT. MR. D'ALESSANDRO RESPONSE TO QUESTIONS OF CHAIR STEIN REGARDING HAVING OTHER THAN MULTNOMAH COUNTY HOTELS PAY. FOLLOWING DISCUSSION WITH COUNTY COUNSEL THOMAS SPONSLER AND UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, AN AMENDMENT TO PAGE 1, SECTION 1 FINDINGS AND PURPOSE, WAS UNANIMOUSLY APPROVED. COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, AMENDMENT TO PAGE 4, SECTION 2 ORDINANCE. BOARD AND MR. SPONSLER DISCUSSION. AMENDMENT UNANIMOUSLY APPROVED. COMMISSIONERS SALTZMAN AND HANSEN COMMENTS TO HOTEL INDUSTRY REPRESENTATIVES REGARDING WAIVER OF .5% TAX DURING THE NACO 1998 CONVENTION IN JULY. FIRST READING UNANIMOUSLY APPROVED, AS AMENDED. AT COMMISSIONER HANSEN'S REQUEST, THE SECOND READING WAS SCHEDULED FOR THURSDAY, DECEMBER 18, 1997.

The regular meeting was adjourned at 11:34 a.m. and the briefing convened at 11:35 a.m.

Thursday, December 4, 1997 - 11:00 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

BOARD BRIEFINGS

B-3 Welfare Reform Surveys and Current Community Impacts. Presented by Iris Bell, Wendy Lebow, Rachel Bristol and Patti Whitney-Wise.

**IRIS BELL, WENDY LEBOW, PATTI WHITNEY-
WISE AND RACHEL BRISTOL PRESENTATION
AND RESPONSE TO BOARD QUESTIONS AND
DISCUSSION.**

- B-4 Parent Child Development Services System Report. Presented by Mary Li and Peggy Samolinski.

***DUE TO THE LENGTH OF THE BOARD MEETING
AND AT THE REQUEST OF MARY LI, THE
BRIEFING WAS RESCHEDULED FOR THURSDAY,
DECEMBER 11, 1997.***

- B-2 Child Poverty Benchmark Planning Update. Presented by Barbara Willer.

***BARBARA WILLER PRESENTATION AND
RESPONSE TO BOARD QUESTIONS AND
DISCUSSION. DRAFT PLAN TO BE OUT IN
JANUARY FOR REVIEW AND PUBLIC COMMENTS,
TO BE IMPLEMENTED IN JUNE.***

*There being no further business, the meeting was adjourned at 12:25
p.m.*

OFFICE OF THE BOARD CLERK
FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad

Deborah L. Bogstad



MULTNOMAH COUNTY OREGON

DEBORAH BOGSTAD, BOARD CLERK
OFFICE OF BEVERLY STEIN, COUNTY CHAIR
1120 SW FIFTH AVENUE, SUITE 1515
PORTLAND, OREGON 97204-1914
TELEPHONE • (503) 248-3277
FAX • (503) 248-3013

BOARD OF COUNTY COMMISSIONERS		
BEVERLY STEIN •	CHAIR	•248-3308
DAN SALTZMAN •	DISTRICT 1	• 248-5220
GARY HANSEN •	DISTRICT 2	•248-5219
TANYA COLLIER •	DISTRICT 3	•248-5217
SHARRON KELLEY •	DISTRICT 4	•248-5213

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

AGENDA

FOR THE WEEK OF
DECEMBER 1, 1997 - DECEMBER 5, 1997

Tuesday, December 2, 1997 - **9:00 AM** - Regular Meeting Page 2
Tuesday, December 2, 1997 - 11:00 AM - Board Briefing Page 2
Thursday, December 4, 1997 - 9:30 AM - Regular Meeting Page 2
Thursday, December 4, 1997 - 11:00 AM - Board Briefings Page 6

Tuesday's meeting will be *cable-cast* live and taped and can be seen by Cable subscribers in Multnomah County at the following times:

Tuesday, 9:00 AM, (LIVE) Channel 30

Tuesday, 10:00 PM, Channel 30

Thursday, 7:00 PM, Channel 30

Saturday, 4:00 PM, Channel 30

Sunday, 9:00 AM, Channel 30

Thursday's meeting will be *cable-cast* live and taped and can be seen by Cable subscribers in Multnomah County at the following times:

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

Friday, 10:00 PM, Channel 30

Sunday, 1:00 PM, Channel 30

Produced through Multnomah Community Television

AN EQUAL OPPORTUNITY EMPLOYER

Tuesday, December 2, 1997 - **9:00 AM**
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

REGULAR MEETING

- R-1 PUBLIC HEARING and Consideration of RESOLUTIONS Regarding Proposal to Refer a Temporary Education Surcharge of the Business Income Tax to the Voters in March, 1998, to Support Public Schools in Multnomah County
-

Tuesday, December 2, 1997 - 11:00 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

BOARD BRIEFING

- B-1 Update on the Public Involvement Process for Siting Facilities in East County for Multiple Departments Including Health, Aging and Disability Services, Sheriff, District Attorney and Courts. Presented by Jim McConnell, Larry Nicholas and Department Staff. 45 MINUTES REQUESTED.
-

Thursday, December 4, 1997 - 9:30 AM
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

REGULAR MEETING

CONSENT CALENDAR

NON-DEPARTMENTAL

- C-1 Appointment of Katherine Hammock to the COMMUNITY HEALTH COUNCIL
- C-2 Appointments of Vicky Glenzer and Lloyd Duncan to the DUII COMMUNITY ADVISORY BOARD

SHERIFF'S OFFICE

- C-3 Package Store with Pumps Liquor License Renewal for CORBETT COUNTRY MARKET, INC., 36801 NE CROWN POINT HIGHWAY, CORBETT
- C-4 Package Store with Pumps Liquor License Renewal for ORIENT COUNTRY STORE, 29822 SE ORIENT DRIVE, GRESHAM
- C-5 Package Store Liquor License Renewal for WEECE'S MARKET, 7310 SE PLEASANT HOME ROAD, GRESHAM

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-6 CU 12-96/HV 18-96/SEC 27-96 Report the Hearings Officer Decision Regarding Approval with Strict Compliance to Conditions of Approval, for a Template Dwelling in the Sandy River Scenic Waterway Area with a Major Variance to Reduce the Side Yard Setback from 200' to 45' and 35' to Legalize an Existing Dwelling Constructed without Permits on Property Located at 32152 SE STEVENS ROAD, CORBETT
- C-7 ORDER Authorizing Execution of Deed D981526 Upon Complete Performance of a Contract with J. JAY KUSHNER
- C-8 ORDER Authorizing Execution of Deed D981529 Upon Complete Performance of a Contract with MARIE A. GONZALES

DISTRICT ATTORNEY'S OFFICE

- C-9 Amendment 2 to Intergovernmental Agreement 500266 with the State of Oregon Office for Services to Children and Families for Continued Funding of the Termination of Parental Rights Grant through June 30, 1999

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-10 Renewal of Intergovernmental Revenue Agreement 102268 with the City of Portland for Administration of the City's Water/Sewer Assistance Program

- C-11 Renewal of Intergovernmental Revenue Agreement 102278 with the City of Portland for Eligibility Verification for the City's Water/Sewer Discount Program

DEPARTMENT OF HEALTH

- C-12 Renewal of Intergovernmental Agreement 200727 with Oregon Health Sciences University Providing Urgency and Emergency Care for Multnomah County CareOregon Clients
- C-13 Budget Modification HD 12 Adding \$156,772 Federal Bureau of Primary Health Care Grant Funds to the HIV Treatment Clinic Budget for HIV Early Intervention Services

DEPARTMENT OF SUPPORT SERVICES

- C-14 Budget Modification DSS 98-07 Approving Reclassifications of Several Positions within the Finance Division

REGULAR AGENDA

PUBLIC COMMENT

- R-1 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

DEPARTMENT OF HEALTH

- R-2 Health Department Janitor Service CQI/RESULTS Presentation by Dwayne Prather, Wayne George, Mike Oswald, Bob Kieta, Bob Saum, Georgette Rusaw, Diane McBride

DEPARTMENT OF SUPPORT SERVICES

- R-3 Year 2000 Overview: Barriers and Opportunities Presentation by Chris Apgar, Ben Berry and Dale Baugh
- R-4 RESOLUTION Authorizing Execution and Delivery of a Lease-Purchase Agreement and an Escrow Agreement; Designating an Authorized Representative; Authorizing the Negotiated Sale of Certificates of Participation in an Amount Not Exceeding \$57,000,000;

Designating a Financial Advisor and Special Counsel; and Other Matters (For Capital Expenditures Approved in 1997-98 County Budget)

- R-5 RESOLUTION Authorizing Issuance of Multnomah County, Oregon Revenue Bonds, Series 1998 (Regional Children's Campus, Inc.) in an Amount Not Exceeding \$2,800,000; Delegating the Approval, Authorization, Execution and Delivery of the Trust Indenture and the Lease, the Approval and Authorization of the Distribution of the Preliminary and Final Official Statements, and the Negotiation, Execution and Delivery of the Bond Purchase Agreement; and Related Matters

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-6 PUBLIC HEARING and Consideration of an ORDER Approving Transfer of One Tax Foreclosed Property to the City of Portland, Bureau of Parks and Recreation, for Public Purposes

SHERIFF'S OFFICE

- R-7 Budget Modification MCSO 2 Transferring \$299,529 from the Levy Fund Contingency to the Sheriff's Budget to Pay for Needed Positions and Materials, and Adding \$131,383 in Courthouse Security Revenue
- R-8 Budget Modification MCSO 3 Adding \$94,135 to the Corrections Records Unit in the General Fund to Pay for SB 156 Positions, and to Cut One Deputy from the Metro Budget

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- R-9 Budget Modification CFS 5 Transferring \$120,313 County General Fund Contingency to the Division of Behavioral Health for Restoration of Youth Alcohol and Drug Services

NON-DEPARTMENTAL

- R-10 First Reading of an ORDINANCE Enacting MCC 5.50.060 (Transient Lodging Tax, Oregon Convention Center Completion Fund) to Levy an Additional .5% Tax to be Used by Metro to Finance Completion of the Oregon Convention Center

Thursday, December 4, 1997 - 11:00 AM
(OR IMMEDIATELY FOLLOWING REGULAR MEETING)
Portland Building, Second Floor Hearing Room
1120 SW Fifth Avenue, Portland

BOARD BRIEFINGS - 1 HOUR REQUESTED

- B-2 Child Poverty Benchmark Planning Update. Presented by Barbara Willer.
- B-3 Welfare Reform Surveys and Current Community Impacts. Presented by Iris Bell, Wendy Lebow, Rachel Bristol and Patti Whitney-Wise.
- B-4 Parent Child Development Services System Report. Presented by Mary Li and Peggy Samolinski.

MEETING DATE: DEC 04 1997

AGENDA #: C-1

ESTIMATED START TIME: 9:30 am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointment to Community Health Council

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 12/4/97

AMOUNT OF TIME NEEDED: Consent Calendar

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointment of Katherine Hammock to the Community Health Council, Health Provider Position, for a term ending June 30, 2000.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 17 AM 8:29

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk 248-3277

To Jan Vlahos
160/9th

MULTNOMAH COUNTY OREGON

INTEREST FORM FOR CITIZEN ADVISORY BOARDS & COMMISSIONS

The purpose of this form is to obtain information for use in making appointments to Multnomah County Citizen Advisory Boards & Commissions, and to assist the County Chair in making inquiries concerning the qualifications of applicants for appointment. If you have a resume or supplemental information which further details your involvement in volunteer activities, public affairs, civic services, published writings or affiliations, please attach them to this form. Thank you for your interest.

A. Please list, in order of priority, any Multnomah County Citizen Advisory Board or Commission on which you would be interested in serving.

① Community Health Council

B. Name: Katherine (Kathy) S. Hammock

Address: 5911 NE Everett St.

City/State/Zip: Portland OR 972

Home Phone: (503) 234-2628

C. Current Employer: Wallace Medical Concern

Address: P.O. Box 6972

City/State/Zip: Portland OR 97228

Work Phone/Extension: (503) 274-1277

Occupation: Non-profit clinic director

D. Affirmative Action Information (This section is voluntary. Under Federal Law, this information may not be used to discriminate against you.)

Sex: M ☒ F

Racial/ Caucasian

Ethnic Background: ☐ African-American ☐ Asian ☒ Caucasian

☐ Hispanic ☐ Native American ☐ Other

Date of Birth: Month 11 Date 07 Year 61

RECEIVED

OCT 28 1997

BEVERLY STEIN
MULTNOMAH COUNTY CHAIR

- E. List major paid employment and volunteer activities which may related to service on boards and commissions.

DATES:

EMPLOYER/VOLUNTEER ACTIVITY

3/87-present

Director, Wallace Medical Concern

- F. Circle from the list below fields in which you have interest or ability:

Aging/Elderly
Agriculture
Alcohol/Drug Treatment
Animal Welfare
Art
Children and Families
Civil Rights/Discrimination
Corrections/Law Enforcement
Economic Development/Trade
Environment/Natural Resources
Food Services

Handicapped/Disabled Issues
Health Care
Housing
Juvenile Justice Issues
Labor/Labor Relations
Land Use Planning
Library Services
Mental Health Services
Minority Affairs
Transportation
Other _____

- G. Conflict of Interest: Please list potential conflicts of interest between private life and public service which might result from service on a board or commission.

Wallace Concern has received funding from MultCo. Health Dept
I am friends with chair Stein! ☺

- H. References: Please list names, addresses, and phone numbers of two people who may be contacted as references:

James B Brewer, MD 7529 SE 28th Ave Portland 97202
273-5014
Karen Maher, NP 10867 SW Creighton Wood Pl Pdx 97219
413-7135

- I. My signature affirms that all information is true to the best of my knowledge and I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration, or subsequent to appointment to a board or commission, may result in dismissal.

Signature: 

Date: 10/16/97

Contact: Delma Farrell

Beverly Stein, Multnomah County Chair
1120 SW Fifth Room 1515
Portland, Oregon 97204 Tel. (503) 248-3308
FAX: (503) 248-3093
E-Mail: MultChair@aol.com

MEETING DATE: DEC 04 1997

AGENDA #: C-2

ESTIMATED START TIME: 9:30 AM

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Appointments to DUII Community Advisory Board

BOARD BRIEFING:

DATE REQUESTED:

REQUESTED BY:

AMOUNT OF TIME NEEDED:

REGULAR MEETING:

DATE REQUESTED: 12/4/97

AMOUNT OF TIME NEEDED: Consent Calendar

DEPARTMENT: Nondepartmental

DIVISION: Chair's Office

CONTACT: Delma Farrell

TELEPHONE #: 248-3953

BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION:

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Appointments of Vicky Glenzer, Education Representative Position, and Lloyd Duncan, Alcohol/Drug Agency Representative Position, to the DUII Community Advisory Board, both for terms ending 11/30/99.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 17 AM 8:29

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk 248-3277



MULTNOMAH COUNTY OREGON

INTEREST FORM FOR BOARDS AND COMMISSIONS

In order for the County Executive to more thoroughly assess the qualifications of persons interested in serving on a Multnomah County board or commission, you are requested to fill out this interest form as completely as possible. You are encouraged to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, published writing, affiliations, etc.

- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Dull Community Advisory Board

- B. Name Vicky Glenzer

Address 3206 SE Lincoln

City Portland State OR Zip 97214

Do you live in _____ unincorporated Multnomah County or X a city within Multnomah County.

Home Phone 233 4763

- C. Current Employer Portland Community College

Institute for Health Professionals
Address CASTE 208 P.O. Box 19000

City Portland State OR Zip 97280

Your Job Title Business Development Specialist

Work Phone 731-6631 (Ext) _____

Is your place of employment located in Multnomah County? Yes X No _____

- D. Previous Employers _____ Dates _____ Job Title _____

Regional Drug Initiative
mult co.

Community Liaison

Clackamas Co Mental Health

Education Specialist

Buckley House Tx programs

Education Specialist

E. Please list all current and past volunteer/civic activities.

Name of Organization	Dates	Responsibilities
RDI - Drug Free Workplace Committee	1 yr	Committee memb
Oregon Small Business/Employee Assistance Programs	3 yrs	Committee memb
Oregon Hemophilia Foundation	5 yrs	Ed chain / Board memb

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
U. of Oregon	Ed	MS. Instructional Design Curriculum Dev
U. of Oregon Health Programs		B.S. Hlth Ed - Community
LCC		A.A. - General

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

Carol Stone	294-7074	RDI
Sue Ziegler	248-3658 x26349	Mult Co.

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

None

I. Affirmative Action Information

F race

sex / racial ethnic background

birth date: Month 3 Day 6 Year 58

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature Vicki Ann Glunz Date 11/3/87



MULTNOMAH COUNTY OREGON

INTEREST FORM FOR BOARDS AND COMMISSIONS

In order for the County Executive to more thoroughly assess the qualifications of persons interested in serving on a Multnomah County board or commission, you are requested to fill out this interest form as completely as possible. You are encouraged to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, published writing, affiliations, etc.

- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Behavioral Health Advisory Council - Adult
Mental Health + Substance Abuse (Teen
Impact Panel)

- B. Name Lloyd Duncan

Address One Jefferson Parkway #285

City Lake Oswego State OR Zip 97035

Do you live in _____ unincorporated Multnomah County or X a city within Multnomah County.

Home Phone 503-635-0122

- C. Current Employer Oregon Partnership

Address 9320 SW Barber Blvd. Suite 340

City Portland State OR Zip 97219

Your Job Title Helpline Program Director

Work Phone 244-5211 (Ext) _____

Is your place of employment located in Multnomah County? Yes X No _____

- D. Previous Employers
- | Previous Employers | Dates | Job Title |
|------------------------------|-------------|------------------|
| Banks Lumber Co. | 6/89 - 1/95 | Edger Operator |
| Kert Manufacturing | 6/87 - 6/89 | Tally Supervisor |
| Great Northwestern Stoneware | 85-87 | Sales/Potter |
| Salishan Lodge | 84-85 | Auditor |

CONTACT: _____

G. _____

E. Please list all current and past volunteer/civic activities.

Name of Organization	Dates	Responsibilities
Oregon Partnership Helpline	1995	Telephone Counselor
Collegiate Veterans Assoc. EORC	75-76	Secretary

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Walla Walla College	65-67	Chemistry
Eastern Oregon State Univ.	73-76	Business/Int
CC + Portland State Univ.	'95-96	Post Bac.
Lewis + Clark College	97	

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

Judy Cushing 244-5211
Norma Jaeger 248-5464 ext. 26436

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

I feel strongly about alcohol and drug abuse, I oppose abuse, promote prevention and treatment.

I. Affirmative Action Information

M Caucasian
sex / racial ethnic background

birth date: Month 10 Day 15 Year 46

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature Lloyd Duncan Date 10-29-97

MEETING DATE: DEC 04 1997

AGENDA #: C-3

ESTIMATED START TIME: 9:30 am

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

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

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

DEPARTMENT: Sheriff's Office DIVISION: _____
CONTACT: Rick Barnett TELEPHONE: 251-2441
BLDG/ROOM #: 313/120

PERSON(S) MAKING PRESENTATION: Sergeant Jim Dusevoir

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Package Store with Pumps License Renewal Application for:

Corbett Country Market Inc.
36801 NE Crown Point Hwy
Corbett, Oregon 97019

The backgrounds have been checked on applicants: Neil McCarthy and Suzanne McCarthy and no criminal history can be found on the above.

12/10/97 ORIGINALS to Rick Barnett

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER: James Dusevoir

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions: Call the Board Clerk at 248-3277

CLERK OF
COUNTY COMMISSIONERS
97 NOV 20 PM 2:00
MULTNOMAH COUNTY
OREGON

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1997

License Type: Package Store with Pumps	District: 1	County/City: 2600	RO#: R00351A	421/203
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CORBETT COUNTRY MARKET INC
36801 NE CROWN POINT HWY
CORBETT OR 97019

Licensee(s) CORBETT COUNTRY MARKET INC

Tradename CORBETT COUNTRY MARKET
36801 NE CROWN POINT HWY
CORBETT OR 97019

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 11, 1997 to avoid late fees.

Operational Questions:	Responses:										
(1) Please list a daytime phone number.	Phone Number:										
(2) Please list all <u>arrests or convictions</u> for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Name</th> <th style="width: 15%;">Offense</th> <th style="width: 15%;">Date</th> <th style="width: 15%;">City/State</th> <th style="width: 15%;">Result</th> </tr> </thead> <tbody> <tr> <td colspan="5" style="height: 40px;"></td> </tr> </tbody> </table>	Name	Offense	Date	City/State	Result					
Name	Offense	Date	City/State	Result							
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES & EXPLAIN:										
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES & EXPLAIN:										
(5) Package Store Licenses with Gas Pumps: Report actual grocery inventory at cost (DO NOT INCLUDE BEER OR WINE).	\$ <u>34,250</u>										

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The County of MULTNOMAH recommends that this license be GRANTED X REFUSED on (date) 12/4/97

Signed: Beverly Stein Title of Signer BEVERLY STEIN, MULTNOMAH COUNTY CHAIR

License Fees and Late Fee Schedule & Amounts - Do not mail cash	Dollar Amount (\$)
License Fee for Package Store with Pumps	50.00
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT<<<<	50.00
Late Fees	
IF Renewal Application Is Received After December 11, 1997 but before January 01, 1998	Add 12.50 To Total Due
IF Renewal Application Is Received On or After January 01, 1998.	Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
SUZANNE MCCARTHY	<u>Suzanne McCarthy</u>	11-11-97	540-42-6581	09-04-41
NEIL F. MCCARTHY	<u>NEIL F. MCCARTHY</u>	11-11-97	542-40-2995	08-11-38

MEETING DATE: DEC 04 1997

AGENDA #: C-4

ESTIMATED START TIME: 9:30 am

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

BOARD BRIEFING:

DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING:

DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Sheriff's Office

DIVISION: _____

CONTACT: Rick Barnett

TELEPHONE: 251-2441

BLDG/ROOM #: 313/120

PERSON(S) MAKING PRESENTATION: Sergeant Jim Dusevoir

ACTION REQUESTED:

☐ INFORMATIONAL ONLY

☐ POLICY DIRECTION

☒ APPROVAL

☐ OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Package Store with Pumps License Renewal Application for:

Orient Country Store
29822 SE Orient Dr.
Gresham, Oregon 97080

The backgrounds have been checked on applicants: Limm Young and no criminal history can be found on the above.

12/18/97 originals to Rick Barnett

SIGNATURES REQUIRED:

ELECTED

OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: _____

James Dusevoir

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 20 PM 2:20

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions: Call the Board Clerk at 248-3277

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1997

License Type: Package Store with Pumps	District: 1	County/City: 2609	RO#: R00297A	422/203
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LIM ASSET HOLDING CORPORATION
29822 S.E. ORIENT DRIVE
GRESHAM OR 97080

Licensee(s) **LIM ASSET HOLDING CORPORATION**

Tradename **ORIENT COUNTRY STORE**
29822 S.E. ORIENT DRIVE
GRESHAM OR 97080

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 11, 1997 to avoid late fees.

Operational Questions:	Responses:															
(1) Please list a daytime phone number.	Phone Number: (503) 663-3930															
(2) Please list all <u>arrests or convictions</u> for any crime, violation, or infraction of any law during the <u>last year</u> even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Name</th> <th>Offense</th> <th>Date</th> <th>City/State</th> <th>Result</th> </tr> </thead> <tbody> <tr> <td colspan="5" style="text-align: center;">None in last year</td> </tr> <tr> <td colspan="5" style="text-align: center;">2 violations in this year.</td> </tr> </tbody> </table>	Name	Offense	Date	City/State	Result	None in last year					2 violations in this year.				
Name	Offense	Date	City/State	Result												
None in last year																
2 violations in this year.																
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES & EXPLAIN:															
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES & EXPLAIN:															
(5) Package Store Licenses with Gas Pumps: Report actual grocery inventory at cost (DO NOT INCLUDE BEER OR WINE).	\$ 60,000.00															

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The City of GRESHAM recommends that this license be GRANTED ☒ REFUSED ☐ on (date) 12/4/97

Signed: Beverly Stein Title of Signer BEVERLY STEIN, MULTNOMAH COUNTY CHAIR

License Fees and Late Fee Schedule & Amounts - Do not mail cash.	Dollar Amount (\$)
License Fee for Package Store with Pumps	50.00
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT<<<<	50.00
Late Fees	
IF Renewal Application Is Received After December 11, 1997 but before January 01, 1998	Add 12.50 To Total Due
IF Renewal Application Is Received On or After January 01, 1998.	Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
YONG M. LIM	<u>[Signature]</u>	10/30/97	355-58-8996	A-28-58

MEETING DATE: DEC 04 1997

AGENDA #: C-5

ESTIMATED START TIME: 9:30am

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: OLCC License Renewal

BOARD BRIEFING: DATE REQUESTED: _____

REQUESTED BY: _____

AMOUNT OF TIME NEEDED: _____

REGULAR MEETING: DATE REQUESTED: _____

AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Sheriff's Office

DIVISION: _____

CONTACT: Rick Barnett

TELEPHONE: 251-2441

BLDG/ROOM #: 313/120

PERSON(S) MAKING PRESENTATION: Sergeant Jim Dusevoir

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

This is an OLCC Package Store Renewal Application for:

Weece's Market
7310 SE Pleasant Home Rd
Gresham, Oregon 97080

The backgrounds have been checked on applicants: Ae Ja Kim, Hyun Jang Kim and Hong Baz Kim and no criminal history can be found on the above.

12/18/97 originals to Rick Barnett

SIGNATURES REQUIRED:

ELECTED

OFFICIAL: _____

(OR)

DEPARTMENT

MANAGER: James Dusevoir

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions: Call the Board Clerk at 248-3277

BOARD OF
COUNTY COMMISSIONERS
97 NOV 20 PM 2:28
MULTNOMAH COUNTY
OREGON

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires December 31, 1997

License Type: Package Store	District: 1	County/City: 2600	RO#: R00277A	421/203
------------------------------------	--------------------	--------------------------	---------------------	----------------

KIM AE JA
7310 SE PLEASANT HOME ROAD
GRESHAM OR 97080

Licensee(s) **KIM AE JA**
KIM HONG B
KIM HYUN JANG

Tradename **WEECE'S MARKET**
7310 SE PLEASANT HOME ROAD
GRESHAM OR 97080

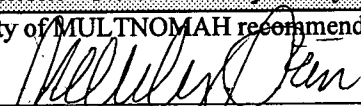
Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before December 11, 1997 to avoid late fees.

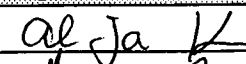
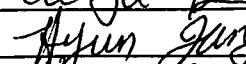
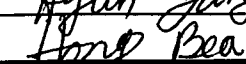
Operational Questions:	Responses:										
(1) Please list a daytime phone number.	Phone Number: 663-3141										
(2) Please list all <u>arrests or convictions</u> for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1"> <thead> <tr> <th>Name</th><th>Offense</th><th>Date</th><th>City/State</th><th>Result</th></tr> </thead> <tbody> <tr> <td colspan="5" style="text-align: center;">NONE</td> </tr> </tbody> </table>	Name	Offense	Date	City/State	Result	NONE				
Name	Offense	Date	City/State	Result							
NONE											
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:										
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:										

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The County of MULTNOMAH recommends that this license be GRANTED ☒ REFUSED ☐ on (date) 12/4/97

Signed:  Title of Signor BEVERLY STEIN, MULTNOMAH COUNTY CHAIR

License Fees and Late Fee Schedule & Amounts - Do not mail cash.		Dollar Amount (\$)
License Fee for Package Store		50.00
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT <<<<		50.00
Late Fees		
IF Renewal Application Is Received After December 11, 1997 but before January 01, 1998		Add 12.50 To Total Due
IF Renewal Application Is Received On or After January 01, 1998.		Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
Kim Ae JA		10-28-97	544-17-4475	7-1-45
Kim Hyun JANG		10-28-97	544-17-6072	3-15-36
Kim Hong BAE		10-28-97	544-17-4694	6-1-66

Meeting Date: DEC 04 1997
Agenda No: C-6
Est. Start Time: 9:30am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Report to the Board the Hearings Officer's decision on **CU 12-96, HV 18-96 & SEC 27-96**

BOARD BRIEFING Date Requested:
 Amt. of Time Needed:
 Requested By:

REGULAR MEETING Date Requested: December 4, 1997
 Amt. of Time Needed: 5 minutes

DEPARTMENT: DES **DIVISION:** Transportation & Land Use Planning
CONTACT: Chuck Beasley **TELEPHONE:** 248-3043
 BLDG/ROOM: 412 / 109

PERSON(S) MAKING PRESENTATION: Stuart Farmer

ACTION REQUESTED

☐ Informational Only ☐ Policy Direction ☒ Approval ☐ Other

SUGGESTED AGENDA TITLE

Report to the Board the Hearings Officer's decision regarding an **Approval** of CU 12-96, HV 18-96 & SEC 27-96 with strict compliance to conditions of approval; for a template dwelling in the Sandy River Scenic Waterway area with a major variance to reduce the side yard setback from 200' to 45' and 35' to legalize an existing dwelling which was constructed without permits.

SIGNATURES REQUIRED

Elected Official: _____

or

Department Manager: KB [Signature]

97 NOV 26 11:13:16
MULTIOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS



BOARD HEARING OF DECEMBER 4, 1997

TIME 9:30am

CASE NAME: Andre Protassy

NUMBER: CU 12-96, HV 18-96, SEC 27-96

1. Applicant Name/Address

Andre Protassy
12120 SW Boones Ferry Rd.
Portland, OR 97219

Owner:

Andre Protassy

Action Requested of Board

☒ Affirm Hearings Officer Dec.

☐ Hearing/Rehearing

Scope of Review

☐ On the record

☐ De Novo

☐ New information allowed

2. **Action Requested by Applicant:** Conditional Use approval for a template dwelling in the Commercial Forest Use zone, Significant Environmental Concern permit for development in the Sandy River Scenic Waterway area, and a Major Variance to reduce the minimum side yard setback of 200' down to 45', and the minimum side yard setback of 200' to 35', to authorize the current home location. The approvals are requested in order to legalize the existing dwelling which was constructed without permits.

3. Planning Staff Recommendation

Deny the Conditional Use, Significant Environmental Concern, and Variance applications.

4. Hearings Officer Decision

Approve the applications, "subject to strict compliance with conditions of approval."

5. If recommendation and decision are different, why?

The staff recommendation was based on inadequate evidence submitted by the applicant to demonstrate that the variance was justified. Without justification that the existing dwelling location was the only practicable location on the property for the dwelling, the Conditional Use and SEC approval criteria could not all be met. At the public hearing, the applicant requested an extended period of time to provide additional evidence in support of his application. The Hearings Officer concluded that the new information contained sufficient justification to approve the Variance, allowing approval of the Conditional Use and SEC applications.

ISSUES

(who raised them?)

6. The following issues were raised:

The applicant argued that even though the dwelling was built without permits, the application should be approved because the building exists. He provided evidence that there was an existing dwelling on the property that burned in October of 1987, and that since the new dwelling was in approximately the same location as the original dwelling, he was really just replacing it. Staff and the Hearings Officer agree that a replacement dwelling can only be provided in two ways, through the casualty loss provisions of the Non-conforming Use ordinance or the replacement of existing dwellings provisions of the Commercial Forest Use (CFU) ordinance. Since he did not obtain a Building Permit for over 10 years after the fire, he did not meet the casualty loss provisions. The dwelling which was replaced does not exist, therefore the replacement provisions can not be met.

Both staff and the Hearings Officer noted that the existing location of the dwelling did more to preserve farm and forest land than would compliance with the CFU setback standards. The existing dwelling is 45' from the easement road, 35' from undeveloped forest land along the west property line, and over 500' from a developed parcel on the east. Compliance with the 200' front and side yard setbacks would push the dwelling toward the middle of the parcel and cause fragmentation of the resource management area and increased development impacts and costs of road construction and utility service. The best location in terms of farm and forest land preservation was in the northeast corner of the parcel, which would allow clustering of development.

7. Do any of these issues have policy implications? Explain:

The problem of considering a structure built without permits as justification for meeting zoning code variance or other approval criteria is the potential of reducing the effectiveness of the zoning ordinance. There is a potential equity issue as well because most people want to comply with the regulations, and sometimes forgo their preferred building location when they find it does not meet the code. The experience of staff is that people are very concerned that everyone is treated equally, and are suspicious of government motives when they perceive that someone has received special consideration. Fortunately, in this case the Hearings Officer was able to give the applicant the "benefit of the doubt" and approve the variance.

The application of the CFU setbacks in this case point to a need to take another look at what the extended front and side yard setbacks are accomplishing. The Oregon Administrative Rule for forest lands specifies that siting of dwellings and structures minimize impacts to farm and forest lands. The current setbacks tend to push structures into the interior of resource parcels thus increasing impacts, rather than requiring structures to be near the perimeter and/or clustered with other nearby structures.



DEPARTMENT OF ENVIRONMENTAL SERVICES
TRANSPORTATION AND LAND USE PLANNING DIVISION
2115 SE MORRISON STREET
PORTLAND, OREGON 97214-2865
(503) 248-3043 FAX: (503) 248-3389

DECISION OF HEARINGS OFFICER

Case File: Conditional Use CU 12-96
Significant Environmental Concern SEC 27-96
Major Variance HV 18-96

Hearing Date: July 16, 1997

Hearings Officer: Liz Fancher

Proposed Action and Use: Conditional Use approval for a template dwelling in the Commercial Forest Use zone, Significant Environmental Concern for development in the Sandy River Scenic Waterway, and a Major Variance to reduce the minimum front yard setback of 200' down to 45' and the minimum side yard setback of 200' to 35' to authorize current home location. The approvals are requested in order to legalize the existing dwelling which was constructed without permits.

Location: 32152 SE Stevens Road

Property Description: TL '44' of Section 8, T1S, R4E

Zoning: CFU, Commercial Forest Use
SEC, Significant Environmental Concern

Applicant/Owner: Andre Protassy
12120 SW Boones Ferry Rd.
Portland, OR 97219

Applicant's Attorney: Paul Norr
1020 SW Taylor Street, Suite 530
Portland, OR 97205-2550

Status of 120-day Clock: Waived by Applicant

Decision: Approval, subject to strict compliance with conditions of approval.

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PLANNING SECTION

Overview:

CU 12-96 is a request for a new dwelling in the CFU (Commercial Forest Use) district. The parcel qualifies under the Template Test provisions, however the applicant has not shown that the dwelling location within 35' of adjacent forest land is a location which has the least impact on forest land. The 200' setback requirement is presumed to meet the least impact standard, anything less must be justified. A variance, therefore, is required to the setback and "least impact" standards.

SEC 27-96 is an application to evaluate the proposed dwelling location against general siting criteria intended to protect environmental resources. The applicant has not shown that all SEC approval criteria are satisfied but the Hearings Officer has determined that the criteria can be satisfied by the imposition of conditions of approval.

HV 18-96 is a request to reduce the 200' front and side yard setbacks to 60' and 35' respectively.

Conditions of Approval:

As the land use authorized by this decision has been commenced without proof of compliance with various approval standards and without building permits, it is necessary that certain requirements of the ordinance be strictly complied with, within the time frames imposed by this decision, in order to assure the health, safety and welfare of neighbors and dwelling residents. If the time frames and conditions of approval of this decision are not strictly complied with, this permit shall expire and be of no further legal validity and the residence shall be removed from the subject property by the applicant. The conditions of this approval are:

1. Approval is granted for the application as submitted by the applicant and as modified by the conditions of approval of this decision. Any substantial change to the approved use shall require a new conditional use, SEC and variance approval.
2. Approval is granted upon the understanding that the approved dwelling is and will continue to be the only dwelling on the subject property and will be a single family dwelling only.
3. Approval is granted based upon verification of compliance with the following approval standards by the Land Use Planning Division and continued compliance with those standards:
 - A. Private road construction and maintenance per MCC.2074 (D); and
 - B. Use of a spark arrester on all chimneys; and

- C. Maintenance of a primary (30') and secondary fire safety zone (100') per MCC .2074 (A) to the extent possible given the size of the approved yards; and
 - D. Design, construction and maintenance of the private easement access road to the standards required by MCC .2074 (D), including, but not limited to, the required vehicle turnout (maximum spacing of 500' on the private road) and a turnaround for the Protassy driveway; and
 - E. Protection of developed areas of the subject property from erosion using the Best Management Practices included in the erosion management plan required by MCC .6420 (J) and Condition #5 of this decision.
- 4. The owner of the subject property shall plant a sufficient number of trees on the subject property to demonstrate that the tract is reasonably expected to meet Department of Forestry stocking requirements at the time specified by Department Rules. The owner shall also submit a stocking survey report to the county assessor so that the assessor shall verify that the minimum stocking requirements will be met by the time required by the Department. The only consequence of a failure to comply with this condition of approval or stocking requirements upon this approval, however, shall be to subject the subject property and its owner to the tax penalty described in MCC .2052 (A)(6).
 - 5. The applicant shall submit and obtain approval from the Multnomah County Land Use Planning Division of an erosion and potential erosion plan that meets the requirements of MCC 11.15.6420 (J) and (K). The plan shall, at a minimum, address stormwater management, drainage and disposal. This plan shall not, however, apply to activities which are exempt from SEC review and approval, as outlined in .6406. The applicant shall obtain an erosion control permit, if required by County code, to implement the erosion plan. The measures to be used to protect the property must be shown by the applicant to be based on current Best Management Practices. Review and approval of this plan shall be subject to formal review as a land use decision by the County (notice and opportunity for a hearing required).
 - 6. The applicant shall provide written confirmation, from the appropriate building official, that the dwelling approved by this application complies with all standards of the Uniform Building Code, is attached to a foundation for which a building permit has been obtained, has a fire retardant roof and installed, functional and code compliant spark arrester(s). This condition shall be satisfied no later than six months from the date that approval of this application is final.
 - 7. The applicant shall provide proof to the County Planning Division that he has obtained all required septic disposal permits for the dwelling and that the septic facility provided on the subject property meets all applicable DEQ sanitary disposal requirements. The applicant shall comply with this condition no later than six months after this decision becomes final.

8. The applicant shall apply for and obtain County Design Review approval of the dwelling and shall comply with all conditions of approval of the design review decision within the time frames specified in that decision. The applicant shall file an application for design review approval, with required filing fee, no later than 2 months following the date that this decision is final. Additionally, the design review application must be **complete** no later than four months from the date that this decision is final.
9. Approval of this permit shall expire two years from the date this decision becomes final unless all conditions of approval have been completely met by the applicant.

Decision Format

This decision addresses three requested actions: approval of a Conditional Use Permit, a Significant Environmental Concern Permit, and a Major Variance. The Applicant's response to an approval criterion is indicated by the notation "Applicant." Planning staff comments and analysis, prepared one week prior to the land use hearing, follow the Applicant's responses to the criteria. These findings do not reflect the volumes of new evidence received after preparation of the staff report, including information related to the recurrent flooding of the property. Hearings officer comments follow staff comments, if any, and Applicant's responses. The hearings officer's comments are indicated by the notation "HO." Planning staff comments and hearings officer findings are added where supplemental information is needed, where new evidence was received or where staff may not concur with the applicant's statements. If no staff remarks are indicated, staff and the hearings officer concur with the applicant and adopt those remarks as findings in support of this decision. Staff comments are adopted by the hearings officer if no findings to the contrary are provided.

Background

Case History: This case results from a zoning violation that entails construction of the dwelling by the applicant without a building permit. Documents submitted by the applicant's attorney, Mr. Norr show that the subject property was developed with a dwelling in July of 1987 when the property was recognized as one of two lots of exception pursuant to Multnomah County Ordinance No. 100. The County's decision authorized the filing of a land division upon the condition that the residences on the parent parcel each meet applicable setbacks. An "exempt minor partition" plat was filed in October of 1987. The map shows that an "existing residence" was located in approximately the same location of the current dwelling.

The Applicant's evidence shows that Mr. Protassy acquired the subject property in November of 1987. In October of 1988, a fire occurred in the residence on the property which caused a "partial" fire loss. Mr. Protassy received a settlement of \$7451.88 from his fire insurance carrier to compensate him for the fire damage. The dwelling, prior to the date it was damaged by fire, was a one-story dwelling that was approximately 43'

long by 19 feet wide, including a large attached storage area. Tax records indicate that the residence was 693 square feet in size. Rather than repair the existing dwelling, Mr. Protassy chose to build a new two-story home on the subject property in the same location as the fire-damaged residence. This reconstruction was accomplished without the benefit of building permits or land use review and approval.

County Tax Assessor's records beginning in 1991 indicate an exempt farm structure (winery) under construction on the property at that time with no apparent permit record. The On-Site Sewage Disposal service provider form (Exhibit A6) indicates that the septic system was also constructed without the necessary permit. The zoning violation would be resolved if the necessary permits for construction of a new single family dwelling are approved. The Notice of Violation and current Assessor's property descriptions are included as Exhibit C2 of this case.

A hearing was held on this matter on July 16, 1997. The applicant requested that the record of this matter be held open through September 24, 1997 to allow the applicant to submit new evidence in support of his application. The hearings officer gave all other parties until October 2, 1997 to submit evidence responding to the applicant's new evidence. The applicant waived the 120 day time period for processing land use applications in order to induce the county to grant his request for additional time.

Applicant's Proposal: The applicant is requesting approval of a single family dwelling in the CFU zone in order to legalize the existing structure which consists of an unfinished two story dwelling. The dwelling is located within approximately 60' of the north property line which is also the center line of a 30' access easement which serves the property adjacent to the north and a recreation camp northwest of the subject parcel. The dwelling location is approximately 35' east of the rim of the Sandy River gorge and the approximate west property line. The structure location does not comply with the 200' front and side yard setbacks of the CFU zone nor the least impact standard, therefore approval of a Major Variance is required to retain the current structure location. The structure is also within the SEC overlay zone of the Sandy River Scenic Area. As a result, SEC approval is required.

Description of Site and Vicinity:

Applicant: The subject parcel is located on the end of Stevens Road. The northern side of the property is 660 feet. The western side property line dimension is 990 feet. The southern property line dimension is 660 ft. The eastern side property line dimension is 900 ft. The proposed building site is relatively level in comparison of the remainder of the site with an estimated slope of less than 5%. The location of the proposed dwelling is indicated on the site plan. Existing vegetation site includes a mix of both deciduous and evergreen trees as well as shrubbery. The dwelling is located in the northwest portion of the site. This area, an estimated 8000 square feet, is cleared of trees. The property is surrounded by other properties located in the CFU zone. Parcels in the immediate vicinity vary in size, ranging from 1.13 acres to over 20 acres. At least six

parcels within the 160 acre "template area" surrounding the subject site have dwellings located on them. On-site soils are classified as 17D and 17E. (Goble Silt Loam).

Staff: The subject property is situated on a bench above the Sandy River canyon, with the west property line adjacent to the dwelling approximately on the canyon rim. The side slopes of the canyon are forested with deciduous and coniferous tree species, and the majority of the parcel a grass field. Several rows of grape vines are adjacent to the dwelling on the east side. Staff has confirmed 5 dwellings within the template area, and found the soil types to be mapped as primarily 27B Mershon silt loam. The dwelling count and soils are addressed under the Template Dwelling approval criteria in section 1. of this report.

Notification and Public Participation: Notice of the hearing Scheduled for July 16, 1997 and applicable criteria was sent to 16 neighboring property owners, interested parties, and applicable agencies on June 25, 1997. A copy of the notice is included as Exhibit "B1" of this report.

Approval Criteria

The Hearings Officer must find that the proposal meets the following Multnomah County Zoning Code approval criteria and Comprehensive Plan Policies.

1. Criteria for Approval of a Dwelling in the CFU Zone:

MCC 11.15.2052 (A): A template dwelling may be sited on a *tract*, subject to the following:

MCC 11.15.2052 (A)(1): The lot or lots in the *tract* shall meet the lot of record standards of MCC .2062(A) and (B) and have been lawfully created prior to January 25, 1990;

Applicant: The subject lot meets the lot of record standards and was lawfully created prior to January 25, 1990. The lot was created in 1987.

Staff: The subject parcel was created through approval of Lot of Exception application LE 6-87, approved 10/29/87. Staff agrees that the parcel meets the lot of record requirements.

MCC 11.15.2052 (A)(2): The tract shall be of sufficient size to accommodate siting the dwelling in accordance with MCC.2074 with minimum yards of 60 feet to the centerline of any adjacent County Maintained road and 200 feet to all other property lines. Variances to this standard shall be pursuant to MCC .8505 through .8525, as applicable;

Applicant: The lot is sufficient size to accommodate the siting of a dwelling in accordance with MCC .2074. A variance and SEC Permits have been applied.

HO: A setback of 200' applies to all property lines of the subject property as the subject property is accessed by a private access and does not adjoin a county maintained road.

MCC 11.15.2052 (A)(3): The *tract* shall meet the following standards:

- (c) **The *tract* shall be composed primarily of soils which are capable of producing above 85 cf/ac/yr of Douglas Fir timber; and**

Applicant: The subject property is composed primarily of soils which are capable of producing 49 cf/ac/yr of Douglas Fir timber. [The parcel is comprised of two soils series: the Goble Silt Loam (17D and 17E). The highest potential yield is 145 cf/ac/yr.]

Staff: Staff identifies the property on Soil Survey Map 22, a portion of which is included as Exhibit "C4" of this report. The approximate dwelling location on the map shows the upland portion and substantial majority of the parcel area in soil series 27B, Mershon silt loam. The canyon side slopes are mapped as series 20F. The primary Mershon soils have a listed site index of 130, and are capable of producing 100-125 cf/ac/yr. of Douglas Fir.

- (i) **The lot upon which the dwelling is proposed to be sited and at least all or part of 11 other lawfully created lots existed on January 1, 1993 within a 160-acre square when centered on the center of the subject *tract* parallel and perpendicular to section lines; and**

Applicant: At least 11 parcels are partly or wholly located within the 160-acre grid.

Staff: Review of Assessor's maps back to 1962, which is the approximate date of initial zoning, and of County approved partitions since that time, reveals 11 parcels which staff accepts as legally created prior to January 1, 1993. A list of the parcels and map are included in Exhibit "C3".

- (ii) **At least five dwellings lawfully existed on January 1, 1993 within the 160 acre square.**

Applicant: At least 5 dwellings are located within the 160-acre grid.

Staff: The Assessor's records indicate 5 dwellings within the template area. Two of the dwellings are listed as having been built in 1900 and 1939, prior to Building Permit requirements which became effective in about 1960. The other three dwellings have a building permit record on file with Multnomah County. The Assessor's printouts and

Building Permit cards are included as Exhibit "C5" of this report. The location of the dwellings is indicated on the template map in Exhibit "C3".

MCC 11.15.2052 (A)(3)(d): Lots and dwellings within urban growth boundaries shall not be counted to satisfy (a) through (c) above.

Applicant: Not applicable.

MCC 11.15.2052 (A)(3)(e): There is no other dwelling on the *tract*;

MCC 11.15.2052 (A)(3)(f): No other dwellings are allowed on other lots (or parcels) that make up the *tract*;

MCC 11.15.2052 (A)(3)(g): Except as provided for a replacement dwelling, all lots (or parcels) that are part of the *tract* shall be precluded from all future rights to site a dwelling; and

MCC 11.15.2052 (A)(3)(h): No lot (or parcel) that is part of the *tract* may be used to qualify another *tract* for the siting of a dwelling;

Applicant: There is no other dwelling on the tract.

Staff: Staff concurs that none of the lots or dwellings used to meet the template test requirements are within a UGB, that the property is not made up of more than one parcel and is therefore not a *tract*, and that no additional limitation on future dwelling rights is required to meet standards f., g., and h. above.

MCC 11.15.2052 (A)(4): The dwelling will be located outside a big game winter habitat area as defined by the Oregon Department of Fish and Wildlife, or that agency has certified that the impacts of the additional dwelling, considered with approvals of other dwellings in the area since acknowledgment of the Comprehensive plan in 1980, will be acceptable.

Applicant: The subject property is located inside the big game winter habitat. Letter attached from the Fish and Wildlife Department.

Staff: The applicant has submitted a letter from ODFW indicating that due to previous development of the parcel, effects of the current project would be minimal. This response letter is included in Exhibit "A8". Further, the property is not designated as Sensitive Big Game Wintering Area on the County Goal 5 inventory map (see Exhibit "C6").

MCC 11.15.2052 (A)(5): Proof of a long-term road access use permit or agreement shall be provided if road access to the dwelling is by a road owned and maintained by a private party or by the Oregon Department of Forestry, the Bureau of Land

Management or the United States Forest Service. The road use permit may require the applicant to agree to accept responsibility for road maintenance.

Applicant: The parcel has direct access to private road (easement) which was created and recorded in 1975 on the book of records (Book 1033/Pg 1900)- See Attached Deed.

Staff: The deed and easement description is included in Exhibit "A5".

MCC 11.15.2052 (A)(6): A condition of approval requires the owner of the *tract* to plant a sufficient number of trees on the *tract* to demonstrate that the *tract* is reasonably expected to meet Department of Forestry stocking requirements at the time specified in Department of Forestry administrative rules, provided however, that:

- (a) The planning department shall notify the county assessor of the above condition at the time the dwelling is approved.
- (b) The property owner shall submit a stocking survey report to the county assessor and the assessor shall verify that the minimum stocking requirements have been met by the time required by Department of Forestry Rules. The assessor shall inform the Department of Forestry in cases where the property owner has not submitted a stocking survey report or where the survey report indicates that minimum stocking requirements have not been met.
- (c) Upon notification by the assessor the Department of Forestry shall determine whether the *tract* meets minimum stocking requirements of the Forest Practices Act. If the department determines that the *tract* does not meet those requirements, the department shall notify the owner and the assessor that the land is not being managed as forest land. The assessor shall then remove the forest land designation pursuant to ORS 321.359 and impose the additional tax pursuant to ORS 321.372;

Applicant: The subject property has and is receiving farm deferrals. I am farming on the said property since 1987.

Staff: No stocking survey report has been submitted with the application, however the ordinance allows implementation of this requirement with a condition of approval. The ordinance does not appear to waive the reporting and stocking requirement for land in a forest zone which is in farm deferral. The southern portion of the parcel below the canyon rim is forested and should be required to meet the stocking requirements.

HO: The minimum stocking requirements apply to the entire property. Compliance with this code section has been required as a condition of approval as required by the quoted code language.

MCC 11.15.2052 (A)(7): The dwelling meets the applicable development standards of MCC.2074;

Staff: See analysis under the appropriate section below.

MCC 11.15.2052 (A)(8): A statement has been recorded with the Division of Records that the owner and the successors in interest acknowledge the rights of owners of nearby property to conduct forest operations consistent with the Forest Practices Act and Rules, and to conduct accepted farming practices;

Applicant: Document attached.

Staff: A copy of the recorded statement is included in Exhibit "A2."

MCC .2074 - Development Standards for Dwellings and Structures: Except as provided for the alteration, replacement or restoration of dwellings under MCC .2048 (E) and .2049 (B), all dwellings and structures located in the CFU district after January 7, 1993, shall comply with the following:

Staff: The replacement dwelling provisions provide for outright replacement of "an existing lawfully established single family dwelling on the same lot." Replacement dwellings are subject to the siting criteria of the SEC overlay. The dwelling which is the subject of this application did not exist at the time the applicant requested a Building Permit in 1992 as indicated in Exhibit "C2." In addition, no documentation has been provided which demonstrates that the original dwelling was lawfully established, or that it contained all of the features required to constitute a replaceable dwelling.

HO: The applicant has supplied factual information to show that he expended funds to construct a building of some type on the subject property between February 1989 and November 1992. The assessor's records indicate that the building constructed with these materials was an agricultural building. Such a building would have been exempt from building permit requirements. Mr. Protassy states, however, that the materials purchased in 1989 - 1992 were used to construct the existing single family residence.

Mr. Norr claims that the construction of the residence qualifies under MCC 11.15.2048 (E) and MCC 11.15.2049 (B) as a "replacement dwelling." This is essentially a claim that Mr. Protassy's reconstruction of a dwelling was a permitted use. Mr. Protassy has, however, elected to proceed to seek conditional use approval for a new dwelling rather than to seek approval of his residence as a replacement dwelling by filing for approval of a conditional use permit. It is that application, not a request to confirm the legality of an existing dwelling, that is pending for decision by the Hearings Officer.

The Hearings Officer notes, however, that MCC 11.15.2048 (E) authorizes a property owner to replace an *existing* lawfully established single family dwelling. The dwelling being "replaced" is no longer existing and the existing dwelling was not lawfully established. MCC 11.15.2049 (B) requires proof that replacement of a lawfully established dwelling must be "made necessary" by fire. The photograph submitted as

Exhibit I and the fact that the insurance settlement paid for partial loss of a structure make it unclear whether replacement of the residence was, in fact, "necessary." Further, there is no proof that the replacement dwelling provisions of the code, MCC 11.15.2048 (E) and MCC 11.15.2049 (B) relied upon by Mr. Norr applied to the Protassy property when the fire damaged home was replaced in 1989 to 1992, the time frame relevant to the actions already undertaken by Mr. Protassy.¹

MCC .2074 (A) The dwelling or structure shall be located such that:

- (1) It has the least impact on nearby or adjoining forest or agricultural lands and satisfies the minimum yard and setback requirements of .2058 (C) through (G);**

Applicant: A house was existing on the property for at least thirty years. In October 1988 the house burned down and was replaced by the current dwelling. The proposed dwelling is located so as to have the least impact on adjoining lands which are occupied by residential dwellings. All of the surrounding partials did not and do not currently practice farming and foresting. The closest blueberry farming exists about 1000 feet from my dwelling. Even if farming and foresting can occur on the adjacent developed partials, my dwelling will not negatively impact those practices. It did not bother anyone for more than thirty years, and will not do so now. I have spoken with the owners of all the adjoining lands, and find that there will be no adverse effect on their lands in relation to where my dwelling was build. Finally, I farm on this property since 1987 and no body of the neighborhood seems to be bothered. I also signed and recorded with county of Multnomah stating "I will not interfere or impede any forest and farm operations in the area"(Document attached).

Staff: The dwelling is located at the northwest corner of the property approximately 35' from the west property line and canyon rim, and 60' south of the north property line and center of the 30' easement road. The parcel map in Exhibit "A2" shows the dwelling location south and west of the hay field on tax lot '49', and at a substantial distance from tax lot '22' which is the next closest parcel in farm use.

Forested lands adjacent to the subject parcel exist to the west and south along the side slope of the Sandy River canyon. The County code does not limit forest management practices (MCC .6406(C), therefore forest management could occur within 35' of the proposed dwelling location. The applicant should consider the types of forest management activities which could occur, and demonstrate how the dwelling location would have the least impact on those practices. Thirty years of harmonious co-existence does not in itself ensure future lack of conflict between residential and forest uses,

¹ If Mr. Protassy could establish that the dwelling was lawfully established in 1989 to 1992, under the laws in effect at the time of construction, no conditional use permit application would be needed. Mr. Norr's claim appears, however, to be premised upon the assumption that it is appropriate to apply the replacement dwelling statute retroactively to events which may have occurred prior to adoption of the replacement dwelling use. As a general rule, retroactive application of the law is not permissible and Mr. Norr has not cited legal authority to establish that such application is appropriate in this case.

especially when forest management rotations are often much longer than 30 years. The deed restriction referenced by the applicant is an educational tool intended to alert future potential buyers that intrusive activities may occur nearby. It is not intended as a substitute for other means of minimizing conflicts. The dwelling location does not satisfy the 200' side and front yard setbacks of the zone, and the application includes a variance request as required in MCC .2058 (C).

HO: The applicant has requested and obtained approval of a variance to the minimum yard and setback requirements of the CFU zone due to conditions which make it infeasible to place the dwelling in any location other than its present location. The home location is also close to the existing easement road, an area used by residents and their guests. It is also clustered near other existing development (residence and camp), leaving adjoining resource land that is suitable for agricultural or forest use, as minimally impacted by human habitation as possible. Placement of the home close to the road minimizes the impact of human activities on farm and forest practices because all such disruptive human activities are confined to the same general area and may be more readily avoided by farmers and foresters.

The Applicant obtained a report from a professional forester, Daniel Green. Mr. Green's opinion was that the home location had the least impact on adjoining farm and forest operations. This conclusion is, however, premised upon the assumption that "in terms of impacts on a neighbor's forest or farming practices, there is no clear effect of a house on a neighbor." This statement is inconsistent with the policies underlying county regulation of forest zones. Those policies seek to minimize the number of homes sited in resource zones so that forest operations, such as slash burning and tree falling, may occur without risk of injury to residents and residences. This portion of Mr. Green's report was not relied upon by the hearings officer in determining compliance with this code section. The hearings officer does, however, base her conclusions upon the factual material included in Mr. Green's report, including his discussion of farm uses, forest practices, area development and access to adjoining forested property.

(2) Adverse impacts on forest operations and accepted farming practices on the tract will be minimized;

Applicant: I have no other intentions but to legalize the dwelling on my property and to keep it as natural as possible, like it has always been. Like I indicated above, I am currently farming and have complied with all guide lines relating to whatever I do. I also intend to comply with all state and county guide lines for residential living in the CFU zoned area.

Staff: The dwelling location places the dwelling in a corner of the subject parcel nearest the road and in an area between relatively flat farmable land to the east of the dwelling and the forested canyon side slopes. The site plan in Exhibit "A3" and site inspection by staff confirms that the existing dwelling location is in an area of essentially flat ground which has some limitation to farm management because it is a relatively small area with

an irregular shape which is defined by the steep canyon rim. The south and southwest portions of the parcel are sloping forested land, while the majority is open field. The dwelling location would not limit forest practices such as set up of logging equipment to access the existing forested areas.

(3) The amount of land used to site the dwelling or other structures, access roads, and service corridor is minimized.

Applicant: Less than 1.67% of the land was used for the house and driveway. The site (3/4 of it) has always been clear and no forest land has been used what so ever. The dwelling meets all of the set back standards except to the 200 foot requirement for which a variance has been applied for. The dwelling did not require any removal of dirt and trees because it is sitting on exact same place where the old house was for more than thirty years. The access road is also existing for more than thirty years. The driveway is property installed and maintained in accordance with the driveway standards. And it has been signed off by the fire protection district chief

HO: Placement of the home in close proximity to the access easement minimizes the amount of land required for non-agricultural and non-forest use.

(4) Any access road or service corridor in excess of 500 feet in length is demonstrated by the applicant to be necessary due to physical limitations unique to the property and is the minimum length required; and

Applicant: The driveway is 50 feet.

(5) The risks associated with wildfire are minimized. Provisions for reducing such risk shall include:

- (a) The proposed dwelling will be located on a tract within a rural fire protection district, or the dwelling shall be provided with residential fire protection by contract;**

Applicant: The dwelling is protected by the Corbett Fire District (Document attached.)

- (b) Access for a pumping fire truck to within 15 feet of any perennial water source on the lot. The access shall meet driveway standards of MCC .2074 (D) with permanent signs posted along the access route to indicate the location of the emergency water source;**

Applicant: There is no perennial water on site.

- (c) Maintenance of a primary and a secondary fire safety zone on the subject tract.**

Applicant: As for fire safety, the primary and secondary fire safety zones are indicated on the site plan. The primary being 30 feet from the dwelling and the secondary will extend additional 100 feet on the south and 100 feet on the east. The west and north secondary fire safety zones cannot be met because of the existing dwelling (Variance has been applied). The zones will be maintained by pruning and spacing vegetation so that the fire will not spread between the crowns of trees. And trees and brush will be properly maintained to prevent spreading of fire up to the crowns of trees. All other vegetation will be kept less than two feet in height.

- (i) A primary safety zone is a fire break extending a minimum of 30 feet in all directions around a dwelling or structure
- (ii) On lands with 10 percent or greater slope the primary fire safety zone shall be extended down the slope from a dwelling or structure as follows:

Percent Slope	Distance in Feet
Less than 10	Not Required
Less than 20	50
Less than 30	75
Less than 40	100

Applicant: There is less than 10% slope in the primary fire safety zone (Not required).

HO: The Hearings Officer finds that the cited code sections, read together, require a primary fire safety zone of 30 feet for the subject property.

- (iii) A secondary fire safety zone is a fire break extending a minimum of 100 feet in all directions around the primary safety zone....
- (iv) No requirement in (i), (ii) , or (iii) above may restrict or contradict a forest management plan approved by the state of Oregon Department of Forestry pursuant to the state Forest Practices Rules; and
- (v) Maintenance of a primary and a secondary fire safety zone is required only to the extent possible within the area of an approved yard (setback to property line).

Applicant: See response of (C).

HO: The applicant must also provide the required 100' secondary safety zone to the maximum distance possible on the subject property.

- (d) The building site must have a slope less than 40 percent.

Applicant: The building site has less than 10% slope.

Staff: In addition to the information provided by the applicant, staff notes that maintenance of the secondary fire break is not required if it does not fit within an approved yard pursuant to MCC .2074(A)(5)(c)(iv). Approval of the variance to the 200' side and front yard setback would allow this requirement to be met.

MCC .2074 (B) The dwelling shall:

- (1) Comply with the standards of the Uniform Building Code or as prescribed in ORS 446.002 through 446.200 relating to mobile homes;**
- (2) Be attached to a foundation for which a building permit has been obtained; and**
- (3) Have a minimum floor area of 600 square feet.**
- (4) Have a fire retardant roof.**
- (5) Have a spark arrester on each chimney.**

Applicant: The dwelling placed on this property meets all building code requirements. The dwelling is attached to a foundation. The minimum floor area located on the property is exceeding the requirement of 600 square feet. The dwelling has a fire retardant roof and has a spark arrester on the chimney.

Staff: The dwelling has not been issued a Building Permit, therefore compliance with the applicable portions of this section, (2), (4), and (5) has not been demonstrated.

HO: Compliance with this requirement is typically imposed as a condition of approval.

MCC .2074 (C) The applicant shall provide evidence that the domestic water supply is from a source authorized in accordance with the Department of Water Resources Oregon Administrative Rules for the appropriation of groundwater (OAR 690, Division 10) or surface water (OAR 690, Division 20) and not from a class II stream as defined in the Forest Practices Rules. If the water supply is unavailable from a public source, or sources located entirely on the property, the applicant shall provide evidence that a legal easement has been obtained permitting domestic water lines to cross the properties of affected owners.

Applicant: Water service is provided by the Corbett Water District.

Staff: See Exhibit A6 for service availability form.

MCC .2074 (D) A private road (including all easements) accessing two or more dwellings, or a driveway accessing a single dwelling, shall be designed, built, and maintained to:

- (1) Support a minimum gross vehicle weight (GVW) of 52,000 lbs. Written verification of compliance with the 52,000 lb. GVW standard from an Oregon Professional Engineer shall be provided for all bridges or culverts;
- (2) Provide an all-weather surface of at least 20 feet in width for a private road and 12 feet in width for a driveway;
- (3) Provide minimum curve radii of 48 feet or greater;
- (4) Provide an unobstructed vertical clearance of at least 13 feet 6 inches;
- (5) Provide grades not exceeding 8 percent, with a maximum of 12 percent on short segments, except as provided below;
 - (a) Rural Fire Protection District No. 14 requires approval from the Fire Chief for grades exceeding 6 percent;
 - (b) The maximum grade may be exceeded upon written approval from the fire protection service provider having responsibility;
- (6) Provide a turnaround with a radius of 48 feet or greater at the end of any access exceeding 150 feet in length;
- (7) Provide for the safe and convenient passage of vehicles by the placement of:
 - (a) Additional turnarounds at a maximum spacing of 500 feet along a private road; or
 - (b) Turnouts measuring 20 feet by 40 feet along a driveway in excess of 200 feet in length at a maximum spacing of $\frac{1}{2}$ the driveway length or 400 feet whichever is less.

Applicant: The road (approved easement attached) is designed, build, and maintained to support 52,000 GVW. The width of the road is at least 20 feet wide and provides a minimum curve radii of greater than 48 feet. The base rock consists of six inches of 3 inch minus and the top gravel is 4 inches of 3/4 inch minus. The entire road is paved with asphalt. I am properly maintaining the road to have an unobstructed clearance of 13 feet and six inches and to provide for safe passage of vehicles. There are turnaround as indicated on the site plan. The road has been signed off by the proper authority at our fire protection district.

Staff: The subject road exists within a 30' easement, and staff has not observed any bridges or culverts. The applicant has included a service provider form which indicates adequate fire flow and location of the nearest hydrant (see Exhibit "A6").

TEMPLATE DWELLING CONCLUSIONS:

1. The parcel meets the Template Dwelling requirements for the number of houses and dwellings within the template area. Compliance with the Department of Forestry

stocking requirements appears to be required, notwithstanding that the property is under special assessment for farm use according to the applicant. This code provision can be satisfied by notification of the assessor by the planning department as provided for in MCC .2052 (A) (6)(a).

2. The development standards of MCC .2074 (A)(1) which relate to protection of farm and forest management activities on adjacent land are met due to the location of the dwelling site away from nearby farm parcels, and in a somewhat confined portion of the site. Clustering the home near structures on adjoining lots minimizes the negative impact that human habitation has upon agricultural and forestry practices.

3. All of the development standards of MCC .2074 (B) have not been met. These requirements may, however, be satisfied by the imposition of appropriate conditions of approval.

2. Criteria for approval of SEC Permit:

A. MCC 11.15.6404 Uses-SEC Permit Required

MCC 11.15.6404(C): Activities proposed for lands designated as scenic waterways under the Oregon Scenic Waterways System shall be subject to an SEC permit in addition to approval from the Oregon Parks and Recreation Department.

Staff: The Oregon Parks and Recreation Department response letter of approval submitted by the applicant is included in Exhibit "A7" of this report. This response letter is discussed in the criterion immediately below.

MCC 11.15.6420: Criteria for Approval of SEC Permit (General Provisions):

The SEC designation shall apply to those significant natural resources, natural areas, wilderness areas, cultural areas, and wild and scenic waterways that are designated SEC on the Multnomah County sectional maps. Any proposed activity or use requiring an SEC permit shall be subject to the following:

MCC 11.15.6420 (A): The maximum possible landscaped area, scenic and aesthetic enhancement, open space or vegetation shall be provided between any use and a river, stream, lake, or floodwater storage area.

Applicant: I only used 1.67% of the subject property for sighting the dwelling, which is less than the recommended one acre. There was no removal of trees - no major excavation, so the partial left in native vegetation, is provided. I also plan to add vegetation native to the area.

Staff: The applicant's response does not describe how the development maximizes the amount of open space or vegetation between it and the Sandy River. The map in Exhibit "A2" indicates that the dwelling is 550' from the Sandy River. The shape of the property is such that the distance increases approximately 160' moving from west to east along the north property line. The amount of open space could theoretically be increased a portion of the 160' difference in width if the structure were moved to the northeast portion of the property. It is not clear whether this would result in substantial additional protection of protected resources. Some limited improvement could occur if the dwelling location were far enough from the canyon rim so that no portion could be seen from the river. Staff was able to see a small portion of the river and adjacent flood plain from a location adjacent to the west side of the structure during the 4/25/97 site inspection.

The letter submitted from the Oregon Parks and Recreation Department indicates a formal review is not required because the application complies with certain OAR provisions which allow a formal review to be waived (see Exhibits "A7" and "D1"). It is not clear to staff however, that the dwelling site is outside the area of greatest visual effect, and that the other listed OAR requirements are met.

HO: The applicant has shown that other areas of the subject property are subject to flooding and that the open area and setback provided is the maximum possible given the flooding condition.

MCC 11.15.6420 (B): Agricultural land and forest land shall be preserved and maintained for farm and forest use.

Applicant: 2/3 of the land on the property was and is preserved and maintained for farm use. I am farming since 1987- and intent to do so in the future. The building is located in the Northwest corner of the property; and is sitting on approximately 8,000 sq feet, including driveway that makes 1.67% of the entire property so the rest of the land can be preserved for farm and forest use.

Staff: All of the land that makes up the parcel is suitable for either farm or forest use. The purpose of this criterion is not to preclude development, but to minimize impact on resource lands. The portion of the parcel converted to dwelling, yard, and driveway access is relatively small.

MCC11.15.6420 (C): A building, structure, or use shall be located on a lot in a manner which will balance functional considerations and costs with the need to preserve and protect areas of environmental significance.

Applicant: A house was existing on the property for more than thirty years, and was rebuild on the exact same place. It is sitting on only 1.67% of the whole land, which did not and does not have effects of farming and forestry. The areas of the environmental significance will be fully protected.

Staff: The areas of environmental significance on the subject parcel relate to wildlife habitat and the Sandy River Scenic area. The response from ODFW regarding game impacts indicates minimal impact because of pre-existing development on the parcel (see Exhibit "A8"). No evaluation regarding dwelling location is provided. The State Parks response regarding scenic resources also indicates compliance with the applicable regulations. However, the findings under criterion (A) of this section indicate that scenic resources could be enhanced somewhat if the dwelling were moved further east, away from the canyon rim.

Staff sees no difference in utility of the building site (functional consideration) between its proposed location, and any alternate location eastward along the north property line. No evidence is provided that location of the structure further east would add substantial cost, whereas some improvement to scenic resources would accrue.

HO: The Hearings Officer finds that the proposed location is the least costly to develop due to the presence of utility service lines to serve the residence. The improvement to scenic resources that would be achieved does not, in the opinion of the Hearings Officer, merit the disruption of existing farm land and the additional cost of developing a new site.

MCC 11.15.6420 (D): Recreational needs shall be satisfied by public and private means in a manner consistent with the carrying capacity of the land and with minimum conflict with areas of environmental significance.

Applicant: This should not apply to a residential dwelling.

HO: This criterion is inapplicable as the use proposed by the applicant is not a recreational use.

MCC 11.15.6420 (E): The protection of the public safety and of public and private property, especially from vandalism and trespass, shall be provided to the maximum extent practicable.

Applicant: Letter from Multnomah County Sheriff's office indicated that adequate protection service can be provided to the proposed dwelling. The dwelling will also have adequate automatic fighting system and alarm system with which protection of private property, vandalism, will be provided to the maximum extent practicable.

Staff: See Exhibit "A6".

MCC 11.15.6420 (F): Significant fish and wildlife habitats shall be protected.

Applicant: The dwelling is 560 feet from Sandy River. It is sitting on less than one acre of the entire property. The distance between the dwelling and the Sandy river is covered

by trees and has a heavy slope. There is no access to the river on the entire property, so there will not be negative impact on fish and wild life.

MCC 11.15.6420 (G): The natural vegetation along rivers, lakes, wetlands and streams shall be protected and enhanced to the maximum extent practicable to assure scenic quality and protection from erosion, and continuous riparian corridors.

Applicant: The natural vegetation along Sandy River was not and will not be touched what so ever. Between the dwelling and Sandy river is more than 60% slope containing trees and solid rock which assure natural scenic quality and protection from erosion.

MCC 11.15.6420 (H): Archaeological areas shall be preserved for their historic, scientific, and cultural value and protected from vandalism or unauthorized entry.

Applicant: Not applicable.

MCC 11.15.6420 (I): Areas of annual flooding, floodplains, water areas, and wetlands shall be retained in their natural state to the maximum possible extent to preserve water quality and protect water retention, overflow, and natural functions.

Applicant: Not applicable.

HO: The applicant has produced evidence to show that most of his property is an area of annual flooding. The agricultural activities conducted on the property are, however, permitted in this zone. Retention of the property in its "natural state" is, therefore, not possible.

MCC 11.15.6420 (J): Areas of erosion or potential erosion shall be protected from loss by appropriate means. Appropriate means shall be based on current Best Management Practices and may include restrictions on timing of soil disturbing activities.

Applicant: There are no areas of potential erosion at the property. There will not be soil disturbing activities and best management practices possible will be provided.

Staff: No areas of erosion were observed on the property. However, an area of the canyon side slope immediately northwest of the subject parcel is eroding due to dumping of fill material over the edge of the rim. This indicates that the side slope is subject to erosion under some circumstances.

HO: The applicant has submitted evidence to establish that most of his property is subject to regular flooding. As a result, all such areas of the property are areas of potential erosion and must be protected by "appropriate means." Exempt activities, however, need not be addressed in the plan. The hearing officer, therefore, has required the applicant to develop a plan, utilizing "current Best Management Practices" to assure

that these areas of his property are protected from potential erosion. The review and approval of such a plan by the County would, however, involve the making of a land use decision. As a result, a second land use review process will be required to as a part of the condition of approval.

MCC 11.15.6420 (K): The quality of the air, water, and land resources and ambient noise levels in areas classified SEC shall be preserved in the development and use of such areas.

Applicant: A single family dwelling is not a high emission source. Water quality will not be degraded by the dwelling on the property; and there are no streams, or creeks on the property. On approved site for the septic drain filled is provided and will not contaminate any streams or ground water resources in the area.

Staff: The resources that could be impacted by the project are water quality (on-site sanitation) and soil erosion. The on-site sanitation will be permitted under DEQ rules. Soil erosion is not an obvious problem on the site, so long as concentrated flow is not directed to the canyon side slopes.

HO: The evidence provided at the land use hearing and in post-hearing comments indicates that large quantities of water flood across the subject property. Such flooding carries with it the inherent risk of erosion. The conditions of approval require the applicant to take measures to protect the property from erosion.

MCC 11.15.6420 (L): The design, bulk, construction materials, color and lighting of buildings, structures and signs shall be compatible with the character and visual quality of areas of significant environmental concern.

Applicant: The residence has a conditional use, but complies with the most strenth standards for residential lots. The design, construction materials, color and lighting, are compatible with the character and quality of the area.

Staff: This criterion will be implemented through application of the Design Review ordinance in MCC .7805. The gray color of the dwelling however, does not meet the visual character portion of the criterion, especially adjacent to and visible from the Scenic Area. This can be remedied by a condition of approval.

HO: Compliance with the staff recommended condition of approval involves the making of a land use decision. As such, proper notice and hearing opportunities must be provided to all affected persons.

MCC 11.15.6420 (M): An area generally recognized as fragile or endangered plant habitat or which is valued for specific vegetative features, or which has an identified need for protection of natural vegetation, shall be retained in a natural state to the maximum extent possible.

Applicant: The area was and will retain in natural state to the maximum extent possible.

Staff: No identified habitats are on site.

MCC 11.15.6420 (N): The applicable Policies of the Comprehensive Plan shall be satisfied.

Applicant: I will not interfere or impede any farm and forest operations in the area. A dwelling was existing for the last thirty years on the exact same place where the current on is. It did not and will not have any negative impact on adjoining lands. No one on adjoining partials practice foresting and farming. And they all have houses. Even if they start to practice foresting and farming, they will not be negatively impacted by the addition of my dwelling, besides I am farming my self I have no other intentions but to keep the house and the property as natural as possible. Due to the natural features of the property, the existing code does allow a SEC permit. The permit will not adversely affect the realization of the comprehensive plan since all applicable plan policies and county code standards will be satisfied.

Staff: The County requires a finding prior to approval of a Legislative or Quasi-Judicial Action that the following factors have been considered. Since this application involves a Quasi-Judicial Action, Plan Policies 13, 22, 37, 38, and 40, are addressed in part B below.

B. Multnomah County Comprehensive Plan Policies:

Policies in the Comprehensive Plan which are applicable to this Quasi-judicial Decision are addressed as follows:

Policy No. 13, Air, Water and Noise Quality: Multnomah County, ... Supports efforts to improve air and water quality and to reduce noise levels. ... Furthermore, it is the County's policy to require, prior to approval of a legislative or quasi-judicial action, a statement from the appropriate agency that all standards can be met with respect to Air Quality, Water Quality, and Noise Levels.

Applicant: No response.

Staff: The primary issue under this policy is water quality related to septic system placement and construction. This policy will be satisfied when the necessary permits are obtained and the applicable sanitation regulations complied with.

Policy No. 22, Energy Conservation: The County's policy is to promote the conservation of energy and to use energy resources in a more efficient manner. ...

The County shall require a finding prior to approval of a legislative or quasi-judicial action that the following factors have been considered:

- A. The development of energy-efficient land uses and practices;**
- B. Increased density and intensity of development in urban areas, especially in proximity to transit corridors and employment, commercial and recreation centers;**
- C. An energy-efficient transportation system linked with increased mass transit, pedestrian and bicycle facilities;**
- D. Street layouts, lotting patterns and designs that utilize natural environmental and climactic conditions to advantage.**
- E. Finally, the County will allow greater flexibility in the development and use of renewable energy resources.**

Applicant: No response.

Staff: The parcel is in a rural area. Urban energy, transportation and lotting pattern issues do not apply.

Policy No. 37, Utilities: The County's policy is to require a finding prior to approval of a legislative hearing or quasi-judicial action that:

WATER DISPOSAL SYSTEM:

- A. The proposed use can be connected to a public sewer and water system, both of which have adequate capacity; or**
- B. The proposed use can be connected to a public water system, and the Oregon Department of Environmental Quality (DEQ) will approve a subsurface sewage disposal system on the site; or**
- C. There is an adequate private water system, and the Oregon Department of Environmental Quality (DEQ) will approve a subsurface sewage disposal system; or**
- D. There is an adequate private water system, and a public sewer with adequate capacity.**

DRAINAGE:

- E. There is adequate capacity in the storm water system to handle the increased run-off; or**
- F. The water run-off can be handled on the site or adequate provisions can be made; and**
- G. The run-off from the site will not adversely affect the water quality in adjacent streams, ponds, lakes or alter the drainage on adjacent lands.**

ENERGY AND COMMUNICATIONS:

- H. **There is an adequate energy supply to handle levels projected by the plan; and**
- I. **Communications facilities are available.**

Applicant: No response.

Staff: The applicable service provider forms are in Exhibit A

Policy No. 38, Facilities: The County's Policy is to require a finding prior to approval of a legislative or quasi-judicial action that:

- A. **The appropriate School District has had an opportunity to review and comment on the proposal.**
- B. **There is adequate water pressure and flow for fire fighting purposes; and**
- C. **The appropriate fire district has had an opportunity to review and comment on the proposal.**
- D. **The proposal can receive adequate local police protection with the standards of the jurisdiction providing police protection.**

Applicant: No response.

Staff: See the service provider forms in Exhibit "A6."

Policy No. 40, Development Requirements: The County's policy is to encourage a connected park and recreation system and to provide for small private recreation areas by requiring a finding prior to approval of legislative or quasi-judicial action that:

- A. **Pedestrian and bicycle path connections to parks, recreation areas and community facilities will be dedicated where appropriate and where designated in the bicycle corridor capital improvements program and map.**
- B. **Landscaped areas with benches will be provided in commercial, industrial and multiple family developments, where appropriate.**
- C. **Areas for bicycle parking facilities will be required in development proposals, where appropriate.**

Applicant: No response.

Staff: The property is not identified as being a necessary connection between recreation areas or bicycle corridors.

SIGNIFICANT ENVIRONMENTAL CONCERN CONCLUSIONS:

The applicant has demonstrated that the maximum amount of open space or vegetation is provided between the dwelling and the Sandy River or the Gorge Scenic Area as required in MCC .6420 (A). The applicant has, however, failed to provide a Best Management Practices plan as required to protect the property from the erosion threat posed by the flooding conditions which justified the approval of the variance application.

3. Criteria for Approval of a Major Variance:

MCC 11.15.8505 Variance Approval Criteria

(A) The Approval Authority may permit and authorize a variance from the requirements of this Chapter only when there are practical difficulties in the application of the Chapter. A Major Variance shall be granted only when all of the following criteria are met.

HO: There are practical difficulties in applying the requirements of the county's zoning ordinance which relate to the location of the proposed dwelling. Compliance with the setback standards of the zone would require the applicant to place his home in the middle of an established agricultural field, taking a large area of the field out of agricultural production. The current drainageway runs across the center of the Protassy property making it most logical to locate a home on either the easternmost or westernmost side of the property adjacent to the easement road. The current home is located on the westernmost side of the property adjacent to the easement road. Placing a home in the center of the property would make it more difficult to conduct farming practices. Placement of the home in this location would make its residents more vulnerable to injury due to the drift of pesticides and dust from farm operations and annoyance from the smell of chemicals, fertilizer and animal waste.

(1) A circumstance or condition applies to the property or to the intended use that does not apply generally to other property in the same vicinity or district. The circumstance or condition may relate to the size, shape, natural features and topography of the property or the location or size of physical improvements on the site or the nature of the use compared to surrounding uses.

Applicant: The subject property is restricted to 200 foot set backs which the adjoining and surrounding properties with houses are not restricted to. Because the house is already build (Rebuild), and always being there, at least for the last thirty years. I am requesting variance from both the front and the west side yard set back requirement. To reduce the west side set back to 35 feet from the property line. And the front yard set back to 50 feet from the center of the private eastment road. The setbacks under .2058(D) may allow for front and side yard setbacks of only 30 feet if the house were to use the clustering provisions of the zone. Pleace note that no one of the houses on the

adjacent properties and the entire Stevens road meets 200 feet setback requirements. Some of them are not even 5 feet from the property line. Again, we have to take in to consideration the fact that the house is already build and enormous amount of money has been spent. I acted in good faith and I will do everything to comply with all ordinance CFU zone.

Staff: The applicant's response is that the 200' setback in the zoning code is the hardship, and that it arises because existing houses in the area are not subject to the same requirement. He appears to argue that his is the only existing dwelling which is subject to the larger setback. Neither of these arguments demonstrate a practical difficulty unique to the property as is required under this criterion. In fact, there are no physical circumstances which would preclude a dwelling location within the required setbacks. The ordinance does allow consideration of the location or size of physical improvements, but the presumption is that these improvements legally exist. To argue otherwise makes implementation of zoning regulations ineffective because it would always be possible build a structure first, and to then use the existing location as justification.

HO: The fact that all but the homesite portion of the property, as developed over a period of years prior to construction of the current dwelling, is subject to flooding is a fact which is not generally applicable to other property in the same vicinity or district. This condition relates to the natural features and topography of the property and to the location of physical improvements (the homesite as constructed prior to reconstruction by Mr. Protassy) on the site.

(2) The zoning requirement would restrict the use of the subject property to a greater degree than it restricts other properties in the vicinity or district.

Applicant: Because the zoning requirements were created in 1993 and all the existing dwellings including mine were created prior to that, then this does restrict me to a greater degree. And due to the existing situation I am unable to meet the requirement of 200 foot setback on the front and west side, which all of the houses on adjoining properties are not restricted to nor do they have that distance of set back between their houses and the property lines.

Staff: This criterion requires a comparison between any limitation to the use of the property due to the impact of the front and side yard setback requirements on the subject property in contrast to other properties in the area. The applicant's response does not demonstrate that use of the property for a dwelling is limited by the setback. The parcel size and topography appear to allow a dwelling to be located within the setbacks. The 200' setback only applies to new dwellings in the CFU zone, and the applicant's response does not make this comparison. The comparison that is made is between his new dwelling and other existing dwellings.

HO: The zoning requirements related to the proper location of the dwelling restrict the use of the subject property to a greater degree than they restrict other properties in the area and zoning district as all fully compliant home sites on the subject property are, according to the applicant's evidence, affected by flooding. Other properties in the area and in the zone are not similarly affected.

(3) The authorization of the variance will not be materially detrimental to the public welfare or injurious to property in the vicinity or district in which the property is located, or adversely affects the appropriate development of adjoining properties.

Applicant: The dwelling as an old and new rebuild one, has been there for many years. And no one of the adjoining property owners has expressed any concerns in the past and in the present. I have also recorded the necessary document with the county of Multnomah stating that "I will not impede the rights of any land owners and their farm and forest practices, if any." As for adversely affecting the development of adjoining properties, the adjoining properties are already developed and have houses, barns, cabins, etc.

Staff: The potential detriments to the public welfare or property in the vicinity identified relate to potential impacts to forest management on the adjacent parcel to the west due to the reduced 35' setback, and a small visual impact due to the location of the structure at the rim of the Scenic Area. Staff is uncertain whether these impacts are "material."

HO: The Hearings Officer finds that the impacts of the chosen home location upon the adjoining property will not be materially detrimental to the public welfare or injurious to property in the vicinity or district in which the property is located. While the home location may not be the best location to minimize impacts on forestry activities on adjoining property, it does not impose a major impediment to forest practices, as attested to by the applicant's forester. The adjoining property is still accessible for logging activities and the applicant has agreed to accept the impacts of activities related to forestry in return for approval of this application.

(4) The granting of the variance will not adversely affect the realization of the Comprehensive Plan nor will it establish a use which is not listed in the underlying zone.

Applicant: No use is being permitted that is not allowed either outright or through a conditional use permit. And due to the natural features of the property, the existing dwelling, the code does allow variance. The variance will not adversely affect the realization of the Comprehensive Plan since all applicable Plan Policies and County Code Standards will be satisfied.

Staff: Staff agrees that approval of the variance would not adversely affect realization of the Comprehensive Plan or establish a use not allowed in the zone.

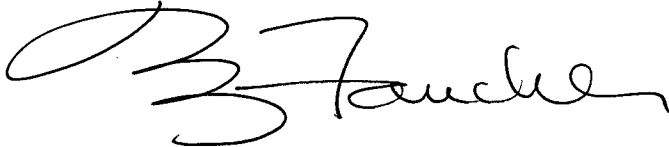
VARIANCE CONCLUSIONS:

The Hearings Officer finds that the flooding of the applicant's property and the fact that the property was previously developed with a homesite and related infrastructure are unusual conditions which make it impractical to comply with the locational requirements (setbacks & forestry and SEC locational standards) of the County's zoning ordinance. The approval of a variance in this circumstance is warranted to alleviate the hardship that would be imposed by strict adherence to the zoning ordinance.

Appeal to the Board of County Commissioners:

The Hearings Officer Decision may be appealed to the Board of County Commissioners (Board) by any person or organization who appears and testifies at the hearing, or by those who submit written testimony into the record. An appeal must be filed with the County Planning Division within ten days after the Hearings Officer decision is submitted to the Clerk of the Board. An Appeal requires a completed "Notice of Review" for and a fee of \$500.00 plus a \$3.50 per minute charge for a transcript of the initial hearing(s). [ref. MCC 11.15.8260(A)(1) and MCC 11.15.9020(B)] Instructions and forms are available at the County Planning Office at 2115 SE Morrison Street (in Portland) or you may call 248-3043, for additional instructions.

DATED this 18th day of November, 1997.

A handwritten signature in black ink, appearing to read "Liz Fancher", written in a cursive style.

LIZ FANCHER, Hearings Officer

MEETING DATE: DEC 04 1997

AGENDA NO: C-7

ESTIMATED START TIME: 9:30 am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Deed to Contract Purchaser for Completion of Contract.

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Request approval of deed to contract purchaser, J. JAY KUSHNER, for completion of Contract #15695 (Property purchased at auction).

Deed D981526 and Board Order attached.

12/9/97 ORIGINAL DEED & COPIES OF
ALL TO TAX TITLE

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 21 AM 9:35

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)
DEPARTMENT MANAGER: Kathy Tuneberg D. K. Nicholas

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES
Any Questions: Call the Board Clerk 248-3277

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Authorizing the Execution of Deed D981526
Upon Complete Performance of a Contract
with J. JAY KUSHNER

} ORDER
97- 204

WHEREAS, on June 30, 1992, Multnomah County entered into a contract with J. JAY KUSHNER for the sale of the real property hereinafter described; and

WHEREAS, the above contract purchaser has fully performed the terms and conditions of said contract and is now entitled to a deed conveying said property to said purchaser; now therefore

IT IS ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchaser the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 1, BLOCK 3, OAK PARK ADD #2, a recorded subdivision in the City of Portland, County of Multnomah and State of Oregon.

Dated this 4th day of December, 1997.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By Beverly Stein
Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
Multnomah County, Oregon

By Matthew O. Ryan
Matthew O. Ryan, Assistant County Counsel

DEED D981526

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to J. JAY KUSHNER, Grantee, the following described real property, situated in the County of Multnomah, State of Oregon:

LOT 1, BLOCK 3, OAK PARK ADD #2, a recorded subdivision in the City of Portland, County of Multnomah and State of Oregon.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$7,200.00.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Until a change is requested, all tax statements shall be sent to the following address:

J. JAY KUSHNER
PO BOX 83143
PORTLAND OR 97283-0143

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 4th day of December, 1997, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By Beverly Stein
Beverly Stein, Chair

REVIEWED:
Thomas Sponsler, County Counsel
Multnomah County, Oregon

By Matthew O. Ryan
Matthew O. Ryan, Assistant County Counsel

DEED APPROVED:
Kathleen A. Tuneberg, Director
Tax Collections/Records Management

By K. A. Tuneberg

After recording, return to Multnomah County Tax Title/166/300

STATE OF OREGON

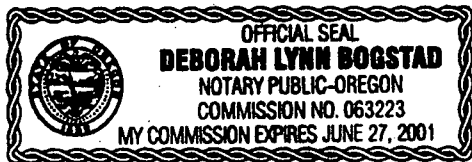
)

) ss

COUNTY OF MULTNOMAH

)

The foregoing instrument was acknowledged before me this 4th day of December, 1997, by Beverly Stein, 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: June 27, 2001

MEETING DATE: DEC 04 1997

AGENDA NO: C-8

ESTIMATED START TIME: 9:30am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: **Request Approval of Deed to Contract Purchaser for Completion of Contract.**

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: Consent

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Request approval of deed to contract purchaser, MARIE A. GONZALES, for completion of Contract #15761
(Property purchased at auction).

Deed D981529 and Board Order attached.

12/4/97 ORIGINAL Deed & copies of all to Tax Title

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 21 AM 9:35

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)

DEPARTMENT MANAGER: K. A. Tuneberg E. K. Nicholas

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES
Any Questions: Call the Board Clerk 248-3277

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Authorizing the Execution of Deed D981529
Upon Complete Performance of a Contract
with MARIE A. GONZALES

} ORDER
97-205

WHEREAS, on November 23, 1993, Multnomah County entered into a contract with MARIE A. GONZALES for the sale of the real property hereinafter described; and

WHEREAS, the above contract purchaser has fully performed the terms and conditions of said contract and is now entitled to a deed conveying said property to said purchaser; now therefore

IT IS ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchaser the following described real property, situated in the County of Multnomah, State of Oregon:

LOTS 23 & 24, BLOCK 10, WOODMERE, a recorded subdivision in the City of Portland, County of Multnomah and State of Oregon.

Dated this 4th day of December, 1997.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By Beverly Stein
Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
Multnomah County, Oregon

By Matthew O. Ryan
Matthew O. Ryan, Assistant County Counsel

DEED D981529

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to MARIE A. GONZALES, Grantee, the following described real property, situated in the County of Multnomah, State of Oregon:

LOTS 23 & 24, BLOCK 10, WOODMERE, a recorded subdivision in the City of Portland, County of Multnomah and State of Oregon.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$116,000.00.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Until a change is requested, all tax statements shall be sent to the following address:

MARIE A. GONZALES
14807 SE 117TH AVE
CLACKAMAS OR 97015

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 4th day of December, 1997, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By Beverly Stein
Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
Multnomah County, Oregon

By Matthew O. Ryan
Matthew O. Ryan, Assistant County Counsel

DEED APPROVED:

Kathleen A. Tuneberg, Director
Tax Collections/Records Management

By K. A. Tuneberg

After recording, return to Multnomah County Tax Title/166/300

STATE OF OREGON

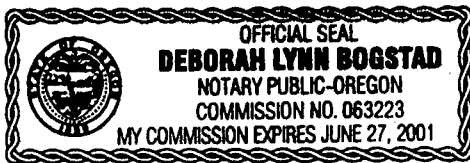
)

) ss

COUNTY OF MULTNOMAH

)

The foregoing instrument was acknowledged before me this 4th day of December, 1997, by Beverly Stein, 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: June 27, 2001

MEETING DATE: DEC 04 1997
AGENDA NO: C-9
ESTIMATED START TIME: 9:30am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Amendment to Intergovernmental Agreement between the District Attorney's office and Services to Children and Families for continued funding of the Termination of Parental Rights grant for 1997 - 1999.

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

REGULAR MEETING: DATE REQUESTED: 12/4/97

AMOUNT OF TIME NEEDED: 1 minute

DEPARTMENT: District Attorney DIVISION: Family Justice

CONTACT: Tom Simpson TELEPHONE #: 248-3863
BLDG/ROOM #: 101/600

PERSON(S) MAKING PRESENTATION: (consent calendar item)

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Amendment to Intergovernmental Agreement between the District Attorney's Office and Services to Children and Families for continued funding of the Termination of Parental Rights grant for 1997 - 1999.

12/19/97 originals to Tom Simpson

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
(OR)
DEPARTMENT MANAGER: TS

RECEIVED BY
COUNTY COMMISSIONERS
NOV 25 PM 3:03
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277



MICHAEL D. SCHRUNK, District Attorney for Multnomah County

600 County Courthouse • Portland, Oregon 97204 • (503) 248-3162 • FAX (503) 248-3643

SUPPLEMENTAL STAFF REPORT

TO: Board of County Commissioners
FROM: Michael D. Schrunk
DATE: November 20, 1997
RE: Amendment to Intergovernmental Agreement between the District Attorney's Office and Services to Children and Families for continued funding of the Termination of Parental Rights grant for 1997 - 1999.

1. **Recommendation/Action Requested:**
Approval

2. **Background/Analysis:**
The District Attorney's Office provides legal consultation and processing, investigation, filing, and litigating of cases in Multnomah County Juvenile Court for the purpose of terminating parental rights to children who have been neglected, abused, or abandoned or for whom otherwise under Oregon law, termination of parental rights is appropriate.

3. **Financial Impact:**
This amendment to the agreement provides an additional \$219,524 new revenue to Multnomah County.

4. **Legal Issues:**
ORS 190 provides for intergovernmental agreements.

5. **Controversial Issues:**
None

6. **Link to Current County Policies:**
N/A

7. **Citizen Participation:**
N/A

8. **Other Government Participation:**
Department of Human Resources, State Office for Services to Children and Families

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Renewal ☒ [X]

Contract # 500266

Prior-Approved Contract Boilerplate: Attached: Not Attached

Amendment # 2

CLASS I <input type="checkbox"/> Professional Services under \$25,000 <input type="checkbox"/> Intergovernmental Agreement under \$25,000	CLASS II <input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	CLASS III <input checked="" type="checkbox"/> Intergovernmental Agreement over \$25,000 <div style="text-align: center;"> APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-9</u> DATE <u>12/4/97</u> <u>DEB BOGSTAD</u> BOARD CLERK </div>
--	---	--

Department: District Attorney's Office Division: Family Justice Date: _____
 Contract Originator: Tom Simpson Phone: 248-3863 Bldg/Room: 101/600
 Administrative Contact: Kathy Graham Phone: 248-5330 Bldg/Room: 101/600
 Description of Contract: This is an amendment to the intergovernmental agreement between the State of Oregon Services to Children and Families and the Multnomah County District Attorney's Office to fund the Termination of Parental Rights program for 1997-1999.

RFP/BID #: _____ Date of RFP/BID: _____ Exemption Expiration Date: _____
 ORS/AR # _____ (Check all boxes that apply) Contractor is ☐ JMBE ☐ JWBE ☐ JESB ☐ JQRF ☐ JN/A ☐ JNone
 Original Contract No. 500266 (ONLY FOR ORIGINAL RENEWALS)

Contractor Name: <u>SOSCF/DHR Contracts</u> Mailing Address: <u>500 Summer Street NE</u> <u>Salem, OR 97310-1004</u> Phone: <u>(503)-945-5656</u> Employer ID# or SS#: _____ Effective Date: <u>July 1, 1997</u> Termination Date: <u>June 30, 1999</u> Original Contract Amount: \$ <u>\$860,080</u> Total Amt of Previous Amendments: \$ <u>\$ 980,456</u> Amount of Amendment: 2S <u>\$219,524</u> Total Amount of Agreement: \$ <u>\$2,060,060</u>	Remittance Address (if different) _____ _____ _____ Payment Schedule/Terms _____ <input type="checkbox"/> Lump Sum \$ _____ <input type="checkbox"/> Due on Receipt <input checked="" type="checkbox"/> Monthly \$ <u>AS BILLED</u> <input type="checkbox"/> Net 30 <input checked="" type="checkbox"/> Other \$ <u>PER SCHEDULE</u> <input type="checkbox"/> Other <input type="checkbox"/> Requirements contract - Requisition Required Purchase Order No. _____ <input type="checkbox"/> Requirements Not to Exceed \$ _____ Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>
--	--

REQUIRED SIGNATURES:

Department Manager: [Signature] Date: 11-20-97
 Purchasing Manager: _____ Date: _____
 (Class II Contracts Only)
 County Counsel: [Signature] Date: 11-25-97
 County Chair/Sheriff: [Signature] Date: December 4, 1997
 Contract Administration: _____ Date: _____
 (Class I, Class II Contracts Only)

VENDOR CODE				VENDOR NAME				TOTAL AMOUNT: \$			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/REV SRC	SUB OBJ	REPT CATEG	LGFS DESCIP	AMOUNT	INC DEC
01	156	023	2433			2323			TPR Revenue	\$219,524	
02											
03											

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Original Signatures - Contract Administration, Initiator, Finance

STATE OF OREGON INTER-GOVERNMENTAL AGREEMENT

Contract Number: 70804-1 A76784

Date: September 29, 1997

AMENDMENT # 1 OF CONTRACT 70804 dated June 19, 1997, between **MULTNOMAH COUNTY DISTRICT ATTORNEY'S OFFICE** hereinafter referred to as the "Contractor" and the State of Oregon, Department of Human Resources, State Office for Services to Children and Families.

The contract is amended as follows:

1. By amending the contract face sheet paragraph entitled Consideration to change an amount not to exceed from **\$980,456.00** to **\$1,199,980.00**.
2. By amending SECTION B, SERVICES TO BE PERFORMED, paragraph 1, to read as follows:
 1. The Contractor shall provide the services of 4.0 full-time equivalent (FTE) Deputy District Attorneys, 1.5 FTE Legal Investigator; 2.0 FTE Secretary, and 10% of the Senior Deputy District Attorney to provide legal consultation and to prepare and present termination of parental rights cases.
3. By amending SECTION C, CONSIDERATION, paragraph 1, to read as follows:
 1. As consideration for the services provided by the Contractor during the period beginning July 1, 1997 and ending June 30, 1999, payment shall be subject to the provisions of ORS 293.462 (payment of overdue account charges) the Department will pay to the Contractor, by check(s), an amount not to exceed \$1,199,980.00 to be paid as follows:
 - a. During the period beginning July 1, 1997 and ending August 31, 1997, an amount not to exceed \$76,736.00 paid at the rate of \$38,368.00 per month for a maximum of 2 months for staff legal services.
 - b. During the period beginning September 1, 1997 and ending June 30, 1998, an amount not to exceed \$480,300.00 paid at the rate of \$48,030.00 per month for a maximum of 10 months for staff legal services.
 - c. During the period beginning July 1, 1998 and ending June 30, 1999, an amount not to exceed \$610,944.00 paid at the rate of \$50,912.00 per month for a maximum of 12 months for staff legal services.
 - d. During the period beginning July 1, 1997 and ending June 30, 1999, an amount not to exceed \$32,000.00 paid at the rate of \$16,000.00 per year for a maximum of 2 years for witness fees.

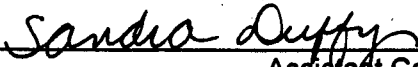
All other terms, provisions, and conditions of this contract remain unchanged. This amendment shall be effective immediately upon full execution of this amendment.

APPROVED BY MULTNOMAH COUNTY, OREGON:

DISTRICT ATTORNEY OFFICE

By:  11-21-97
Tom Simpson, Management Assistant

Reviewed:
THOMAS SPONSLE, County Counsel
for Multnomah County, Oregon

By: 
Assistant County Counsel

Date: 11-25-97

By: 
Beverly Stein, County Chair

Date: December 4, 1997

**APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS**
AGENDA # C-9 DATE 12/4/97
DEB BOGSTAD
BOARD CLERK

APPROVED BY STATE OFFICE FOR SERVICES TO CHILDREN AND FAMILIES:

By: _____

Title: _____

Date: _____

Reviewed by Contracts Officer:

Date: _____

MEETING DATE: DEC 04 1997

AGENDA NO: C-10

ESTIMATED START TIME: 9:30am

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: Renewal Intergovernmental Revenue Agreement with the City of Portland for Water/Sewer Crisis Assistance services. Two year agreement with an option to renew for an additional two years upon mutual agreement.

BOARD BRIEFING

Date Requested: _____

Requested By: _____

Amount of Time Needed: _____

REGULAR MEETING

Date Requested: Next Available

Amount of Time Needed: N/A

DEPARTMENT: Community and Family Services

DIVISION: _____

CONTACT: Lorenzo Poe/ Iris Bell

TELEPHONE: 248-3691

BLDG/ROOM: B166/7th

PERSON(S) MAKING PRESENTATION: Consent Agenda

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE

RENEWAL OF REVENUE AGREEMENT WITH THE CITY OF PORTLAND FOR ADMINISTRATION OF THE CITY'S WATER/SEWER ASSISTANCE PROGRAM.

12/11/97 ORIGINALS to Lou Olson

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR
DEPARTMENT MANAGER: Lorenzo Poe/ dc

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277

BOARD OF
COUNTY COMMISSIONERS
97 NOV 25 PM 3:09
MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

TO: Board of County Commissioners

FROM: Lorenzo Poe, Director
Department of Community and Family Services

DATE: November 18, 1997

SUBJECT: Intergovernmental Agreement Between City of Portland Bureau of Environmental Services and Water and Multnomah County Community And Family Services Department

I. Retroactive: This revenue agreement is retroactive to July 1, 1997. It was delayed due to necessary clarification of funding amount and term of the agreement.

II. Recommendation/Action Requested: The Department of Community and Family Services recommends Board of County Commissioner approval of the attached intergovernmental agreement, for the period July 1, 1997 through June 30, 1999.

III. Background/Analysis: The Department of Community and Family Services is cooperating with the City of Portland Bureau of Environmental Services and Water to continue to provide eligibility determination and administration of the Water/Sewer Crisis Assistance programs. This program provides financial assistance to low income households who are having difficulty paying for water and sewer charges. The program is coordinated with the Low Income Energy Assistance Program (LIEAP), the intake for which has been through the Community Action service centers. Funds from this agreement will be added to the County Budget through a budget modification. The FY 1997/99 agreement allows one option for renewal from July 1, 1999 through June 30, 2001, if mutually agreed upon.

IV. Financial Impact: The City will reimburse the County quarterly for services provided upon receipt of an invoice. The funding is on a requirements basis, with City funding level set at \$17,808 for FY97/98. The City will later announce the FY98/99 funding level. The Community Action office is eligible for and plans to request reimbursement of 7.5 percent for administration cost.

V. Legal Issues: None

VI. Controversial Issues: None

VIII. Link to Current County Policies: This program provides an opportunity for low income people to extend their personal resources and increase economic self-sufficiency.

IX. Citizen Participation: Program oversight is through the Community Action Commission.

X. Other Government Participation: This agreement represents a cooperative undertaking between the City of Portland and Multnomah County. It also involves six non-profits community service centers, who will provide access to the resources for low income households.

\\cfsd-fs3\vol2\admin\ceu\contract.98\pdxwsa98.mem

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Renewal ☒

Contract # **102268**

Prior-Approved Contract Boilerplate: Attached; ☒ Not Attached

Amendment # 0

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$50,000 <input type="checkbox"/> Intergovernmental Agreement Under \$25,000	<input type="checkbox"/> Professional Services over \$50,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input type="checkbox"/> Intergovernmental Agreement over \$25,000 <input checked="" type="checkbox"/> Intergovernmental Revenue Agreement <div style="text-align: center;"> APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-10</u> DATE <u>12/4/97</u> <u>DEB BOGSTAD</u> BOARD CLERK </div>

Department: Community & Family Services

Division: _____

Date: November 18, 1997

Administrative Contact: Patty Doyle

Phone: 248-3691 ext 24418

Bldg/Room 166/7th

Description of Contract:

Revenue payments for administration of the City's Water/Sewer Assistance program.

RFP/BID #: _____ Date of RFP/BID: _____ Exemption Expiration Date: _____
 ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRF ☐ N/A ☐ None
 Original Contract No. 102595 (Only for Original Renewals)

Contractor Name: City of Portland, BES&W Mailing Address: 1120 SW 5th, Room 400 Portland, OR 97204-1972 Phone: (503) 823-7740 Employer ID# or SS#: 93-6002236 Effective Date: July 1, 1997 Termination Date: June 30, 1999 Original Contract Amount: \$ Requirements FY 1997/98 Total Amt of Previous Amendments: \$ _____ Amount of Amendment: \$ _____ Total Amount of Agreement: \$ Requirements	Remittance Address (if different) _____ <table style="width:100%;"> <tr> <th style="text-align: left;">Payment Schedule</th> <th style="text-align: left;">Terms</th> </tr> <tr> <td><input type="checkbox"/> Lump Sum \$ _____</td> <td><input type="checkbox"/> Due on Receipt</td> </tr> <tr> <td><input type="checkbox"/> Monthly \$ _____</td> <td><input type="checkbox"/> Net 30</td> </tr> <tr> <td><input type="checkbox"/> Other \$ _____</td> <td><input type="checkbox"/> Other</td> </tr> </table> <input type="checkbox"/> Requirements contract - Requisition Required Purchase Order No. _____ <input checked="" type="checkbox"/> Requirements Not to Exceed \$ 17,808 Requirements FY97/98 <u>(City of Portland will notify the County of available FY98/99 funding)</u> Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>	Payment Schedule	Terms	<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt	<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30	<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other
Payment Schedule	Terms								
<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt								
<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30								
<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other								

REQUIRED SIGNATURES:

Department Manager: *Colinzo P. P. / SLR* Date: 12/20/97

Purchasing Director: _____ Date: _____
 (Class II Contracts Only)

County Counsel: *Kate Gentry* Date: 11/25/97

County Chair/Sheriff: *Melody Sted* Date: 12/4/97

Contract Administration: _____ Date: _____
 (Class I, Class II Contracts Only)

VENDOR CODE: REV116				VENDOR NAME City of Portland, BES&W				TOTAL AMOUNT: \$17,808 Requirements Funding FY97/98			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPT	AMOUNT	Inc/Dec Ind.
	156	010	1260			2773		9234L	City of Portland, BES&W	Req't	

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contracts Administration, Initiator, Finance

INTERGOVERNMENTAL AGREEMENT

WATER/SEWER BILL DISCOUNT AND CRISIS ASSISTANCE PROGRAM AGREEMENT

This agreement is between the City of Portland (CITY) and Multnomah County (COUNTY) to provide administration of the eligibility verification for the Water/Sewer Bill Discount Program and Water/Sewer Crisis Assistance program.

RECITALS

1. The City has established a Water/Sewer Bill Discount Program and Crisis Assistance Program to provide financial assistance to low-income households, so as to lessen the impact of rising water/sewer utility costs.
2. The City has directed the Bureaus of Environmental Services and Water Works to continue to provide Water/Sewer Bill Discounts and Crisis Assistance for low-income households effective on July 1, 1997.
3. The City has directed the Bureau of Environmental Services and Water Works to fund a Bill Discount and Crisis Assistance Program for FY 97/98 in the amount of \$89,040 for Bill Discount and \$17,808 for Crisis Assistance.
4. The City has a need to obtain program administration services for the eligibility verification of the Water/ Sewer Bill Discount Program and Crisis Assistance.
5. Through a selection process Multnomah County was selected in 1995 as the agency best suited to administer eligibility verification for the Bill Discount Program.
6. The City desires to enter into an agreement with Multnomah County to continue to provide eligibility verification services for the Water/Sewer Bill Discount and Crisis Assistance Program.

AGREEMENT

CITY OBLIGATIONS

The city will provide funding for the program, public notification, and general support in accordance with the policies and procedures to be developed and mutually agreed upon.

COUNTY OBLIGATIONS

THE COUNTY will provide eligibility verification of the City's Water/Sewer Bill Discount and Crisis Assistance Program in accordance with the policies and procedures to be mutually developed and agreed upon including:

- Application intake and review
- Eligibility determination
- Regular reporting to the City
- Insure notification for customer renewals
- Process customer renewals

MUTUAL OBLIGATIONS

CITY and COUNTY will develop policies and procedures for the eligibility verification of the Water/Sewer Bill Discount Program.

CITY AND COUNTY PROJECT MANAGERS

The City Project Manager will be Brad Blake or such other person as will be designated in writing by the heads of the Bureaus of Environmental Services and Water Works.

The County Project Manager will be Thomas Brodbeck or such other person will be designated in writing by the head of the Division of Child, Youth, Family, Community Action and Development.

The Project Managers are authorized to approve work and give notices referred to herein, to terminate this agreement as provided herein and to carry out any other City or County actions referred to herein.

COMPENSATION

The City will compensate the County based on actual costs, for each applicant that is successfully processed through the eligibility verification process for the Bill Discount or Crisis Assistance Program. The City will pay the County quarterly after receipt of the documentation and approval by the project managers as to the applicants processed. The annual cost for eligibility verification shall not exceed \$106,848, at \$13.80 for each successfully processed applicant, plus 7.5 percent for administration costs. At the beginning of each year thereafter, the intake fee of \$13.80 shall automatically be adjusted in the proportion to the change in the "All Items" category of the Consumer Price Index for Urban Wage Earners and Clerical Workers, published by the Bureau of Labor Statistics of the U.S. Department of labor for the Portland Metropolitan Statistical Area (1982-84 + 100) (the "Index"). The last quarter of the fiscal year will be the time to adjust the final billing to meet this requirement.

EFFECTIVE AND TERMINATION DATE

This agreement is a continuation of the agreement that expired June 30, 1997 and will be effective as of July 1, 1997 or upon execution and terminate effective June 30, 1999, with one 2 year option for renewal, if mutually agreed upon. Early termination could occur after a 90-day notification by either party.

AMENDMENTS

By mutual agreement this Agreement may be amended by a written document signed by the authorized representatives of each party. Any increase in compensation to the count must be approved by council

COMPLIANCE WITH LAWS

In connection with their activities under the Agreement, the City, and County will comply with all applicable federal, state, and local laws and regulations.

OREGON LAW AND FORUM

This Agreement shall be considered according to the law of the State of Oregon. Any litigation between the City and the County under this Agreement shall occur, if in the state courts, in the Multnomah County Court having jurisdiction thereof, and if in the federal courts, in the United States District Court for the District of Oregon.

INDEMNIFICATION

To the extent permitted by Oregon Law, and subject to the limitations of The Oregon Tort Claims Act, and Oregon Constitution, each party shall hold harmless, defend and indemnify each other for public liability and property damage, including all claims, demands, actions, and suits (including all attorney's fees and costs) brought against any of them arising from this agreement.

CITY OF PORTLAND

By: 

Erik Sten
Commissioner of Public Utilities

Date: 10.22.97

MULTNOMAH COUNTY

By: 

Beverly Stein
Multnomah County Chair

Date: December 4, 1997

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-10 DATE 12/4/97
DEB BOGSTAD
BOARD CLERK

APPROVED TO FORM:

APPROVED AS TO FORM

BY Jeffrey L. Rogers City Attorney
D.A.

CITY ATTORNEY

Date: _____

BARBARA CLARK

Auditor of the City of Portland

BY Barbara Clark
Deputy

Date 10/24/97

REVIEWED:

BY Katie Gant
Thomas Sponsler
County Council for
Multnomah County, Oregon

Date: 11/25/97

BY Lorenzo T. Poe
Lorenzo T. Poe, Director
Department of Community
and Family Services

Date 4/20/97

ORDINANCE No. 171598

- * Authorize an Intergovernmental agreement with Multnomah County for administration of eligibility verification for Water/Sewer Bill Discount and Crisis Assistance Programs.

The City of Portland ordains:

Section 1. The Council finds:

1. The City has an interest in providing financial assistance to eligible low income households who cannot afford water and sewer utility payments.
2. The Bureaus of Environmental Services and Water Works have been directed to continue a Bill Discount and Crisis Assistance Program to provide this financial assistance.
3. The City has a need to acquire program administration services for the Water/Sewer Bill Discount and Crisis Assistance Program.
4. Through a previous selection process Multnomah County was selected as agency best suited to provide administration of eligibility verification for the Bill Discount and Crisis Assistance Program and is best suited to continue providing such services.
5. The City desires to enter into an agreement with Multnomah County to provide administration of eligibility verification for the Water/Sewer Bill Discount and Crisis Assistance Program.

NOW, THEREFORE, The Council directs:

- a. That the Commissioner of Public Works and Auditor are authorized to execute on behalf of the City an intergovernmental agreement between the City of Portland and Multnomah County to provide administration of eligibility verification for the Water/Sewer Bill Discount and Crisis Assistance Program.
- b. Funding for the administration of eligibility verification for the Bill Discount and Crisis Assistance Programs, in the amount of \$106,848, based on 7200 participants at 14.84 per intake, is to be shared equally by the bureaus of Environmental Services and Water Works, and is included in the water/Environmental Services for 97/98 budgets.
- c. The Mayor and Auditor hereby authorize the Bureau of Water Works to draw and deliver warrants payable to Multnomah County when demand is presented and approved by the proper authorities.

Passed by the Council, **SEP 17 1997**

Commissioner Sten

BARBARA CLARK

Auditor of the City of Portland

By *Britta Olson* Deputy

MEETING DATE: DEC 04 1997
AGENDA NO: C-11
ESTIMATED START TIME: 9:30 am

(Above space for Board Clerk's Use Only)

AGENDA PLACEMENT FORM

SUBJECT: Renewal Intergovernmental Revenue Agreement with the City of Portland for water/sewer discount services for low income persons. Two year contract, FY97/99, with an option to extend for an additional two years, FY99/01.

BOARD BRIEFING

Date Requested: _____
Requested By: _____
Amount of Time Needed: _____

REGULAR MEETING

Date Requested: Next Available
Amount of Time Needed: N/A

DEPARTMENT: Community and Family Services
CONTACT: Lorenzo Poe/Iris Bell

DIVISION: _____
TELEPHONE: 248-3691
BLDG/ROOM: B166/7th

PERSON(S) MAKING PRESENTATION: Consent Only

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE

RENEWAL OF REVENUE AGREEMENT FOR \$89,040 WITH THE CITY OF PORTLAND FOR WATER/SEWER DISCOUNT SERVICES

12/11/97 originals to Lou Olson

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR
DEPARTMENT MANAGER: Lorenzo Poe/slc

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 25 PM 3:09



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

TO: Board of County Commissioners

FROM: Lorenzo Poe, Director *Lorenzo Poe*
Department of Community and Family Services

DATE: November 18, 1997

SUBJECT: Revenue Agreement with the City of Portland, Bureau of Environmental Services and Water

I. Retroactive: This agreement is retroactive to July 1, 1997 due to necessary clarification of funding amount and term of the agreement.

II. Recommendation/Action Requested: The Department of Community and Family Services recommends Board of County Commissioner approval of the attached revenue agreement from the City of Portland for the period July 1, 1997 through June 30, 1999.

III. Background/Analysis: The Department of Community and Family Services is cooperating with the City of Portland Bureau of Environmental Services and Water to continue providing eligibility determination and administration for the Water/Sewer Discount program. This program provides financial assistance to low income households who are having difficulty paying water and sewer charges. The program is coordinated with the Low Income Energy Assistance Program (LIEAP), the intake for which has been through the Community Action service centers. Funds from this agreement will be added to the County Budget through a budget modification. The FY97/99 agreement allows for an optional extension of the agreement for an additional two years.

IV. Financial Impact: The City will reimburse the County quarterly for services provided upon receipt of an invoice. The agreement is on a requirements basis, with City funding level set at \$89,040 for FY97/98. The City will announce later the funding amount for FY98/99. The Community Action office is eligible for and plans to request reimbursement for administration costs of 7.5 percent.

V. Legal Issues: None

VI. Controversial Issues: None

VII. Link to Current County Policies: This program provides an opportunity for low income people to extend their personal resources and increase economic self-sufficiency.

VIII. Citizen Participation: Program oversight is through the Community Action Commission.

IX. Other Government Participation: This agreement represents a cooperative undertaking between the City of Portland and Multnomah County. It also involves six non-profits community service centers, who will provide access to the resources for low income households.

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Renewal ☒

Contract # **102278**

Prior-Approved Contract Boilerplate: Attached; **X** Not Attached

Amendment # 0

<p style="text-align: center;">CLASS I</p> <p><input type="checkbox"/> Professional Services under \$50,000</p> <p><input type="checkbox"/> Intergovernmental Agreement Under \$25,000</p>	<p style="text-align: center;">CLASS II</p> <p><input type="checkbox"/> Professional Services over \$50,000 (RFP, Exemption)</p> <p><input type="checkbox"/> PCRB Contract</p> <p><input type="checkbox"/> Maintenance Agreement</p> <p><input type="checkbox"/> Licensing Agreement</p> <p><input type="checkbox"/> Construction</p> <p><input type="checkbox"/> Grant</p> <p><input type="checkbox"/> Revenue</p>	<p style="text-align: center;">CLASS III</p> <p><input type="checkbox"/> Intergovernmental Agreement over \$25,000</p> <p><input checked="" type="checkbox"/> Intergovernmental Revenue Agreement</p> <p style="text-align: center;">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-11</u> DATE <u>12/4/97</u></p> <p style="text-align: center;"><u>DEB BOGSTAD</u> BOARD CLERK</p>
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Department: Community & Family Services

Administrative Contact: Patty Doyle

Description of Contract: _____

Division: _____

Phone: 248-3691 ext 24418

Date: November 18, 1998

Bldg/Room 166/7th

Revenue payments for eligibility verification for the City's Water/Sewer Discount program.

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

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ JQRF ☐ N/A ☐ None

Original Contract No. 103755 (Only for Original Renewals)

<p>Contractor Name: City of Portland, BES&W</p> <p>Mailing Address: 1120 SW 5th Avenue, Room 400 Portland, OR 97204-1972</p> <p>Phone: (503) 823-7740</p> <p>Employer ID# or SS#: 93-6002236</p> <p>Effective Date: July 1, 1997</p> <p>Termination Date: June 30, 1999</p> <p>Original Contract Amount: \$ FY 1997/98 Funds</p> <p>Total Amt of Previous Amendments: \$ Requirements</p> <p>Amount of Amendment: \$ _____</p> <p>Total Amount of Agreement: \$ Requirements</p>	<p>Remittance Address (if different) _____</p> <table style="width:100%;"> <tr> <td style="text-align: center;">Payment Schedule</td> <td style="text-align: center;">Terms</td> </tr> <tr> <td><input type="checkbox"/> Lump Sum \$ _____</td> <td><input type="checkbox"/> Due on Receipt</td> </tr> <tr> <td><input type="checkbox"/> Monthly \$ _____</td> <td><input type="checkbox"/> Net 30</td> </tr> <tr> <td><input checked="" type="checkbox"/> Other \$ <u>Quarterly</u></td> <td><input type="checkbox"/> Other</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Requirements contract - Requisition Required</td> </tr> <tr> <td colspan="2">Purchase Order No. _____</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Requirements Not to Exceed \$ 89,040, FY97/98 (City of Portland will notify the County of the FY98/99 funding)</td> </tr> <tr> <td colspan="2">Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/></td> </tr> </table>	Payment Schedule	Terms	<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on Receipt	<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30	<input checked="" type="checkbox"/> Other \$ <u>Quarterly</u>	<input type="checkbox"/> Other	<input type="checkbox"/> Requirements contract - Requisition Required		Purchase Order No. _____		<input type="checkbox"/> Requirements Not to Exceed \$ 89,040, FY97/98 (City of Portland will notify the County of the FY98/99 funding)		Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>	
Payment Schedule	Terms																
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<input checked="" type="checkbox"/> Other \$ <u>Quarterly</u>	<input type="checkbox"/> Other																
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Encumber: Yes <input type="checkbox"/> No <input type="checkbox"/>																	

REQUIRED SIGNATURES:

Department Manager: *Lorenzo Palf* Date: 11/20/97

Purchasing Director: _____ Date: _____

(Class II Contracts Only)

County Counsel: *Katie Galt* Date: 11/26/97

County Chair/Sheriff: *Willy Davis* Date: 12/4/97

Contract Administration: _____ Date: _____

(Class I, Class II Contracts Only)

VENDOR CODE: REV113				VENDOR NAME City of Portland, BES&W				TOTAL AMOUNT: \$ Requirements FY97/98 not to exceed \$89,040			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/REV SRC	SUB OBJ	REPT CATEG	LGFS DESCIP	AMOUNT	Inc/Dec Ind.
	156	010	1260			2773		9232L	City of Portland, BES&W	Req'ts	

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contracts Administration, Initiator, Finance

\\cfsd-fs3\vol2\admin\ceu\contract.98\pdxwsd98.caf

INTERGOVERNMENTAL AGREEMENT

WATER/SEWER BILL DISCOUNT AND CRISIS ASSISTANCE PROGRAM AGREEMENT

This agreement is between the City of Portland (CITY) and Multnomah County (COUNTY) to provide administration of the eligibility verification for the Water/Sewer Bill Discount Program and Water/Sewer Crisis Assistance program.

RECITALS

1. The City has established a Water/Sewer Bill Discount Program and Crisis Assistance Program to provide financial assistance to low-income households, so as to lessen the impact of rising water/sewer utility costs.
2. The City has directed the Bureaus of Environmental Services and Water Works to continue to provide Water/Sewer Bill Discounts and Crisis Assistance for low-income households effective on July 1, 1997.
3. The City has directed the Bureau of Environmental Services and Water Works to fund a Bill Discount and Crisis Assistance Program for FY 97/98 in the amount of \$89,040 for Bill Discount and \$17,808 for Crisis Assistance.
4. The City has a need to obtain program administration services for the eligibility verification of the Water/ Sewer Bill Discount Program and Crisis Assistance.
5. Through a selection process Multnomah County was selected in 1995 as the agency best suited to administer eligibility verification for the Bill Discount Program.
6. The City desires to enter into an agreement with Multnomah County to continue to provide eligibility verification services for the Water/Sewer Bill Discount and Crisis Assistance Program.

AGREEMENT

CITY OBLIGATIONS

The city will provide funding for the program, public notification, and general support in accordance with the policies and procedures to be developed and mutually agreed upon.

COUNTY OBLIGATIONS

THE COUNTY will provide eligibility verification of the City's Water/Sewer Bill Discount and Crisis Assistance Program in accordance with the policies and procedures to be mutually developed and agreed upon including:

- Application intake and review
- Eligibility determination
- Regular reporting to the City
- Insure notification for customer renewals
- Process customer renewals

MUTUAL OBLIGATIONS

CITY and COUNTY will develop policies and procedures for the eligibility verification of the Water/Sewer Bill Discount Program.

CITY AND COUNTY PROJECT MANAGERS

The City Project Manager will be Brad Blake or such other person as will be designated in writing by the heads of the Bureaus of Environmental Services and Water Works.

The County Project Manager will be Thomas Brodbeck or such other person will be designated in writing by the head of the Division of Child, Youth, Family, Community Action and Development.

The Project Managers are authorized to approve work and give notices referred to herein, to terminate this agreement as provided herein and to carry out any other City or County actions referred to herein.

COMPENSATION

The City will compensate the County based on actual costs, for each applicant that is successfully processed through the eligibility verification process for the Bill Discount or Crisis Assistance Program. The City will pay the County quarterly after receipt of the documentation and approval by the project managers as to the applicants processed. The annual cost for eligibility verification shall not exceed \$106,848, at \$13.80 for each successfully processed applicant, plus 7.5 percent for administration costs. At the beginning of each year thereafter, the intake fee of \$13.80 shall automatically be adjusted in the proportion to the change in the "All Items" category of the Consumer Price Index for Urban Wage Earners and Clerical Workers, published by the Bureau of Labor Statistics of the U.S. Department of labor for the Portland Metropolitan Statistical Area (1982-84 + 100) (the "Index"). The last quarter of the fiscal year will be the time to adjust the final billing to meet this requirement.

EFFECTIVE AND TERMINATION DATE

This agreement is a continuation of the agreement that expired June 30, 1997 and will be effective as of July 1, 1997 or upon execution and terminate effective June 30, 1999, with one 2 year option for renewal, if mutually agreed upon. Early termination could occur after a 90-day notification by either party.

AMENDMENTS

By mutual agreement this Agreement may be amended by a written document signed by the authorized representatives of each party. Any increase in compensation to the count must be approved by council

COMPLIANCE WITH LAWS

In connection with their activities under the Agreement, the City, and County will comply with all applicable federal, state, and local laws and regulations.

OREGON LAW AND FORUM

This Agreement shall be considered according to the law of the State of Oregon. Any litigation between the City and the County under this Agreement shall occur, if in the state courts, in the Multnomah County Court having jurisdiction thereof, and if in the federal courts, in the United States District Court for the District of Oregon.

INDEMNIFICATION

To the extent permitted by Oregon Law, and subject to the limitations of The Oregon Tort Claims Act, and Oregon Constitution, each party shall hold harmless, defend and indemnify each other for public liability and property damage, including all claims, demands, actions, and suits (including all attorney's fees and costs) brought against any of them arising from this agreement.

CITY OF PORTLAND

By: 

Erik Sten
Commissioner of Public Utilities

Date: 10.22.97

MULTNOMAH COUNTY

By: 

Beverly Stein
Multnomah County Chair

Date: December 4, 1997

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-11 DATE 12/4/97
DEB BOGSTAD
BOARD CLERK

APPROVED AS TO FORM

BY Jeffrey L. Rogers ^{att.}
City Attorney
CITY ATTORNEY

Date: _____

BARBARA CLARK
Auditor of the City of Portland

BY [Signature]
Deputy

Date 10/24/97

REVIEWED:

BY [Signature]
Thomas Spensler
County Council for
Multnomah County, Oregon

Date: 11/26/97

BY Lorenzo T. Poe
Lorenzo T. Poe, Director
Department of Community
and Family Services

Date 4/20/97

- * Authorize an Intergovernmental agreement with Multnomah County for administration of eligibility verification for Water/Sewer Bill Discount and Crisis Assistance Programs.

The City of Portland ordains:

Section 1. The Council finds:

1. The City has an interest in providing financial assistance to eligible low income households who cannot afford water and sewer utility payments.
2. The Bureaus of Environmental Services and Water Works have been directed to continue a Bill Discount and Crisis Assistance Program to provide this financial assistance.
3. The City has a need to acquire program administration services for the Water/Sewer Bill Discount and Crisis Assistance Program.
4. Through a previous selection process Multnomah County was selected as agency best suited to provide administration of eligibility verification for the Bill Discount and Crisis Assistance Program and is best suited to continue providing such services.
5. The City desires to enter into an agreement with Multnomah County to provide administration of eligibility verification for the Water/Sewer Bill Discount and Crisis Assistance Program.

NOW, THEREFORE, The Council directs:

- a. That the Commissioner of Public Works and Auditor are authorized to execute on behalf of the City an intergovernmental agreement between the City of Portland and Multnomah County to provide administration of eligibility verification for the Water/Sewer Bill Discount and Crisis Assistance Program.
- b. Funding for the administration of eligibility verification for the Bill Discount and Crisis Assistance Programs, in the amount of \$106,848, based on 7200 participants at 14.84 per intake, is to be shared equally by the bureaus of Environmental Services and Water Works, and is included in the water/Environmental Services for 97/98 budgets.
- c. The Mayor and Auditor hereby authorize the Bureau of Water Works to draw and deliver warrants payable to Multnomah County when demand is presented and approved by the proper authorities.

Passed by the Council, **SEP 17 1997**

Commissioner Sten

BARBARA CLARK

Auditor of the City of Portland

By *Britta Olson* Deputy

MEETING DATE: DEC 04 1997
AGENDA NO.: C-12
ESTIMATED START TIME: 9:30am

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Intergovernmental Agreement with Oregon Health Sciences University

BOARD BRIEFING Date Requested: _____

Requested By: _____

Amount of Time Needed: _____

REGULAR MEETING Date Requested: _____

Amount of Time Needed: Consent Calendar

DEPARTMENT: Health DIVISION: _____

CONTACT: Kim Tierney* TELEPHONE #: 248-5140

BLDG/ROOM #: 160/5

PERSON(S) MAKING PRESENTATION: n/a

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

SUGGESTED AGENDA TITLE:

Renewal of Intergovernmental Agreement 200727 with Oregon Health Sciences University for the provision of urgency and emergency care for Multnomah County CareOregon clients.

12/19/97 originals to Karen Garber

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 25 PM 3:11:01

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

DEPARTMENT MANAGER: Billie Odegaard

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk at 248-3277



MULTNOMAH COUNTY OREGON



HEALTH DEPARTMENT
426 S.W. STARK STREET, 8TH FLOOR
PORTLAND, OREGON 97204-2394
(503) 248-3674
FAX (503) 248-3676
TDD (503) 248-3816

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

Date: November 20, 1997
To: Board of County Commissioners
Via: Bill Odgaard, Health Department Director
From: Sharon Armstrong, Director, Primary Care Division
Subject: Contract #200727 with Oregon Health Sciences University for urgency and emergency care for Multnomah County CareOregon clients

- I. Recommendation/Action Requested: The Health Department recommends Board ratification of Contract #200727 with Oregon Health Sciences University for the period September 1, 1996, through December 31, 1998.
- II. Background/Analysis: OHSU continues to provide urgency and emergency care for Multnomah County CareOregon clients. This agreement sets forth the procedures around authorization of services, level of care provided (urgency vs. emergency), reporting on services delivered, and reimbursement.

The Health Department is authorized under Administrative Procedure CON-1 to obtain health services for County clients from third-party providers without a contract. Because of the complexity of this particular arrangement, the Department and OHSU prefer to have a written agreement. However, due to the heavy work load of both parties' contracting staffs, execution of the agreement was not prioritized. OHSU has been providing services continuously since the last contract expired on August 31, 1996. Therefore, this agreement is retroactive to September 1, 1996.
- III. Financial Impact: The County will pay OHSU \$65 per visit for urgency care. If a client requires emergency care, OHSU is reimbursed by CareOregon under a separate agreement. Expenditures are expected to total approximately \$45,000 per year. This contract is funded by the Health Department's monthly capitation payments from CareOregon for these clients.
- IV. Legal Issues: None
- V. Controversial Issues: None
- VI. Link to Current County Policies: None
- VII. Citizen Participation: None
- VIII. Other Government Participation: None

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

(See Administrative Procedures CON-1)

Renewal ☒ [X]

Contract # 200727

Previously Approved Contract Boilerplate: ☒ [X] Attached ☐ [] Not Attached

Amendment # _____

<p style="text-align: center;">CLASS I</p> <p><input type="checkbox"/> [] Professional Services under \$25,000</p> <p><input type="checkbox"/> [] Intergovernmental Agreement under \$25,000</p> <p><input type="checkbox"/> [] Expenditure</p> <p><input type="checkbox"/> [] Revenue</p>	<p style="text-align: center;">CLASS II</p> <p><input type="checkbox"/> [] Professional Services over \$25,000 (RFP, Exemption)</p> <p><input type="checkbox"/> [] PCRB Contract</p> <p><input type="checkbox"/> [] Maintenance Agreement</p> <p><input type="checkbox"/> [] Licensing Agreement</p> <p><input type="checkbox"/> [] Construction</p> <p><input type="checkbox"/> [] Grant</p> <p><input type="checkbox"/> [] Revenue</p>	<p style="text-align: center;">CLASS III</p> <p><input checked="" type="checkbox"/> [X] Intergovernmental Agreement over \$25,000</p> <p style="text-align: center;">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-12</u> DATE <u>12/4/97</u></p> <p style="text-align: center;">DEB BOGSTAD</p> <p style="text-align: center;">BOARD CLERK</p>
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Department: Health Division: Primary Care Date: 8/12/97

Contract Originator: Kim Tierney Phone: x22850 Bldg/Room: 160/5

Administrative Contact: Karen Garber Phone: x26207 Bldg/Room: 160/7

Description of Contract:

Urgency care and emergency care for Multnomah County CareOregon clients.

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

ORS/AR # _____ Contractor is ☐ [] MBE ☐ [] WBE ☐ [] QRF ☒ [X] N/A ☐ [] None

Original Contract No. 200836 (FOR RENEWALS ONLY)

<p>Contractor: <u>Oregon Health Sciences University</u></p> <p>Mailing Address: <u>3181 SW Sam Jackson Park Road</u> <u>Portland, OR 97201</u></p> <p>Phone: _____</p> <p>Employer ID# or SS#: <u>93-1176109</u></p> <p>Effective Date: <u>September 1, 1996</u></p> <p>Termination Date: <u>December 31, 1998</u></p> <p>Original Contract Amount: <u>\$ Reg (Est \$45,000/year)</u></p> <p>Total Amt of Previous Amendments: \$ _____</p> <p>Amount of Amendment: \$ _____</p> <p>Total Amount of Agreement: \$ _____</p>	<p>Bill Brown, Contracts Officer</p> <p>Remittance Address (if different) _____</p> <p>_____</p> <p>_____</p> <p>Payment Schedule Terms</p> <p><input type="checkbox"/> [] Lump Sum \$ _____ <input type="checkbox"/> [] Due on Receipt</p> <p><input type="checkbox"/> [] Monthly \$ _____ <input type="checkbox"/> [] Net 30</p> <p><input checked="" type="checkbox"/> [X] Other \$ <u>Invoice*</u> <input type="checkbox"/> [] Other</p> <p><input type="checkbox"/> [] Requirements contract - Requisition Required</p> <p>Purchase Order No. _____</p> <p><input type="checkbox"/> [] Requirements Not to Exceed \$ _____</p> <p>Encumber: Yes <input type="checkbox"/> [] No <input type="checkbox"/> []</p> <p>*AUTOMATED PAYMENTS AT HEALTH DEPARTMENT</p>
---	---

REQUIRED SIGNATURES:

Department Manager: Billie Odegard Date: 11/21/97

Purchasing Director: _____ Date: _____

(Class II Contracts Only)

County Counsel: Kate Gentry Date: 11/25/97

County Chair/Sheriff: Timothy O'Brien Date: December 4, 1997

Contract Administration: _____ Date: _____

(Class I, Class II Contracts Only)

VENDOR CODE				VENDOR NAME				TOTAL AMOUNT: \$			
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC DEC
01	156	015	Various			6110		0300	Urgency Care		
02											
03											

If additional space is needed, attach separate page. Write contract # on top of page.

DISTRIBUTION: Contract Administration, Finance, HD Contracts Unit, HD Payables/Receivables, HD Program Manager

INTERGOVERNMENTAL AGREEMENT FOR URGENCY CARE SERVICES

THIS INTERGOVERNMENTAL AGREEMENT is between MULTNOMAH COUNTY, acting by and through its Health Department, hereafter "COUNTY," and OREGON HEALTH SCIENCES UNIVERSITY, a public corporation, acting on behalf of its University Hospital, hereafter "HOSPITAL."

WITNESSETH:

WHEREAS, COUNTY's Health Department requires services which HOSPITAL is capable of providing, under terms and conditions hereinafter described; and

WHEREAS, HOSPITAL is able and prepared to provide such services as COUNTY does hereinafter require, under those terms and conditions set forth; now therefore,

IN CONSIDERATION of those mutual promises and the terms and conditions set forth hereafter, the parties agree as follows:

1. **TERM**

This Agreement shall become effective when fully executed retroactive to September 1, 1996, and shall expire December 31, 1998, unless sooner terminated under the provisions hereof.

2. **DEFINITIONS**

A. CareOregon is a fully capitated health plan that provides managed health care services to Oregon Medicaid recipients under the Oregon Health Plan. COUNTY has contracted with CareOregon to provide primary care services for CareOregon's members.

B. Multnomah County CareOregon Clients are those CareOregon members who have selected the Multnomah County Health Department as their Primary Care Provider.

3. **SERVICES**

HOSPITAL shall provide urgency care services to Multnomah County CareOregon Clients at HOSPITAL's emergency room in accordance with HOSPITAL's emergency room protocols.

A. HOSPITAL and COUNTY agree to comply with the procedures detailed in Attachments 1, 2 and 3, which are incorporated herein by this reference.

B. HOSPITAL's attending physician shall have the authority to make final determination of the appropriate level of service to be provided. If HOSPITAL's attending physician determines that the authorized level of service needs to be upgraded from urgency to emergency, or downgraded from emergency to urgency, HOSPITAL must request an upgrade or downgrade to the authorization from COUNTY within 24 hours of admission.

4. **COMPENSATION**

COUNTY agrees to pay HOSPITAL for the performance of those services provided hereunder, which payment shall be subject to the following terms:

- A. COUNTY will reimburse HOSPITAL only for services provided to Multnomah County CareOregon Clients. COUNTY will not reimburse HOSPITAL for services provided to CareOregon clients assigned to other primary care providers (e.g. Clackamas County).
- B. In accordance with Attachments 1 and 2, COUNTY will reimburse HOSPITAL only when:
 - 1) HOSPITAL has prior authorization from COUNTY to provide services, or HOSPITAL requests authorization from COUNTY within 24 hours of admission; and
 - 2) HOSPITAL's attending physician calls COUNTY within 24 hours of admission to report on care provided, or HOSPITAL faxes a completed client log to COUNTY within 24 hours of admission.
- C. **Care Provided With Prior Authorization from County**
In accordance with Attachment 1, if HOSPITAL provides care to a Multnomah County CareOregon Client with prior authorization from COUNTY, the following terms and conditions shall apply:
 - 1) **Urgency Care**
If HOSPITAL provides urgency care services, COUNTY will pay HOSPITAL \$65.00 per visit. HOSPITAL agrees to accept this compensation as payment in full for both professional fees and emergency room facilities fees. COUNTY will also forward a copy of the invoice to CareOregon for any payment for ancillary services (laboratory, x-ray, pharmacy, drugs, and medical supplies).
 - 2) **Emergency Care**
 - a) If HOSPITAL provides emergency care services, and either has prior authorization to provide emergency care or requests an upgrade from urgency care to emergency care within 24 hours of admission, COUNTY will forward the bill to CareOregon for payment. HOSPITAL shall seek reimbursement from CareOregon in accordance with the terms of the applicable contract between CareOregon and HOSPITAL. That contract is not part of this Agreement.
 - b) If HOSPITAL provides emergency care services without requesting an upgrade within 24 hours but does inform COUNTY by fax within 24 hours that the client has been upgraded, COUNTY will reimburse HOSPITAL at the urgency care rate of \$65.00 per visit.
 - c) If HOSPITAL provides emergency care services without requesting an authorization for the upgrade or informing COUNTY of the upgrade, HOSPITAL will receive no reimbursement.

D. Care Provided Without Prior Authorization from County

In accordance with Attachment 2, if HOSPITAL provides care to a Multnomah County CareOregon Client without prior authorization from COUNTY (i.e. the client self-refers), the following terms and conditions shall apply:

1) Urgency Care

- a) If HOSPITAL provides urgency care services and obtains an authorization number from COUNTY within 24 hours, COUNTY will pay HOSPITAL \$65.00 per visit. HOSPITAL agrees to accept this compensation as payment in full for both professional fees and emergency room facilities fees. COUNTY will also forward the invoice to CareOregon for any payment for ancillary services (laboratory, x-ray, pharmacy, drugs, and medical supplies).
- b) If HOSPITAL provides urgency care and requests authorization within 24 hours but COUNTY deems the visit inappropriate, COUNTY will issue an authorization number for "restricted" payment and pay HOSPITAL \$32.50 per visit. COUNTY will also forward the invoice to CareOregon for any payment for ancillary services. COUNTY makes no guarantee that ancillary services will be covered by CareOregon in this situation.
- c) If HOSPITAL provides urgency care and does not request authorization within 24 hours, HOSPITAL will receive no reimbursement from COUNTY.

2) Emergency Care

If HOSPITAL provides emergency care to a Multnomah County CareOregon Client who self-refers, HOSPITAL shall seek reimbursement from CareOregon in accordance with the terms of the applicable contract between CareOregon and HOSPITAL. That contract is not part of this Agreement.

- E. HOSPITAL shall submit billing invoices to COUNTY in duplicate. Invoices must include COUNTY's authorization number for each visit for which payment is requested. Invoices shall be sent to:**

Multnomah County Health Department
P.O. Box 40046
Portland, Oregon 97240

- F. HOSPITAL shall submit all invoices and payment requests to COUNTY within 180 days of the date of service. COUNTY shall not be responsible for payment of invoices received by COUNTY more than 180 days after the date of service.**
- G. COUNTY certifies that sufficient funds are available and authorized to finance the costs of this Agreement. In the event that funds cease to be available to COUNTY in the amounts anticipated, either COUNTY or HOSPITAL may terminate the Agreement or the parties by mutual agreement may reduce Agreement funding accordingly. COUNTY will notify HOSPITAL as soon as it receives notification from funding source. Reduction or termination will not affect payment for accountable expenses prior to the effective date of such action.**

INTERGOVERNMENTAL AGREEMENT STANDARD CONDITIONS

1. INDEPENDENT CONTRACTOR STATUS

HOSPITAL is an independent contractor and is solely responsible for the conduct of its programs. HOSPITAL, its employees and agents shall not be deemed employees or agents of COUNTY.

2. INDEMNIFICATION

- A. HOSPITAL shall defend, hold and save harmless COUNTY, its officers, agents, and employees from damages arising out of the tortious acts of HOSPITAL, or its officers, agents, and employees acting within the scope of their employment and duties in performance of this Agreement subject to the limitations and conditions of the Oregon Tort Claims Act, ORS 30.260 through 30.300, and any applicable provisions of the Oregon Constitution.
- B. COUNTY shall defend, hold and save harmless HOSPITAL, its officers, agents, and employees from damages arising out of the tortious acts of COUNTY, or its officers, agents, and employees acting within the scope of their employment and duties in performance of this Agreement subject to the limitations and conditions of the Oregon Tort Claims Act, ORS 30.260 through 30.300, and any applicable provisions of the Oregon Constitution.

3. WORKERS' COMPENSATION INSURANCE

HOSPITAL shall maintain workers' compensation insurance coverage for all non-exempt workers, employees, and subcontractors either as a carrier-insured employer or a self-insured employer as provided in Chapter 656 of Oregon Revised Statutes.

4. TAXPAYER IDENTIFICATION NUMBER

HOSPITAL shall furnish to COUNTY its federal employer identification number, as designated by the Internal Revenue Service.

5. SUBCONTRACTS AND ASSIGNMENT

HOSPITAL shall neither subcontract with others for any of the work prescribed herein, nor assign any of HOSPITAL's rights acquired hereunder without obtaining prior written approval from COUNTY. COUNTY by this Agreement incurs no liability to third persons for payment of any compensation provided herein to HOSPITAL.

6. RECORD CONFIDENTIALITY

COUNTY and HOSPITAL agree to keep all client records confidential in accordance with state and federal statutes and rules governing confidentiality.

7. ACCESS TO RECORDS

HOSPITAL agrees to permit authorized representatives of COUNTY, and/or the applicable federal or state government audit agency, to make such review of the records of HOSPITAL as COUNTY or auditor may deem necessary to satisfy audit and/or program evaluation purposes. HOSPITAL shall permit authorized representatives of COUNTY's Health Department to site-visit all programs covered by this Agreement. Agreement costs disallowed as the result of such audits, review or site visits will be the sole responsibility of HOSPITAL. If an Agreement cost is disallowed after reimbursement has occurred, HOSPITAL will make prompt repayment of such cost.

8. ADHERENCE TO LAW

- A. HOSPITAL shall adhere to all applicable laws governing its relationship with its employees, including but not limited to laws, rules, regulations and policies concerning workers' compensation, and minimum and prevailing wage requirements.
- B. HOSPITAL shall not unlawfully discriminate against any individual with respect to hiring, compensation, terms, conditions or privileges or employment, nor shall any person be excluded from participation in, be denied the benefits, or be subjected to discrimination under any program or activity because of such individual's race, color, religion, sex, national origin, age or handicap. In that regard, HOSPITAL must comply with all applicable provisions of Executive Order Number 11246 as amended by Executive Order Number 11375 of the President of the United States dated September 24, 1965, Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d)) and Section 504 of the Rehabilitation Act of 1973 as implemented by 45 C.F.R. 84.4 and the Americans with Disabilities Act of 1990, Public Law Number 101-336 and all enacting regulations of the EEOC and Department of Justice. HOSPITAL will also comply with all applicable rules, regulations and orders of the Secretary of Labor concerning equal opportunity in employment and the provision of ORS Chapter 659.

9. MODIFICATION

- A. In the event that COUNTY's Agreement obligation is amended by a federal- or state-initiated change, COUNTY shall amend this Agreement through written notification of changes sent to HOSPITAL by mail. HOSPITAL shall return to COUNTY within twenty (20) working days a signed acknowledgment of receipt of COUNTY's notification document.
- B. Any other amendments to the provisions of this Agreement, whether initiated by COUNTY or HOSPITAL, shall be reduced to writing and signed by both parties.

10. WAIVER OF DEFAULT

Waiver of a default shall not be deemed to be a waiver of any subsequent default. Waiver of any breach of any provision of this Agreement shall not be deemed to be a waiver of any other or subsequent breach and shall not be construed to be a modification of the provisions of this Agreement

11. EARLY TERMINATION

- A. Violation of any of the rules, procedures, attachments, or conditions of this Agreement may, at the option of either party, be cause for termination of the Agreement and, unless and until corrected, of funding support by COUNTY and services by HOSPITAL, or be cause for placing conditions on said funding and/or service, which may include withholding of funds. Waiver by either party of any violation of this Agreement shall not prevent said party from invoking the remedies of this paragraph for any succeeding violations of this Agreement.
- B. This Agreement may be terminated by either party by sixty (60) days prior written notice to the other party, delivered by certified mail or in person.
- C. COUNTY may terminate this Agreement immediately, effective upon delivery of written notice to HOSPITAL by certified mail or in person, under any of the following conditions:
 - 1) Upon denial, revocation, suspension or non-renewal of any license or certificate required by law or regulation to be held by HOSPITAL to provide a service under this Agreement.
 - 2) If HOSPITAL fails to begin services on the date specified in this Agreement, or if HOSPITAL fails to continue to provide service for the entire Agreement period.
 - 3) If COUNTY has evidence that HOSPITAL has endangered or is endangering the health and safety of clients/residents, staff, or the public.
- D. If the Agreement is terminated under this paragraph, COUNTY shall pay HOSPITAL only for services provided in accordance with the Agreement through the day of termination.

E. Termination under any provision of this paragraph shall not affect any right, obligation or liability of HOSPITAL or COUNTY which accrued prior to such termination.

12. NOTICE OF LITIGATION

Each party shall give the other immediate notice in writing of any action or suit filed or any claim made against that party which may result in litigation in any way related to this Agreement.

13. OREGON LAW AND FORUM

This Agreement shall be construed and governed according to the laws of the State of Oregon.

14. INTEGRATION

This Agreement contains the entire Agreement between the parties pertaining to its subject matter and supersedes all prior written or oral discussions or agreements.

15. CERTIFICATION REGARDING LOBBYING

- A. HOSPITAL certifies, to the best of HOSPITAL's knowledge and belief, that no federally appropriated funds have been paid or will be paid, by or on behalf of HOSPITAL, to any person for influencing or attempting to influence an officer or an employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than federally appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Agreement, HOSPITAL shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

16. OMB CIRCULAR A-128

If HOSPITAL is a sub-recipient of federal funds passed through COUNTY, HOSPITAL shall submit to COUNTY an annual federal compliance audit in conformity with OMB Circular A-128 and the federal Single Audit Act of 1984.

IN WITNESS WHEREOF, the parties have caused this Agreement, including the Standard Conditions and any attachments incorporated herein, to be executed by their duly authorized officers.

OREGON HEALTH SCIENCES
UNIVERSITY

By [Signature]

Title Contracts Manager

Date 8/26/97

93-1176109
Federal Tax ID Number

MULTNOMAH COUNTY

By [Signature]
Beverly Stein, Multnomah County Chair
Date December 4, 1997

By [Signature]
Billi Odegaard, Health Department Director
Date 11/21/97

By [Signature]
Kim Harris Tierney, Program Manager
Date 9/5/97

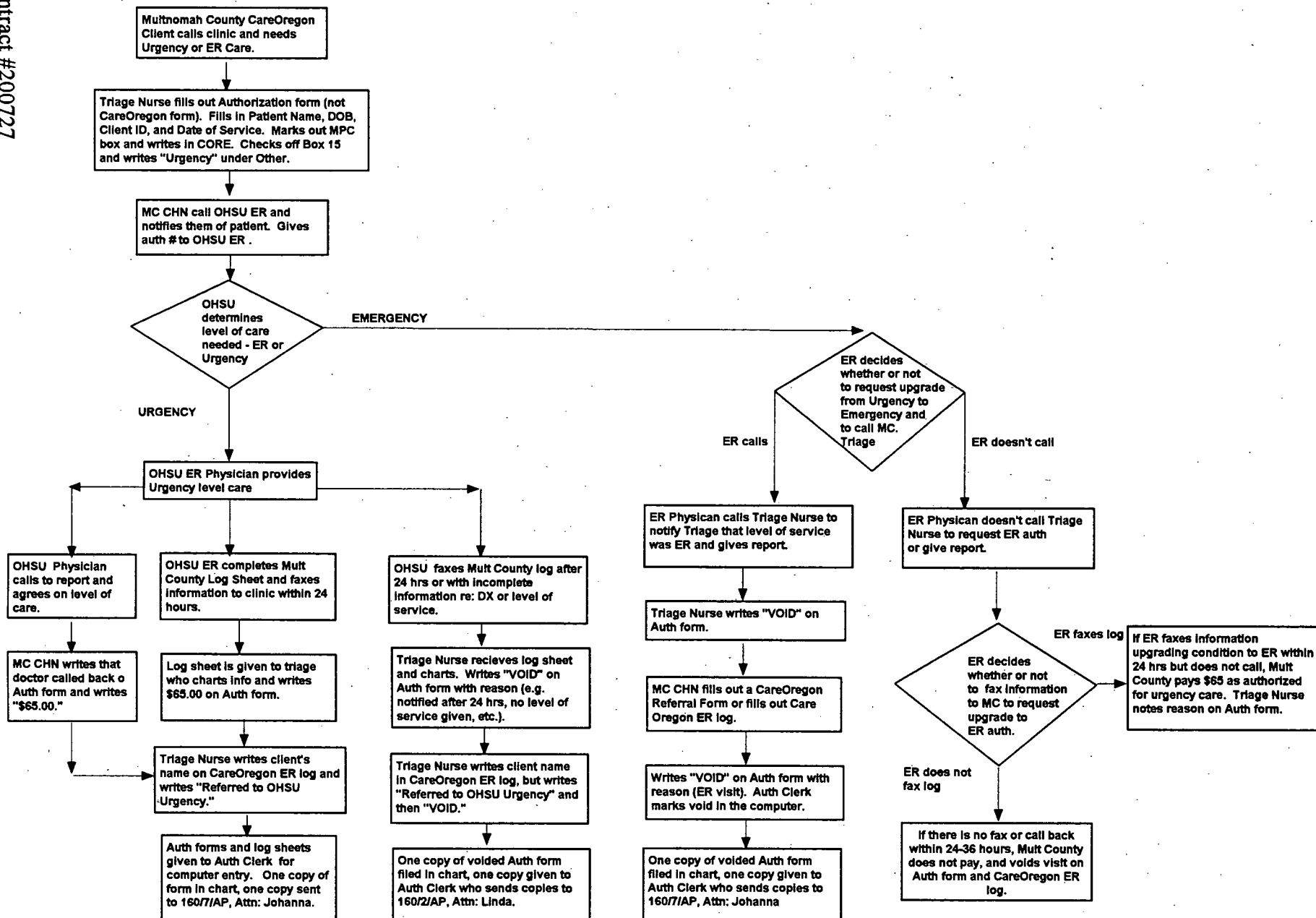
REVIEWED:

Thomas Sponsler, County Counsel for
Multnomah County, Oregon

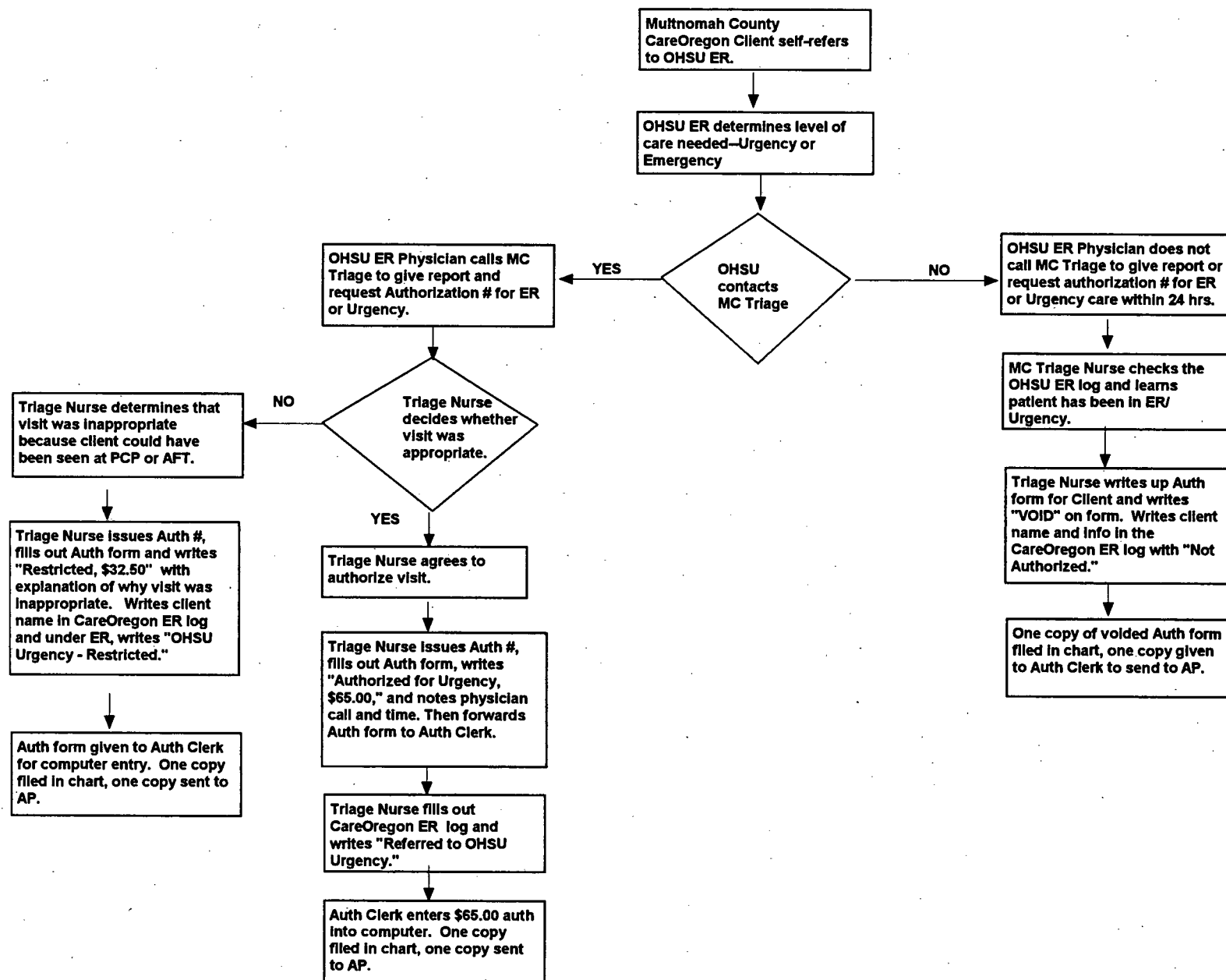
By [Signature]
Katie Gaetjens, Assistant County Counsel
Date 11/25/97

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-12 DATE 12/4/97
DEB BOGSTAD
BOARD CLERK

Attachment 1 **Urgency Care Agreement** **Referral to OHSU with Prior Authorization**

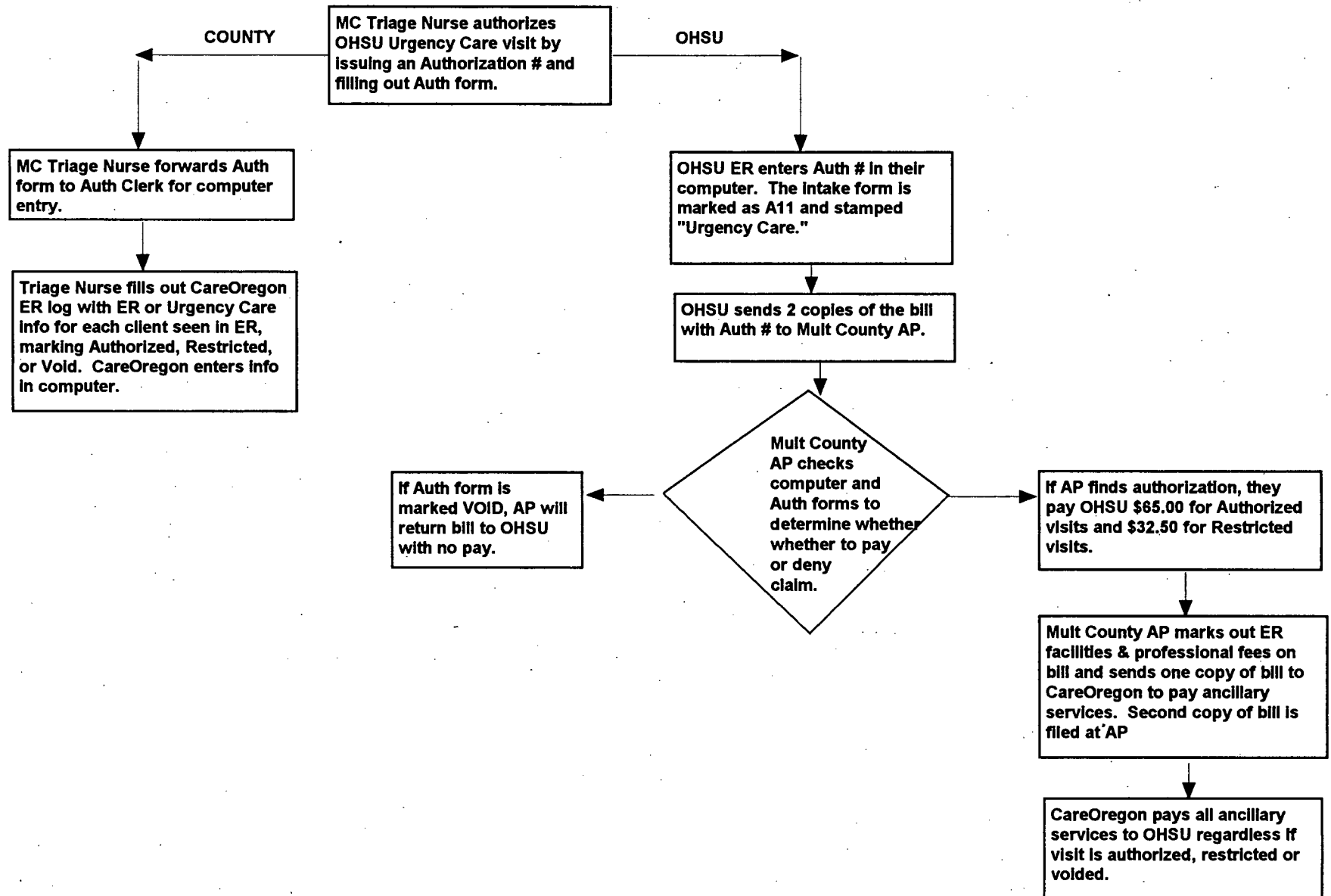


Attachment 2 Urgency Care Agreement Self Referral to OHSU (without Prior Authorization)



**Attachment 3
Urgency Care Agreement
Billing Process**

Contract #200727



BUDGET MODIFICATION NO.

HD 12

(For Clerk's Use) Meeting Date

DEC 04 1997

Agenda No.

C-13

1. OR PLACEMENT ON THE AGENDA FOR

(Date)

DEPARTMENT

Health

DIVISION Disease Control

CONTACT

Kathy Innes

TELEPHONE 248-3056 x 27027

3) OF PERSON MAKING PRESENTATION TO BOARD

Tom Fronk

SUGGESTED

AGENDA TITLE

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

Approve an increase in the budget for the HIV Treatment Clinic funded with an increase in the Federal Bureau of Primary Health Care grant for HIV Early Intervention Services.

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION

(Explain the changes this Bud Mod makes. What budget does it increase? What do changes

come from? What budget is reduced? Attach additional information if you need more space.)

☒

Personnel changes are shown in detail on the attached sheet

Adds \$156,772 of Supplemental Grant funds received from the Federal Bureau of Primary Health Care. The increase provides one-time-only funds for on-site pharmacist services and special study to track third party revenues.

The increase also provides for an on-going increase in funding for contracted psychiatric services, viral load testing, and social work services. Adds .78 pharmacist, .1 nutritionist, and .33 Health Services Specialist.

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

Adds \$156,772 of grant funds to the federal State Fund and \$240 of indirect to the General Fund.

BOARD OF
COUNTY COMMISSIONERS
97 NOV 26 AM 11:02
MULTNOMAH COUNTY
OREGON

4. CONTINGENCY STATUS (to be completed by Budget & Quality)

Fund Contingency before this modification

Date

After this modification

Originated By

Date

Department Director

Date

Plan/Budget Analyst

Date

Employee Services

Date

Board Approval

Date

Originated By: *[Signature]* Date: 11-26-97
 Department Director: *[Signature]* Date: 11/25/97
 Plan/Budget Analyst: *[Signature]* Date: 11-26-97
 Employee Services: *[Signature]* Date: 11/25/97
 Board Approval: *[Signature]* Date: 12/4/97

PERSONNEL DETAIL FOR BUDGET MODIFICATION NO.
HD 12
5. ANNUALIZED PERSONNEL CHANGES

(Compute on a full-year basis even though this action affects only a part of the fiscal year (FY).)

				ANNUALIZED			
Permanent Positions, Temporary, Overtime, or Premium	JCN	Org	Explanation of Change	BASE PAY Increase (Decrease)	Increase/(Decrease		TOTAL Increase (Decrease)
					Fringe	Ins.	
1.00	9355	0380	Pharmacist	67832	12182	5560	85574
0.66	9696	0380	Health Serv. Spec	29272	5257	3313	37842
0.20	6340	0380	Nutritionist	8400	1508	1512	11420
0.40	6340	0820	Pharmacist	23734	4262	2550	30546
							0
2.26	TOTAL CHANGE (ANNUALIZED)			\$129,238	\$23,209	\$12,935	\$165,382

6. FISCAL YEAR PERSONNEL DOLLAR CHANGES

(Calculate costs/savings that will take place this FY; these should explain the actual dollar amounts changed by this BudMod.)

				CURRENT FY			
Permanent Positions, Temporary, Overtime, or Premium	JCN	Org	Explanation of Change	BASE PAY Increase (Decrease)	Increase/(Decrease)		TOTAL Increase (Decrease)
					Fringe	Ins.	
0.58	9355	0380	Pharmacist	39343	7066	3224	49633
0.33	9696	0380	Health Serv. Spec	14636	2628	1670	18934
0.10	6340	0380	Nutritionist	4200	754	756	5710
0.20	6340	0820	Pharmacist	11867	2131	1275	15273
1.21							
TOTAL CURRENT FISCAL YEAR CHANGES				\$70,046	\$12,579	\$6,925	\$89,550

EXPENDITURE												
HD 12												
TRANSACTION EB GM []				TRANSACTION DATE				ACCOUNTING PERIOD				BUDGET FY
Document				Organi-		Reporting		Current	Revised	Change		
Number	Action	Fund	Agency	zation	Activity	Category	Object	Amount	Amount	Increase (Decrease)	Subtotal	Description
		156	015	0380			5100			58,179		
		156	015	0380			5500			10,448		
		156	015	0380			5550			5,650	74,277	
		156	015	0380			6110			56,804		
		156	015	0380			6230			2,200		
		156	015	0380			6330			93	59,097	
		156	015	0380			7100			16,831		
		156	015	0380			8400			6,980	157,185	
		156	015	0820			5100			11,867		
		156	015	0820			5500			2,131	1,145	
		156	015	0820			5550			1,275	15,273	
		156	015	0820			7100			1,927	17,200	782
		100	015	0905			6110			905		
		100	015	9130			7608			17,613		
		100	075	9120			7700			240		
		400	050	7531			6520			6,925		
TOTAL EXPENDITURE CHANGE										200,068	324,177	
TRANSACTION RB GM []				TRANSACTION DATE				ACCOUNTING PERIOD				BUDGET FY
Document				Organi-		Reporting		Current	Revised	Change		
Number	Action	Fund	Agency	zation	Activity	Category	Object	Amount	Amount	Increase (Decrease)	Subtotal	Description
		156	015	0380			2039			140,354		
		156	015	0380			7601			16,831	157,185	
		156	015	0820			2039			16,418		
		156	015	0820			7601			782	17,200	
		100	075	7410			6602			18,758		
		400	050	7040			6602			6,925		
									0			
TOTAL REVENUE CHANGE										200,068	174,385	



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

HEALTH DEPARTMENT
BUSINESS SERVICES
McCOY BUILDING
426 SW STARK
PORTLAND, OR 97204
PHONE (503) 248-3056

TO: Board of County Commissioners

FROM: Billi Odegaard

TODAY'S DATE: Nov. 25, 1997

REQUESTED PLACEMENT DATE: Dec. 4, 1997

SUBJECT: Health Budget Modification Number 12

I. Recommendation / Action Requested:

Approve an \$156,772 increase in the budget for the HIV Treatment Clinic funded with an increase in the Federal Bureau of Primary Health Care grant for HIV Early Intervention Services

II. Background / Analysis:

This action adds \$156,772 of Federal Bureau of Primary Health Care grant funds and 1.21 FTE to the HIV Treatment Clinic budget. The award provides \$98,800 of one-time funds for costs associated with on-site pharmacist services, special study to track third party revenues, viral load testing, and nutrition.

The grant award also provides \$57,972 of on-going increases in support for pharmacist; and contracted psychiatric, physician assistant, and social worker services.

III. Financial Impact: NA

IV. Legal Issues: NA

V. Controversial Issues: NA

VI. Link to Current County Policies: NA

VII. Citizen Participation: NA

VIII. Other Government Participation: NA

BUDGET MODIFICATION NO.

D9598-07(For Clerk's Use) Meeting Date
Agenda No.DEC 04 1997C-141. REQUEST FOR PLACEMENT ON THE AGENDA FOR 12/4/97

(Date)

DEPARTMENT Support ServicesDIVISION FinanceCONTACT Dave BoyerTELEPHONE 248-3903

* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD

Consent Item

SUGGESTED

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

(Estimated Time Needed on the Agenda)

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

Personnel changes are shown in detail on the attached sheet

On June 30, 1997, four Finance Division employees took advantage of the retirement incentive program. These retirements presented Finance with an opportunity to evaluate several positions and reassign duties to allow for a more even workload among staff. The reassignment of duties also allows more flexibility for crosstraining and vacation coverage. Employee Services has evaluated the duties and recommended that several positions be reclassified.

There is no increase requested for expenditures.

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

None

BOARD OF
COUNTY COMMISSIONERS
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MULTNOMAH COUNTY
OREGON

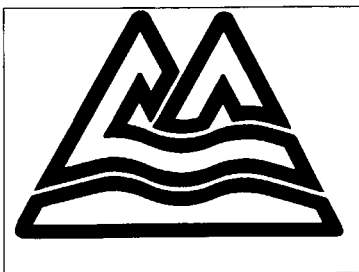
4. CONTINGENCY STATUS (to be completed by Budget & Planning)

Fund Contingency before this modification (as of _____) \$ _____

Date

After this modification

Originated By Dave Boyer	Date 11/20/97	Department/Director Tiche S. Gales	Date 11/21/97
Plan/Budget Analyst Karyne Borgum	Date 11/20/97	Employee Services Donald H. Winkley	Date 11/20/97
Board Approval NANCY H. C. Boasted	Date 12/4/97		



MULTNOMAH COUNTY, OREGON

COUNTY COMMISSIONERS

BEVERLY STEIN, CHAIR
DAN SALTZMAN, DISTRICT #1
GARY HANSEN, DISTRICT #2
TANYA COLLIER, DISTRICT #3
SHARRON KELLEY, DISTRICT #4

FINANCE DIVISION

DIRECTORS OFFICE
ACCOUNTS PAYABLE
GENERAL LEDGER
PAYROLL
TREASURY
PORTLAND BUILDING
1120 SW FIFTH AVENUE, SUITE 1430
PO BOX 14700
PORTLAND, OR 97293-0700
PHONE (503)248-3312
FAX (503) 248-3292

CENTRAL STORES
CONTRACTS
PURCHASING
FORD BUILDING
2505 SE 11TH 1ST FLOOR
PORTLAND, OR 97202
PHONE (503) 248-5111
FAX (503)248-3252
TDD (503) 248-5170

MEMORANDUM

TO: Board of County Commissioners

FROM: David Boyer, Finance Director

DATE: November 20, 1997

REQUESTED PLACEMENT DATE: December 4, 1997

SUBJECT: Reclassifications

I. Recommendation / Action: Approve reclassifications of several positions in Finance

II. Background / Analysis: On June 30, 1997, four Finance Division employees took advantage of the retirement incentive program. These retirements presented Finance with an opportunity to evaluate several positions and reassign duties to allow for a more even workload among staff. The reassignment of duties also allows more flexibility for crosstraining and vacation coverage. Employee Services has evaluated the duties and recommended that several positions be reclassified.

III. Financial Impact: None. Salary savings from retirements of employees at top of range will more than cover the costs of employees beginning in entry level ranges.

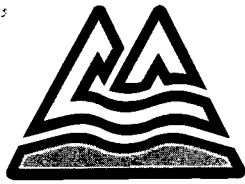
IV. Legal Issues: None

V. Controversial Issues: None

VI. Link to Current County Policy: Is consistent with County Policy

VII. Citizen Participation: None

VIII. Other Government Participation: None



MULTNOMAH COUNTY OREGON

BEVERLY STEIN
COUNTY CHAIR

EMPLOYEE SERVICES
FINANCE
LABOR RELATIONS
PLANNING & BUDGET
RISK MANAGEMENT

(503) 248-5015
(503) 248-3312
(503) 248-5135
(503) 248-3883
(503) 248-3797

(503) 248-5170 TDD

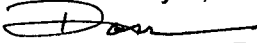
PORTLAND BUILDING
1120 S.W. FIFTH, 14TH FLOOR
P.O. BOX 14700
PORTLAND, OREGON 97293

PURCHASING, CONTRACTS
& CENTRAL STORES

(503) 248-5111

2505 S.E. 11TH, 1ST FLOOR
PORTLAND, OREGON 97202

M E M O R A N D U M

TO: Dave Boyer, Finance Manager, Sr.
FROM:  Don Winkley, Employee Services
DATE: November 3, 1997
SUBJECT: Reclassification Status

OVERVIEW:

As there have been several reclassifications on-going since the new fiscal budget 1997-98, I will bring you up-to-date. Hopefully it will be easier to put the reclassifications into one Budget Modification.

PREVIOUS BUDGET RECLASSIFICATION

There was some confusion during the change of the Word Processing Operator (Lori Baumgartner) into LAN Administrative activities. The paperwork to match her classification as a Data Technician is now being done. This is retroactive to July 1, 1997. Any further change will involve the on-going Ralph Anderson data processing compensation study which should be concluding by year-end. The Data Technician change was done for the 1997-98 budget. No Bud Mod is required.

CURRENT ACTIVITY

Finance Manager (Finance Administration)

The official change of the Finance Manager Range 131 to Finance Manager, Senior Range 132 is forthcoming. Corrections to the Management Compensation Plan are periodically updated for the Board of Commissioners' review and normally are approved.

Financial Specialist 1 and Office Assistant 2 (both one-half time positions)
(Purchasing/Contracts)

Will become one Office Assistant 2, but may not be changed officially until next year's budget unless a monetary offset ^{was} needed for offsetting upward reclassifications.

Senior Fiscal Specialist to Fiscal Specialist 1 (General Ledger)

Reclassification approved (S. McGuire).

Fiscal Specialist 1 (.5) to Fiscal Specialist 2 (1.5) (General Ledger)

Position still under review because:

- Difficulty in determining one-half of a position at a higher level with one-half at a lower level occupied by the same person.
- Person now in the above position on a promotional list for a higher level Program Development Specialist position in Purchasing Contracts.
- As mentioned earlier, one-half of the current FS 1 position will be eliminated.
- Discussions with Finance management are now indicating moving the one-half time FS 1 position left in General Ledger to a full-time position with the management requesting the position be at the FS 2 level. This will require a Budget Modification.

Senior Office Assistant to Purchasing Specialist 1 (Purchasing)

Reclassification of position approved. Bud Mod required. A promotional exam will be done.

Office Assistant 2 to Purchasing Specialist 1 (Purchasing)

Reclassification of position approved. Bud Mod required. A promotional exam will be done.

Office Assistant Senior to Administrative Secretary

The clerical support position for Finance Administration was upgraded from an OA 2 to Sr. Office Assistant in the time frame of the Finance and Purchasing merger in 1994.

A review of current duties and an on-site audit indicated that the position be reclassification to an Administrative Secretary. This requires a Bud Mod. However, the incumbent Theresa Sullivan wants her position to move to exempt status as an Administrative Analyst. This requires a grievance request to Step 3, Local 88 contract and we have a process to follow for this action. Ms. Sullivan has been notified of the grievance process.

SUMMARY

We have two reclassifications requests in various phases. One should be resolved in the next two weeks. That one is the FS 1, half-time position (Jean Karecki).

The current Sr. Office Assistant to Administrative Analyst will depend on process if a grievance is filed; i.e., a second audit, etc. If it winds up in arbitration, then it could be two months or so.

If you have questions, please contact me at Ext. 22169.

P:\PERS\JSDW0152.DOC

c: Vickie Gates, Director, DSS
 Rudy Williams, Employee Services Manager

SPEAKER SIGN UP CARDS

DATE Dec 4, 1997

NAME

Tom CROPPER

ADDRESS

P.O. Box 18025

PORTLAND 97218

PHONE

281-2024

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC B-1 Health & water

GIVE TO BOARD CLERK

#2

SPEAKER SIGN UP CARDS

DATE Dec 4, 1997

NAME John Painter

ADDRESS 2480 NW 11th
Port OR 97229

PHONE 503-691-9472

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC R-1 Health & Water

GIVE TO BOARD CLERK

From: Joseph L. Miller Jr., 52815 E. Marmot Rd., Sandy, OR, 97055
(503) 668-4497

Sep't. 10, 1997

Dear Fellow Citizens:

Re: comparison as Bull Run back-up:
Little Sandy vs. South Shore wells

For me, the above comparison is like comparing white and black.

How did this situation come about?

From 1892 until 1952 Bull Run and 4/5ths of the Little Sandy had unique protection. In 1952, the Forest Service, in charge, decided to change things: to introduce management; specifically, exploitation of the timber resource.

They recognized this would go against the public thinking. In order to accomplish their goals they wrote that a tremendous P.R. job would be necessary. (BRIG#294)

In 1958, secretly, they authorized start of large-scale commercialized logging ⁽¹⁾.

In 1969, in an unpublicized report ⁽²⁾ Public Health authorities recommended Bull Run water be filtered because of logging-caused increase in turbidity. This was not done.

In 1978, EPA wrote the Water Bureau that there was too much turbidity. The Water Bureau responded that it was actively developing a groundwater source that would mitigate increases in turbidity ⁽³⁾.

In 1979, a member of the Bull Run Advisory Committee recommended undertaking a thorough analysis of a separate alternative-auxiliary supply from the Little Sandy River ⁽⁴⁾. To my knowledge, this has never been done.

(cont., over)

OREGONIAN, SEP'T. 4, 1997; p. B-1

Testing reveals pollutants near Portland wells

The two new
toxic solvents
pose no
immediate risk
to the area's
cleanup water
supply, a city
official says

By MICHAEL A.W. OTTEY
of The Oregonian staff

Portland water officials have discovered two new toxic solvents threatening wells that serve as the backup water supply for nearly 800,000 people in the metropolitan area.

Michael F. Rosenberger, administrator of the Bureau of Water Works, said the city has not used the wells this summer, and because he doesn't foresee the need to use them this winter there's no immediate cause for alarm.

Rosenberger said the city doesn't know the source of the pollution nor how far it has spread near the city's well field, which stretches from Inter-

state 205 to Troutdale along the Columbia River.

The city is already reluctant to use its wells because some of them draw from aquifers threatened by cancer-causing residue from industrial waste. Two wells contain traces of tetrachloroethylene and two contain traces of perchloroethylene.

The city was forced to use all the wells last winter, however, when flooding in the Bull Run watershed caused so much turbidity that the city's normal water supply couldn't be used.

During routine monitoring of the well fields in late August, two solvents — trichloroethane and dichloroethene — were found in the ground water near

the Blue Lake aquifer, Rosenberger said.

Bruce Gilles, a project manager in the waste management and cleanup division of the Oregon Department of Environmental Quality, said Wednesday that he had not been notified of the new contamination.

Gilles said dichloroethene is more toxic than trichloroethane, but the latter tends to produce more toxins when it breaks down.

Rosenberger said 200 parts per billion is the drinking water standard for both substances. He said tests from one

Please turn to
WATER, Page B7

Continued, over.

OREGONIAN, Sept. 4, 1997

Water: Toxin level falls below federal standard

Continued from Page B1

Portland water department sample showed a level of 49 parts per billion of trichloroethane, far below federal standards.

"That doesn't necessarily make it good news," he said. "The amounts are still a concern to us."

Rosenberger said the water bureau is putting together information to share with the DEQ, which is monitoring the pollution in the well fields and must approve any plan to tap them. Portland is required to notify the state agency of test results from its monitoring.

Portland's water system supplies not only Portland but also Tualatin

Valley Water District and cities such as Gresham, Tigard and Tualatin.

In past years Portland regularly has drawn upon Blue Lake-area wells near Gresham to supplement Bull Run during dry summer months because they showed no contamination and were considered safe. None of the wells was needed this year because of an abundance of water in Bull Run.

Rosenberger said he did not know if the Blue Lake aquifer was contaminated by the latest pollution.

"It's so early, we're just trying to figure out how big it is," he said.

He said because the recently discovered plume of pollution is so new, additional monitoring will be needed to determine how widespread it is.

Five of the city's 24 wells are near the Blue Lake aquifer. Rosenberger said the pollutants were found within 2,000 feet of one of the wells and another plume about 4,000 feet from

another well. "We will start to get an idea of its size relatively soon."

Rosenberger said the city will notify the DEQ as soon as it completes a report on its findings.

The well fields provided 90 million gallons a day in February 1996, when flooding knocked out one of two conduits from the Bull Run watershed and stirred up sediment, making the water undrinkable.

Rosenberger said as winter sets in he does not anticipate a need to draw upon the wells. But should the need arise, he said the city could draw from the wells selectively, choosing wells located away from the new pollution. "There are some wells that we would be hesitant to run," he said.

"But we have plenty of water and have no expectation of running the wells," Rosenberger said. "Among the things that I want to make clear is these wells are not going to be run."

As long ago as 1979, warnings were given as to the potential for the wells to be contaminated⁽⁵⁾.

In the mean time, the potentials of the Little Sandy as a back-up have been ignored⁽⁶⁾.

Sincerely, *Joseph L. Miller Jr.*

Joseph L. Miller Jr., BRIG participant.

References:

- (1) Class action law suit: BRIG#96a, p.4
- (2) BRIG #18, p. 17
- (3) BRIG#266
- (4) Carl Green, BRIG# 228; enclosure with Apr. 5, 1980 letter (His letter dated 12-17-79)
- (5) BRIG# 230 - newspaper clippings, 1979-1981
BRIG# 224 - p. 18, U.S. Army Corps of Engineers, 1979
BRIG #258 - Multnomah County Health Officer, 1984
- (6) BRIG#272, pp.17-22. Copied in J.M.Jr.'s open letter of 2-28-97.

Note: "BRIG#" refers to Bull Run Interest Group open file, Government Documents room, Main Public Library, SW 10th and Taylor Streets, Portland. (File estab. 1975)

If interested in obtaining pamphlets or booklets containing many references, please contact Don Cook, phone: 244-5026.

These include:

- (1985) "What Good is Free Speech in a Closet? A Story of Cover-up in Planning for our Grandchildren's Drinking Water" (many footnotes with refs to BRIG file) (BRIG#272)
- (1989) "How to Destroy God's Kingdom and Democracy at the Same Time - Case Study - Water Supply of Portland, Oregon" (BRIG# 308)
- (1987-'96) by Don Cook and J.M.Jr. "Nibbling away at our Citizenship Rights and our Water Supply"

Don makes this under-standable

SECTION

B

NOV. 30, 1997

METRO**INSIDE**OBITUARIES,
B12
CLASSIFIED,
B14-46**SUNDAY NORTHWEST:** Tom Sawyer archaeology/ B4**SPECIAL
REPORT****Cities assess drinking water needs**

Whether Portland chooses to dip into the clean Bull Run watershed or turn to the Willamette, officials think it is time to plan for a supplementary water source, even though it might not be needed for decades

By **R. GREGORY NOKES**
of The Oregonian staff

CINCINNATI — When it comes to turning a polluted river into drinking water, this Ohio city has few equals. It's been siphoning its water from around chemical spills, farm runoff and raw sewage in the Ohio River since 1924.

There's precious little sympathy here for the building anxiety in the Portland area about whether to drink water from the Willamette River.

The lesson from Cincinnati is that a river with a much greater history of pollution than the Willamette can be made safe for drinking, at least as measured by the Environmental Protection

Agency's drinking water standards.

"It's as good as you can get," said Robert M. Clark, who directs the EPA's Water Supply and Water Resources Division, which monitors the Ohio. "It's a proven success story and a good model for others."

But officials can't give assurances that standards protect against everything harmful to humans — not in the Ohio, the Willamette or anywhere else. It's the unknown threats that give officials pause.

In an attention-getting article for a water industry publication, Clark recently wrote, "There is growing awareness that water treatment and or disinfection may not always be enough to ensure the provision of potable and safe water to the consumer."

His words soon might reverberate through city halls in Wilsonville and Tigard when talks get under way in January that could lead to a voter request in the fall for \$70 million to build a water purification plant.

And officials in Portland say the Rose City needs to start planning for a supplementary water source, even though it might not be needed for decades.

About 800,000 people in the Portland area rely on the nearly pristine waters of the Bull Run watershed, one of the nation's few unfiltered and largely untreated big water systems — chlorine is added. Located 35 miles east of Portland in the Mount Hood National Forest, the Bull Run has supplied Portland with pure water for 102 years.

There are two dams and reservoirs in the Bull

Run. The question for Portland is whether to build a third dam and reservoir, which poses both high cost and environmental hurdles, or look for other options.

"We have plenty of water up there; we just can't store it," said City Commissioner Erik Sten, who favors the Bull Run. "I fear if we wait 20 years to get the money, we might be too late. We ought to have a firm plan by the turn of the century."

Unlike Portland, Cincinnati never has had a nonpolluted option for its water source. A Portland-size city of 350,000, it has relied on the Ohio River since James Monroe was president.

David E. Rager, director of Cincinnati Water

Please turn to
WATER, Page B5

Man slain just yards from added police post

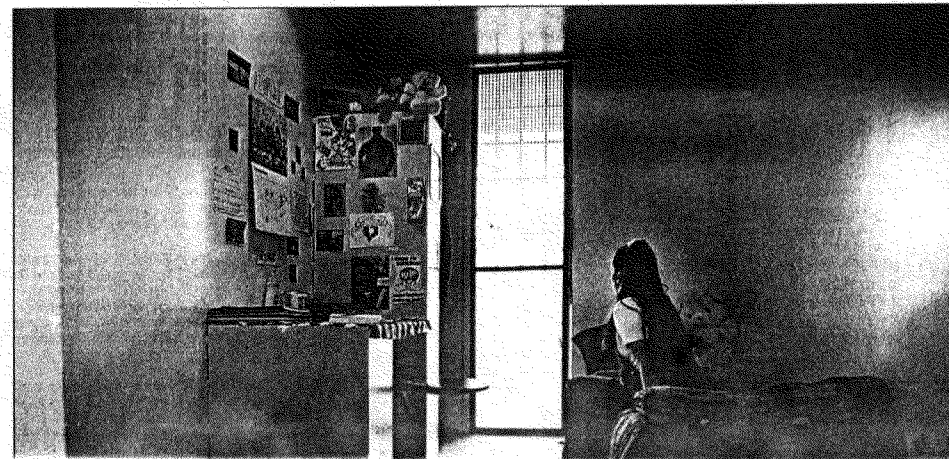
■ Officers make two arrests after the shooting in a North Portland neighborhood that recently has seen a wave of violence

By **STEVE MAYES**

of The Oregonian staff

Thomas Henry Graham was shot to death Friday night on a North Portland street corner, but it was not the first time he was the target of violence.

Ironically, the 24-year-old man

**Child-care director looks for balance**

■ Former colleagues say Tom Olsen, who takes over Monday as head of the state Child Care Division, is a consensus-builder

By **MAYA BLACKMUN**

of The Oregonian staff

SALEM — Tom Olsen, the new head of Oregon's child-care agency, knows folks have different expectations of him.

Water: Ohio system shows how to clean up pollution

Continued from Page B1

Works, said that in his 22 years as a city employee, "We have never found any cases where the water supply from us caused a health problem." The system serves about 800,000 people throughout Ohio's Hamilton County.

But new discoveries and new technologies, along with some recent accidents, are underscoring the need for constant vigilance for even the best-designed systems.

Cryptosporidium, for example, is a discovery from the 1990s, a parasite spawned by cattle feces that leaked into Milwaukee's water treatment system from Lake Michigan in 1993, sickening 400,000 people, of whom about 100 died.

"Cryptosporidium wasn't even in our vocabulary in the 1980s," Rager said. "Now it's the thing we all talk about when we get together."

On a recent sunny afternoon in Cincinnati, a lunchtime crowd of about 200 sat drinking treated Ohio River water with their meals at the fashionable Montgomery Inn Boat-house, overlooking the river where a convoy of 10 coal-filled barges floated downstream.

Three million people get their water from the Ohio River, which starts where the Allegheny and Monongahela rivers converge at Pittsburgh and ends 1,000 miles later in Cairo, Ill., where it joins the Mississippi.

The Ohio also serves as a main waterway for barge traffic and pleasure boating, and a sewer for farms, industry and sewage overflows in heavy rains. Swimming is deemed unsafe as much as 25 percent of the time; eating catfish caught from the river is never recommended.

The nation's largest inland spill occurred in the Ohio — 705,000 gallons of oil from a ruptured storage tank near Pittsburgh in 1988. Cincinnati shut down the treatment plant for three days until the oil floated past.

Such shutdowns occur about once a year, but accidents are sometimes missed and slip through the treatment system, such as a carbon tetrachloride spill from an FMC Corporation plant in West Virginia in 1977. The EPA detected it but too late.

"It was an extremely embarrassing situation," said the EPA's Clark, 58, a Portland native and graduate of Oregon State and Portland State universities. He said that levels were low and that there have been no known health effects, though "there was a lot of controversy that

doesn't like the taste but said most people drink it without complaint.

Stone said that only two or three of the 100 customers he waits on weekly request bottled water.

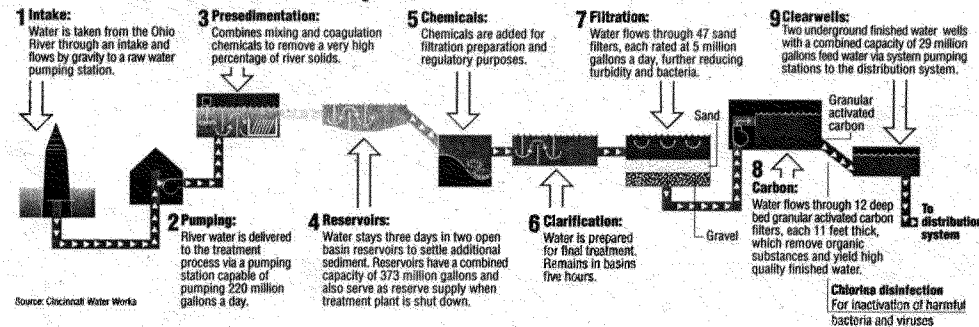
However, bottled water sales are brisk at Sunshine Fine Foods, a downtown Cincinnati grocery. "People don't like the taste" of city water, said Kim O'Connell, 31, a clerk who keeps a bottle for herself behind the counter. But, she said, "I haven't heard of anybody saying they got sick."

A modern glass and concrete structure known as the Carbon Building is the pride of Cincinnati's water treatment system, which is spread across a 470-acre campus on the north shore of the Ohio, across from Kentucky.

The building contains 12 large tanks of activated carbon granules, each 11 feet thick. River water filters through the carbon, which removes organic pollutants and is considered the best protection against chemical spills, known and unknown.

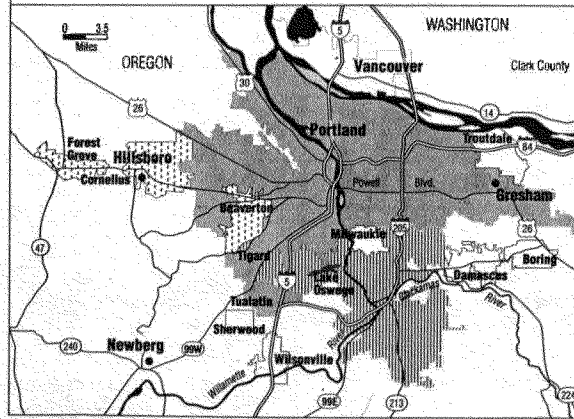
The structure was built in 1992 at a cost of \$60 million, partly as a result of the undetected FMC spill and after studies revealed the presence of trace amounts of other synthetic organic

Cincinnati water treatment plant



Water sources

Trask/Tualatin	Bull Run	Clackamas
Beaverton Hillsboro Forest Grove Cornelius Tualatin Valley Water District (supplements Bull Run supply)	Portland Tualatin Valley Water District (Aloha, unincorporated Washington County) Rockwood Water District Gresham Powell Valley Water District Tualatin West Slope Water District Raleigh Water District Palatine Hill Water District Tigard Lusted Water District Pleasant Home Water District Burlington Water District Lake Grove Water District Valley View Water District	Clackamas River Water (Gladstone, Happy Valley areas) South Fork Water Board (West Linn, Oregon City) Lake Oswego Gresham Mt. Scott Water District Gladstone Water District Oak Lodge Water District
Other	Ground water	
Sandy - Alder Creek Canby - McIlalla River	Clark County (Wash.) Troutdale Vancouver (Wash.) Milwaukie Wilsonville Boring Sherwood Fairview Wood Village Damascus	



mental Quality has found a high concentration of deformed juvenile squawfish in a slow-moving area of the Willamette known as the Newberg Pool, near the site of the proposed Wilsonville plant, but hasn't identified the cause. Glicker said the proposed water treatment would protect people against any contaminant that's harming the fish.

"The process we're recommending, if it turns out something is there we don't know about, this process is the one we're most likely to use anyway," Glicker said. "The process was designed with the unknowns in mind."

And there are unknowns, experts say.

"I think there are organisms out there we don't know about that are extremely resistant" to treatment, Clark said. "And we may never know about them. But as far as what we do know, we've done a pretty good job as far as public health is concerned."

One of the chief arguments of critics of a Willamette source is that it's much less risky for the population's long-term health to build a third Bull Run dam and reservoir, rather than take a chance on the Willamette.

"Those of us who are for

don McGee, water resources supervisor for Clackamas River Water, which operates a treatment plant on the Clackamas that supplied water to Portland during a severe 1992 water shortage.

Malcom Adcock, Cincinnati's health commissioner, said the presence or absence of troubling tastes and odors are usually the bottom line for the public in deciding whether water is safe and acceptable.

"Obviously no one could ever say that the water the city takes from a river source is the same as from a pristine underground source," Adcock said. "But you can still come up with a quality product that is extremely pleasing and safe and of good quality."

Adcock also had a warning for water planners, saying public support is essential for big new projects, such as the Willamette. "Public trust and perception is everything," he said. "If there's a problem, it will take a great deal of time to get back public trust."

The Portland City Council is on record supporting the Bull Run system as the city's exclusive water source, along with backup wells. But it has joined a regional consortium of water districts that is considering the Willamette as a future regional source.

Commissioner Sten, who supervises the Portland Water Bureau, says the timing of a decision will be driven partly by the expiration in the next few years of 25-year contracts with the 19 surrounding communities that buy Portland water.

If other communities don't renew their contracts, Portland would have more Bull Run water for its own use and a diminished need for a new source, he said. However, that might bring higher water bills because outside sales lower city rates as much as 22 percent.

"Do we want to pay for another source, or allow or encourage other municipalities to develop their own sources and hoard Bull Run for those who are left?" Sten said. Such decisions will be made in cooperation with other communities, he said.

Portland might consider paying for some portion of a future Willamette treatment plant if it became part of a regional backup system that took pressure off Portland's Bull Run supply during emergencies, city officials said. "If the city gets some benefit, we should pay," said Mike Rosenberger, Water Bureau administrator.

Aside from the Willamette and a

genic."

The Ohio has had other problems in the distant past. Typhoid fever was alarming, hitting a high of 800 cases per 100,000 population before Cincinnati began filtering river water in 1907 and treating it with chlorine in 1915.

Clark recalls what the drinking water was like when he moved to Cincinnati in the 1960s. "The water reeked during the summer. You could barely stand to drink it," he said.

The Ohio is cleaner than it used to be, thanks to an interstate cleanup and monitoring program, although the number of reported spills hasn't declined.

Although residents here seem satisfied that the water is safe, there are complaints about taste.

"I don't think I'd ever swim in it, but I drink it, as long as it's purified," said Rick Stone, 38, a waiter at the Montgomery Inn Boathouse. A transplant from Denver, Stone

to pose a health risk.

The carbon isn't the beginning or the end of Cincinnati's four-day water treatment process:

Coagulant chemicals are added to collect solid matter from the raw water; two lake-sized settling ponds drain the solids; sand filters cleanse natural substances such as cryptosporidium; followed by carbon treatment; and, finally, chlorine to disinfect the water during its course through the city's distribution system.

A different mix is proposed for a Willamette treatment plant, which would be built near Wilsonville.

Treatment would start with ozone, injected into the water as a gas, followed by coagulant chemicals, draining of solids in a sedimentation pond, and filtration through 5 feet of activated carbon granules and a foot of fine sand. Chlorine would be added at the end.

"Ozone is the strongest disinfectant possible," said Joe Glicker, vice

president of Montgomery-Watson, an engineering firm that conducted a two-year pilot study and hopes to win the contract. "We would have a double barrier of a strong disinfectant and high-quality filtration" to protect against cryptosporidium and the companion threat of giardia, he said.

Both are microscopic parasites from animal and human waste that can cause serious intestinal distress and even death among people with weakened immune systems.

Ozone treatment in the Willamette might give better protection against cryptosporidium than chlorine does in the Bull Run because chlorine is thought to be ineffective, said Mark Knudson, water quality manager for the Portland Water Bureau.

"There is a lot of data that shows that even very high concentrations of chlorine don't inactivate the organism," Knudson said. "It's a very resistant organism and a big con-

cern to us." Although the Bull Run watershed is protected against outside contamination by cattle or humans, he said wildlife could carry the organism.

Knudson said that "low, low levels" of cryptosporidium have been detected in the Bull Run system in the past but that it wasn't clear whether the amounts were potentially harmful.

"It's a conceptual concern," said Gary L. Oxman, health officer for Multnomah County, agreeing there's no evidence that anyone has become ill from cryptosporidium in the Bull Run. He said the Willamette might have more cryptosporidium that would survive treatment than the Bull Run has without treatment.

Ozone and chlorine have byproducts that are considered potentially carcinogenic, but the EPA carefully regulates the amounts. Filtration also is considered effective against cryptosporidium.

The state Department of Environ-

ment has good, pure, untreated water, ought to have the opportunity to use it to its maximum capacity," said Frank Gearhart, director of Citizens Interested in Bull Run Inc., an advocacy group. In Cincinnati, he said, "They don't have any choice."

Gearhart is among backers of a 1998 ballot initiative aimed at permanently banning the Willamette — he calls it "poop water" — as a source for Portland.

Many Portland-area residents already drink treated water from other nearby rivers: the Trask, Tualatin and Clackamas. About 175,000 people use water from the Clackamas, including Lake Oswego, West Linn and Oregon City; and 120,000 use Trask-Tualatin water, including Beaverton, Hillsboro, Forest Grove and Cornelius.

The river intakes are in areas not subject to significant pollution. "Our greatest problem is turbidity, which is storm-related," said Gor-

ham, another option, Sten said. That would be a filtration plant to clean sediment from the unused water near the bottoms of the two existing Bull Run reservoirs. It could cost as much as \$175 million and produce as much as 30 percent more water.

Clark predicted that EPA standards eventually would be tightened to require all unfiltered systems to become filtered. Other cities with unfiltered systems include Seattle, New York City and Boston.

"I think any utility with a surface water supply will have a very, very tough time not putting in filtration," Clark said. "The regulations are definitely moving in that direction."

Cost will be a significant issue in choosing any new source, Sten said. "I'd guess people will pay more for the Bull Run, but I don't think they would pay \$10 a gallon for it," he said.

"My instinct is we can drink Bull Run for a reasonable price."

Shooting: More police won't stem violence, some say

Continued from Page B1

early morning shooting at a party on North Albina Avenue in August 1994. Graham was hit in the shoulder and leg but managed to run away. The shooting might have resulted from an argument about a debt, police said at the time. Scott said Graham was receiving disability payments because of those injuries.

On Friday night, officers at the mobile command center near North Albina Avenue and Killingsworth Street heard the shots fired at Graham and responded quickly, which allowed them to apprehend two people.

Although the fast reaction might help police solve the crime, it shows the difficulty they face in stopping violence. "When you get two people who want to shoot each other, it's hard to stop them," Madison said.

People who live and shop in the Humboldt neighborhood said they didn't think putting more police on the street would curtail the wave of shootings.

"It's not going to make a difference if (police) aren't in the right place at the right time," said Mildred Anthony, who has lived in the area since the early 1960s. "Kids know where the cops are focusing."

Drug dealers regularly congregate at or near the intersection of Killingsworth Street and Albina Avenue, where Dan Mullen operates his children's clothing store, Zanzibar for Kids. "You can see them signal each other" when police approach, Mullen said.

Olsen: Child care is not a women-only issue, he says

Continued from Page B1

department's efforts in children's protective services, foster care, juvenile justice, child-care regulation and elder-abuse investigations.

Former colleagues describe him as a consensus-builder who looks at the big picture and emphasizes prevention rather than reaction in responding to problems.

Virlena Crosley, director of the Oregon Employment Department, which oversees the Child Care Division, said Olsen was the top choice of the employee, community and administrative panels that reviewed candidates for the job, which will pay between \$41,592 and \$58,608. The department declined to reveal Olsen's exact salary.

Crosley said Olsen has strong skills in working with diverse groups, is articulate and has experience in developing policy for state agencies and private groups.

"Although he didn't roll into town with a grand child-care scheme for Oregon, Olsen isn't without ideas. But he thinks the state's blueprint for child care must spring from collective desires — of families, providers, advocates, division employees and other Oregonians — and he will help manage that vision.

Division in right place

Olsen says he was drawn to his new job — where he'll oversee 48 employees and a budget of \$15.9 million for the 1997-99 biennium — in part because Oregonians had the foresight to place the division in the state's Employment Department.

"They had the wisdom to see child care as work-force development," he said, "instead of social services."

TOM OLSEN

New post: Administrator, Oregon Child Care Division

Age: 53

Hometown: Born and raised in Eugene

Education: Bachelor's degree in anthropology, 1971, University of Oregon; graduate studies at University of Montana.

Work history: Special education teacher, mid-1970s, Livingston, Mont.; technical writer for Texas Instruments, early 1980s; Texas Youth Commission, 1983-85; Texas Coordinating Council, 1987-89; director of Montana Department of Family Services, 1990-93; economic development consultant for gourmet food business, 1993-97

Family: Wife, Christine Mangiantini, economic development consultant to Montana Native American nations; son, Josh, 21, college student at University of North Carolina

As a work-force issue, child care can be viewed in its broader context as affecting all families — regardless of income — and a shared responsibility among parents, providers, employers and communities, he said.

He also thinks child care is not a women's issue only and says he will use his gender and position to bring that home.

"Men bear a responsibility, legislators bear a responsibility, our whole society has a responsibility in teaching children from the earliest possible age how to be responsible citizens," he said.

“

Parents can help monitor child care, provided they know what to look for.

Tom Olsen,

new head of state child-care agency

”

He said a public service campaign, aimed at educating parents on what to look for to ensure quality child care, could help parents play a more involved role.

"Parents can help monitor child care," he said, "provided they know what to look for."

As for providers, Olsen wants them to understand that they are in an important profession that influences children at a time when they're most vulnerable.

"They are professionals, they are teaching professionals," he said. "They have to understand that, and so does society."

Oregonians must make clear what's expected of child-care professionals, he said. But to encourage as many as possible to provide high-quality care takes education and incentives.

No comment on inspections

Olsen wouldn't say whether he plans to push for inspections of home-based child care — called family-care homes — or to broaden investigations beyond the most serious of complaints. Oregon is one of only six states that doesn't routinely inspect family-care facilities, in

which typically a woman cares for a handful of children in her home. Child-care officials have said they are so short-staffed they can only respond to the most severe of family-care complaints, about 1 percent of all they get.

The Oregon Legislature this year did not pass bills to beef up family-care standards and regulation enforcement. The Oregon Commission for Child Care, which proposed the bills, will try again in the 1999 session, focusing on investigation of family-care complaints, said Wendy Willet, its executive officer.

Billie Warford, director of the Montana Early Childhood Project advocacy group, said Olsen didn't make similar attempts in Montana because he couldn't.

"He didn't advocate for more and stronger regulations," she said, "because there wasn't the political climate to do that."

Olsen did advocate for federal child-care development grants and then followed the recommendations of child-care advocates on how they could best be used, she said. Warford said he also made it clear he highly values resource and referral

agencies, which both advise families on child care and assist providers.

Elizabeth Espelin, executive director of Healthy Mothers, Healthy Babies, Montana Coalition, and a member of the Montana Children's Alliance, said Olsen thinks in "possibilities" and is not the type to walk into a room and tell people what to do. Instead, she said, he listens carefully without making rash decisions and encourages group decision-making.

When it comes to changes in regulations, Olsen said he first wants to better understand what the state's 14 certifiers do now in overseeing Oregon's 1,130 child-care centers and group homes and 10,721 registered family-care providers.

He plans to check out child care in big cities and small. He also is meeting with officials from the Oregon Department of Education, which oversees federal child-care nutrition programs, and the Adult and Family Services Division, which assists low-income families with child care.

Olsen also wants to listen to more parents about their families' child-care needs. A former special education teacher in Montana, he has already met with a group exploring child-care issues for families whose children have disabilities.

But while Olsen has so far only met with adults to learn about Oregon's child care, he's clear that's not who he serves.

"My primary goal is safe and effective care for children," he said. "That's the bottom line of who I work for."

MEETING DATE: December 4, 1997

AGENDA #: R-2

ESTIMATED START TIME: 9:30 AM

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Health Department Janitor Service CQI/RESULTS Presentation

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

REGULAR MEETING: DATE REQUESTED: Thursday, December 4, 1997
AMOUNT OF TIME NEEDED: 20 minutes

DEPARTMENT: Non-Departmental DIVISION: Chair Beverly Stein

CONTACT: Dwayne Prather TELEPHONE #: 248-3674, ext. 22658
BLDG/ROOM #: 160/8

PERSON(S) MAKING PRESENTATION: Dwayne Prather, Wayne George, Mike Oswald,
Bob Kieta, Bob Saum, Georgette Rusaw and Diane McBride

ACTION REQUESTED:

☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Health Department Janitor Service CQI/RESULTS Presentation

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

(OR)
DEPARTMENT
MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
97 NOV 28 AM 10:55
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions? Call the Board Clerk @ 248-3277



CQI Project - Improving Custodial Services in Five County Health Clinics

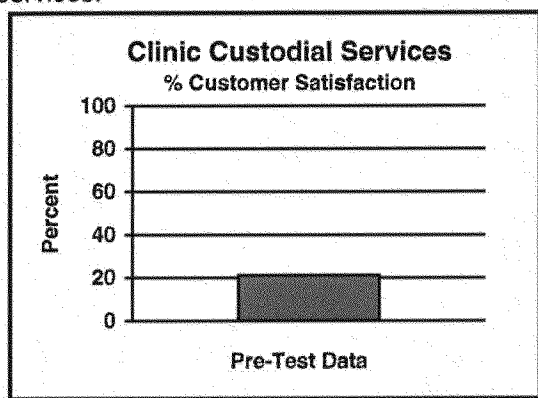
PROBLEM STATEMENT

The Health department is not satisfied with the quality of custodial services it receives in five Health clinics -- "clinics are not clean!"

PROBLEM SITUATION - SEPT 1995

The County's Facilities and Property Management Division manages a custodial contract for five Health Department clinics: N.E. Health; North Portland; Burnside; East County; and, McCoy.

Survey data indicate clinic management and staff were not satisfied with the quality of custodial services.



ROOT CAUSES

- There was a lack of appropriate monitoring of the custodial work being performed.
- Budget constraints have led to "low bid." Which has resulted in poor performance.
- There was no clear, agreed upon definition for what "clean" meant.
- Poor communications with custodial provider

CQI TEAM MEMBERS

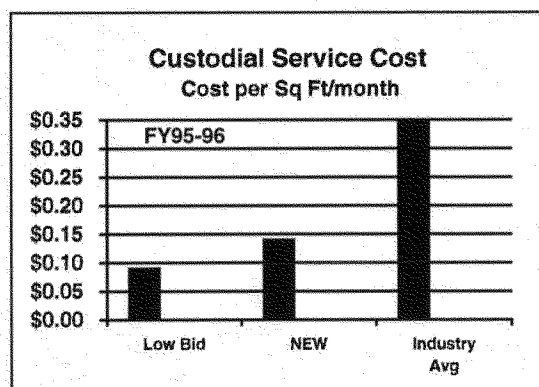
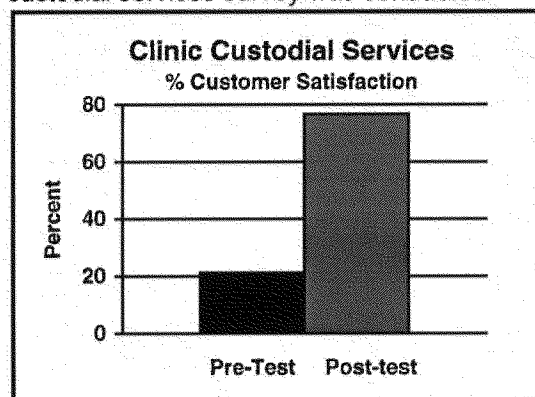
Tracy Beard, S.E. Dental Clinic
Terry Bonnett, North Portland Field Nursing
Georgette Rusaw, East County Health Clinic
Judy Marken, Westside Health Clinic
Linda Sakai, HIV Clinic
Bob Saum, N.E. Health Clinic
Diane McBride, McCoy Building
Wayne George, Facilities & Property Mgt - Sponsor
Bob Kieta, Custodial Services Mgr - Team Leader
Mike Oswald, DES Administration - Facilitator
Dwayne Prather, Health Department - Sponsor

IMPROVEMENT PLAN

- Create a CQI team with clinic staff
- Survey staff on custodial performance
- Establish clear, agreed upon expectations.
- Establish a mechanism to monitor performance of custodial services
- Eliminate the "low bid" method of awarding contract.
- Develop new contract specifications based on standards and expectations.
- "Pilot Test" draft specifications with a group of custodial service providers.
- Terminate current contract and award new contract using "Request for Proposals" method
- Conduct Post-Test follow-up survey 45 days after implementation of new contract.
- Assess improvement

RESULTS

In January 1996, a new custodial contract was awarded based on the improvement plan developed by the CQI Team. In March 1996, a Post-test custodial services survey was conducted.



MEETING DATE: DEC 04 1997
AGENDA NO: R-3
ESTIMATED START TIME: 9:50am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Year 2000 Project Overview: Barriers and Opportunities

BOARD BRIEFING: DATE REQUESTED: December 4, 1997
REQUESTED BY: Beverly Stein
AMOUNT OF TIME NEEDED: 30 minutes

REGULAR MEETING: DATE REQUESTED: December 4, 1997
AMOUNT OF TIME NEEDED: _____

DEPARTMENT: Support Services DIVISION: Information Services
CONTACT: Vickie Gates, Ben Berry TELEPHONE #: 306-5881
BLDG/ROOM #: 106/1405

PERSON(S) MAKING PRESENTATION: Chris Appar, Ben Berry, Dale Baugh

ACTION REQUESTED:

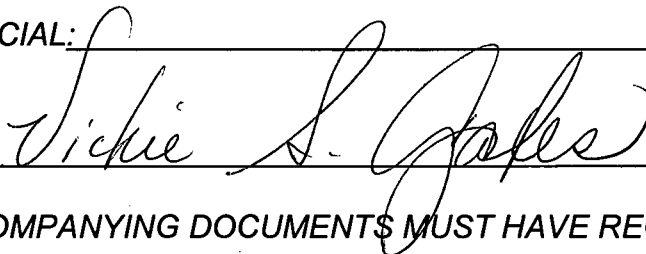
☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Year 2000 Overview: Barriers and Opportunities

SIGNATURES REQUIRED:

ELECTED OFFICIAL:
(OR)
DEPARTMENT
MANAGER:



BOARD OF
COUNTY COMMISSIONERS
97 NOV 26 AM 11:10
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277



Board of County Commissioners Year 2000 Project Briefing December 4, 1997

- Overview of County Year 2000 Preparedness
- Barriers & Challenges
- Overcoming Barriers - Opportunities & Partnerships
- County Compliance Costs
- Report Back - January 1998

**Keys to Success: Planning, Partnership & Resource
Commitment**

Year 2000 Project Overview: Barriers & Opportunities



MULTNOMAH COUNTY, OREGON

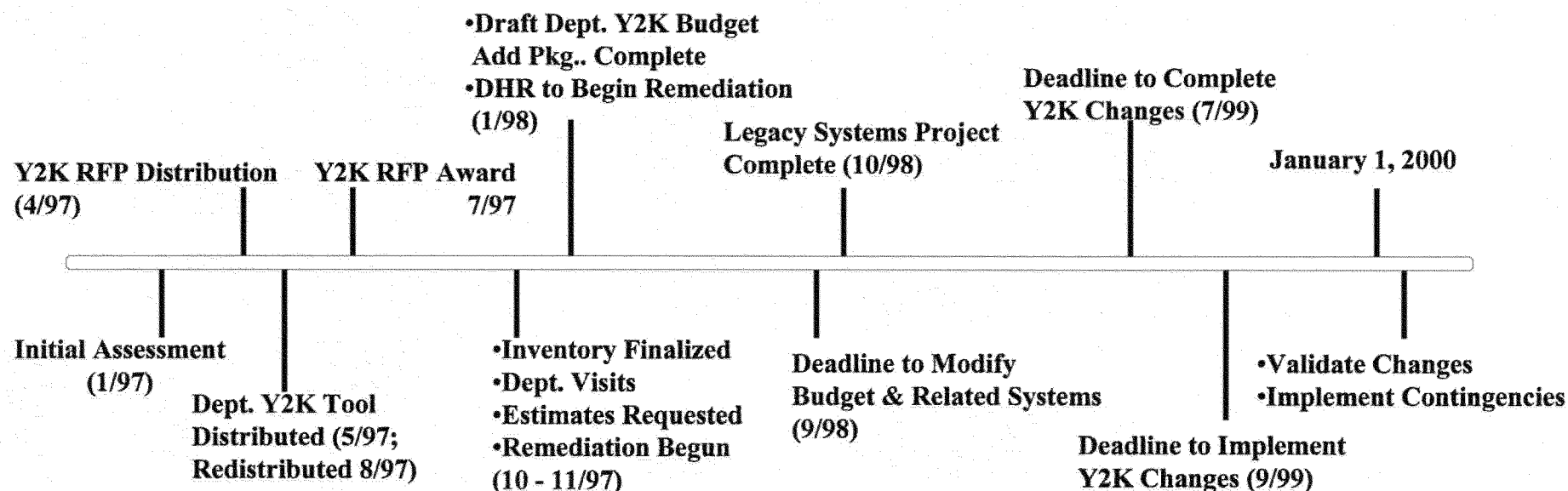
Legacy Systems Year 2000 (Y2K) Project Budget

- Assessment & final inventory complete
- Program changes started 11/97
- Project on budget, minimal delays
- Comsys payments: \$695,000 (11/20/97)

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• QAHiperstation	60,000	
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*Includes salary plus overhead		



County Wide Y2K Project Planning Time Line



Major Players: ITC, ISD, Operating Council, County Management



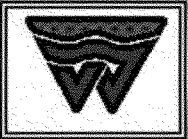
County Wide Y2K Project Planning Time Line Continued

- Meetings/workshops conducted for all major program areas except:
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- Y2K awareness video distributed to departments
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 - Department of Environmental Services
 - Health Department
 - Library

RESULTS: Department plans in beginning phases

Year 2000 Project Overview: Barriers & Opportunities

MULTNOMAH COUNTY, OREGON



County Y2K Contacts

Adult & Community Corrections -	
♦ Jean Brown, X-83544 (Juvenile Justice)	
♦ Terry Simonich, X-65864 (Adult Corrections)	
Aging & Disability Services - Tom Shepard, X-26324	
County Auditor - Judith Devillers, X-83361	
Office of the Chair - Delma Farrell, X-83953	
DCFS - David Mayfield, X-24469	
Office of the District Attorney - Tom Simpson, X-83863	
DES -	
♦ Lance Duncan, X-83278	
♦ Nancy Robbins, X-22639	
♦ Larry Whiting, X-83322 (Facilities)	
♦ Michele Gardner, X-83424 (F.R.E.D.S.)	
DSS - Chris Watkins, X-85016	
Health Dept -	
♦ Tim Rowan, X-26464	
♦ Kevin Marshall, X-27241	
Library - Brian Williams, X-85227	
Office of the Sheriff - Don Hargrove, 255-3600	

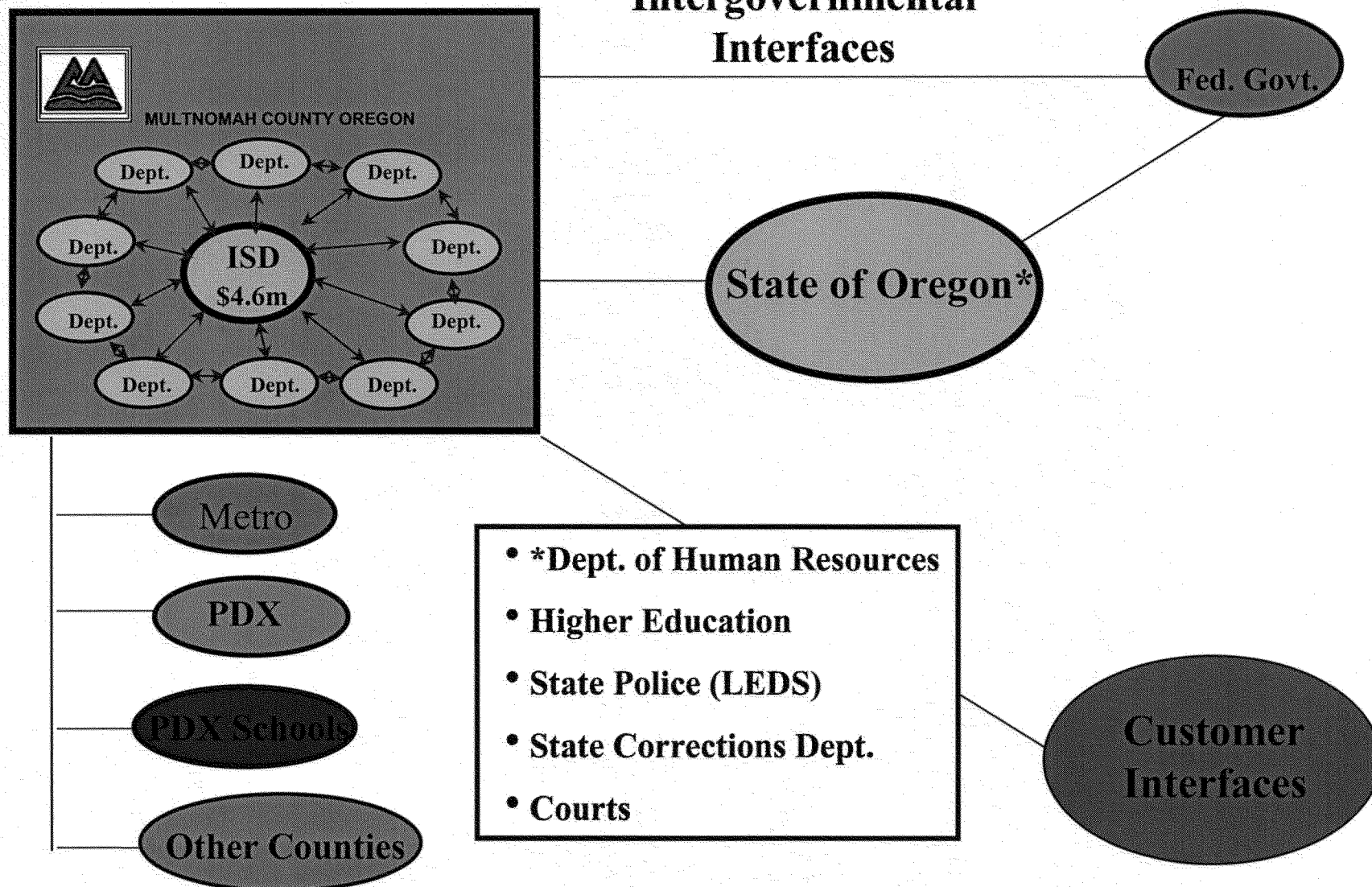


Year 2000 Project Overview: Barriers & Opportunities



MULTNOMAH COUNTY, OREGON

Intergovernmental Interfaces





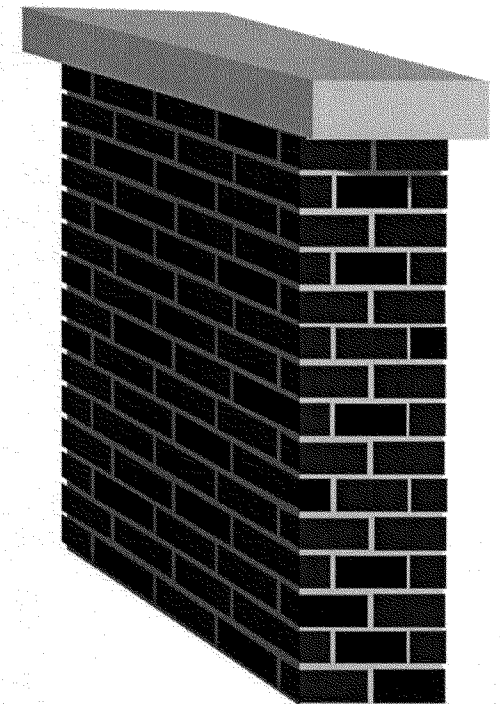
Business Partners & System Interfaces

- Collaboration through public/private, local & state government Y2K user groups
- Oregon Department of Human Resources (DHR) & Department of Corrections partnerships formed
- Oregon Congressional Delegation & State Legislature support
- Department & business partner liaison on board
- External interface analysis in progress (public & private)



Barriers & Challenges

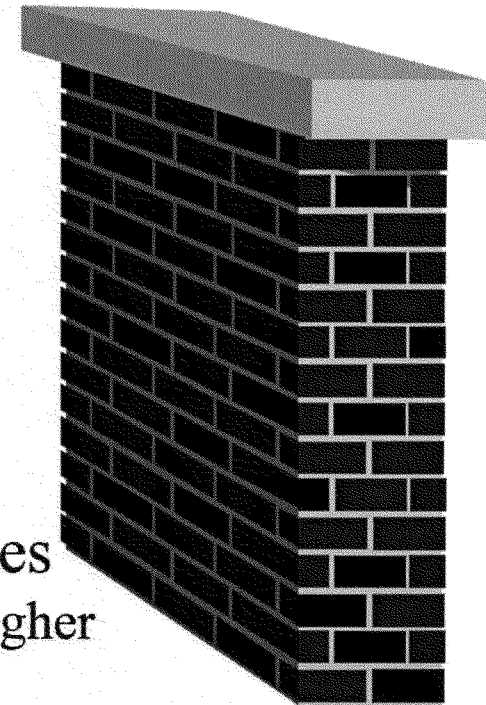
- Areas of greatest exposure
 - External partner interfaces
 - Non-IT (embedded microprocessors)
 - Non-compliant desk top applications
- Resource limitations (i.e., DHR \$40 million shortfall)
- Lack of clear cost identification
- Underestimation of impact & cost
- Potential litigation costs
 - Bond rating
 - Tort action due to failed systems





Barriers & Challenges

- Too late to achieve full compliance
 - DHR interface/system fix delays
 - Potential large non-IT project scope
- Potential unrealistic IT project completion expectations for replacement systems
- Significant reliance on external IT resources
 - Consulting Services - “the longer we wait, the higher the cost”
 - Business partner computer systems (i.e., DHR, Corrections, State Police, etc.)





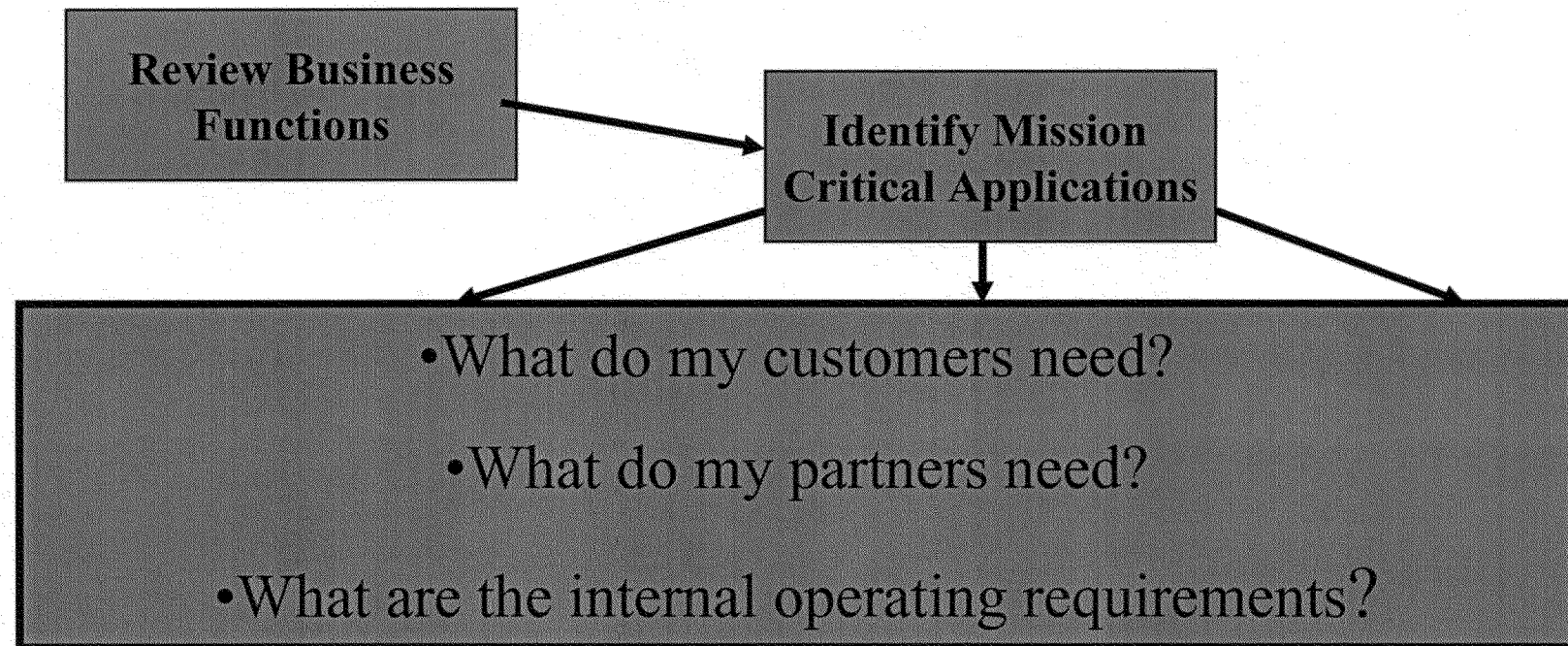
Opportunities & Partnerships

- Early assessment & planning in process
 - Complete department Y2K assessments started
 - Budget development
 - Risk assessment (internal & external)
 - Contingency/disaster-recovery planning
- Top to bottom organizational support required
- Identification of public & private data interfaces begun





Opportunities & Partnerships - Triage



**PRIORITIZE: Concentrate resources where most effective
and to address mission critical functions**



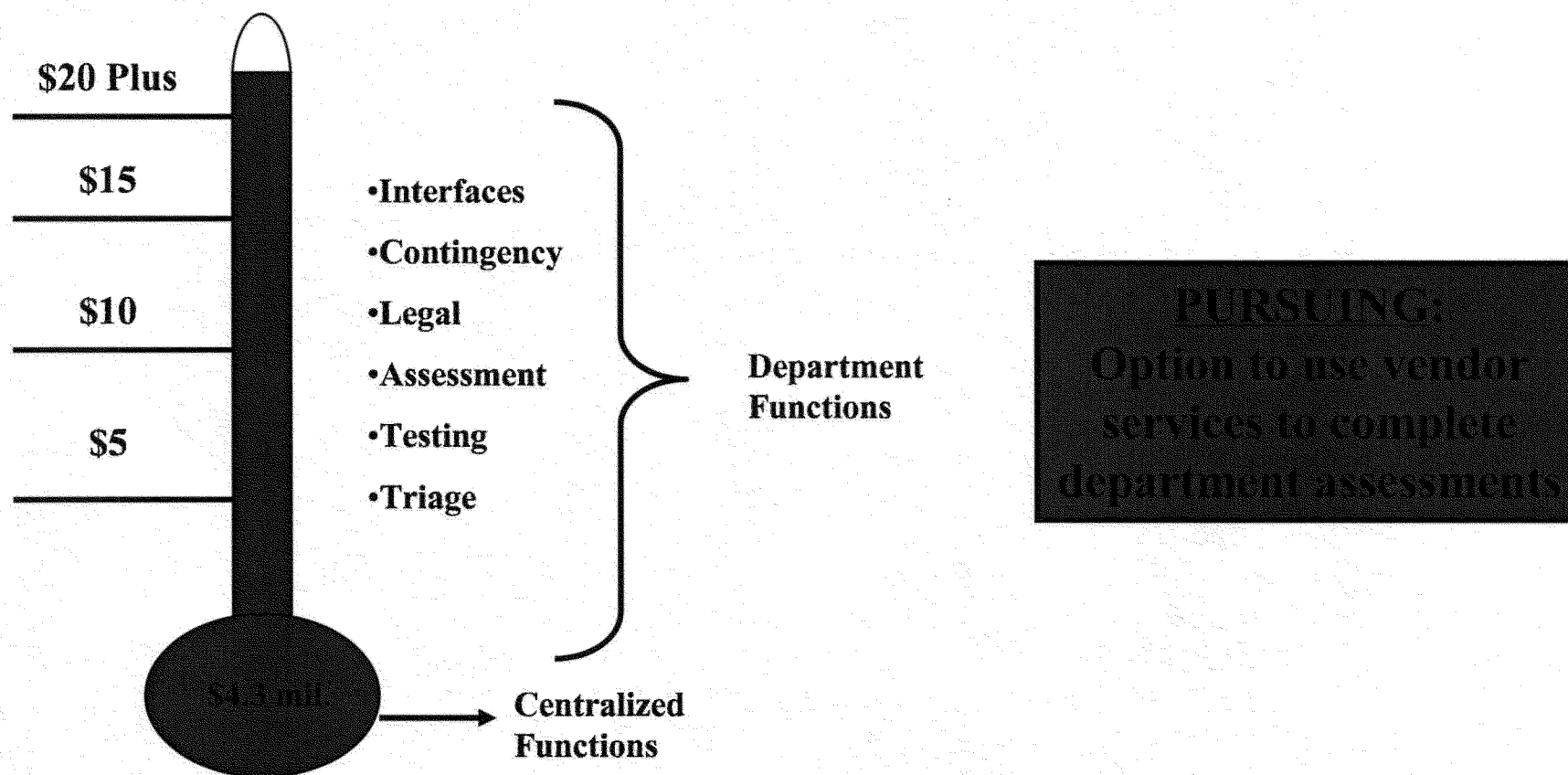
Opportunities & Partnerships - Triage



ELIMINATE



County Potential Y2K Compliance Cost (in millions)





YEAR 2000

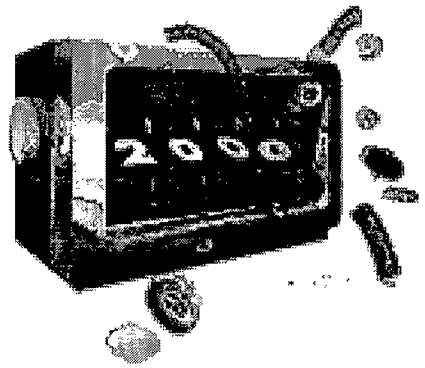
**Multnomah County
Awareness & Assessment
Guidelines for Year 2000 Compliance**

Conduit Article - September 9, 1997

Awareness & Assessment Guidelines for Year 2000 Compliance September 9, 1997

Introduction

As the century approaches and awareness of potentially disastrous computer failures due to a simple (in this case not so simple) year change increases, the question has been asked—what do we need to do to keep government and our community's computers and related equipment working. The risks of doing very little or nothing are significant. The purpose of this article is to help you identify areas you may be impacted at home, at work and in other areas of your professional life and what you and your organization can do to make the changes needed to meet the new century with the least heartache.



The Year 2000 dilemma represents a potential disaster but also the potential to improve the way your organization, be it your church, the non-profit you volunteer time to assist or your local and state government, does business processes. It represents something that is unavoidable. Whatever we do or don't do, the century will change in less than three years and, computers being what they are, will mimic lemmings running towards the imaginary cliff. If nothing is done to stop them, they will hurl themselves off the cliff and leave users wondering what happened to their wonderful world of technology.

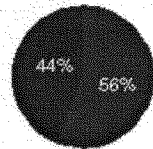
Unlike other computer technology development or improvement efforts, project due dates cannot be moved (unless we can talk someone into extending the century for us) and failure is not an option. The "mission critical" elements, or those things that must be done to keep Multnomah County, the State of Oregon and your employer's operations going, need to be given their due attention. The important services of government need to continue. Businesses need to remain solvent. Your home appliances need to continue to provide the things you are use to expecting from them (like heat from your automated home thermostat).

The process of preparing for the new millennium needs to begin as soon as possible and, in all likelihood, should have begun last year. The ideal does not always mesh with reality, especially when the work of addressing citizen needs, collecting operating expenses and so forth rapidly eat up available resources that are ever dwindling. Unfortunately, though, limited staff do need to be diverted for at least long enough to complete a fairly complete and accurate assessment, without which few dollars will be forthcoming.

The question has been asked, "What can I do and what does my organization, local government, etc. need to do, to continue critical operations following the Year 2000?" The remainder of this article is devoted to, from a very high level perspective, addressing that very question. It is an important question that needs answering, even if you are not directly involved or responsible for meeting the information technology and non-information technology challenges of the new century. Whatever your role, you will more than likely feel the impact of the century change (even if it is only staying up too late on December 31, 2000; after all a new millennium only comes along once in a thousand years fortunately for computer programmers).

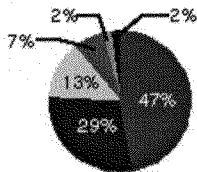
Mainframe Apps Already Beginning To Fail...

A mid-1996 survey of mainframe users by ADPAC reveals that problems are already occurring at many shops.



■ Year 2000 related problems occurring
■ No problems

...Before Most Users Are Ready To Respond



■ Strategy definition
■ Awareness
■ Impact analysis
■ Budgeting
■ Conversion
■ Tests

Source: ADPAC Corp.

Where to Start & What to Look For

I think the first question to ask is, "Are we having fun yet?" Most likely the answer is no. We can then proceed on to the next step in the sometimes painful process of making sure the century change won't bring systems crashing down around our ears (or let prisoners out, cause cars and tow trucks to stop working enroute to some disaster or other unpleasanties, etc.).

The next step is the one between the moment of awareness—the midnight sweats—and actually determining how much the organization will need to spend to correct the century change problem. You will need to complete an inventory of what you have, your mission critical applications, what you know will and will not work after the century change, and, for those

systems or programs you know will fail, when will they fail.

Following is an assessment tool that can be used to start the process of determining the Year 2000 impact, created by William Ulrich, Tactical Strategy Group, Inc. I think you will notice a definite tie between determining the century change impact and your business plan—you need to know critical functions and what your business process needs to look like less than three years from now to determine what needs to be fixed, replaced or completely eliminated.

Analysis Guidelines to Follow

1. Obtain or create an inventory of all in-house applications, packages, end user facility and process control systems. This includes polling your staff to find out what they actually have on their machines—you may be surprised!
2. Create a report template (a model template will be included in this report) that includes: business area, key service or function, related system, projected failure date, required start time and loss exposure.

3.	Categorize all systems by business unit or other appropriate category to help with the analysis.
4.	Work with appropriate ISD, department staff to determine which system supports which business area.
5.	Work with applications personnel to determine projected failure dates for each system.
6.	For each system on the list, identify the service or function the system supports.
7.	Indicate the failure date and required Year 2000 conversion project start date for each system.
8.	Meet with appropriate staff from each business or functional area to determine weekly projected monetary loss for the business or functional unit if the related system fails.
9.	When legal or regulatory exposure is high, indicate this in the Loss Exposure column.
10.	Continue this analysis for all mission and time-critical applications across the enterprise.

The may seem somewhat rather frightening, especially in light of increasing demands on your and your organization's time with very little increase of available resources. It is necessary, though, in order to obtain the additional resources needed to complete your Year 2000 project. It serves as a point of reference, a rough picture of what needs to be accomplished over the next two plus years and can be used to let superiors, board members, stockholders, etc. know what it will take to continue "business as usual."

If and when you begin the process you can also use any one of the various technical surveys available. "The Year 2000 Problem Solver," by Bryce Ragland contains detailed information on how to conduct an assessment. Also, the World Wide Web continues to be an excellent resource to obtain information about all areas of Year 2000 project management. An example of the quality of information available can be found at the State of Oregon Information Resources Management Division Year 2000 Home Page. The web address is: <http://www.state.or.us/IRMD/y2k/year2k.htm>. Yahoo now even includes a separate topic area for Year 2000 information. The address is: http://www.yahoo.com/Computers_and_Internet/Year_2000_Problem/.

Costs & Selling Your Point

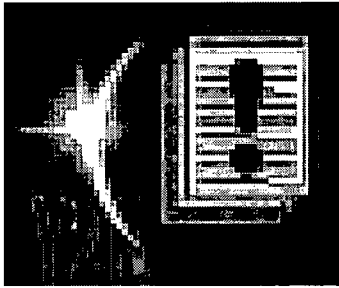
It doesn't matter whether you are in retail, wholesale or none of the above. You just can't avoid sales. The money needed to fix century change problems is not always easy to get at and, when it is you need to be knowledgeable—have sufficient background to inform or, in more crass terms, sell your needs. To do that you need to at least know the following.

1. **Mission critical functions impacted by the century change.** This can and should include facilities management, fleet maintenance, communication networks and the like.
2. **Applications dependent on computer microprocessors and associated with mission critical functions.** This includes, local area networks/wide area networks, personal computers, shared computer systems systems, security systems, elevators, etc. You don't

necessarily need to know the fine detail but you do need to have a good idea of what is out there and what may need attention.

3. **An inventory of hardware and software your organization or department "owns" and when it was purchased/installed.** This will be needed to determine the likelihood your software and/or hardware will need to be upgraded or replaced.
4. **An inventory of vendor supplied software that was specifically tailored to your operation.** If it needs to be upgraded (which it probably does unless newly installed), customization costs associated with the upgrade need to be included in your budget estimate.
5. **An inventory of applications developed "in house", applications your department is responsible for maintaining.** If you developed it, you will more than likely be responsible for the upgrades; it will be definitely outside the scope of any centralized upgrades, given the decentralized nature of Multnomah County information systems.
6. **A list of interfaces or intersections between your organizations and "outsiders" (the government, financial institutions, your Internet service provider, etc.).** One of the commonly overlooked areas where significant problems arise is where one system touches another. Your system may be Year 2000 compliant but if your business partner and/or customer's system isn't, significant problems will occur.
7. **Available staff resources to devote to the effort.** I know the answer to this one (there aren't any) but it most definitely needs to be said if you will be asking for additional resources. One item frequently overlooked is the amount of time your staff will be required to spend "bringing up to speed" any vendor brought on to assist in the development effort. That can be listed as your contribution to the cause!
8. **An inventory of planned system changes, a re-engineering of processes, over the next three to five years.** This is where the business strategic plan comes in. If the system is on its last legs or needs to be totally re-designed in the short run to meet your business needs, it may be more than worthwhile to include re-engineering efforts as part of your Year 2000 compliance project objectives.
Caution: It is probably not wise to begin any re-engineering efforts which include Year 2000 compliance components for a mission critical system where there is a chance modifications will not be completed prior to the turn of the century. It is probably far better to delay and patch old systems than to be without a system at all.
9. **Allocations related to re-engineering efforts, new hardware acquisition, etc.** This will save you time when asked what you have to work with today. Your request for additional funding is easier to defend if you know what you have in detail as opposed to what you really need to survive the next three years.
10. **Identification of testing, user training and documentation costs.** When preparing your proposed budget addition, it is important to include at least a rough projection of what it will cost to test any modifications, train your user community and update or develop needed documentation. Per industry leaders, 40 to 50 percent of your Year 2000 project costs will be consumed by program testing. Then there is the often-overlooked additional cost of documenting and training...

After compiling all of the necessary information that will make the basis of your appeal for additional funding, you move into the area of process—moving through the steps of requesting additional funds to cover unforeseen (or at least un-budgeted) expenses. The process to develop your request for additional funds require diversion, at least to a limited extent, staff already stretched thin with ever increasing demands. It is a necessary investment, though, to successful convince others of the need for this additional investment. Also, it will provide you, your staff, business partners and customers with a far clearer picture of what the stakes are, what the Year 2000 has in store in the way of risks waiting to be mitigated.



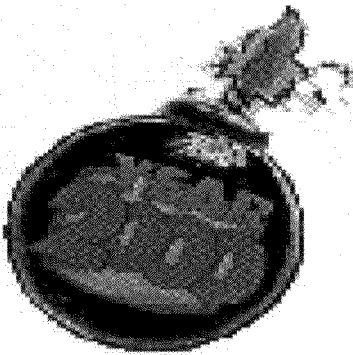
Questions to Help Focus

The following questions represent a good starting point and help along the path to completion of organizational mini-assessments. Not all need to be answered but can be used to point you in a direction appropriate for your organization.

1. Of the following, who do you regularly have contact with and are your computer, telecommunication, etc. systems linked in any way?
 - **State (Executive/Governor)**—Department of Administrative Services, Oregon Economic Development Department, Department of Human Resources, Department of Revenue, Oregon State Police, Department of Environmental Quality, Motor Vehicles Division, Oregon State System of Higher Education, Oregon Health Sciences University, Department of Consumer & Business Services (Workers Compensation Division, etc.)
 - **State (Executive/Elected Official)**—Department of Justice, Secretary of State, Bureau of Labor & Industries
 - **State (Court Systems)**—Judicial Department
 - **Local**--Other counties, Metro, City of Portland, Portland Public Schools, local non-governmental or quasi-governmental agencies
 - **Financial Institutions**—Banks, stock brokers, CPA firms, etc.
 - **Utilities**—Telecommunications, power, etc.
2. Who else does your system “touch” (citizens, Internet users, etc.)?
3. How do you interface with your customers and how will changes impact those customers?
4. What accommodations will you need to make for your customers during and after any development effort and what will that accommodation cost (staff time, additional hardware, etc.)?
5. What will needed changes “look like” (how will they work, how will they mesh with your business strategic plan for information services, will they be centralized or decentralized, etc.)?
6. Who do you need to involve?
 - Internal staff & customers?
 - Vendors?
 - Business partners?

7. What is your estimate of time/resources needed to accommodate other's involvement in the development, testing and implementation process?
8. What changes are desired/match business needs?
9. What are your and your end users' ongoing data requirements?
10. Is it really needed (is it done elsewhere, better done with another application, etc.)?
11. Who is responsible for what?
12. Who is responsible for making the changes and has the associated authority to make sure it happens?
13. Deadlines—what needs to be done the soonest?
14. What are the mandates and are they really?
15. What is the end goal and what are the pieces?
16. Do you have a drawing and/or a picture of the system and how it fits with the "big picture"?
17. When all is said and done, how does this relate to the mission and vision of the Department? The County?
18. What are the barriers to meeting Year 2000 compliance (include known or hypothesized unsaid barriers)?

Non-Information Technology(IT)/Embedded Microprocessors & the Year 2000



Now that issues related to what is most commonly thought of when considering ramifications of the century change have been thoroughly dissected, a look at those "non-traditional" systems is needed (no one said this would be easy). The work and leisure world is filled with a large number of devices that rely on microprocessors and related software that perform functions ranging to microwaving last night's leftovers to ensuring those detained in correctional facilities remain appropriately confined in their cells.

Hopefully each organization has assigned someone or a group of someone's to undertake the potentially daunting task of making sure the non-traditional or non-IT systems continue to function following the century change. Based on the specific expertise needed, this may be assigned to several teams. The more diverse the organization, the greater the potential need for additional teams. One caution, though—it is always best to centrally coordinate such projects. Centralized coordination helps avoid missing systems or processes associated with mission critical applications.

In an organization such as Multnomah County, it is fairly easy to assign responsibility for non-IT systems to one Department—in this case the Department of Environmental Services (DES).

This is the case because DES is responsible for facilities, fleet, and the County's cadre of engineers, etc. There are a couple of exceptions that need to be noted, though.

The County Health Department operates several health clinics, labs, etc. There are some very specific issues relating to health care, non-IT and the Year 2000 that can only be addressed by those familiar with the operation of health care-related equipment. It has been noted that, because of the highly automated nature of the health care industry, special care needs to be taken to ensure all date-sensitive equipment and systems are tested. It would be logical, then, to form teams specific to overseeing the health care portion of non-IT Year 2000 compliance efforts.

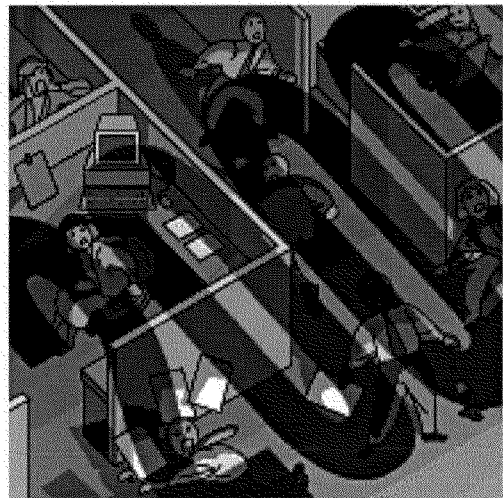
The other exception would be in the area of corrections. The systems operating jails and related correctional facility operations not resident on a PC, main frame, etc. need special attention. Failure of these systems could have serious consequences. Since these systems are not under the control of DES and represent a mission critical operation with serious consequences in the event of failure, it seems appropriate the team that attends to these systems be from the County Corrections Department and the Office of the Sheriff.

This gives you an idea that it is not necessarily as simple as looking at your organization, pointing your finger and saying, "You're responsible for this wonderful project." A high level of coordination is needed and you need to be a little creative in looking at areas that may potentially be impacted by the century change. Again, there is a fair amount of information available on the Internet (see Yahoo's Year 2000 site listings).

A final thought to consider—The key to success, according to industry experts, is not bringing in specialists for each system in place within an organization. The key is to hire a competent project manager to track down all non-compliant systems with the assistance of staff, communicate with vendors on compliance issues and test systems where appropriate and feasible.

Summary & Next Steps

The proverbial ball is moving in your direction—this article is but one resource, a wonderful mini-instruction manual if you will. You are the ones who will be directly impacted by assessment efforts. My purpose is to provide you a few extra tools to aid in convincing others (and sometimes yourself; I know at times I need some of that convincing) funding is needed to prevent potential critical system failures and the time was yesterday to begin addressing this rather large issue of a not-so-simple change in year.



Community systems work together and need to continue doing so following the century change so, on that note, I will close and begin planning my vacation on some sparsely populated tropical island—it will be a good place to spend New Years as we enter upon a new millennium. Care to join me?



Board of County Commissioners Year 2000 Project Briefing December 4, 1997

- Overview of County Year 2000 Preparedness
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- Overcoming Barriers - Opportunities & Partnerships
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Year 2000 Project Overview: Barriers & Opportunities



MULTNOMAH COUNTY, OREGON

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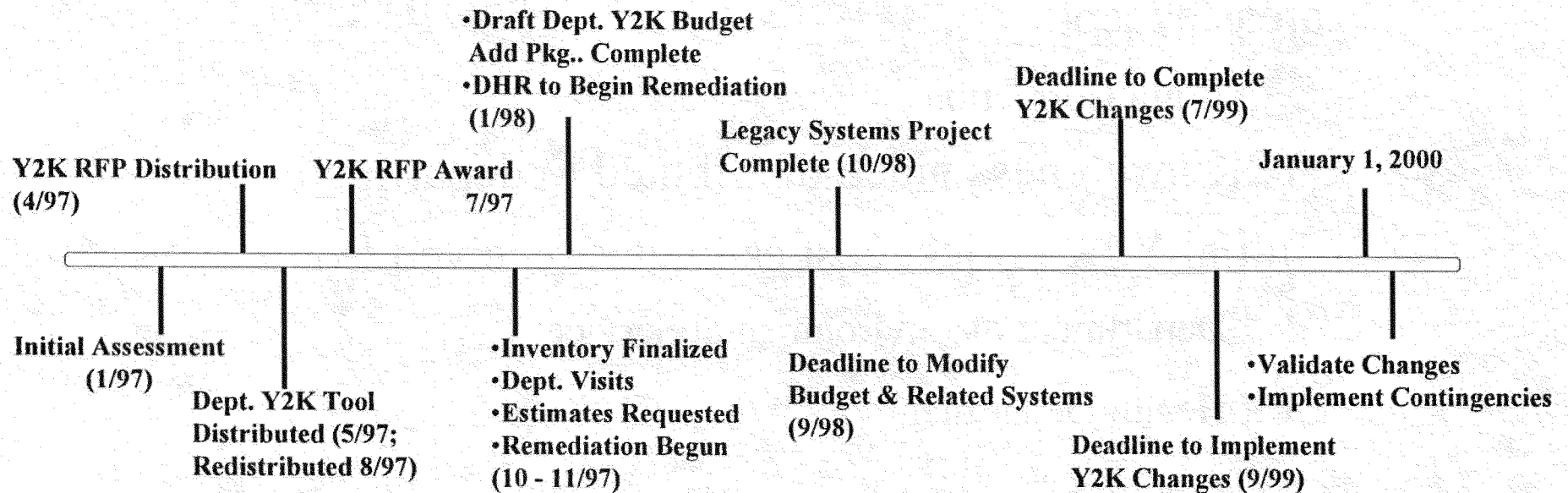
*Includes salary plus overhead

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MULTNOMAH COUNTY, OREGON

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Year 2000 Project Overview: Barriers & Opportunities



MULTNOMAH COUNTY, OREGON

County Y2K Contacts

Adult & Community Corrections -

- ◆ Jann Brown, X-83544 (Juvenile Justice)
- ◆ Terry Simonitch, X-65864 (Adult Corrections)

Aging & Disability Services - Tom Shepard, X-26324

County Auditor - Judith Devilliers, X-83361

Office of the Chair - Delma Farrell, X-83953

DCFS - David Mayfield, X-24469

Office of the District Attorney - Tom Simpson, X-83863

DES -

- ◆ Lance Duncan, X-83278
- ◆ Nancy Robbins, X-22639
- ◆ Larry Whitney, X-83322 (Facilities)
- ◆ Michele Gardner, X-83424 (F.R.E.D.S.)

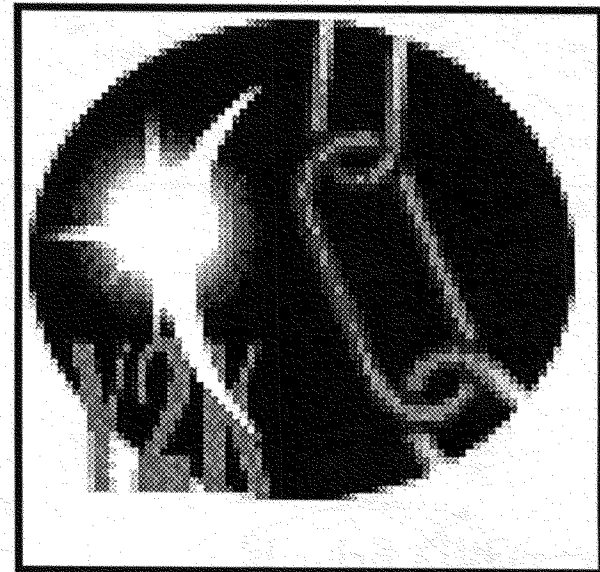
DSS - Chris Watkins, X-85016

Health Dept -

- ◆ Tim Rowan, X-26464
- ◆ Kevin Marshall, X-27241

Library - Brian Williams, X-85227

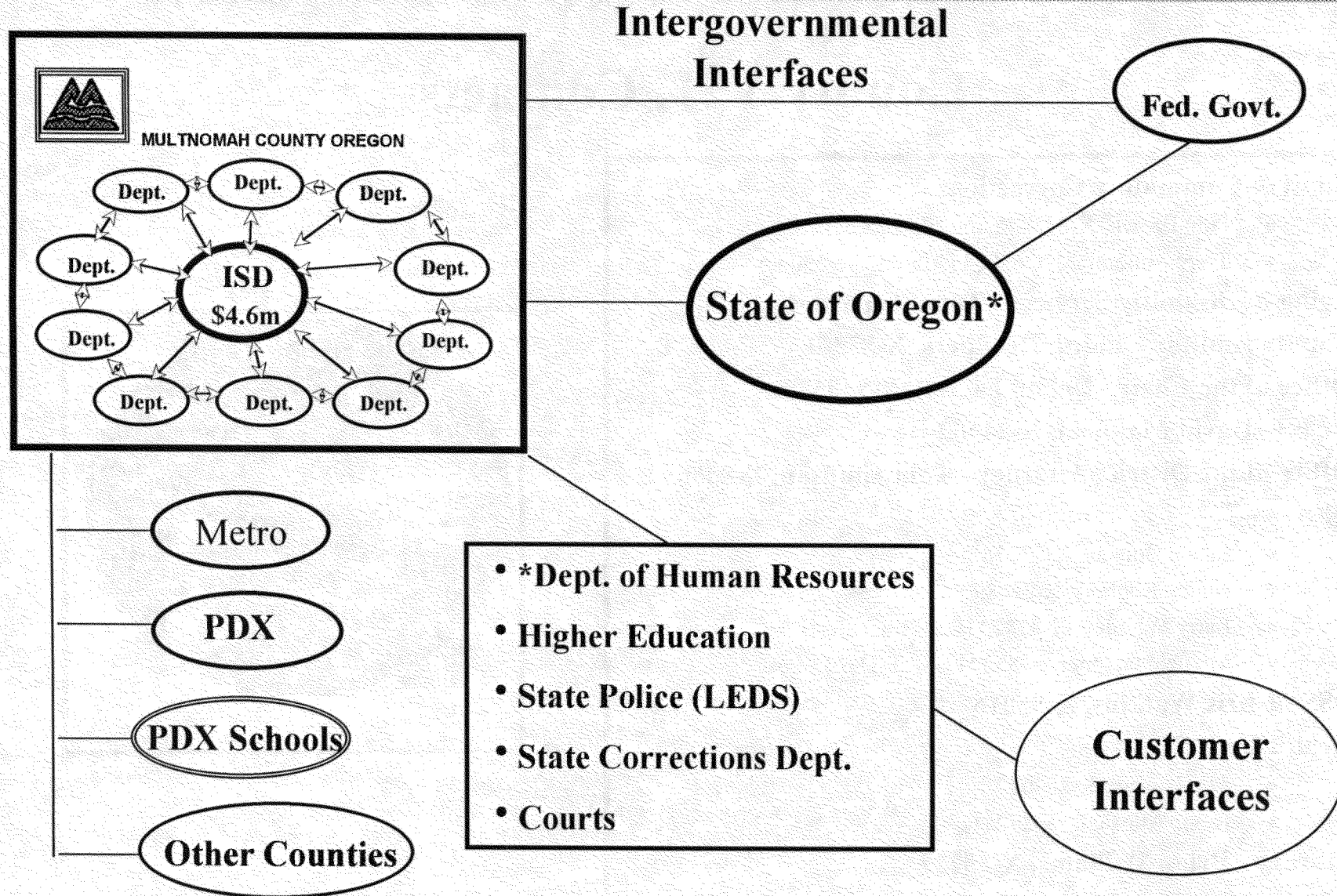
Office of the Sheriff - Don Hargrove, 255-3600



Year 2000 Project Overview: Barriers & Opportunities



MULTNOMAH COUNTY, OREGON





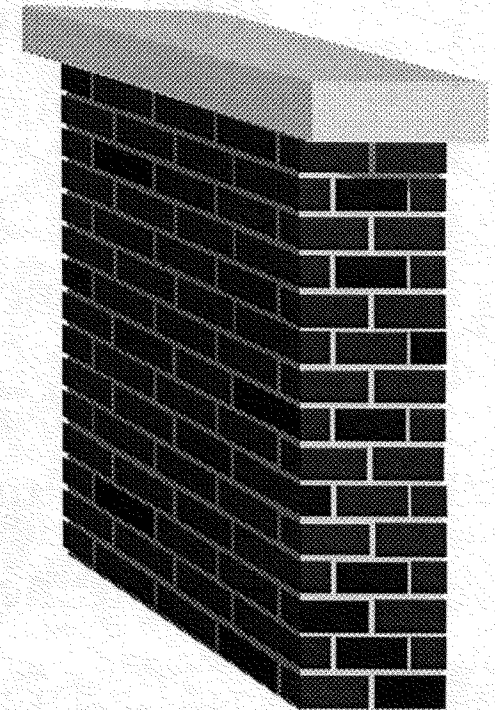
Business Partners & System Interfaces

- Collaboration through public/private, local & state government Y2K user groups
- Oregon Department of Human Resources (DHR) & Department of Corrections partnerships formed
- Oregon Congressional Delegation & State Legislature support
- Department & business partner liaison on board
- External interface analysis in progress (public & private)



Barriers & Challenges

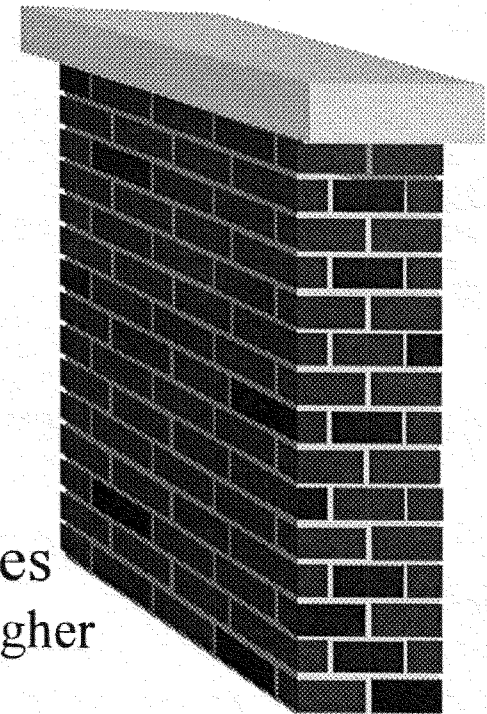
- Areas of greatest exposure
 - External partner interfaces
 - Non-IT (embedded microprocessors)
 - Non-compliant desk top applications
- Resource limitations (i.e., DHR \$40 million shortfall)
- Lack of clear cost identification
- Underestimation of impact & cost
- Potential litigation costs
 - Bond rating
 - Tort action due to failed systems





Barriers & Challenges

- Too late to achieve full compliance
 - DHR interface/system fix delays
 - Potential large non-IT project scope
- Potential unrealistic IT project completion expectations for replacement systems
- Significant reliance on external IT resources
 - Consulting Services - “the longer we wait, the higher the cost”
 - Business partner computer systems (i.e., DHR, Corrections, State Police, etc.)





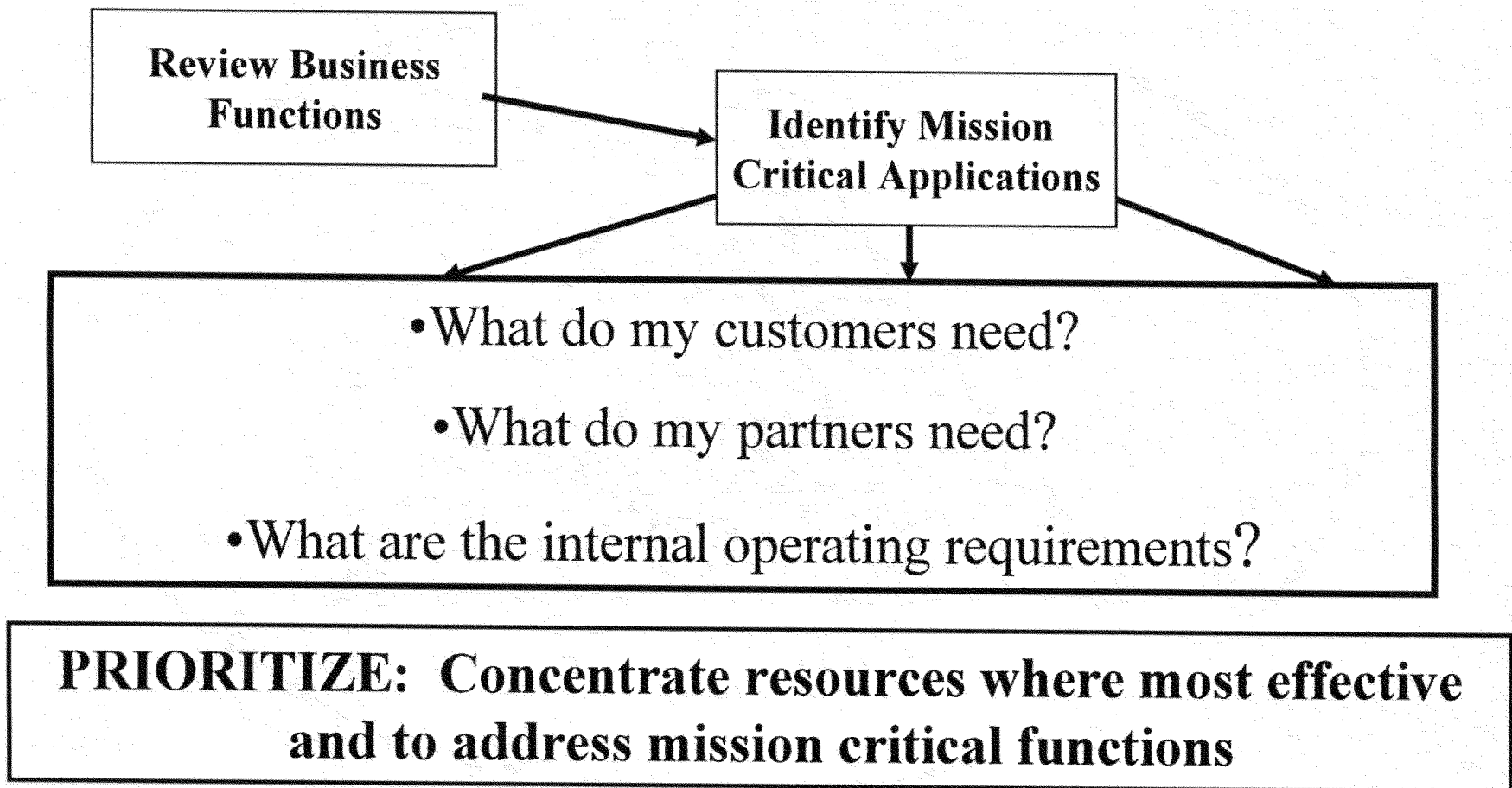
Opportunities & Partnerships

- Early assessment & planning in process
 - Complete department Y2K assessments started
 - Budget development
 - Risk assessment (internal & external)
 - Contingency/disaster-recovery planning
- Top to bottom organizational support required
- Identification of public & private data interfaces begun



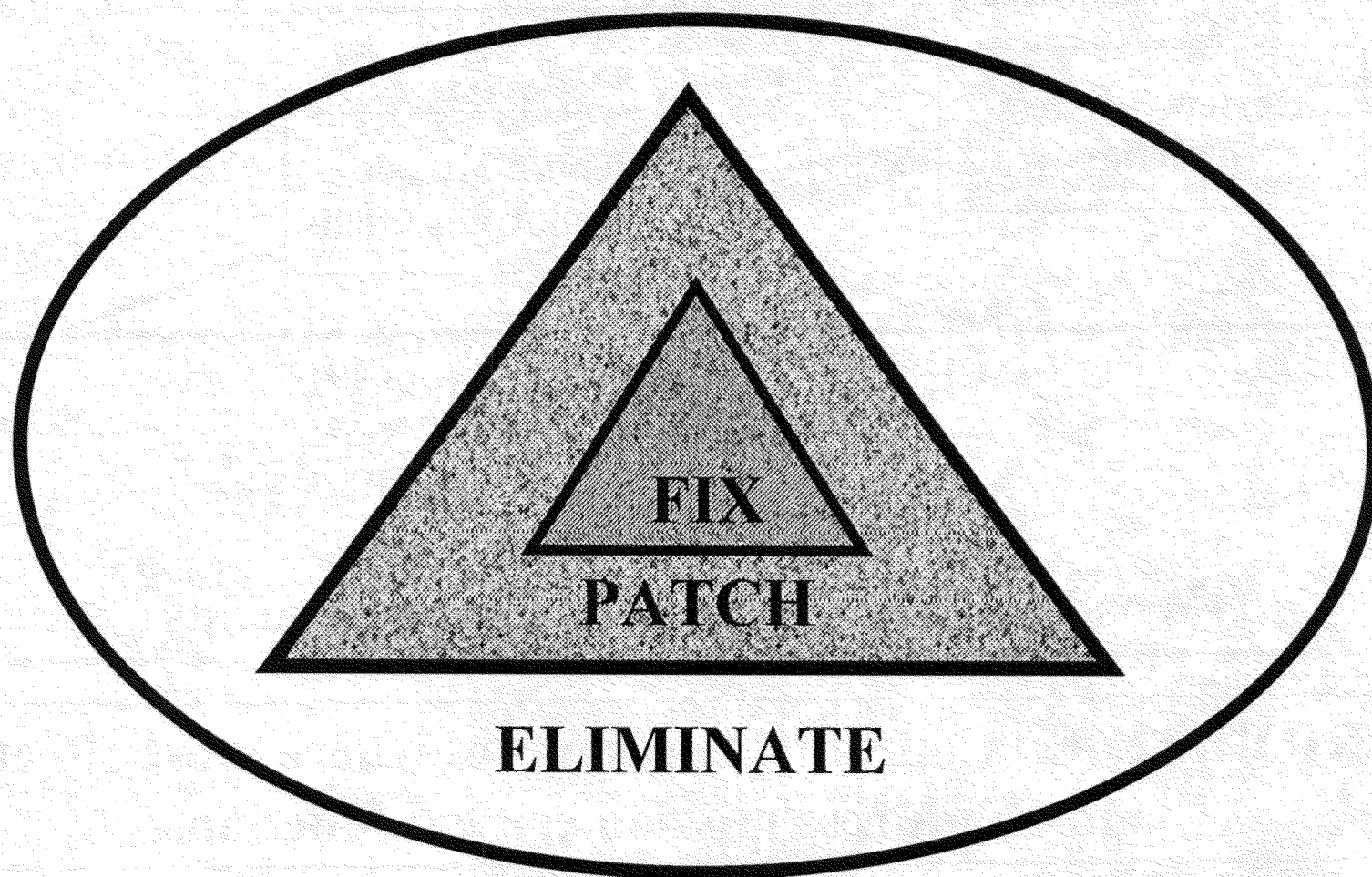


Opportunities & Partnerships - Triage



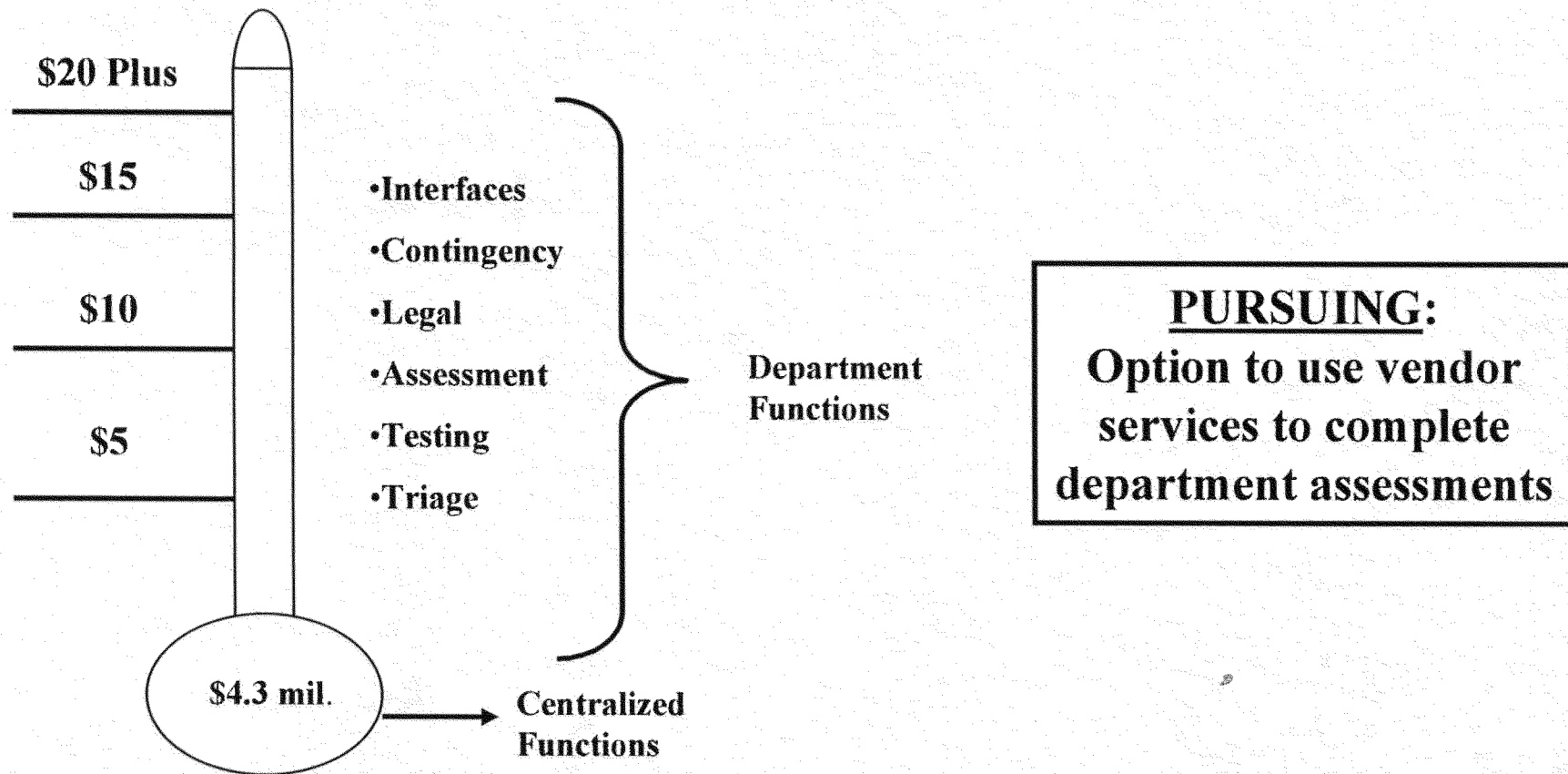


Opportunities & Partnerships - Triage





County Potential Y2K Compliance Cost (in millions)





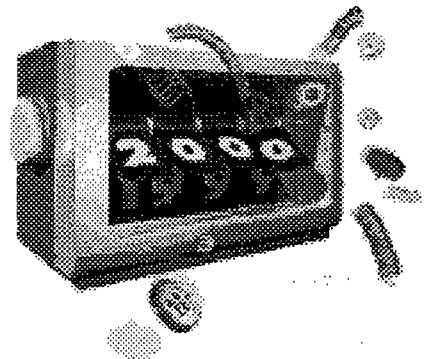
**Multnomah County
Awareness & Assessment
Guidelines for Year 2000 Compliance**

Conduit Article – September 9, 1997

Awareness & Assessment Guidelines for Year 2000 Compliance September 9, 1997

Introduction

As the century approaches and awareness of potentially disastrous computer failures due to a simple (in this case not so simple) year change increases, the question has been asked—what do we need to do to keep government and our community's computers and related equipment working. The risks of doing very little or nothing are significant. The purpose of this article is to help you identify areas you may be impacted at home, at work and in other areas of your professional life and what you and your organization can do to make the changes needed to meet the new century with the least heartache.



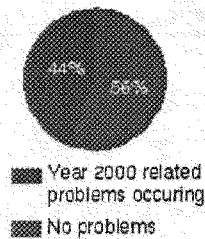
The Year 2000 dilemma represents a potential disaster but also the potential to improve the way your organization, be it your church, the non-profit you volunteer time to assist or your local and state government, does business processes. It represents something that is unavoidable. Whatever we do or don't do, the century will change in less than three years and, computers being what they are, will mimic lemmings running towards the imaginary cliff. If nothing is done to stop them, they will hurl themselves off the cliff and leave users wondering what happened to their wonderful world of technology.

Unlike other computer technology development or improvement efforts, project due dates cannot be moved (unless we can talk someone into extending the century for us) and failure is not an option. The "mission critical" elements, or those things that must be done to keep Multnomah County, the State of Oregon and your employer's operations going, need to be given their due attention. The important services of government need to continue. Businesses need to remain solvent. Your home appliances need to continue to provide the things you are use to expecting from them (like heat from your automated home thermostat).

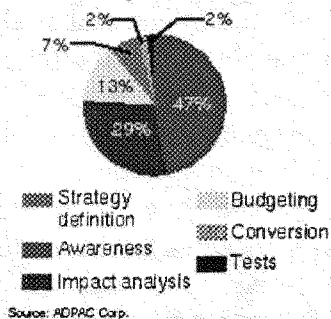
The process of preparing for the new millennium needs to begin as soon as possible and, in all likelihood, should have begun last year. The ideal does not always mesh with reality, especially when the work of addressing citizen needs, collecting operating expenses and so forth rapidly eat up available resources that are ever dwindling. Unfortunately, though, limited staff do need to be diverted for at least long enough to complete a fairly complete and accurate assessment, without which few dollars will be forthcoming.

The question has been asked, "What can I do and what does my organization, local government, etc. need to do, to continue critical operations following the Year 2000?" The remainder of this article is devoted to, from a very high level perspective, addressing that very question. It is an important question that needs answering, even if you are not directly involved or responsible for meeting the information technology and non-information technology challenges of the new century. Whatever your role, you will more than likely feel the impact of the century change (even if it is only staying up too late on December 31, 2000; after all a new millennium only comes along once in a thousand years fortunately for computer programmers).

**Mainframe Apps
Already Beginning To Fail...**
A mid-1996 survey of mainframe users by ADPAC reveals that problems are already occurring at many shops.



**...Before Most Users
Are Ready To Respond**



Where to Start & What to Look For

I think the first question to ask is, "Are we having fun yet?" Most likely the answer is no. We can then proceed on to the next step in the sometimes painful process of making sure the century change won't bring systems crashing down around our ears (or let prisoners out, cause cars and tow trucks to stop working enroute to some disaster or other unpleasanties, etc.).

The next step is the one between the moment of awareness—the midnight sweats—and actually determining how much the organization will need to spend to correct the century change problem. You will need to complete an inventory of what you have, your mission critical applications, what you know will and will not work after the century change, and, for those systems or programs you know will fail, when will they fail.

Following is an assessment tool that can be used to start the process of determining the Year 2000 impact, created by William Ulrich, Tactical Strategy Group, Inc. I think you will notice a definite tie between determining the century change impact and your business plan—you need to know critical functions and what your business process needs to look like less than three years from now to determine what needs to be fixed, replaced or completely eliminated.

Analysis Guidelines to Follow	
1.	Obtain or create an inventory of all in-house applications, packages, end user facility and process control systems. This includes polling your staff to find out what they actually have on their machines—you may be surprised!
2.	Create a report template (a model template will be included in this report) that includes: business area, key service or function, related system, projected failure date, required start time and loss exposure.
3.	Categorize all systems by business unit or other appropriate category to help with the analysis.

4.	Work with appropriate ISD, department staff to determine which system supports which business area.
5.	Work with applications personnel to determine projected failure dates for each system.
6.	For each system on the list, identify the service or function the system supports.
7.	Indicate the failure date and required Year 2000 conversion project start date for each system.
8.	Meet with appropriate staff from each business or functional area to determine weekly projected monetary loss for the business or functional unit if the related system fails.
9.	When legal or regulatory exposure is high, indicate this in the Loss Exposure column.
10.	Continue this analysis for all mission and time-critical applications across the enterprise.

The may seem somewhat rather frightening, especially in light of increasing demands on your and your organization's time with very little increase of available resources. It is necessary, though, in order to obtain the additional resources needed to complete your Year 2000 project. It serves as a point of reference, a rough picture of what needs to be accomplished over the next two plus years and can be used to let superiors, board members, stockholders, etc. know what it will take to continue "business as usual."

If and when you begin the process you can also use any one of the various technical surveys available. "The Year 2000 Problem Solver," by Bryce Ragland contains detailed information on how to conduct an assessment. Also, the World Wide Web continues to be an excellent resource to obtain information about all areas of Year 2000 project management. An example of the quality of information available can be found at the State of Oregon Information Resources Management Division Year 2000 Home Page. The web address is: <http://www.state.or.us/IRMD/y2k/year2k.htm>. Yahoo now even includes a separate topic area for Year 2000 information. The address is: <http://www.yahoo.com/Computers and Internet/Year 2000 Problem/>.

Costs & Selling Your Point

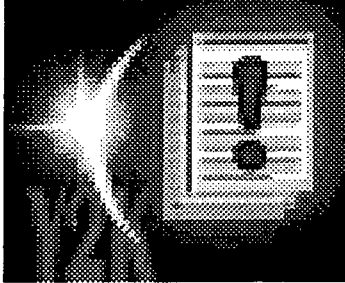
It doesn't matter whether you are in retail, wholesale or none of the above. You just can't avoid sales. The money needed to fix century change problems is not always easy to get at and, when it is you need to be knowledgeable—have sufficient background to inform or, in more crass terms, sell your needs. To do that you need to at least know the following.

1. **Mission critical functions impacted by the century change.** This can and should include facilities management, fleet maintenance, communication networks and the like.
2. **Applications dependent on computer microprocessors and associated with mission critical functions.** This includes, local area networks/wide area networks, personal computers, shared computer systems systems, security systems, elevators, etc. You don't necessarily need to know the fine detail but you do need to have a good idea of what is out there and what may need attention.

3. **An inventory of hardware and software your organization or department "owns" and when it was purchased/installed.** This will be needed to determine the likelihood your software and/or hardware will need to be upgraded or replaced.
4. **An inventory of vendor supplied software that was specifically tailored to your operation.** If it needs to be upgraded (which it probably does unless newly installed), customization costs associated with the upgrade need to be included in your budget estimate.
5. **An inventory of applications developed "in house", applications your department is responsible for maintaining.** If you developed it, you will more than likely be responsible for the upgrades; it will be definitely outside the scope of any centralized upgrades, given the decentralized nature of Multnomah County information systems.
6. **A list of interfaces or intersections between your organizations and "outsiders" (the government, financial institutions, your Internet service provider, etc.).** One of the commonly overlooked areas where significant problems arise is where one system touches another. Your system may be Year 2000 compliant but if your business partner and/or customer's system isn't, significant problems will occur.
7. **Available staff resources to devote to the effort.** I know the answer to this one (there aren't any) but it most definitely needs to be said if you will be asking for additional resources. One item frequently overlooked is the amount of time your staff will be required to spend "bringing up to speed" any vendor brought on to assist in the development effort. That can be listed as your contribution to the cause!
8. **An inventory of planned system changes, a re-engineering of processes, over the next three to five years.** This is where the business strategic plan comes in. If the system is on its last legs or needs to be totally re-designed in the short run to meet your business needs, it may be more than worthwhile to include re-engineering efforts as part of your Year 2000 compliance project objectives.
Caution: It is probably not wise to begin any re-engineering efforts which include Year 2000 compliance components for a mission critical system where there is a chance modifications will not be completed prior to the turn of the century. It is probably far better to delay and patch old systems than to be without a system at all.
9. **Allocations related to re-engineering efforts, new hardware acquisition, etc.** This will save you time when asked what you have to work with today. Your request for additional funding is easier to defend if you know what you have in detail as opposed to what you really need to survive the next three years.
10. **Identification of testing, user training and documentation costs.** When preparing your proposed budget addition, it is important to include at least a rough projection of what it will cost to test any modifications, train your user community and update or develop needed documentation. Per industry leaders, 40 to 50 percent of your Year 2000 project costs will be consumed by program testing. Then there is the often-overlooked additional cost of documenting and training...

After compiling all of the necessary information that will make the basis of your appeal for additional funding, you move into the area of process—moving through the steps of requesting additional funds to cover unforeseen (or at least un-budgeted) expenses. The process to develop your request for additional funds require diversion, at least to a limited extent, staff already stretched thin with ever increasing demands. It is a necessary investment, though, to successful

convince others of the need for this additional investment. Also, it will provide you, your staff, business partners and customers with a far clearer picture of what the stakes are, what the Year 2000 has in store in the way of risks waiting to be mitigated.



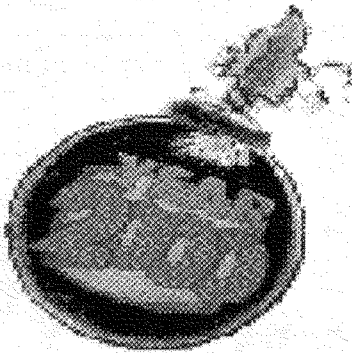
Questions to Help Focus

The following questions represent a good starting point and help along the path to completion of organizational mini-assessments. Not all need to be answered but can be used to point you in a direction appropriate for your organization.

1. Of the following, who do you regularly have contact with and are your computer, telecommunication, etc. systems linked in any way?
 - **State (Executive/Governor)**—Department of Administrative Services, Oregon Economic Development Department, Department of Human Resources, Department of Revenue, Oregon State Police, Department of Environmental Quality, Motor Vehicles Division, Oregon State System of Higher Education, Oregon Health Sciences University, Department of Consumer & Business Services (Workers Compensation Division, etc.)
 - **State (Executive/Elected Official)**—Department of Justice, Secretary of State, Bureau of Labor & Industries
 - **State (Court Systems)**—Judicial Department
 - **Local**—Other counties, Metro, City of Portland, Portland Public Schools, local non-governmental or quasi-governmental agencies
 - **Financial Institutions**—Banks, stock brokers, CPA firms, etc.
 - **Utilities**—Telecommunications, power, etc.
2. Who else does your system “touch” (citizens, Internet users, etc.)?
3. How do you interface with your customers and how will changes impact those customers?
4. What accommodations will you need to make for your customers during and after any development effort and what will that accommodation cost (staff time, additional hardware, etc.)?
5. What will needed changes “look like” (how will they work, how will they mesh with your business strategic plan for information services, will they be centralized or decentralized, etc.)?
6. Who do you need to involve?
 - Internal staff & customers?
 - Vendors?
 - Business partners?
7. What is your estimate of time/resources needed to accommodate other’s involvement in the development, testing and implementation process?
8. What changes are desired/match business needs?
9. What are your and your end users’ ongoing data requirements?
10. Is it really needed (is it done elsewhere, better done with another application, etc.)?
11. Who is responsible for what?
12. Who is responsible for making the changes and has the associated authority to make sure it happens?

13. Deadlines—what needs to be done the soonest?
14. What are the mandates and are they really?
15. What is the end goal and what are the pieces?
16. Do you have a drawing and/or a picture of the system and how it fits with the “big picture”?
17. When all is said and done, how does this relate to the mission and vision of the Department?
The County?
18. What are the barriers to meeting Year 2000 compliance (include known or hypothesized unsaid barriers)?

Non-Information Technology(IT)/Embedded Microprocessors & the Year 2000



Now that issues related to what is most commonly thought of when considering ramifications of the century change have been thoroughly dissected, a look at those “non-traditional” systems is needed (no one said this would be easy). The work and leisure world is filled with a large number of devices that rely on microprocessors and related software that perform functions ranging to microwaving last night’s leftovers to ensuring those detained in correctional facilities remain appropriately confined in their cells.

Hopefully each organization has assigned someone or a group of someone’s to undertake the potentially daunting task of making sure the non-traditional or non-IT systems continue to function following the century change. Based on the specific expertise needed, this may be assigned to several teams. The more diverse the organization, the greater the potential need for additional teams. One caution, though—it is always best to centrally coordinate such projects. Centralized coordination helps avoid missing systems or processes associated with mission critical applications.

In an organization such as Multnomah County, it is fairly easy to assign responsibility for non-IT systems to one Department—in this case the Department of Environmental Services (DES). This is the case because DES is responsible for facilities, fleet, and the County’s cadre of engineers, etc. There are a couple of exceptions that need to be noted, though.

The County Health Department operates several health clinics, labs, etc. There are some very specific issues relating to health care, non-IT and the Year 2000 that can only be addressed by those familiar with the operation of health care-related equipment. It has been noted that, because of the highly automated nature of the health care industry, special care needs to be taken to ensure all date-sensitive equipment and systems are tested. It would be logical, then, to form teams specific to overseeing the health care portion of non-IT Year 2000 compliance efforts.

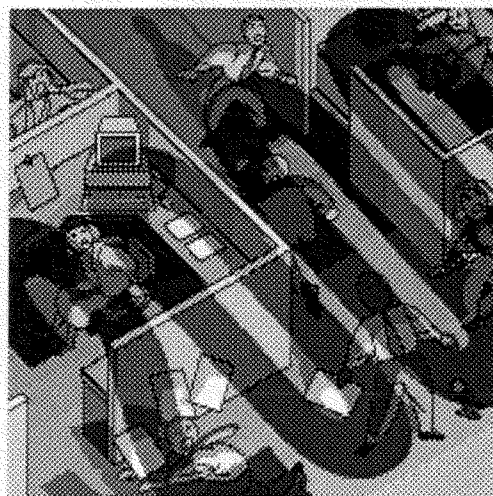
The other exception would be in the area of corrections. The systems operating jails and related correctional facility operations not resident on a PC, main frame, etc. need special attention. Failure of these systems could have serious consequences. Since these systems are not under the control of DES and represent a mission critical operation with serious consequences in the event of failure, it seems appropriate the team that attends to these systems be from the County Corrections Department and the Office of the Sheriff.

This gives you an idea that it is not necessarily as simple as looking at your organization, pointing your finger and saying, "You're responsible for this wonderful project." A high level of coordination is needed and you need to be a little creative in looking at areas that may potentially be impacted by the century change. Again, there is a fair amount of information available on the Internet (see Yahoo's Year 2000 site listings).

A final thought to consider—The key to success, according to industry experts, is not bringing in specialists for each system in place within an organization. The key is to hire a competent project manager to track down all non-compliant systems with the assistance of staff, communicate with vendors on compliance issues and test systems where appropriate and feasible.

Summary & Next Steps

The proverbial ball is moving in your direction—this article is but one resources, a wonderful mini-instruction manual if you will. You are the ones who will be directly impacted by assessment efforts. My purpose is to provide you a few extra tools to aid in convincing others (and sometimes yourself; I know at times I need some of that convincing) funding is needed to prevent potential critical system failures and the time was yesterday to begin addressing this rather large issues of a not-so-simple change in year.



Community systems work together and need to continue doing so following the century change so, on that note, I will close and begin planning my vacation on some sparsely populated tropical island—it will be a good place to spend New Years as we enter upon a new millennium. Care to join me?

MEETING DATE: DEC 04 1997
AGENDA #: R-4
ESTIMATED START TIME: 10:15am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Authorizing the Negotiated Sale of up to \$57,000,000 in Certificates of Participation

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

REGULAR MEETING: DATE REQUESTED: December 4, 1997
AMOUNT OF TIME NEEDED: 5 to 10 Minutes

DEPARTMENT: DSS DIVISION: Finance
CONTACT: Dave Boyer TELEPHONE #: 248-3903
BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Dave Boyer

ACTION REQUESTED:

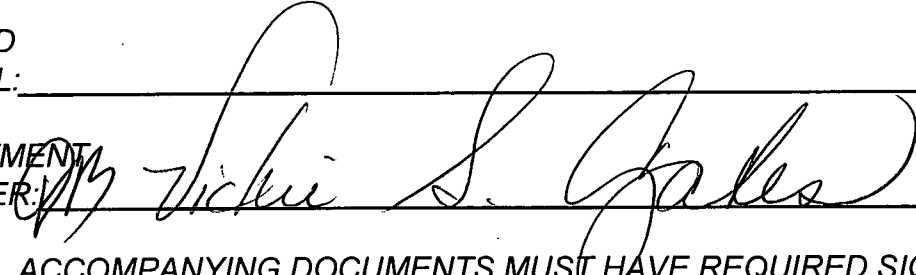
☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution Authorizing the Negotiated Sale of up to \$57,000,000 in Certificates of Participation.

12/9/97 copies to Dave Boyer

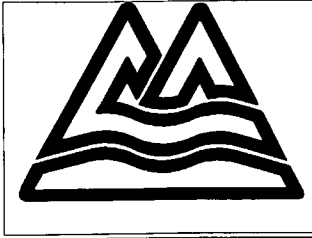
SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER:  _____

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 21 PM 2:33

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277



MULTNOMAH COUNTY, OREGON

COUNTY COMMISSIONERS

BEVERLY STEIN, CHAIR
DAN SALTZMAN, DISTRICT #1
GARY HANSEN, DISTRICT #2
TANYA COLLIER, DISTRICT #3
SHARRON KELLEY, DISTRICT #4

FINANCE DIVISION

DIRECTORS OFFICE
ACCOUNTS PAYABLE
GENERAL LEDGER
PAYROLL
TREASURY
PORTLAND BUILDING
1120 SW FIFTH AVENUE, SUITE 1430
PO BOX 14700
PORTLAND, OR 97293-0700
PHONE (503)248-3312
FAX (503) 248-3292

CENTRAL STORES
CONTRACTS
PURCHASING
FORD BUILDING
2505 SE 11TH 1ST FLOOR
PORTLAND, OR 97202
PHONE (503) 248-5111
FAX (503)248-3252
TDD (503) 248-5170

MEMORANDUM

TO: Board of County Commissioners

FROM: David Boyer, Finance Director 

DATE: November 18, 1997

REQUESTED PLACEMENT DATE; December 4, 1997

SUBJECT: Certificate of Participation "COP's" Sale in the amount not to exceed \$57,000,000

I. Recommendation / Action: Approve resolution authorizing the negotiated sale of up to \$57,000,000.

II. Background / Analysis: Under ORS 288 the County is authorized to issue certificates of participation to finance capital expenditures.

During the 1997-98 budget process the Board approved funds in the appropriate budgets to acquire or construct various capital items. The items and the estimated costs are:

1. A & T computer software and equipment. (\$1,800,000)
2. Health Department computer software and equipment. (\$1,500,000)
3. ISD computer software and equipment for year 2000 compliance. (\$4,800,000)
4. Yeon shop construction and energy loan. (\$4,500,000)
5. Acquire land and construct North Portland Health Clinic. (\$5,500,000)
6. Reconstruct a portion of the McCoy Building. (\$600,000)
7. Related reserve and issue costs. (\$2,600,000)

The Hawthorne Bridge Project bid was \$1,000,000 over budget. Multnomah County has the option to borrow funds from the Oregon Transportation Improvement Bank or include this amount in this COP issue. The interest rate at the State is about 7%. It is expected we will sell these COP's significantly lower than 7% and it was my recommendation to Larry Nicholas that we include this amount in the COP issue. The Road Fund will be responsible for repaying this portion of the financing.

In addition, we are analyzing the feasibility of advance refunding (refinancing) the 1992A Juvenile Justice Complex COP. To refund this the County must comply with state law on achieving a 3% savings on the refunding or a restructuring of the issue. The current savings is estimated at about 2.6% or about \$600,000. A favorable movement of about .2% in the market will put us at the 3% savings level. In addition State law authorizes a refunding if the issue is restructured. We are working with our underwriters, financial advisors and bond counsel to determine if we could rewrite our lease agreement to eliminate the need to pledge the Juvenile Justice property and or reduce the reserve requirement. The current reserve requirement is \$3,000,000. It is our recommendation that if we can restructure the financing documents in a manner that is favorable to the County and obtain a savings of something less than 3% we should take advantage of this opportunity. The amount outstanding is \$30,200,000. The remaining amount of about \$4,500,000 will provide for any additional bonds, reserves or underwriter fees associated with the refinancing.

We will not issue more COP's than is needed and a report on the actual financing will be sent to the Board once it is complete.

Once approved the Finance Division, working with Bond Counsel, will ensure that all necessary documents and legal requirements are met.

III. Financial Impact: Except for the Hawthorne Bridge project, the various County budgets contain the necessary outstanding obligation repayments in their current budgets. The first principal and interest payments for the this issue will not be needed until FY 1998/99 and we will ensure that the appropriate Road Fund budget reflects this transaction.

This COP issue meets all the requirements contained in the County's Financial and Budget Policy.

IV. Legal Issues: The Resolution contains all legal requirements and was reviewed by all parties. Ater Wynne Hewitt Dodson & Skerritt is special counsel to the County.

V. Controversial Issues: None that I am aware of.

VI. Link to Current County Policy: Is consistent with the Financial and Budget Policy adopted by the Board.

VII. Citizen Participation: None

VIII. Other Government Participation: We will obtain the necessary approval from the State of Oregon for the refunding.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

MULTNOMAH COUNTY, OREGON

A Resolution of the Board of County Commissioners
of Multnomah County, Oregon Authorizing the Execution
and Delivery of a Lease-Purchase Agreement and an
Escrow Agreement; Designating an Authorized
Representative; Authorizing the Negotiated Sale
of Certificates of Participation in an amount not
exceeding \$57,000,000; Designating a Financial Advisor
and Special Counsel; and Other
Matters.

RESOLUTION NO. 97- 206

WHEREAS, the above-entitled matter is before the Board of County Commissioners (the "Board") of Multnomah County, Oregon (the "County"), upon a showing by the Director, Finance Division, that, the County is authorized pursuant to the Charter of the County and Oregon Revised Statutes Sections 279.101(2) and 271.390 to execute and deliver a Lease-Purchase Agreement and Escrow Agreement and to authorize the private negotiated sale of Certificates of Participation, Series 1998 (the "Certificates"), in an amount not to exceed \$57,000,000, to finance all or some of the following (collectively, the "Projects"):

- possible land acquisition and bridge renovation;
- constructing and equipping County facilities;
- acquisition of computer equipment and software;
- a debt reserve account, if necessary;
- advance refund all or any portion of the Outstanding Certificates of Participation Series 1992A (Juvenile Justice Complex Project) issued in the original aggregate principal amount of \$36,000,000 (the "Refundable Certificates"); and
- all costs of issuance of the Certificates; and

WHEREAS, it is advantageous for the County to authorize and enter into a Lease-Purchase Agreement to finance the Projects. In addition, the County will enter into an Escrow Agreement which will authorize the Escrow Agent to issue the Certificates which will represent undivided proportional interests in the Lease-Purchase Agreement in a principal amount not exceeding \$57,000,000;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. Authorization. The County authorizes:

a. Lease-Purchase Agreement. The execution and delivery of a Lease-Purchase Agreement to lease and purchase the Projects.

b. Issuance and Sale of Certificates. The private negotiated sale of the Certificates of Participation, Series 1998, shall be issued by the Escrow Agent in an amount not to exceed \$57,000,000 to finance the Projects. The Certificates shall be issued at a true effective rate of interest not exceeding eight percent (8.00%) per annum and at a discount not greater than two percent (2.0%), including original issue discount.

c. Escrow Agreement. The execution and delivery of an Escrow Agreement (the "Escrow Agreement"), wherein an escrow agent would act as escrow agent (the "Escrow Agent") pursuant to which the Escrow Agent shall execute the Certificates representing the principal amount payable under the Lease-Purchase Agreement, and evidencing the right of the Escrow Agent to receive the County's lease payments under the Lease-Purchase Agreement;

d. Optional Redemption. The Certificates shall be subject to optional redemption prior to maturity as determined by the Authorized Representative.

e. Debt Reserve Account. The County authorizes the establishment of a Debt Reserve Account, if necessary, to be funded from the proceeds of the Certificates in an amount not greater than 10% of the proceeds of the Certificates as provided by law. The Debt Reserve Account, if necessary, shall secure the payment of the Certificates as provided in the Lease-Purchase Agreement.

2. Lease Payments. Lease Payments due under the Lease-Purchase Agreement shall be obligations of the County payable solely from general revenues of the County subject to annual appropriation. The County is not obligated to make payments under the Lease-Purchase Agreement unless the Board includes such payments in the County's budget for that fiscal year and makes an appropriation therefor.

3. Designation of Authorized Representative. The County authorizes the Director, Finance Division, or the Treasury Manager (the "Authorized Representative") to act on behalf of the County and determine the remaining terms of the Certificates as specified in Section 4.

4. Delegation of Final Terms and Sale of Certificates and Additional Documents. The Authorized Representative is authorized, on behalf of the County, to:

a. approve of and authorize the distribution of the preliminary and final Official Statements to prospective purchasers of the Certificates;

b. select an underwriter and negotiate the terms under which the Certificates shall be sold, enter into a Purchase Agreement for sale of the Certificates, and to execute and deliver the Purchase Agreement;

c. establish the maturity and interest payment dates, dated date, principal amounts, optional and/or mandatory prepayment provisions, interest rates, and denominations and to

establish whether the Certificates will be sold in one or more series and all other terms under which the Certificates shall be issued, sold, executed, and delivered;

- d. negotiate the terms of the Lease-Purchase Agreement and the Escrow Agreement and to pledge any real property or equipment if the Authorized Representative determines it to be in the best interest of the County, and to execute and deliver the Lease-Purchase Agreement and the Escrow Agreement;
- e. obtain a rating on the Certificates, if determined by the Authorized Representative to be in the best interest of the County;
- f. approve, execute and deliver a Continuing Disclosure Certificate pursuant to SEC Rule 15c2-12, as amended (17 CFR Part 240, § 240.15c2-12);
- g. apply for municipal bond insurance for the Certificates, if determined by the Authorized Representative to be in the best interest of the County, and expend proceeds to pay any insurance premium;
- h. approve, execute and deliver an escrow deposit agreement for the Refundable Certificates;
- i. appoint a certified public accountant to serve as Verification Agent for the purpose of establishing the sufficiency of escrow fund monies to defease, refund and redeem the Refundable Certificates;
- j. select a refunding escrow agent, lessor and registrar/paying agent;
- k. select all or any portion of the maturities of the Refundable Certificates to be refunded and cause notice of redemption to be given as required;
- l. approve, execute and deliver the closing documents for the Certificates; and
- m. execute and deliver a Tax Certificate specifying the action taken pursuant to this Resolution, and any other documents or agreements that the Authorized Representative determines are necessary and desirable to issue, sell and deliver the Certificates in accordance with this Resolution.

5. Escrow. A portion of the proceeds of the Certificates may be placed in irrevocable escrow. The Authorized Representative is hereby authorized to appoint a refunding escrow agent and to execute an escrow deposit agreement. The refunding escrow agent or the Authorized Representative is hereby authorized to subscribe for and purchase the government obligations to be placed in the escrow on behalf of the County.

6. Redemption of the Refundable Certificates. Issuance of the Certificates for redemption of the Refundable Certificates is contingent upon the County's receiving approval from the State Treasurer's office as required by law. The Authorized Representative is hereby authorized to submit an advance refunding plan to the State Treasurer as required by law. Contingent solely on the issuance of the Certificates and the deposit of proceeds as required by the Escrow Deposit Agreement, the County hereby irrevocably calls for redemption the County's outstanding Refundable Certificates which are to be refunded with the proceeds of the Certificates on the earliest date they are subject to redemption.

7. Maintenance of Tax-Exempt Status. The County covenants for the benefit of the Owners of the Certificates to use the Certificate proceeds and the Equipment financed with Certificate proceeds, and to otherwise comply with all provisions of the Internal Revenue Code of 1986, as amended (the "Code") which are required for the interest component of lease payments payable under the Lease-Purchase Agreement to be excluded from gross income for federal income tax purposes, as provided in the Lease-Purchase Agreement. The County makes the following specific covenants with respect to the Code:

- a. The County will not take any action or omit any action if it would cause the Certificates to become arbitrage bonds under Section 148 of the Code.
- b. The County shall use the Projects financed with the Certificates so that the Certificates which were not issued as "private activity bonds" within the meaning of Section 141 of the Code do not become private activity bonds.
- c. The County shall comply with appropriate Code reporting requirements.
- d. The County shall pay, when due, all rebates and penalties with respect to the Certificates which are required by Section 148(f) of the Code.

The covenants contained in this Section 7 shall constitute contracts with the owners of the Certificates, and shall be enforceable by them. The Authorized Representative may enter into covenants on behalf of the County to protect the tax-exempt status of the Lease-Purchase Agreement and the Certificates.

8. Authentication, Registration, Payment, Exchange and Transfer.

- a. No Certificate shall be entitled to any right or benefit under this Resolution unless it shall have been authenticated by an authorized officer of the Registrar. The date of authentication shall be the date on which the Certificate owner's name is listed on the register.
- b. All Certificates shall be in registered form. The Registrar shall authenticate all Certificates to be delivered at closing of this issue, and shall additionally authenticate all Certificates properly surrendered for exchange or transfer pursuant to this Resolution.
- c. The ownership of all Certificates shall be entered in the register maintained by the Registrar, and the County and the Registrar may treat the person listed as owner in the register as the owner of the Certificate for all purposes.
- d. The Registrar shall mail or cause to be delivered the amount due under each Certificate to the registered owner at the address appearing on the Certificate register on the fifteenth day of the month preceding the payment date (the "Record Date"). If payment is so mailed, neither the County nor the Registrar shall have any further liability to any party for such payment.
- e. In the event the book-entry system of ownership is discontinued, Certificates may be exchanged for equal principal component amounts of Certificates of the same maturity which are in different authorized denominations, and Certificates may be transferred to other owners if the Certificate owners submit the following to the Registrar:

- i. written instructions for exchange or transfer satisfactory to the Registrar, signed by the Certificate owner or his attorney in fact and guaranteed or witnessed in a manner satisfactory to the Registrar; and
 - ii. the Certificates to be exchanged or transferred.
- f. The Registrar shall not be required to exchange or transfer any Certificates submitted to it during any period beginning with a Record Date and ending on the next following payment date; however, such Certificates shall be exchanged or transferred promptly following that payment date.
 - g. The Registrar shall not be required to exchange or transfer any Certificates which have been designated for redemption if such Certificates are submitted to the Registrar during the 15-day period preceding the designated redemption date.
 - h. For purposes of this section, Certificates shall be considered submitted to the Registrar on the date the Registrar actually receives the materials described in subsection (e) of this section.
 - i. In the event any Certificate is mutilated, lost, stolen or destroyed, the Registrar may issue a new Certificate of like maturity, interest rate and denomination if the asserted owner of such Certificate provides to the Registrar and the County an affidavit, certificate or other reliable proof that the Registrar or the County reasonably finds protects the County from conflicting claims for payment under the Certificate. Pursuant to Oregon Revised Statutes Section 288.435, the Registrar may waive the requirements of ORS 288.420 and the County may waive the requirements of ORS 288.430 with respect to the Certificate.
 - j. The County may alter these provisions regarding registration, exchange and transfer by mailing notification of the altered provisions to all Certificate owners and the Registrar. The altered provisions shall take effect on the date stated in the notice, which shall not be earlier than 45 days after notice is mailed.

9. Notice of Redemption. Official notice of redemption shall be given by the County's Registrar on behalf of the County by mailing a copy of an official redemption notice by first-class mail at least 30 days and not more than 60 days prior to the date fixed for redemption to the registered owner of the Certificate or Certificates to be redeemed at the address shown on the register or at such other address as is furnished in writing by such registered owner to the Registrar, and by publishing the notice as required by law; provided that so long as a book-entry only system is maintained in effect, notice of redemption shall be given at the time, to the entity and in the manner required in DTC's Operational Arrangements, and the Registrar shall not be required to give any other notice of redemption otherwise required herein, except for publishing the notice as required by law.

All official notices of redemption shall be dated and shall state, without limitation: (1) the redemption date; (2) the redemption price; (3) if less than all outstanding Certificates are to be redeemed, the identification of the Certificates to be redeemed; (4) that on the redemption date the redemption price will become due and payable upon each such Certificate or portion thereof called for redemption; (5) that interest thereon shall cease to accrue from and after said date; (6) the place where such Certificates are to be surrendered for payment of the redemption price, which place of payment shall be the principal corporate trust office of the Registrar; and (7) the assigned CUSIP numbers of all Certificates to be redeemed.

On or prior to any redemption date, the County shall deposit with the Registrar an amount of money sufficient to pay the redemption price of all the Certificates or portions of Certificates which are to be redeemed on that date.

Official notice of redemption having been given as aforesaid, the Certificates or portions of Certificates so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the County shall default in the payment of the redemption price) such Certificates or portions of Certificates shall cease to bear interest. Upon surrender of such Certificates for redemption in accordance with said notice, such Certificates shall be paid by the Registrar at the redemption price. Installments of interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. All Certificates which have been redeemed shall be canceled and destroyed by the Registrar and shall not be reissued.

10. Book-Entry Only System. During any time the Certificates are held in a book-entry only system (the "Book-Entry System"), the registered owner of all of the Certificates shall be The Depository Trust Company, New York, New York ("DTC"), and the Certificates shall be registered in the name of Cede & Co., as nominee for DTC. The County and DTC have entered into a Blanket Issuer Letter of Representations (the "Letter"), and the provisions of such Letter shall be incorporated herein by this reference.

Under the Book-Entry System, the Certificates shall be initially issued in the form of a single fully registered certificate, one for each maturity of the Certificates. Upon initial issuance, the ownership of such Certificates shall be registered by the Registrar on the registration books in the name of Cede & Co., as nominee of DTC. The County and the Registrar may treat DTC (or its nominee) as the sole and exclusive registered owner of the Certificates registered in its name for the purposes of payment of the principal of, prepayment price of, and premium, if any, or interest on the Certificates, selecting the Certificates or portions thereof to be redeemed, if any, giving notice as required under this Resolution, registering the transfer of Certificates, obtaining any consent or other action to be taken by the owners and for all other purposes whatsoever; and neither the Registrar nor the County shall be affected by any notice to the contrary. The Registrar shall not have any responsibility or obligation to any person claiming a beneficial ownership interest in the Certificates under or through DTC or any Participant, or any other person which is not shown on the registration books of the Registrar as being a registered owner, with respect to the accuracy of any records maintained by DTC or any Participant; the payment by DTC or any Participant of any amount in respect of the principal or prepayment price of or interest on the Certificates; any notice or direction which is permitted or required to be given to or received from owners under this Resolution; the selection by DTC or any DTC Participant of any person to receive payment in the event of a partial prepayment of the Certificates; or any consent given or other action taken by DTC as owner; nor shall any DTC Participant or any such person be deemed to be a third party beneficiary of any owners' rights under this Resolution. The Registrar shall pay from moneys available hereunder all principal of and premium, if any, and interest on the Certificates only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the County's obligations with respect to the principal of and premium, if any, and interest on the Certificates to the extent of the sum or sums so paid. So long as the Certificates are held in the Book-Entry System, no person other than DTC shall receive an authenticated Certificate for each separate stated maturity evidencing the obligation of the Registrar to make payments of principal of and premium, if any, and interest pursuant to this Resolution. Upon delivery by DTC to the Registrar of DTC's written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the provisions of this Resolution with respect to transfers of Certificates, the term "Cede & Co.," in this Resolution shall refer to such new nominee of DTC.

At any time it determines that it is in the best interests of the owners, the County may notify the Registrar, and the Registrar will subsequently notify DTC, whereupon DTC will notify the DTC Participants, of the availability through DTC of Certificates. In such event, the Registrar shall issue, transfer and exchange, at the County's expense, Certificates as requested in writing by DTC in appropriate amounts. DTC may determine to discontinue providing its services with respect to the Certificates at any time by giving written notice to the Registrar and discharging its responsibilities with respect thereto under applicable law. If DTC resigns as securities depository for the Certificates, bond certificates shall be delivered pursuant to this section. Under such circumstances (if there is no successor securities depository), the Registrar shall be obligated to deliver the Certificates as described in this Resolution, provided that the expense in connection therewith shall be paid by the County. In the event the Certificates are issued, the provisions of this Resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of, premium, if any, and interest on such Certificates. Whenever DTC requests the Registrar to do so, the Registrar will cooperate with DTC in taking appropriate action after written notice (a) to make available one or more separate certificates evidencing the Certificates to any DTC Participant having Certificates credited to its DTC account, or (b) to arrange for another securities depository to maintain custody of Certificates.

11. Appointment of Special Counsel and Financial Advisor. The County appoints Ater Wynne Hewitt Dodson & Skerritt, LLP, as special counsel for the issuance of the Certificates and Regional Financial Advisors, Inc. as Financial Advisor.

12. Continuing Disclosure. The County shall undertake in a Continuing Disclosure Certificate for the benefit of registered and beneficial Certificate owners to provide to each Nationally Recognized Municipal Securities Information Repository, and if and when one is established, the State Information Depository, on an annual basis on or before 270 days after the end of each fiscal year, commencing with the fiscal year ending June 30, 1998, the information required pursuant to paragraph (b)(5)(i) of the Securities and Exchange Commission Rule 15c2-12 (17 C.F.R. § 240.15c2-12 (the "Rule").

13. Defeasance. The County may defease the Certificates by setting aside, with a duly appointed escrow agent, in a special escrow account irrevocably pledged to the payment of the Certificates to be defeased, cash or direct obligations of the United States in an amount which, in the opinion of an independent certified public accountant, is sufficient without reinvestment to pay all principal and interest on the defeased Certificates until their maturity date or any earlier redemption date. Certificates which have been defeased pursuant to this Section shall be deemed paid and no longer outstanding, and shall cease to be entitled to any lien, benefit or security under this Resolution except the right to receive payment from such special escrow account.

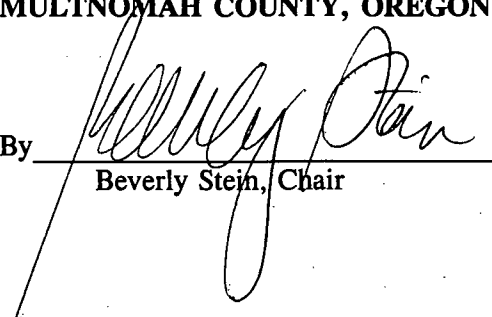
14. Resolution to Constitute Contract. In consideration of the purchase and acceptance of any or all of the Certificates by those who shall own the same from time to time (the "Owners"), the provisions of this Resolution shall be part of the contract of the County with the Owners and shall be deemed to be and shall constitute a contract between the County and the Owners, subject to the conditions set forth in Section 2 herein. The pledges contained herein, including without limitation the County's covenants and the other covenants and agreements herein set forth to be performed by or on behalf of the County shall be for the equal benefit, protection and security of the Owners, all of whom shall be of equal rank without preference, priority or distinction of any of such Certificates over any other thereof.

ADOPTED this 4th day of December, 1997.



**BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON**

By


Beverly Stein, Chair

REVIEWED BY:
COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON

By


Thomas Sponsler

MEETING DATE: DEC 04 1997
AGENDA #: R-5
ESTIMATED START TIME: 10:17 am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Authorizing the Negotiated Sale of up to \$2,800,000 in Revenue Bonds for the Regional Children's Campus, Inc.

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

REGULAR MEETING: DATE REQUESTED: December 4, 1997
AMOUNT OF TIME NEEDED: 5 to 10 Minutes

DEPARTMENT: DSS DIVISION: Finance
CONTACT: Dave Boyer TELEPHONE #: 248-3903
BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Dave Boyer

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Resolution Authorizing the Negotiated Sale of up to \$2,800,000 in Revenue Bonds for Regional Children's Campus, Inc.

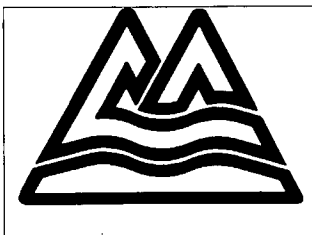
12/9/97 copies to Dave Boyer

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____
(OR)
DEPARTMENT
MANAGER: Debbie L. Gales

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Office of the Board Clerk 248-3277



MULTNOMAH COUNTY, OREGON

COUNTY COMMISSIONERS

BEVERLY STEIN, CHAIR
DAN SALTZMAN, DISTRICT #1
GARY HANSEN, DISTRICT #2
TANYA COLLIER, DISTRICT #3
SHARRON KELLEY, DISTRICT #4

FINANCE DIVISION

DIRECTORS OFFICE
ACCOUNTS PAYABLE
GENERAL LEDGER
PAYROLL
TREASURY
PORTLAND BUILDING
1120 SW FIFTH AVENUE, SUITE 1430
PO BOX 14700
PORTLAND, OR 97293-0700
PHONE (503) 248-3312
FAX (503) 248-3292

CENTRAL STORES
CONTRACTS
PURCHASING
FORD BUILDING
2505 SE 11TH 1ST FLOOR
PORTLAND, OR 97202
PHONE (503) 248-5111
FAX (503) 248-3252
TDD (503) 248-5170

MEMORANDUM

TO: Board of County Commissioners

FROM: David Boyer, Finance Director 

DATE: November 21, 1997

REQUESTED PLACEMENT DATE: December 4, 1997

SUBJECT: Regional Children's Campus (RCC) Revenue Bonds Negotiated Sale in the amount not to exceed \$2,800,000. (Was referred to as Edgefield Children's Center (ECC) in previous correspondence.)

- I. Recommendation / Action: Approve resolution authorizing the negotiated revenue bond sale of up to \$2,800,000 for RCC.
- II. Background / Analysis: In 1995 Edgefield Children's Center approached the County to assist them by partnering with them in establishing a regional children's center campus to provide a full consortium of mental health prevention and treatment services.

On October 25, 1995 the BCC approved resolution 95-219 approving a financial and program policy to form partnerships with non profits and directed County staff to work with ECC to form this partnership and assist ECC in making the campus a reality.

On December 28, 1995, the Board passed Resolution 95-272 authorizing the issuance of Revenue Bonds in and amount not to exceed \$3,155,000 and publish the required public notices.

In order to obtain this type of financing ,under IRS code, ECC formed the Regional Children's Campus (RCC) a 501 (c) (3) non profit agency.

The program and financial arrangements are:

- RCC to develop agreements or partnerships with other non profits to provide full consortium of services. Multnomah Education Service District, the Janus Program and Morrison center have agreed to participate in the development of the campus.
- RCC and the County's Community and Family Services Department have proposed a pilot project which would integrate RCC's intensive treatment programs into the County's managed care model.
- RCC is to provide, through donations, grants and in-kind construction, at least 40% of the funds to purchase the property from the County and construct the campus. The County will provide up to 60% of the construction cost of the campus by issuing tax exempt revenue bonds.
- County enters into a lease/purchase arrangement to sell about 21 acres to RCC at appraised value. Total sales price of the property is \$735,000. RCC pays the County \$225,000 down and makes payments to the County of about \$52,500 per year for the next 15 years.
- The total estimated construction cost of the first phase of the Campus is \$3.4 million. The County issues tax exempt revenue bonds in the amount of about \$2,565,000 to provide construction funds for the campus. RCC to provide at least 40% of the funds to construct the campus. RCC needs about \$1.4 million of donations for phase I. RCC has over \$2.5 million raised in contributions, pledges and commitments from individuals, foundations, corporations and partners coming onto the campus.
- The County and RCC enter into a 15 year lease/purchase agreement and RCC makes a lease payment to the County to cover the debt payment on the revenue bonds. Once the revenue bonds are paid in full the County will donate the property to RCC with the stipulation that the property can only be used for children's services programs.

This partnership allows the County to use its bonding authority to obtain financing costs at a lower interest cost to RCC than they would be able to obtain . This enables more funds to be used on direct services.

RCC has just recently met all the Internal revenue code and the County policy requirements and we are anticipating that the bonds will be sold in December or January. The BCC has approved all the necessary resolutions except for the final resolution authorizing the sale of the bonds. On October 5, 1995, the Board passed Resolution 95-219 authorizing staff to proceed with the preparation of documents for issuing revenue bonds in accordance with State Law. For the Edgefield Children's Regional Campus project.

Once approved the Finance Division, working with Bond Counsel, will ensure that all necessary documents and legal requirements are met.

- III. Financial Impact: RCC will be responsible for the debt payments on the Revenue Bond issue. In the unlikely event that RCC can not pay for the debt the County will provide appropriate remedies in our contract with RCC.

To ensure that the bonds obtain a favorable interest rate, the County will pledge the lease payments from the land lease and the project lease and also pledge a small portion of the Motor Vehicle Rental Tax . The total estimated risk to the County , if RCC can not make any of the payments , is \$286,000 per year for 14 years.

This revenue bond issue meets all the requirements contained in the County's Financial and Budget Policy.

IV. Legal Issues: The Resolution contains all legal requirements and was reviewed by all parties. Ater Wynne Hewitt Dodson & Skerritt is special counsel to the County.

V. Controversial Issues: None that I am aware of.

VI. Link to Current County Policy: Is consistent with the Financial and Budget Policy adopted by the Board.

VII. Citizen Participation: RCC and its Board of Directors have been involved with this issue. A Tax Exempt Financing Reform Act public hearing is scheduled for December 10, 1997 at 2:00. A report of this hearing will be forwarded to the Board .

BEFORE THE BOARD OF COUNTY COMMISSIONERS

MULTNOMAH COUNTY, OREGON

A Resolution of the Board of County Commissioners)
of Multnomah County, Oregon authorizing the)
Issuance of the Multnomah County, Oregon Revenue)
Bonds, Series 1998 (Regional Children's Campus,)
Inc.) in an amount not exceeding \$2,800,000;)
delegating the Approval, Authorization, Execution)
and Delivery of the Trust Indenture and the Lease,)
the Approval and Authorization of the Distribution)
of the Preliminary and Final Official Statements,)
and the Negotiation, Execution and Delivery of the)
Bond Purchase Agreement; and Related Matters.)

RESOLUTION NO. 97- 207

WHEREAS, the Board of County Commissioners of Multnomah County, Oregon (the "County"), a body politic and corporate and a political subdivision of the State of Oregon, pursuant to ORS 288.605 to 288.945 (collectively, the "Act"), adopted its Resolution No. 95-272 on December 28, 1995 which gave preliminary authorization to the County to issue its Revenue Bonds in an aggregate principle amount not to exceed \$3,155,000 to finance the costs of construction, renovation, improvement and equipping of certain facilities located on County-owned property known as the Regional Children's Campus, Inc. (formerly Edgefield Regional Children's Campus Trust Inc.) (the "Project") and to fund a debt service reserve account and pay certain costs incidental thereto; and

WHEREAS, pursuant to the Act, the County caused the Notice of Revenue Bond Authorization to be published in The Oregonian, Portland, Oregon on January 10, 1996; and

WHEREAS, ORS 288.815 provides that a bond purchase agreement cannot be executed for at least 60 days following publication of the Notice of Revenue Bond Authorization. More than sixty days have elapsed since the January 10, 1996 publication and no written petitions requiring an election were filed with the office of the County Clerk; therefore, the County is authorized to proceed with the negotiation, issuance, sale and delivery of the Bonds; and

WHEREAS, the Board of County Commissioners of the County desires to authorize the Director, Finance Division or his designee (the "Authorized Representative"), on behalf of the County, to establish the terms and negotiate the sale of the Bonds, and approve, execute and deliver the agreements and documents necessary to complete the Bond financing; and

WHEREAS, the Bonds shall be issued pursuant to a Trust Indenture (the "Indenture") between the County and a trustee to be selected by the Authorized Representative (the "Trustee") and the Bonds shall be payable from lease payments received by the County from Regional Children's Campus, Inc. ("Lessee") pursuant to a Lease Agreement between the County and Lessee (the "Lease") and from a portion of the Motor Vehicle Rental Tax (MCC 5.40) pledged pursuant hereto and in the Indenture; and

WHEREAS, prior to the execution of the Bond Purchase Agreement (the "Bond Purchase Agreement") under which an underwriter selected by the Authorized Representative (the "Underwriter") agrees to purchase the Bonds from the County, the County will have received an evaluation of, among other things, the terms, conditions and pricing of the negotiated purchase of the Bonds by the Underwriter, pursuant to ORS 288.845 from its independent financial advisor and expert, Regional Financial Advisors, Inc.;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. Authorization to Issue, Sell, Execute and Deliver Bonds. The County is hereby authorized to enter into the transactions described above and specifically to issue, sell, execute and deliver the Bonds pursuant to the Indenture, and to use the proceeds of the Bonds as contemplated by the Indenture and Lease Agreement.

Section 2. Delegation for the Establishment of Terms and Negotiated Sale of the Bonds. The Authorized Representative is hereby authorized, on behalf of the County to:

- a. establish the maturity dates, principal amounts, redemption provisions, interest rates, and denominations and all other terms for the Bonds;
- b. approve, authorize, execute and deliver the Indenture, the Lease, documents of sale or conveyance, security documents, closing documents and all other documents, and to take all other actions necessary in the opinion of the Director, Finance Division and Ater Wynne Hewitt Dodson & Skerritt, LLP, as bond counsel ("Bond Counsel") to consummate this financing;
- c. approve and authorize the distribution of preliminary and final official statements for the Bonds;
- d. enter into covenants regarding the use of the proceeds of the Bonds and the projects financed with the proceeds of the Bonds, to maintain the tax-exempt status of the Bonds;
- e. negotiate the terms under which the Bonds shall be sold, to enter into a Bond Purchase Agreement for sale of the Bonds, and to execute and deliver that Bond Purchase Agreement;
- f. obtain a rating on the Bonds, if determined by the Authorized Representative to be in the best interest of the County;
- g. determine whether the Bonds shall be Book-Entry certificates and to take such actions as are necessary to qualify the Bonds for the Book-Entry System of DTC; and
- h. execute and deliver a certificate specifying the action taken pursuant to this Section 2, and to take all other actions that the Authorized Representative determines are desirable to issue, sell and deliver the Bonds in accordance with this Resolution.

Section 3. Bond Execution. The Bonds shall be executed on behalf of the County by the manual or facsimile signatures of the Chair of the Board of County Commissioners and the Director, Finance Division.

Section 4. Maintenance of Tax-Exempt Status. The County covenants for the benefit of the Owners of the Bonds to use the Bond proceeds and the Project financed with Bond proceeds, and to otherwise comply with all provisions of the Internal Revenue Code of 1986, as amended (the "Code") which are required for the interest on the Bonds to be excluded from gross income for federal income tax purposes. The County makes the following specific covenants with respect to the Code:

- a. The County will not take any action or omit any action if it would cause the Bonds to become arbitrage bonds under Section 148 of the Code.
- b. The County shall use the Projects financed with the Bonds so that the Bonds which were not issued as "private activity bonds" within the meaning of Section 141 of the Code do not become private activity bonds.
- c. The County shall comply with appropriate Code reporting requirements.
- d. The County shall pay, when due, all rebates and penalties with respect to the Bonds which are required by Section 148(f) of the Code.

The covenants contained in this Section 4 shall constitute contracts with the owners of the Bonds, and shall be enforceable by them. The Authorized Representative may enter into covenants on behalf of the County to protect the tax-exempt status of the Bonds.

Section 5. Trustee, Paying Agent and Registrar. The Authorized Representative is authorized to select and appoint a Trustee, Paying Agent and Registrar for the Bonds. The Trustee shall be qualified to exercise trust powers as described in the Indenture and the Trustee shall be appointed as the Paying Agent and Registrar to authenticate the Bonds as contemplated by the Indenture. A successor Trustee, Paying Agent and Registrar may be appointed for the Bonds by resolution of the County. The Registrar shall provide notice to Bondowners of any change in the Registrar not later than the next Bond payment date following the change in Registrar.

Section 6. Authentication, Registration, Payment, Exchange and Transfer.

- a. No Bond shall be entitled to any right or benefit under this Resolution unless it shall have been authenticated by an authorized officer of the Registrar. The date of authentication shall be the date on which the Bondowner's name is listed on the register.
- b. All Bonds shall be in registered form. The Registrar shall authenticate all Bonds to be delivered at closing of this issue, and shall additionally authenticate all Bonds properly surrendered for exchange or transfer pursuant to this Resolution.
- c. The ownership of all Bonds shall be entered in the register maintained by the Registrar, and the County and the Registrar may treat the person listed as owner in the register as the owner of the Bond for all purposes.
- d. The Registrar shall mail or cause to be delivered the amount due under each Bond to the registered owner at the address appearing on the Bond register on the fifteenth day of the month preceding the payment date (the "Record Date"). If payment is so mailed, neither the County nor the Registrar shall have any further liability to any party for such payment.

- e. In the event the book-entry system of ownership is discontinued, Bonds may be exchanged for equal principal component amounts of Bonds of the same maturity which are in different authorized denominations, and Bonds may be transferred to other owners if the Bondowners submit the following to the Registrar:
 - i. written instructions for exchange or transfer satisfactory to the Registrar, signed by the Bondowner or his attorney in fact and guaranteed or witnessed in a manner satisfactory to the Registrar; and
 - ii. the Bonds to be exchanged or transferred.
- f. The Registrar shall not be required to exchange or transfer any Bonds submitted to it during any period beginning with a Record Date and ending on the next following payment date; however, such Bonds shall be exchanged or transferred promptly following that payment date.
- g. The Registrar shall not be required to exchange or transfer any Bonds which have been designated for redemption if such Bonds are submitted to the Registrar during the 15-day period preceding the designated redemption date.
- h. For purposes of this section, Bonds shall be considered submitted to the Registrar on the date the Registrar actually receives the materials described in subsection (5) of this section.
- i. In the event any Bond is mutilated, lost, stolen or destroyed, the Registrar may issue a new Bond of like maturity, interest rate and denomination if the asserted owner of such Bond provides to the Registrar and the County an affidavit, certificate or other reliable proof that the Registrar or the County reasonably finds protects the County from conflicting claims for payment under the Bond. Pursuant to Oregon Revised Statutes Section 288.435, the Registrar may waive the requirements of ORS 288.420 and the County may waive the requirements of ORS 288.430 with respect to the Bonds.
- j. The County may alter these provisions regarding registration, exchange and transfer by mailing notification of the altered provisions to all Bondowners and the Registrar. The altered provisions shall take effect on the date stated in the notice, which shall not be earlier than 45 days after notice is mailed.

Section 7. Optional and Mandatory Redemption. The Bonds may be subject to optional redemption and mandatory redemption prior to maturity as determined by the Authorized Representative pursuant to Section 2 hereof.

Section 8. Notice of Redemption. Official notice of redemption shall be given by the County's Registrar on behalf of the County by mailing a copy of an official redemption notice by first-class mail at least 30 days and not more than 60 days prior to the date fixed for redemption to the registered owner of the Bond or Bonds to be redeemed at the address shown on the register or at such other address as is furnished in writing by such registered owner to the Registrar, and by publishing the notice as required by law; provided that so long as a book-entry only system is maintained in effect, notice of redemption shall be given at the time, to the entity and in the manner required in DTC's Operational Arrangements, and the Registrar shall not be required to give any other notice of redemption otherwise required herein, except for publishing the notice as required by law.

All official notices of redemption shall be dated and shall state, without limitation: (1) the redemption date; (2) the redemption price; (3) if less than all outstanding Bonds are to be redeemed, the identification of the Bonds to be redeemed; (4) that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption; (5) that interest thereon shall cease to accrue from and after said date; (6) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the principal corporate trust office of the Registrar; and (7) the assigned CUSIP numbers of all Bonds to be redeemed.

On or prior to any redemption date, the County shall deposit with the Registrar an amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds which are to be redeemed on that date.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the County shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Registrar at the redemption price. Installments of interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. All Bonds which have been redeemed shall be canceled and destroyed by the Registrar and shall not be reissued.

Section 9. Book-Entry Only System. During any time the Bonds are held in a book-entry only system (the "Book-Entry System"), the registered owner of all of the Bonds shall be The Depository Trust Company, New York, New York ("DTC"), and the Bonds shall be registered in the name of Cede & Co., as nominee for DTC. The County and DTC have entered into a Blanket Issuer Letter of Representations (the "Letter"), and the provisions of such Letter shall be incorporated herein by this reference.

Under the Book-Entry System, the Bonds shall be initially issued in the form of a single fully registered certificate, one for each maturity of the Bonds. Upon initial issuance, the ownership of such Bonds shall be registered by the Registrar on the registration books in the name of Cede & Co., as nominee of DTC. The County and the Registrar may treat DTC (or its nominee) as the sole and exclusive registered owner of the Bonds registered in its name for the purposes of payment of the principal of, prepayment price of, and premium, if any, or interest on the Bonds, selecting the Bonds or portions thereof to be redeemed, if any, giving notice as required under this Resolution, registering the transfer of Bonds, obtaining any consent or other action to be taken by the owners and for all other purposes whatsoever; and neither the Registrar nor the County shall be affected by any notice to the contrary. The Registrar shall not have any responsibility or obligation to any person claiming a beneficial ownership interest in the Bonds under or through DTC or any Participant, or any other person which is not shown on the registration books of the Registrar as being a registered owner, with respect to the accuracy of any records maintained by DTC or any Participant; the payment by DTC or any Participant of any amount in respect of the principal or prepayment price of or interest on the Bonds; any notice or direction which is permitted or required to be given to or received from owners under this Resolution; the selection by DTC or any DTC Participant of any person to receive payment in the event of a partial prepayment of the Bonds; or any consent given or other action taken by DTC as owner; nor shall any DTC Participant or any such person be deemed to be a third party beneficiary of any owners' rights under this Resolution. The Registrar shall pay from moneys available hereunder all principal of and premium, if any, and interest on the Bonds only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the County's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of

the sum or sums so paid. So long as the Bonds are held in the Book-Entry System, no person other than DTC shall receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Registrar to make payments of principal of and premium, if any, and interest pursuant to this Resolution. Upon delivery by DTC to the Registrar of DTC's written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the provisions of this Resolution with respect to transfers of Bonds, the term "Cede & Co.," in this Resolution shall refer to such new nominee of DTC.

At any time it determines that it is in the best interests of the owners, the County may notify the Registrar, and the Registrar will subsequently notify DTC, whereupon DTC will notify the DTC Participants, of the availability through DTC of Bonds. In such event, the Registrar shall issue, transfer and exchange, at the County's expense, Bonds as requested in writing by DTC in appropriate amounts. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving written notice to the Registrar and discharging its responsibilities with respect thereto under applicable law. If DTC resigns as securities depository for the Bonds, bond certificates shall be delivered pursuant to this section. Under such circumstances (if there is no successor securities depository), the Registrar shall be obligated to deliver the Bonds as described in this Resolution, provided that the expense in connection therewith shall be paid by the County. In the event the Bonds are issued, the provisions of this Resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of, premium, if any, and interest on such Bonds. Whenever DTC requests the Registrar to do so, the Registrar will cooperate with DTC in taking appropriate action after written notice (a) to make available one or more separate certificates evidencing the Bonds to any DTC Participant having Bonds credited to its DTC account, or (b) to arrange for another securities depository to maintain custody of Bonds.

Section 10. Funds and Accounts. There are hereby established and created with the Trustee the following funds and accounts as more fully described in Article IV of the Indenture: the Bond Fund, the Projects Fund, and the Rebate Fund. Lessee shall be required to set aside or pay into such funds and accounts revenues for payment of its obligations under the Lease.

Section 11. Revenues Pledged. The County hereby pledges to the Bondholders an amount of the Motor Vehicle Rental Tax (MCC 5.40) sufficient, on an annual basis, to pay debt service on the Bonds in such fiscal year after taking into account amounts from the Lessee and other amounts available under the Indenture. Pursuant to Oregon Revised Statutes Section 288.594, this pledge shall be binding from the date hereof and revenues and other funds so pledged shall be immediately subject to the lien of the pledge without physical delivery, filing or other act and the lien of pledge shall be superior to all other claims and liens of any kind whatsoever.

Section 12. Limited Obligations. The Bonds shall be limited obligations of the County payable solely and only from the amounts required to be paid by Lessee pursuant to the Lease, from the Bond Fund and the Projects Fund established under the Indenture and from the Revenues as defined and pledged pursuant to the Indenture.

Section 13. Public Hearing. Pursuant to the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended, the Bonds may not be issued as tax-exempt qualified bonds until the elected legislative body of the County, as the unit of government issuing the Bonds and as the unit of government having jurisdiction over the area in which the Project is located, holds a public hearing, following reasonable public notice, in order that the residents of the County may have a reasonable opportunity to be heard by the County relating to the issuance of the Bonds. The County is the governmental unit issuing the Bonds and the governmental unit having jurisdiction over the area in which

the facility is to be located. The County directs that such public hearing be conducted following reasonable public notice and that the Finance Director is designated as the hearing official for the County to conduct such hearing. The Finance Director shall report to the Board the results of the public hearing, whereupon the County may approve of the issuance of the Bonds for the benefit of the County.

Section 14. Continuing Disclosure. The County and the Lessee shall undertake in Continuing Disclosure Certificates for the benefit of registered and beneficial Bondowners to provide to each Nationally Recognized Municipal Securities Information Repository, and if and when one is established, the State Information Depository, on an annual basis on or before 270 days after the end of each fiscal year, commencing with the fiscal year ending June 30, 1998, the information required pursuant to paragraph (b)(5)(i) of the Securities and Exchange Commission Rule 15c2-12 (17 C.F.R. § 240.15c2-12 (the "Rule")).

Section 15. Defeasance. The County may defease the Bonds by setting aside, with a duly appointed escrow agent, in a special escrow account irrevocably pledged to the payment of the Bonds to be defeased, cash or direct obligations of the United States in an amount which, in the opinion of an independent certified public accountant, is sufficient without reinvestment to pay all principal and interest on the defeased Bonds until their maturity date or any earlier redemption date. Bonds which have been defeased pursuant to this Section shall be deemed paid and no longer outstanding, and shall cease to be entitled to any lien, benefit or security under this Resolution except the right to receive payment from such special escrow account.

Section 16. Resolution to Constitute Contract. In consideration of the purchase and acceptance of any or all of the Bonds by those who shall own the same from time to time (the "Bondowners"), the provisions of this Resolution shall be part of the contract of the County with the Bondowners and shall be deemed to be and shall constitute a contract between the County and the Bondowners. The covenants, pledges, representations and warranties contained in this Resolution or in the closing documents executed in connection with the Bonds, including without limitation the County's covenants and pledges contained in Section 11 hereof, and the other covenants and agreements herein set forth to be performed by or on behalf of the County shall be contracts for the equal benefit, protection and security of the Bondowners, all of which shall be of equal rank without preference, priority or distinction of any of such Bonds over any other thereof, except as expressly provided in or pursuant to this Resolution.

ADOPTED this 4th day of December, 1997.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By: _____

Beverly Stein, Chair

REVIEWED BY:
COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON

By: _____

Dr. Thomas Sponsler

MEETING DATE: DEC 04 1997
AGENDA NO: R-6
ESTIMATED START TIME: 10:19am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Public hearing in the matter of approving request to transfer one tax foreclosed property to the City of Portland, Bureau of Parks and Recreation for public purposes.

BOARD BRIEFING: Date Requested: _____
Amount of Time Needed: _____

REGULAR MEETING: Date Requested: December 4, 1997
Amount of Time Needed: 5 minutes

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Pat Frahler TELEPHONE #: 248-3590
BLDG/ROOM #: 166/300/Tax Title

PERSON(S) MAKING PRESENTATION: Representative from Hansen's Office

ACTION REQUESTED:

[] INFORMATIONAL ONLY [] POLICY DIRECTION [X] APPROVAL [] OTHER

Multnomah County ORDINANCE 795, Section VI (F) requires that a hearing be held to hear public testimony prior to the Board of County Commissioners approving the transfer of Tax Foreclosed Properties to Government Agencies.

Attached documents: Staff Report, Board Order, and Deed #D981531.

12/9/97 ORIGINAL Deed & copies of all to TAX TIME

SIGNATURES REQUIRED:

ELECTED
OFFICIAL: _____

OR
DEPARTMENT
MANAGER: _____

K.A. Juneberg Law E. Nicholas

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277

2/97

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 25 PM 3:10

BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING - STAFF REPORT SUPPLEMENT

TO: BOARD OF COUNTY COMMISSIONERS
FROM: Gary Thomas
Foreclosed Property Coordinator-Tax Title
TODAY'S DATE: November 13, 1997
REQUESTED PLACEMENT DATE: December 4, 1997

RE: Request approval from the Board of County Commissioners to transfer one Tax Foreclosed Property to the City of Portland, Bureau of Parks & Recreation for public or non-housing purposes (public park and recreation places).

I. Recommendation/Action Requested:

That the Board of County Commissioners set December 4, 1997 as a date to receive public testimony concerning the subject request for transfer of Tax Foreclosed Property, for no monetary consideration, from Multnomah County's Tax Title Section, and decide whether the requested transfer to the City of Portland, Bureau of Parks & Recreation, shall be approved.

II. Background Analysis:

On May 3, 1996 in accordance with ORDINANCE 795 this property was made available on a list of Tax Foreclosed Properties offered to Governmental Agencies for non-housing purposes.

The Government Agency, City of Portland, Bureau of Parks & Recreation requested this property within the sixty days required by ORDINANCE 795, (Section VI, C) on July 2, 1996. The formal request from the City of Portland, Bureau of Parks & Recreation was received on August 1, 1996.

There were no duplicate applications submitted to Tax Title from another Government Agency requesting this property. However, Northeast Community Development Corporation, a Non-Profit Housing Developer, submitted an application requesting the same property that was proposed to be transferred to the City of Portland, Bureau of Parks & Recreation. ORDINANCE 795 allows Government Agencies to have first priority for obtaining available tax foreclosed properties for public use.

In February 1996 a petition was submitted by the King Neighborhood Association that contained signatures from the neighbors surrounding the subject property in support of the property being used as a "Greenspace" (e.g. community garden and/or pocket park). In March 1996 Sabin Community Development Corporation submitted a letter in support of the property being used as Greenspace.

In July 1996 it was determined that the former owner had not been properly notified so the property was pulled from the available list because of a clouded title. In August 1997 the property became available due to clear title and Tax Title notified the City of Portland, Bureau of Parks & Recreation and asked them to submit a letter affirming that they still wanted the property.

III. Financial Impact:

The Tax Title Fund has incurred expenses associated with preparation of application materials, processing transfer requests and preparation of Board documents. Future costs will include newspaper publications, Board package and legal documents preparation and processing.

IV. Legal Issues:

No legal issue is expected to develop as a result of this action.

V. Controversial Issues:

No public controversy is expected as a result of setting this date for a public hearing.

VI. There are no known conflicts with County policy.

There are no links with County policies.

VII. Citizen Participation:

Notice of this transfer hearing will be published in a newspaper for one day in two successive weeks.

The Oregonian, Metro Section

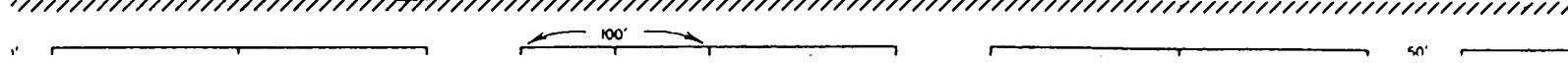
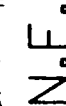
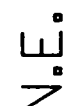
Dates: November 21 and November 28, 1997.

VIII Other Government Participation:

All public agencies of Multnomah County were invited to participate in this tax foreclosed property transfer process. All Neighborhood Associations within the County were notified of the availability of tax foreclosed properties to Government Agencies for possible transfer.

A

INITIAL POINT



BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Approving Transfer of One Tax Foreclosed
Properties to the City of Portland,
Bureau of Parks and Recreation, for
Public Purposes

} ORDER
97-208

WHEREAS, ORS 271.330 and Multnomah County Ordinance 795 allow for transfer of Tax Foreclosed Real Property to governmental bodies, provided the property is used for a public purpose; and

WHEREAS, the County Board of Commissioners received a report from the Department of Environmental Services Tax Title Division, regarding proposed transfer of tax foreclosed property to the City of Portland Bureau of Parks and Recreation; and

WHEREAS, the City of Portland Bureau of Parks and Recreation has formally requested the transfer of certain Tax Foreclosed Property located in Multnomah County, more particularly described as

LOTS 9 & 10, BLOCK 3, CONCORD HTS, a recorded subdivision in the City of Portland, County of Multnomah and State of Oregon.

WHEREAS, pursuant to ORS 271.330(3) and Ordinance 795, Section VI, paragraph (E) the Board of County Commissioners has authorized the Tax Title Division to publish notice of any proposed governmental transfers of tax foreclosed property in a timely manner after the above referenced report has been made available to the County Board; and

WHEREAS, Multnomah County, Tax Title Division has published for two successive weeks in a newspaper of general circulation notice of a pending hearing before the Board of County Commissioners to hear testimony regarding the transfer of the property described within as required under ORS 271.330(3) and Ordinance 795; and

WHEREAS, after holding the public hearing on the requested transfer, the Board determined this one property is no longer needed by the County, and is eligible to be transferred to the City of Portland Bureau of Parks and Recreation for public purposes.

NOW, THEREFORE, IT IS HEREBY ORDERED, that the one property described within be transferred without monetary consideration, to the City of Portland Bureau of Parks and Recreation, provided that said property shall be used and continue to be used by the City of Portland Bureau of Parks and Recreation, for public purposes in the State of Oregon, and should the property ceased to be used for public purposes by the City of Portland Bureau of Parks and Recreation, the interest of the City of Portland Bureau of Parks and Recreation shall automatically terminate and titles shall revert to Multnomah County.

IT IS FURTHER ORDERED, that the Chair of the Multnomah County Board of Commissioners is hereby directed to execute a deed conveying the property described within to the City of Portland Bureau of Parks and Recreation, for so long as the property is used for a public purpose.

Dated this 4th day of December, 1997.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
For Multnomah County, Oregon

By 

Matthew O. Ryan, Assistant County Counsel

DEED D981531

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the City of Portland Bureau of Parks and Recreation, a municipal corporation of the State of Oregon, Grantee, the following real property located within the County of Multnomah, State of Oregon:

LOTS 9 & 10, BLOCK 3, CONCORD HTS a recorded subdivision in the City of Portland, County of Multnomah, and State of Oregon.

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor. This transfer is without monetary consideration.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Until a change is requested, all tax statements shall be sent to the following address:

CITY OF PORTLAND
BUREAU OF PARKS AND RECREATION
1120 SW FIFTH AVE, STE 1302
PORTLAND, OR 97204-1933

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County commissioners this 4th day of December, 1997, by authority of an Order of the Board of County commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By *Beverly Stein*
Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Counsel
For Multnomah County, Oregon

By *Matthew O. Ryan*
Matthew O. Ryan, Assistant County Counsel

APPROVED:

Kathy Tuneberg, Director
Tax Collections/Record Management

By *K. A. Tuneberg*

After recording, return to Tax Title: 166/300

STATE OF OREGON

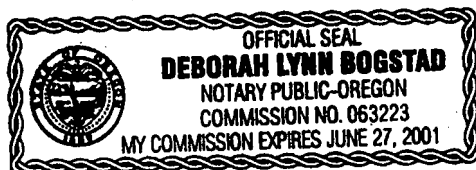
)

) ss

COUNTY OF MULTNOMAH

)

The foregoing instrument was acknowledged before me this 4th day of December, 1997, by Beverly Stein, 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: June 27, 2001

#1

SPEAKER SIGN UP CARDS

DATE Dec 4, 1997

NAME

Tom CROPPER

ADDRESS

P.O. Box 18025

Portland 97218

PHONE

281-2024

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC

R-7 Courthouse Security

GIVE TO BOARD CLERK

#2

SPEAKER SIGN UP CARDS

DATE 12-4-97

NAME

ROGER WEIDNER

ADDRESS

3526 S. E FRANKLIN
PORTLAND, ORE. 97202

PHONE

503-232-6691

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC

B-7 Courthouse Security
GIVE TO BOARD CLERK

BUDGET MODIFICATION NO.

MCSO #2

(For Clerk's Use) Meeting Date

DEC 04 1997

Agenda No.

R-7

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____

(Date)

DEPARTMENT Sheriff's Office

DIVISION _____

CONTACT Larry AabTELEPHONE 251-2489

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

SUGGESTED

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

Budget modification requesting authorization to transfer \$299,529 from the levy fund contingency to the Sheriff's budget to pay for needed positions and materials, and to add \$131,383 in Courthouse Security revenue.

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION

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

☒

Personnel changes are shown in detail on the attached sheet

This modification will make the following changes:

In the Recruiting Unit, a .5 FTE background investigator position will become a 1.0 FTE.

In the Internal Affairs Unit, a Sergeant position will be added.

In the Fiscal Unit, an Administrative Analyst position will be added.

In the Corrections Records Unit, 5.46 technicians and an x-image capture station will be added to cover the additional post created by the booking remodel.

In the Facility Security Unit, 7.8 Security Officers, overtime, and a line scanner will be added for new courtrooms at the Justice Center and at the Gresham Courts.

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

Add \$131,383 to court security revenue.

Add \$60,253 cash transfer from the jail levy fund to court security

Add \$29,686 to the general fund from additional indirect

BOARD OF
 COUNTY COMMISSIONERS
 97 NOV 26 PM 1:00
 MULTNOMAH COUNTY
 OREGON

4. CONTINGENCY STATUS

(to be completed by Budget & Planning)

Fund Contingency before this modification (as of _____)

Date

After this modification

\$ _____

\$ _____

Originated By

Date

Department Director

Date

Plan/Budget Analyst

Date

Employee Services

Date

Board Approval

Date

Originated By <u>Larry Aab</u>	Date <u>11/26/97</u>	Department Director <u>Dan N...</u>	Date <u>11/25/97</u>
Plan/Budget Analyst <u>Karlene Baran</u>	Date <u>11/26/97</u>	Employee Services <u>Shirlee Robertson</u>	Date <u>11/26/97</u>
Board Approval <u>Deborah L. Borister</u>	Date <u>12/4/97</u>		

MC50 #2

(Compute on a full-year basis even though this action affects only a part of the fiscal year (FY).)

FTE Increase (Decrease)	POSITION TITLE	ANNUALIZED			
		BASE PAY Increase (Decrease)	Increase/(Decrease)		TOTAL Increase (Decrease)
			Fringe	Ins.	
0.50	Background Investigator	15,144	2,720	2,822	20,686
1.00	Sergeant	49,423	12,331	6,421	68,175
1.00	Admin. Analyst	35,119	6,307	5,861	47,287
7.80	Facility Security Officer	194,988	35,020	42,133	272,141
5.46	MCSO Records Technician	141,909	25,487	29,719	197,115
					0
					0
					0
					0
					0
					0
					0
					0
15.76	TOTAL CHANGE (ANNUALIZED)	436,583	81,865	86,956	605,404

(Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this BudMod.)

FTE	Fund/Org.	Explanation of Change	CURRENT FY			
			BASE PAY Increase (Decrease)	Increase/(Decrease)		TOTAL Increase (Decrease)
				Fringe	Ins.	
0.29	169/3752	Add Background Investigator (9011)	8,834	1,587	1,646	12,067
0.58	169/3720	Add Sergeant (2005)	28,830	7,193	3,746	39,769
0.53	169/3602	Add Admin. Analyst (3602)	20,486	3,679	3,419	27,584
4.55	169/3420	Add Facility Security Officer (6258)	113,743	20,428	24,578	158,749
3.19	169/4111	Add MCSO Records Tech (6150)	82,780	14,867	17,336	114,983
						0
						0
						0
						0
						0
						0
						0
						0
TOTAL CURRENT FISCAL YEAR CHANGES			254,673	47,754	50,725	353,152

Expenditure BUDGET MODIFICATION NO **MC50 #2**

Transaction E [] TRANSACTION DATE:

ACCOUNTING PERIOD:

BUDGET FY:

Fund	Agency	Organi- zation	Activity	Reporting Category	Object	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
169	025	3752			5100			8,834		Permanent
					5500			1,587		Fringe
					5550			1,646		Insurance
					7100			970		Indirect
		3720			5100			28,830		Permanent
					5500			7,193		Fringe
					5550			3,746		Insurance
					7100			3,197		Indirect
		3606			5100			20,486		Permanent
					5500			3,679		Fringe
					5550			3,419		Insurance
					7100			2,218		Indirect
180	025	3420			5100			113,743		Permanent
					5300			8,385		Overtime
					5500			21,934		Fringe
					5550			24,928		Insurance
					6170			5,833		Rentals
					7100			14,056		Indirect
169	025	4111			5100			82,780		Permanent
					5500			14,867		Fringe
					5550			17,336		Insurance
					8400			32,000		Equipment
					7100			9,245		Indirect
169	025	9130			7617			57,496		Cash transfer to fund 180
169	075	9120			7700			(299,529)		Contingency
100	075	9120			7700			29,686		Contingency (from indirect)
400	070	7522			6580			51,075		Insurance
								269,640	Total Expenditure Change	

Revenue

Transaction R [] TRANSACTION DATE:

ACCOUNTING PERIOD:

BUDGET FY:

Fund	Agency	Organi- zation	Activity	Reporting Category	Object	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
180	025	3420			0500			70,004		BWC
					6161			61,379		Court Fees
					7609			57,496		Levy Fund
100	075	7410			7617			14,056		Increased indirect from 180
100	075	7410			7609			15,630		Increased indirect from 169
400	070	7520			7617			24,928		Fund 180 insurance
400	070	7520			7609			26,147		Fund 169 insurance
								269,640	Total Revenue Change	

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DAN NOELLE, 
Sheriff

TODAY'S DATE: November 24, 1997

REQUESTED PLACEMENT DATE: DECEMBER 4, 1997

RE: BUDGET MODIFICATION

I. Recommendation/Action Requested:

Request approval of mid year budget modification dealing with the public safety levy expansion and related needs.

II. Background/Analysis:

During the budget planning of Fiscal Year 1997-98, the Sheriff's Office was confronted with a number of uncertainties. Measure 47 made the prediction of revenues available difficult to assess, SB 1145 and its impact on the local criminal justice system was being evaluated, and the siting and construction process for jail expansion was in its early stages. To compound the issue, facility openings were being planned for mid to late FY 97-98 requiring the calculation of numerous partial FTE's. The magnitude of this sudden growth made the prediction of staffing needs very uncertain. Therefore, the Sheriff's Office discussed with the Board during the budget process the probability of a need for a mid year adjustment when the above issues became clearer. This budget modification will address these needs.

**INCREASING SECURITY AT JUSTICE CENTER COURT ROOMS AND
GRESHAM COURT**

Summary: Increased use of the Justice Center Court Rooms and the Gresham Court requires an increase of staff by 7.8 Facility Security Officers and the addition of a line scanner machine.

The four courtrooms at the Justice Center (known as JC-1 through JC-4 are scheduled to become full-time within the next month. Prior to this past year, only

two of the four courtrooms were being used on a full-time basis. However, with the addition of five new state referees assigned to Multnomah County, all four will be in use on a daily basis.

Currently, felony arraignments are held in JC-3 and misdemeanants are in JC-4. Many of those appearing are "out of custody". Some have been released due to overcrowding. Others have been released on their own recognizance. It is not unusual for those appearing to bring friends or relatives with them. Oftentimes, victims or witnesses of the same incident are also in the courtroom, creating a very tense and volatile situation.

In addition to the courtrooms on the third floor, the diagnostic area and the PRSP are also located in the Justice Center and present a similar safety concern. The Justice Center Safety Committee has often expressed their written concern over the lack of control over security in the non-jail areas of the Justice Center.

In order to address most of these concerns, a line scanner and walk-through metal detector will be installed at the top of the curved open stairway to the third floor. It will take 6.5 FTE Facility Security positions to staff the operation Monday through Friday and to provide a rover that can move between the four courtrooms.

In addition to the increase in use of the Justice Center as described above, the Gresham Court has increased the number of hours it operates. This increase will require the addition of 1.3 Facility Security Officers in order to provide staffing for the Gresham Court. In addition, in order to keep the staffing levels at a minimum, \$8,385 will be needed to fill staffing vacancies with overtime.

INCREASE .5 FTE BACKGROUND INVESTIGATOR POSITION IN THE RECRUITING UNIT TO 1.0 FTE

Summary: A critical "bottleneck" in our hiring process is an adequate number of background investigators in the Recruiting Unit.

The hiring of staff for the expansion of the jail system has overwhelmed the Recruiting Unit's ability to complete sufficient background investigations to keep pace with the need for hires. Currently, the hiring of Corrections Deputies is 60 positions behind the budgeted staffing estimate. Delays in hiring could jeopardize the opening of the Inverness Jail expansion and delay housing of SB 1145 Inmates. In addition to personnel already budgeted in the Recruiting Unit, two Corrections Deputies are "on loan" from the Facilities Division. We are also using at least four temporary hires to complete backgrounds. This budget modification will take one .5 FTE Background Investigator and increase it to 1.0 FTE. The .5 position is already filled and the incumbent has agreed to increase her hours

to full time.

We expect the overwhelming hiring needs to end in mid-1998 enabling us to return the loaned Corrections Deputies to the Facilities Division. However ongoing needs in the Recruiting Unit will create staffing requirements sufficient to continue the Backgrounder at 100%. We expect a high rate of attrition through promotions, retirements, etc. We also project that as many as 10% of our new hires will not make probation. These actions make the increased staffing in the Recruitment Unit ongoing.

ADDITION OF 1 LAW ENFORCEMENT SERGEANT IN THE INTERNAL AFFAIRS UNIT

Summary: The increased workload in the Internal Affairs Unit has created the need for an additional full time investigator.

The Internal Affairs Unit investigates and recommends discipline for any member of the agency who has allegedly violated agency rules. An important part of the process is the timely investigation of the allegations. As the agency has grown, the number of investigations has also grown. However the staffing has increased by only one over the past seven years. During 1997, the number of investigations have increased significantly:

Pre-investigate Assessments (PIA's) are performed to determine which steps must be taken to best investigate a complaint. Options include closure, reassignment to an appropriate manager, or a formal IAU investigation. During 1997, 165 PIA's have been performed compared with 123 for all of 1996.

Internal Affairs Investigations are formal investigations carried out by the IAU members. They are normally the most difficult and time-consuming investigations. During 1997, 39 investigations have been opened. This compares with 39 for all of 1996.

The length of time it is taking from issuance of an IAU investigation to completion averages in excess of two months. This is far too long for effective investigation and discipline.

The increase of one Law Enforcement Sergeant in the Unit will provide the additional staffing necessary to complete investigations in a timely manner. Due to the nature of the investigations, an investigator with some measure of supervisory authority is necessary to perform the tasks.

ADD AN ADMINISTRATIVE ANALYST TO THE FISCAL UNIT

Summary: The need for additional staff to complete fiscal research is necessary in order to monitor the increased fiscal responsibilities due to Measure 47, jail expansion, and SB 1145.

Fiscal accountability requirements in the Sheriff's Office are rapidly increasing. New budget strategies of fiscal accountability at the unit level and cost per unit monitoring has increased the need for additional fiscal research. In addition, the pressures of ballot measure 47, the rapid jail expansion and SB 1145 monitoring create greater needs for research activities. An administrative analyst in the Fiscal Unit would assist in these activities:

1. Fiscal modeling has increased in importance to the agency. Impacts of SB 1145, Inverness Levy growth, per diem rates, overtime usage and monitoring, has greatly increased to need for more fiscal research.
2. The Fiscal Unit is currently working with the Oregon Department of Corrections and each Sheriff's Office in the State on a standard per diem rate to be used for applying costs to jail beds. This standard will be useful not only for SB 1145 cost forecasts, but also negotiating per diem costs with other government users such as the U. S. Marshal's Office and the Immigration and Naturalization Service. Standardizing per diem rates is a useful tool for benchmarking costs with other agencies.
3. Future fiscal research includes a law enforcement cost model similar to the jail per diem model for assessing contract costs to east county cities and other contracting bodies, monitoring actual jail per diem rates to monitor variances between budgeted and actual per diem, and market studies of the cost for providing jail and law enforcement services.
4. Technology in information flow is at an all time high. Software such as Microsoft Office has created the means of improving and speeding workflow in accounting systems. The County Budget Office recently hired a full time staff position that is developing a budget system through Microsoft Access. Through network connections we could develop a system very compatible to theirs to standardize and eliminate a substantial amount of budget redundancy.

INCREASE THE RECORDS UNIT BY 5.46 CORRECTIONS RECORDS TECHNICIANS TO COVER AN ADDITIONAL POST NEEDED FOR THE BOOKING REMODEL.

Summary: The Corrections Records Unit will require an additional post of Records Technicians and an X-Image capture station in order to manage the increased number of bookings due to jail expansion. This post was identified during the budgeting process but inadvertently left out of the budget request.

During the FY 1996-97 budget process, one post of Corrections Records Technicians and an x-image capture station was identified as necessary in order to deal with the increased bookings from jail expansion. As a part of the booking remodel, space was planned to house the increased personnel. However, the increased staff and equipment were inadvertently left out of the 1996-97 budget request. The increased staffing is necessary in order to hasten flow of prisoners through the booking area and into classification and housing. The increased flow is critical to the expeditious movement of prisoners out of the booking area and into the housing areas.

III. Financial Impact:

There are two sources of revenue available to fund the cost of these increases. The Facilities Security Unit receives revenue in Fund 180, which is dedicated to Courthouse Security. With the close of FY 96-97, \$70,004 remained in beginning working capital and an additional \$60,379 in court fees is anticipated for FY 97-98. In addition, the public safety levy has a FY 1997-98 contingency of \$2.8 million. These revenues will be used to fund the increased staffing needs.

The cost of these positions for the remainder of the fiscal year will be \$353,152. The annualized cost of these positions will be \$605,404. For FY 96-97, \$29,686 will be added to the general fund from indirect. There will be no reduction in general fund contingency.

III. Legal Issues:

None known

V. Controversial Issues:

None known

VI. Link to Current County Policies:

A high priority of the County and the Sheriff's Office is to provide a safe community to the citizen's of Multnomah County. By increasing security staff at the Justice Center and the Gresham Courts we will be adding to this effort. In addition, the increase of staffing in the Records Unit will allow us to more quickly process inmates for incarceration in the corrections facilities.

The Sheriff's Office and the county also have great interest in accountability in government. Through staff increases in the Internal Affairs Unit, the effectiveness of employee accountability is increased. Through the addition of an Administrative Analyst in the Fiscal Services Unit, the fiscal accountability will be increased.

VII. Citizen Participation:

N/A

VIII. Other Government Participation:

State Court Administrator Jerome Cooper considers the security of the Justice Center a high priority for the court system.

BUDGET MODIFICATION NO.

MC50 # 3

(For Clerk's Use) Meeting Date DEC 04 1997

Agenda No. R-8

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____

(Date)

DEPARTMENT Sheriff's Office

DIVISION _____

CONTACT Larry Aab

TELEPHONE 251-2489

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

SUGGESTED

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

Budget modification requesting authorization to add \$94,135 to the Corrections Records Unit in the general fund to pay for SB156 positions, and to cut one Deputy from the Metro budget.

(Estimated Time Needed on the Agenda) _____

2. DESCRIPTION OF MODIFICATION

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

☒ X

Personnel changes are shown in detail on the attached sheet

This modification will make the following changes:

In the Corrections Records Unit, 3 technicians and a Deputy Sheriff will be added to perform SB 156 tasks.

In the Metro unit, a Deputy Sheriff position will be eliminated.

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

Cut Metro revenue \$77,004

4. CONTINGENCY STATUS

(to be completed by Budget & Planning)

Fund Contingency before this modification (as of _____)

Date

\$ _____

After this modification

\$ _____

Originated By

Date

Department Director

Date

Plan/Budget Analyst

Date

Employee Services

Date

Board Approval

Date

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 26 PM 1:00

PERSONNEL DETAIL FOR BUDGET MODIFICATION NO.

MCSO #7

5. ANNUALIZED PERSONNEL CHANGES (Compute on a full-year basis even though this action affects only a part of the fiscal year (FY).)

FTE Increase (Decrease)	POSITION TITLE	BASE PAY Increase (Decrease)	ANNUALIZED		TOTAL Increase (Decrease)
			Increase/(Decrease)		
			Fringe	Ins.	
3.00	MCSO Records Technician	77,972	14,004	16,329	108,305
1.00	Deputy Sheriff	37,724	9,412	5,933	53,069
-1.00	Deputy Sheriff	(53,276)	(13,292)	(4,706)	(71,274)
					0
					0
					0
					0
					0
					0
					0
					0
					0
3.00	TOTAL CHANGE (ANNUALIZED)	62,420	10,124	17,556	90,100

6. CURRENT YEAR PERSONNEL DOLLAR CHANGES (Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this BudMod.)

			CURRENT FY			
FTE	Fund/Org,	Explanation of Change	BASE PAY Increase (Decrease)	Increase/(Decrease)		TOTAL Increase (Decrease)
				Fringe	Ins.	
1.75	169/4111	Add MCSO Records Tech (6150)	45,484	8,169	9,525	63,178
0.58	169/4111	Add Deputy Sheriff (2025)	22,006	5,490	3,461	30,957
-1.00	180/3130	Cut Deputy Sheriff (2025)	(53,276)	(13,292)	(4,706)	(71,274)
						0
						0
						0
						0
						0
						0
TOTAL CURRENT FISCAL YEAR CHANGES			14,214	367	8,280	22,861

BUDGET MODIFICATION NO *mcso #3*

Transaction E [] TRANSACTION DATE:

ACCOUNTING PERIOD:

BUDGET FY:

[illegible]

Revenue

Transaction R [] TRANSACTION DATE:

ACCOUNTING PERIOD:

BUDGET FY:

Fund	Agency	Organization	Activity	Reporting Category	Object	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
100	075	7410			7617			(5,730)		Decreased indirect from 180
400	070	7520			7617			(4,706)		Fund 180 insurance
400	070	7520			7801			12,986		Fund 100 insurance
180	025	3130			2780			(77,004)		Metro
								(74,455)		Total Revenue Change

REQUEST FOR GENERAL FUND CONTINGENCY TRANSFER

Attachment to Bud Mod No. MC50
BM98-031. Amount requested from General Fund Contingency: \$ 94,135

3. Summary of request:

Funds for three technicians and 1 deputy to perform sb156 tasks.

4. Has the expenditure for which this transfer is sought been included in any budget request during the past five years? No
If so, when? _____

If so, what were the circumstances of its denial? _____

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

The need was not anticipated.

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

Sheriff's Office funds are all allocated for expenditure.

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

None

8. This request is for a Quarterly _____, Emergency _____ review.

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

10. Attach any additional information or comments you feel helpful.

Signature of Department Head/Elected Official_____
Date

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DAN NOELLE, 
Sheriff

TODAY'S DATE: NOVEMBER 24, 1997

REQUESTED PLACEMENT DATE: DECEMBER 4, 1997

RE: BUDGET MODIFICATION ADDING 3 CORRECTIONS RECORDS TECHNICIANS
TO THE CORRECTIONS RECORDS UNIT, ADDING 1 DEPUTY SHERIFF FOR
WARRANT SERVICE, AND REDUCING 1 DEPUTY SHERIFF FROM THE METRO UNIT

I. Recommendation/Action Requested:

Request Board approval of a budget modification adding 3 Corrections Records Technicians and a Deputy Sheriff to the Sheriff's Office budget for purposes of computer entry and service of warrants pursuant to SB 156. Also request Board approval for reducing 1 Deputy Sheriff from the Metro Unit contract.

II. Background/Analysis:

Prior to the 1996 legislature, offenders sentenced to 12 months or less in the state corrections system, and who have been released on parole, were under the jurisdiction of the State Parole Board. In the event the offender violated his/her parole, the State Parole Board took care of all of the warrant information. This includes the issuance of the warrant, entry into the Law Enforcement Data System (LEDS), and processing service of the warrant once it was completed. During the regular session of the 1996 Legislature, SB 156 was passed. This bill transfers offenders under post prison supervision who were serving a sentence of 12 months or less from the Parole Board to the Department of Community Corrections. This creates a local impact on the criminal justice system by transferring warrant issuance responsibility for this offender population to the Department of Adult and Juvenile Community Justice. At this time, we have no history of the magnitude of the impact. The State Parole and Probation did not keep records on the number of warrants issued for offenders from Multnomah County. Nor do they have records of how many were issued for offenders serving a sentence of 12 months or less.

Currently, the Sheriff's Office is responsible for the entry of warrants issued by the Multnomah County Courts into the LEDS system. This entry is made through the Sheriff's Warrant and Information System (SWIS) which then interfaces with LEDS and NCIC.

With this linkage in place, it is logical for the Sheriff's Office to receive warrants issued by the Department of Adult and Juvenile Community Justice for entry into the appropriate computer systems. Staffing resources for warrant entry has been limited and the Sheriff's Office has experienced some backlogs in the entry of warrants. A recent backlog of approximately 6,000 warrants had to be addressed through the use of overtime and temporary help. While this backlog has been addressed, the dedication of additional resources will be necessary to ensure that no more backlogs occur.

This budget modification will increase the Records Unit by 3 Corrections Records Technicians whose assignment will be to enter and clear warrants not only issued under SB 156, but also from the Multnomah County Courts. This staffing along with the existing staff should be sufficient to address the warrants needs of the system.

State law requires that the Sheriff serve warrants issued by the courts. This would also include the issuance of warrants under SB 156. Currently there are no efforts at warrant service in Multnomah County with the exception of random warrant service on offenders detained for other reasons. This budget modification would add one deputy sheriff to the sheriff's office who would be assigned the task of serving warrants. This deputy would also work closely with Adult and Juvenile Community Justice in their SB 156 offender management.

Although not directly related to the SB 156 funding, this budget modification will also reduce the Metro Contract by 1 Deputy Sheriff. This reduction is because the amount of work in the Metro Unit has reduced. A contract amendment will be before the Board in the near future for this reduction. The Sheriff's Office has chosen to include this in the budget to illustrate that the addition of 1 deputy sheriff for SB 156 will be off set by the reduction of 1 deputy sheriff in Metro.

III. Financial Impact:

Fiscal Year	Fund 100	Fund 180
97-98	\$94,135	(\$71,274)
98-99	\$161,374	(\$71,274)

This budget modification will be funded from the general fund. The revenue became available with a state rule change, which allowed the Department of Adult and Juvenile Community Justice to combine reporting of SB 1145 program costs and other AJCJ costs. This freed up a biennial amount in excess of \$900,000 in the general fund. It is not known if a similar amount will be available in the next biennium so the Sheriff's Office will use the remainder of this biennium to assess the SB 156 impact and build it into the next public safety levy if necessary.

III. Legal Issues:

None known

V. Controversial Issues:

None known

VI. Link to Current County Policies:

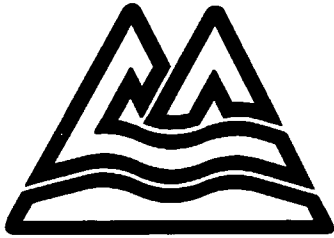
Benchmark on a safe community

VII. Citizen Participation:

N/A

VIII. Other Government Participation:

Department of Adult and Juvenile Community Justice.



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS

BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

BUDGET & QUALITY

PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

TO: Board of County Commissioners
FROM: Karyne Dargan, Budget Office
DATE: November 26, 1997
SUBJECT: Contingency Request by the Sheriff's Office.
Budget Modification MCSOBM98-03

The Multnomah County Sheriff's Office is requesting \$94,135 from the Contingency Account to offset the costs of adding 3.00 FTE Corrections Records Technicians and 1.00 FTE Deputy Sheriff for the remainder of this fiscal year. These positions will address data entry requirements and warrants service pursuant to SB 156. Funding has become available through a change in allocating costs for SB1145.

SB1145 became effective January 1, 1997. This legislation transferred the State responsibility for felons sentenced to a year or less to the County. SB1145 also provided new revenues for the County in the amount of \$3.167 million for the first six months of 1997 to offset the costs of implementing this legislation.

As a result of a state rule change, the Department of Community Justice was allowed to combine reporting of SB1145 program costs with other corrections program costs. Thus, the Department of Community Justice was able to charge programmatic expenses to the State Fund (Fund 156) that were previously charged to the General Fund (Fund 100). This action saved the General Fund over \$940,000. There is no requirement for the Board to spend this money on public safety issues.

The Sheriff's Office, Community Justice and the Court Group have been meeting and have developed a recommendation to address some of the most pressing public safety issues. The Sheriff's proposal is the first of two components being proposed to expend the \$940,000. The Sheriff's proposal runs over two fiscal years. The first year will cost \$94,135 and the second year will cost \$161,374. This will leave a balance of approximately \$640,000 for the Community Justice component, which should follow on next week's agenda.

The \$940,000 is one-time-only money generated by savings from the 1996-97 fiscal year. Although the Sheriff is proposing to add 4.00 permanent positions, he has proposed to build on-going funding into the public safety levy for fiscal year 1999-00.

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR:

(Date)

DEPARTMENT: COMMUNITY AND FAMILY SERVICESDIVISION: N/ACONTACT: LES WALKERPHONE: 26777* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD: KATHY TINKLE/MIKE WADDELLSUGGESTED AGENDA TITLE (to assist in preparing a description for the printed agenda)

Budget Modification CFS#05 transfers \$120,313 County General Fund Contingency to the Division of Behavioral Health for restoration of youth alcohol and drug services.

2. DESCRIPTION OF MODIFICATION: [Explain the changes being made: What budget does it increase / decrease? What do the changes accomplish? Where does the money come from?

[] PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

This modification transfers \$120,313 in County General Fund Contingency to the Division of Behavioral Health to restore youth alcohol and drug services which were eliminated from FY 97/98 Adopted Budget to meet departmental constraint. Eighteen outpatient slots and thirteen day treatment slots will be restored for adolescent treatment at DePaul Treatment Center and Tualatin Valley Mental Health/Mainstream.

Budget Modification CFS#05 increases pass through expenditures for Alcohol and Drug Contracts by \$120,313. County General Fund Indirect is increased by \$842. Service Reimbursement from Fed/State Fund to General Fund is also increased by \$842.

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
97 NOV 18 AM 11:31

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

Increase General Fund Contingency	\$120,313
Increase CGF Indirect Support	\$842
Increase Svs Reim F/S to General Fund	\$842
TOTAL	\$121,997

4. CONTINGENCY STATUS [to be completed by Budget & Planning]

Fund Contingency BEFORE THIS MODIFICATION (as of _____): \$ _____
(Specify Fund) AFTER THIS MODIFICATION: \$ _____

Originated By:

Date:

Department Director:

Date:

Plan / Budget Analyst:

Date:

Employee Services:

Date:

Board Approval:

Date:

CFS#05

REVENUES

TRANS DATE: _____

Budget Fiscal Year: 97/98

[illegible]

CFS#05

EXPENDITURES

TRANS DATE: _____

ACCTING PERIOD: _____

Budget Fiscal Year: 97/98

[illegible]

REQUEST FOR GENERAL FUND CONTINGENCY TRANSFER

1. Attachment to Bud Mod No. CFS#05. 2. Amount requested from General Fund Contingency: \$120,313

3. Summary of request:

Funds are requested to restore eighteen chemical dependency outpatient slots and thirteen day treatment slots for adolescents at DePaul Treatment Center and Tualatin Valley Mental Health/Mainstream. The Division of Behavioral Health requested funding from Oregon Department of Human Resources, Office of Alcohol and Drug Abuse Programs (OADAP). OADAP will not take any action on the request pending a review of the status of slots to determine how effectively the monies are being used.

4. Has the expenditure for which this transfer is sought been included in any budget request during the past five years? YES If so, when? FY 96/97
If so, what were the circumstances of its denial?

Funds were eliminated from the Department budget in FY 97/98 to meet constraint.

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

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

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

This request will not produce any new revenue and no anticipated payback to the general fund is anticipated.

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

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

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


Signature of Department Head / Elected Official

11/2/97
Date

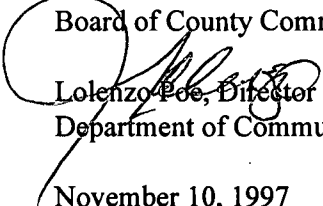


MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES
421 SW SIXTH AVENUE, SUITE 700
PORTLAND, OREGON 97204
PHONE (503) 248-3691
FAX (503) 248-3379
TDD (503) 248-3598

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN • CHAIR OF THE BOARD
DAN SALTZMAN • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
TANYA COLLIER • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Board of County Commissioners
FROM:  Lorenzo Ede, Director
Department of Community and Family Services
DATE: November 10, 1997
SUBJECT: Budget Modification CFS#05

I. RECOMMENDATION/ACTION REQUESTED: The Department of Community and Family Services recommends the approval of Budget Modification CFS#05. This modification requests a transfer of \$120,313 from General Fund Contingency to the Division of Behavioral Health Alcohol & Drug Contracts.

II. BACKGROUND ANALYSIS: Funds are requested to restore eighteen chemical dependency outpatient slots and thirteen day treatment slots for adolescent treatment at DePaul Treatment Center and Tualatin Valley Mental Health/Mainstream. Funds for these slots were eliminated from the Department's FY 97/98 budget to meet constraint. The Division requested funding from the Oregon Department of Human Resources, Office of Alcohol and Drug Abuse Programs (OADAP) but no action was taken on the request pending a review of the status of slots to determine how effectively the monies are being used.

III. FINANCIAL IMPACT: Budget Modification CFS#05 increases Alcohol and Drug Contract pass through expenditures by \$120,313. County General Fund Indirect is increased by \$842. Service reimbursement from Fed/State Fund to General Fund is also increased by \$842.

IV. LEGAL ISSUES: N/A

V. CONTROVERSIAL ISSUES: N/A

VI. LINK TO CURRENT COUNTY POLICY: N/A

VII. CITIZEN PARTICIPATIONS: N/A

VIII. OTHER GOVERNMENT PARTICIPATION: N/A



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS

BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

BUDGET & QUALITY

PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

TO: Board of County Commissioners
FROM: ^{KD} Karyne Dargan, Budget Office
DATE: November 18, 1997
SUBJECT: Contingency Request by the Department of Community & Family Svcs.
Budget Modification CFS98-05

The Department of Community & Family Services is requesting \$120,313 from the Contingency Account to restore eighteen chemical dependency outpatient slots and thirteen day treatment slots for adolescent treatment at DePaul Treatment Center and Tualatin Valley Mental Health/Mainstream.

General Fund support for these contracts was eliminated during the budget process in anticipation of and in support of receiving an appropriation from the Oregon Department of Human Resources. For FY 1997-98, however, the Department of Human Resources did not provide funding for these contracts. The department's request for one-time-only support meets the Board's Contingency use criteria because it keeps a previous public commitment for the balance of the fiscal year.

The Budget Office is recommending approval of the Department of Community & Family Services request for the transfer to fund these contracts through the end of FY 1997-98.

As of November 1, 1997 there was \$2,231,667 in the Contingency Account. This budget modification will reduce that Account to \$2,111,354.

#1

SPEAKER SIGN UP CARDS

DATE

12/4/97

NAME

MARK B. Williams

ADDRESS

MERC GEN. Mgr.

PO Box 2046 POX 97208

PHONE

731-7837

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC

R-10

GIVE TO BOARD CLERK

#2

SPEAKER SIGN UP CARDS

DATE Dec. 4, 1997

NAME

Roy Jay

ADDRESS

9045 SW Barbours Blvd. #3

PORTLAND, OR. 97219

PHONE

503-244-5794 x7. 45

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC MCC 3.50, 060 / Levy .5% Lodging

GIVE TO BOARD CLERK

R-10

TAX
for OCC

#3

SPEAKER SIGN UP CARDS

DATE 12/4/97

NAME

JOE D'ALESSANDRO

ADDRESS

26 SW Salmon
PORTLAND

PHONE

275 9797

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC R-10 / TRANSIENT lodging tax

GIVE TO BOARD CLERK

#4

SPEAKER SIGN UP CARDS

DATE 11/4/97 *KuHo*

NAME Kesler Johnson Tech

ADDRESS 1221 NW 2nd Ave

PHONE 228-2977

SPEAKING ON AGENDA ITEM NUMBER OR
TOPIC room tax

GIVE TO BOARD CLERK

MEETING DATE: NOV 25 1997
AGENDA NO: R-107
ESTIMATED START TIME: 11:40 Am
DEC 04 1997
R-10

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

10:40 Am

SUBJECT: Amendment to MCC 5.50.060 raising the county transient
lodging tax by .5%.

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

REGULAR MEETING: DATE REQUESTED: Nov. 25, 1997
AMOUNT OF TIME NEEDED: 20 minutes

DEPARTMENT: non-departmental DIVISION: District 2

CONTACT: Mike Delman TELEPHONE #: 248-5219
BLDG/ROOM #: 106/1500

PERSON(S) MAKING PRESENTATION: Mark Williams, Comm. Gary Hansen

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

Proposal to raise the county lodging tax by .5% to help fund expansion of the Oregon Convention Center.

BOARD OF
COUNTY COMMISSIONERS
97 NOV 20 AM 8:40
MULTNOMAH COUNTY
OREGON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: 
(OR)
DEPARTMENT
MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277

GARY HANSEN
Multnomah County Commissioner
District 2



1120 S.W. Fifth Avenue, Suite 1500
Portland, Oregon 97204
(503) 248-5219

TO: BOARD OF COUNTY COMMISSIONERS

FROM: MIKE DELMAN

TODAY'S DATE: NOVEMBER 19, 1997

REQUESTED PLACEMENT DATE: NOVEMBER 25, 1997

RE: **Amending ordinance MCC 5.50.060 to levy an additional 5% tax used by Metro to finance completion of the Oregon Convention Center.**

I. **Recommendation/Action Requested:**

Adoption of ordinance amendments.

II. **Background/Analysis:**

The Oregon Convention Center (OCC) is running at full capacity. The OCC is currently turning convention business away. Other than holiday weekends and the last 2 weeks in December, the OCC is booked. The OCC wants to expand its size to go after larger conventions and additional events. Current clients have informed OCC officials that they will go elsewhere in the future without expansion. Current size has hampered OCC's ability to generate increasing economic impact for the region. Our competition in Seattle, Salt Lake City and Denver have already increased their space and provide a better package than OCC.

III. **Financial Impact:**

The total estimated cost for a 20 year \$10,000,000 revenue bond is issues estimated to cost \$17,500,000. Over the same time period the proposed .5% transient lodging tax would raise an estimated \$46,700,000 in revenues. The estimates are made on the assumption that the interest rates on the bonds is 6% and that the revenues will grow at a rate of 8% per year.

STAFF REPORT PAGE 2

According to MERC's financial staff, Metro would issue the bonds and any additional pledges would be made by Metro and not the county. The rate could be .25% to cover the county's portion.

IV. **Legal Issues:**
None.

V. **Controversial Issues:**
The Hotel-Motel industry has agreed to increase the tax on themselves to help with the expansion. The public will need to support a property tax based general obligation bond in November for the expansion.

VI. **Link to Current County Policies:**
This is an amendment to MCC 5.50.060.

VII. **Citizen Participation:**
Clients of the OCC have informed them of a need to increase meeting potential.

VIII. **Other Government Participation:**
The City of Portland will be asked to increase their existing room tax to help with the expansion. The OCC of METRO will contribute \$7.5 from their Reserve Fund for the expansion.

SEP-17-1997 16:46

POWA

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forwarded
To: 731-7870

**TRI-COUNTY
LODGING ASSOCIATION**

September 11, 1997

Mark B. Williams
M.E.R.C., Executive Director
777 N.E. M.L.K., Jr. Boulevard
Portland, Oregon 97208

Dear Mark:

On September 2, 1997, our Board of Directors approved a motion to support the Oregon Convention Center Completion Funding Plan to now be:

The O.C.C. Completion Project costs totaling 90 million dollars should be funded as follows:

- (1) 20 million dollars in G.O. Bonds will be financed by dedicating a $\frac{1}{4}\%$ increase in the room tax in Multnomah County only and a $\frac{1}{4}\%$ reallocation of the existing room tax in the City of Portland. The additional Multnomah County $\frac{1}{4}\%$ room tax is contingent on the reallocation of the City of Portland room tax and will sunset after the bonds are repaid. The $\frac{1}{4}\%$ reallocation of the existing City of Portland room tax will revert back to the City of Portland after the bonds are repaid.
- (2) 7.5 million dollars from the O.C.C. Reserve Fund.
- (3) 62.5 million dollar G.O. Bond Measure supported by general property taxes in the Metro Tri-County region.

The entire funding plan is also contingent upon approval of the total G.O. Bond Measure.

If you have any questions, please feel free to call me.

Sincerely,

[Signature]
Don Gale
President

DAG/slf

cc: Harold Pollin
Phil Peach

Post-it Fax Note		7671
To	Mike Delgado	
Company	M.H.T. Co.	
Phone #		
Fax #	248-5440	
Date	11-19	# of pages 14
From	J. Blosse	
Co.		
Phone #		
Fax #		

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P.02



PORTLAND - OREGON VISITORS ASSOCIATION
the convention and visitors bureau of metropolitan Portland

September 17, 1997

Mark B. Williams
Executive Director
Metro E-R Commission
777 N.E. MLK Jr. Blvd.
Portland, OR 97208

Dear Mark:

On September 15, 1997, the POVA Board of Directors unanimously approved a motion to support the completion of the Oregon Convention Center Completion funding plan as follows:

The OCC completion project costs totaling 90 million dollars should be funded as follows:

- 1) 20 million dollars in revenue bonds will be financed by dedicating a ½ percent increase in the room tax in Multnomah County only and ½ percent reallocation of the existing room tax in the City of Portland. The additional Multnomah County ½ percent room tax is contingent on the reallocation of the existing City of Portland room tax will revert back to the City of Portland after the bonds are repaid.
- 2) 7.5 million dollars from the OCC Reserve Fund.
- 3) 62.5 million dollar revenue measure supported by general property taxes in the Metro Tri-County region.

The entire funding plan is also contingent upon approval of the total revenue bond measure.

We are please to join the Tri-County Lodging Association in supporting the completion plans for the OCC. The OCC has been a tremendous success for our industry and our community. We look forward to becoming actively involved in the campaign.

If you have any questions, please don't hesitate to give me a call.

Sincerely,

Joe D'Alessandro
President & CEO

f:\home\juelmerc.ltr

OREGON CONVENTION CENTER

MARKET, FINANCIAL AND ECONOMIC ANALYSIS OF PROPOSED EXPANSION

January 1996



- Seventy-five percent of professional and trade association attendees are estimated to be overnights under the Baseline scenario, while the balance are day-trippers. Further, in the expanded facility, 80 percent of convention and trade show attendees are estimated to be overnights.

Spending levels were estimated as follows (1995 dollars):

Convention & Trade Show Spending		
	Overnight	Day-trippers
Delegate Spending per Attendee		
- Lodging	\$ 364	\$ 0
- Meals	180	37
- Entertainment	32	2
- Retail	96	25
- Transportation	14	1
- Auto Rental	19	0
- Gasoline	11	3
- Business Services	21	21
Total	\$ 737	\$ 89
Association Spending	\$55 per Attendee	
Exhibitor Spending	\$2,420 per Exhibiting Company	

- Association spending includes expenditures on meals and business services such as rental of the convention center. Exhibitor spending includes expenditures on meals, hospitality suites and various business services such as equipment rental and advertising.
- Under the Baseline scenario, it was assumed that 70 percent of total spending from Center operations is new to the State based on an analysis of historic OCC attendance data. Under the Expansion scenario, it was assumed that this percentage would increase to 80 percent, since it is expected that most of the Center's new convention and trade show business will consist of more national and international events which cannot currently be accommodated in the existing Center or other facilities in the state.

Total direct expenditures estimated for Center operations under the Baseline and Expansion scenarios are based on the attendance and spending assumptions previously mentioned (in a stabilized year, in 1995 dollars). Incremental economic and fiscal impacts to the City of Portland, Tri-County Area and State of Oregon were estimated by comparing the Baseline and Expansion scenarios. These impacts represent the economic and fiscal benefit or loss to the City, Tri-County Area and State if the Center is expanded or not expanded. The incremental impacts are summarized in the following exhibit which illustrates this direct spending by convention and trade show delegates to OCC events given the Baseline and Expansion scenarios.

Direct Expenditures

	Baseline	Expansion	Incremental
Tri-County/City ¹	\$173,900,000	\$241,730,000	\$67,830,000
State ²	\$121,730,000	\$193,380,000	\$71,650,000

¹City is included in Tri-County.²Direct spending to the State is a subset of direct spending to the Tri-County (70 percent for the Baseline option and 80 percent for the Expansion option).**Multipliers**

The multipliers for both the Tri-County Area and State utilized to calculate indirect and total spending generated from the initial round of direct expenditures are provided in the following table. Multipliers were applied to industries appropriate for delegate expenditures in each of the three economic impact categories: sales, income and employment.

Multipliers

Industry	Tri-County Area			State of Oregon		
	Sales ¹	Income ²	Employment ³	Sales ¹	Income ²	Employment ³
Hotels & Lodging Places	2.4562	1.0134	56.1	2.6667	1.0572	65.5
Amusement & Recreation	2.7872	0.8808	61.4	2.8201	0.9160	63.9
Eating & Drinking Places	2.6178	1.0705	59.0	2.9931	1.0752	72.7
Aggregate Retail	2.6178	1.0705	59.0	2.6674	1.0960	62.9
Interurban Transportation	2.2961	0.9854	48.3	2.4690	1.0008	57.2
Auto Rental	2.1428	0.5693	31.1	2.1650	0.5851	33.4
Gasoline	2.6178	1.0705	59.0	2.6674	1.0960	62.9
Other Business Services	2.3155	0.8235	47.7	2.3833	0.8280	51.6

¹Ratio of total sales generated from \$1.00 of direct spending.²Ratio of total income (earnings, salaries, etc.) generated from \$1.00 of direct spending.³Ratio of jobs generated by \$1,000,000 in direct sales.**Total Impact**

The sum of direct and indirect impacts reveals a total effect of OCC on the City of Portland, the Tri-County area and the State of Oregon. This impact, as illustrated in the following exhibit, is provided in terms of sales, income and employment.

Total Economic Impact from OCC Operations

	State of Oregon	Tri-County Area	City of Portland
Baseline			
- Sales Volume	\$328,880,000	\$434,570,000	\$265,130,000
- Resident Income	\$123,600,000	\$172,400,000	\$60,340,000
- Employment	7,100	8,800	3,100
Expansion			
- Sales Volume	\$522,190,000	\$603,820,000	\$368,460,000
- Resident Income	\$196,210,000	\$239,470,000	\$83,810,000
- Employment	11,300	12,200	4,300
Incremental			
- Sales Volume	\$193,310,000	\$169,250,000	\$103,330,000
- Resident Income	\$72,610,000	\$67,070,000	\$23,470,000
- Employment	4,200	3,400	1,200

The analysis accounted for a comparison of OCC total impact under the Baseline scenario, as well as increases that result from the proposed expanded center. Further, the incremental impact of an expanded center is included. In terms of total sales, OCC is estimated to generate \$265.1 million, \$434.6 million and \$328.9 million for the City of Portland, Tri-County Area and State of Oregon, respectively. An expanded center would increase these amounts to an estimated \$368.5 million, \$603.8 million and \$522.2 million, or an increment of \$103.3 million, \$169.3 million and \$193.3 million, respectively.

The effect of the OCC on total income is estimated at approximately \$60.3 million within the City of Portland, \$172.4 million within the Tri-County Area and \$123.6 million within the State of Oregon. The proposed expanded center could increase income to \$83.8 million (\$23.5 million incremental) in the City, \$239.5 million (\$67.1 million incremental) in the Tri-County Area and \$196.2 million (\$72.6 million incremental) within the State.

Total employment generated by the activities hosted at OCC under the Baseline scenario is estimated to be approximately 3,100 jobs within the City, while generating approximately 8,800 in the Tri-County Area and 7,100 in the State. An expanded center would increase these employment estimates to 4,300 (1,200 incremental) 12,200 (3,400 incremental) and 11,300 (4,200 incremental), respectively. It should be noted that the first round of spending generated by OCC impacts employment primarily in area hotels, restaurants and retail establishments since these sectors comprise approximately 80 percent of direct spending. Alternatively, the second and subsequent rounds of spending typically affect the entire economy of a region and it is unlikely that the operation of OCC would alter the current overall employment distribution among industrial sectors. Accordingly, the estimated incremental increase in employment (created by the second and subsequent rounds of spending) would be distributed within the employment sectors in proportion to the current distribution of workers.

Estimated total economic impact to the Tri-County Area is greater than that to the State of Oregon because all attendance is considered new to the Tri-County Area, whereas only a portion is considered new to the State. Some state events would be held at other venues within the State without the existence of OCC. However, these events would not necessarily be held within the Tri-County Area if the Center were not located there.

Portland economic impact estimates are presented based on an analysis of several area demographics which suggest that the City of Portland represents approximately 35 percent of the economic activity within the Tri-County Area. These statistics include total population and total effective buying income for both the City and Tri-County Area.

Fiscal Impact of OCC Operations

The City of Portland, the Tri-County Area and State of Oregon also benefit from center operations in the form of increased tax revenues. The primary taxes affected by OCC-related expenditures include accommodation tax, personal income tax, auto rental tax and gasoline tax. The following is a discussion of each of these taxes.

Accommodation Tax

- Multnomah County imposes a nine percent accommodation tax on hotel sales. The City of Portland receives 67 percent of these revenues.
- Washington County levies a seven percent accommodation fee on hotel receipts.
- Clackamas County levies a six percent accommodation fee on hotel receipts.
- The State of Oregon does not obtain revenue from an accommodation tax.

Personal Income Tax

- The City of Portland does not have a personal income tax.
- The Tri-County Area does not impose a personal income tax.
- The State of Oregon levies a personal income tax. The effective rate on overall state income for 1993 returns was estimated to be 5.6 percent. This is applied to total income generated by OCC operations for both the Baseline and Expansion scenarios.

Auto Rental Tax

- The City of Portland does not levy an auto rental tax.
- Multnomah County imposes an auto rental tax of 10 percent of auto rental sales within the County. Washington and Clackamas counties do not levy auto rental taxes.
- The State of Oregon does not impose an auto rental tax.

Gasoline Tax

- The City of Portland does not levy its own gasoline tax, though it does receive some portion of the Multnomah County and State of Oregon tax revenue.
- Multnomah County imposes a \$.03 per gallon gasoline tax and Washington County imposes a \$.01 per gallon gas tax. These per gallon rates were applied to an estimate of total gallons sold to OCC event attendees to estimate impact to the Tri-County Area.
- The State of Oregon levies a \$.24 per gallon gas tax. This per gallon rate was applied to an estimate of total gallons sold to OCC event attendees to estimate impact to the State.

Based on total expenditures generated by OCC operations and the applicable tax rates previously mentioned, total annual fiscal benefits (City, Tri-County and State) are estimated as shown, in 1995 dollars:

Annual Fiscal/Tax Benefits

	Hotel	Personal Income	Auto Rental ²	Gasoline ³	Total
Baseline					
- City of Portland ¹	\$3,020,000	\$ 0	\$ 0	\$ 0	\$ 3,020,000
- Tri-County Area	5,640,000	0	343,000	119,000	6,102,000
- State of Oregon	0	6,920,000	0	393,000	7,313,000
Total	\$5,640,000	\$6,920,000	\$343,000	\$512,000	\$13,415,000
Expansion					
- City of Portland ¹	\$4,220,000	\$ 0	\$ 0	\$ 0	\$ 4,220,000
- Tri-County Area	7,880,000	0	477,000	157,000	8,514,000
- State of Oregon	0	10,990,000	0	571,000	11,561,000
Total	\$7,880,000	\$10,990,000	\$477,000	\$728,000	\$20,075,000
Incremental					
- City of Portland ¹	\$1,200,000	\$ 0	\$ 0	\$ 0	\$ 1,200,000
- Tri-County Area	2,240,000	0	134,000	38,000	2,412,000
- State of Oregon	0	4,070,000	0	178,000	4,248,000
Total	\$2,240,000	\$4,070,000	\$134,000	\$216,000	\$ 6,660,000

¹67 percent of Multnomah County hotel tax receipts.

²Auto rental tax revenues collected in Multnomah County only.

³Tri-County Area gasoline tax represents revenues collected in Multnomah and Washington Counties only.

It should be noted that fiscal benefits to the City of Portland generated by the hotel tax are included in the hotel tax revenue generated at the Tri-County level since Portland is located within the MSA. As shown, the State of Oregon, which is estimated to receive approximately 60 percent of the total tax revenues in both the Baseline and Expansion scenarios, will be the primary beneficiary of the proposed Center expansion.

Property Tax

The existence of OCC generates retail, food and beverage and lodging sales by delegates, association executives and exhibitors, who might not otherwise patronize retail, eating and drinking establishments and hotels in the vicinity. However, while the impact on property tax revenue is equally attributable to OCC operations as those taxes previously mentioned, it is not directly applicable to the estimates of direct spending by delegates. Fiscal impacts related to property tax are generated due to effects from delegate spending which generate higher property values and the development of new or expanded commercial space.

The following table presents property tax impacts associated with the Baseline and Expansion scenarios.

Property Tax Impact			
	Baseline	Expansion	Incremental
Hotel	\$1,280,000	\$1,710,000	\$430,000
Retail/Restaurant	1,280,000	1,760,000	480,000
Total	\$2,560,000	\$3,470,000	\$910,000

It should be noted, however, that this impact is on the Tri-County Area, Multnomah County in particular, since the majority of delegate spending is generated there. Therefore, this increases the percent of total fiscal impact attributable to the Tri-County Area. When including property tax, the portion of fiscal impact to the Tri-County Area increases to approximately 30 percent, from 20 percent. However, the State remains the primary beneficiary, with close to 60 percent.

Other Tax Impacts

OCC operations could have additional impacts on tax revenue. The increased sales generated by direct and indirect spending on various business services may generate revenues for the City's business license tax. This tax is collected based on the level of annual sales at the manufacturing, wholesale and retail levels of production. Increased sales at area businesses due to OCC operations, including direct delegate expenditures and spending on tourism by attendees who remain in Oregon after an event, may also impact the State corporate income tax.

Economic and Fiscal Impacts of Construction

In addition to the economic and fiscal impacts generated annually from facility operations, the City, Tri-County Area and State will receive one-time (non-recurring) economic and fiscal benefits from the construction activities (capital expenditures for labor and materials) associated with the proposed expansion. This analysis did not consider the effect of displaced construction activity that may have occurred elsewhere within the State if OCC did not expand.

According to architects Loschky, Marquardt, Nesholm (LMN), total hard construction costs (materials and labor) for the proposed expansion and multi-level underground parking are estimated to approximate \$85 million. Based on this estimate, non-recurring economic impacts from construction in 1995 (constant) dollars for the State, Tri-County Area, and City are shown below:

Economic Impact of Expansion Construction

	State of Oregon	Tri-County Area	City of Portland
Sales Volume ¹	\$169,250,000	\$164,160,000	\$57,450,000
Resident Income ¹	\$58,770,000	\$58,510,000	\$19,780,000
Employment (jobs)	2,300	2,100	700

¹ Rounded to nearest \$10,000.

These non-recurring total impacts were estimated by applying the following multipliers to the LMN construction cost estimate.

Multipliers

	State of Oregon	Tri-County Area
Sales ¹	1.9819	1.9222
Income ²	.6882	.6617
Employment ³	29.4	26.7

¹Ratio of total sales generated from \$1.00 of direct spending.

²Ratio of total income (earnings, salaries, etc.) generated from \$1.00 of direct spending.

³Ratio of jobs generated by \$1,000,000 in direct sales.

Estimates of the primarily one-time fiscal impacts from construction activities are presented below, in 1995 dollars, for the State, Tri-County, and City.

Fiscal Benefits of Expansion Construction

	State of Oregon	Tri-County Area	City of Portland	Total
Income Tax	\$3,290,000	\$0	\$0	\$3,290,000

Note: All figures rounded to nearest \$10,000.

The State personal income effective tax rate of approximately 5.6 percent is applied to total resident income generated by the construction of an expanded center. Again, the State is the primary beneficiary of expansion.

II. EXECUTIVE SUMMARY

Since opening in 1980, the Oregon Convention Center has achieved steady growth in utilization, prompting its owner, Metropolitan Exposition-Recreation Commission to investigate the possibility of expansion. The Center's overall occupancy is approaching 70 percent, or practical maximum occupancy. MERC retained the services of the Price Waterhouse Convention Facilities Advisory Group (PW) to assist them in their evaluation.

Specifically, MERC commissioned PW to prepare an analysis of market demand for future convention events in Portland and estimate or evaluate:

- Center utilization with and without expansion (occupancy and attendance);
- Size and types of space proposed for facility expansion;
- Operating revenues and expenses for an expanded center; and
- Economic and fiscal impacts of an expanded center on the City of Portland, the Tri-County Area and the State of Oregon.

Findings for each of these study objectives are summarized in the following paragraphs.

The Economy of Northwest Oregon and its Population

The success of OCC and the future success of Portland in attracting conventions depends on several factors which are dependent on the vigor of the area's economy and, specifically, its visitor industry. Therefore, an analysis of past trends in area population and diversity of its employment base was performed to determine the area's growth and stability in the next 5 to 10 years.

The region's economy is growing at a rate exceeding that of the state and national averages in terms of population and retail sales. Further, its unemployment rate has declined in recent years which is especially positive given the diversity of the area's employment composition. Portland's downtown office market is one of the strongest in the nation, setting it apart from most other central business districts (CBDs) in the country. The region's transportation planning has been an important part of overall urban growth planning in the past and continues to be a key focus of preparation for the region's future. The area's healthy downtown core is evidence of the success of such planning. The health of the hotel market in Portland during the 1989-94 period, despite declines in other parts of the country, indicates the overall strength of the visitor industry in the area.

Competitive and Comparable Facilities/Destinations

Existing and proposed facilities and markets competitive with OCC and comparable in size with the Portland metro area were evaluated to better understand OCC's strengths, weaknesses and competitive position within the marketplace. Competitive and similar facilities and markets were compared to OCC and

the City of Portland in terms of building program, design and amenities; operational characteristics; user perception and community resources.

Oregon Convention Center faces competition from several centers in the western United States. Regionally, the following centers were identified as being competitive and/or similar with the existing OCC, as well as potential competitors of an expanded center:

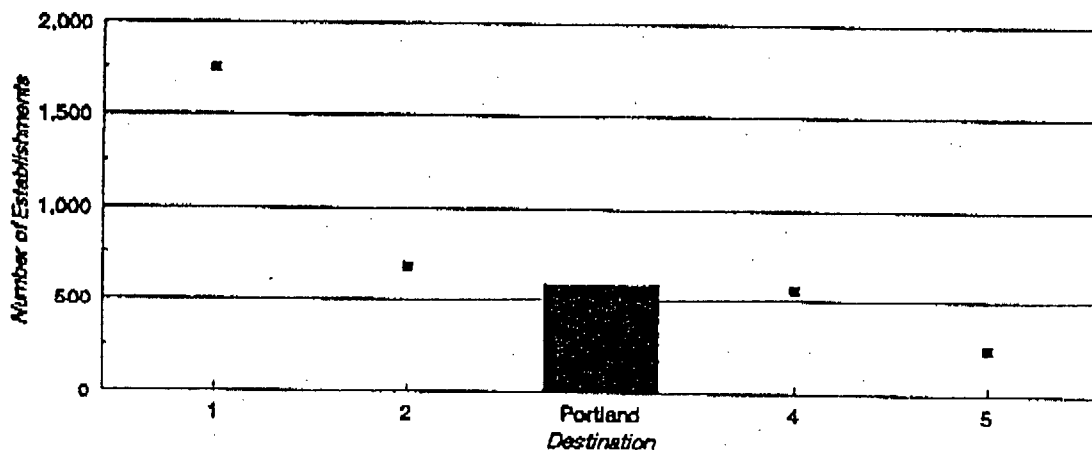
- Colorado Convention Center
- Long Beach Convention Center
- Salt Palace Convention Center (Salt Lake City)
- Reno Sparks Convention Center
- Phoenix Civic Plaza
- San Jose Convention Center
- Washington State Convention & Trade Center (Seattle)

Several of these facilities are currently undergoing or planning expansions which will make them more competitive for regional, national and international conventions and trade shows. Presently, OCC's building program is similar to these competitive/comparable centers.

Portland was compared to the seven destinations in terms of community or convention center support resources. This analysis revealed the strength of Portland's central city district with regard to the number of restaurant and retail establishments, office space occupancy and its attractiveness to middle and upper income households. Overall, Portland's resources were found to equal or exceed the average of the competitive/comparable destinations identified.

As shown below, Portland ranks third among the competitive/comparable destinations, for which data was available, in the number of retail establishments within one mile of the convention center. In Portland, this radius includes only a portion of the retail/restaurant establishments in the central business district.

Retail Establishments within One Mile of Center



Source: Strategic Mapping, 1994.

Conclusion

Based on the research findings presented in the Phase I Market Analysis, it is reasonable to implement expansion plans to enable OCC to remain competitive within the region for convention and trade show events. This includes the addition of approximately 120,000 square feet of contiguous exhibition space, 30,000 square feet of additional meeting space and a 35,000-square-foot ballroom. This expansion program would place Portland within the top two destinations, among the seven competitive/comparable centers identified, with respect to amount of exhibition space, meeting/ballroom space and ratio of meeting/ballroom to exhibit space square footage.

A convention center headquarter hotel has not been determined to be necessary for OCC to achieve utilization estimates in this report, based on the strength of OCC's historic utilization and future bookings to date without the guarantee of such a property and the healthy growth trend in the area's hotel supply. In other words, increases in the room supply within the Lloyd District and downtown Portland currently underway or in the planning stages along with expected growth throughout Multnomah County over the next several years are expected to be sufficient to accommodate additional delegates at the expanded center. While a convention center headquarter hotel is not essential to OCC expansion, it is recognized that a critical mass of hotel rooms in the Lloyd District would benefit the marketability of the Center and Portland as a convention destination.

To conclude, the existing and anticipated future hotel room supply will not, in our judgment, be a constraint on the ability of the expanded OCC to achieve the estimated occupancy and attendance. This is not to say a 500- to 800-room headquarter hotel adjacent to the OCC would not constitute a major enhancement to the Center's marketability. Nevertheless, it would be a mistake in judgment (and logic) to conclude the full advantage to be gained by OCC expansion is contingent on a headquarter hotel locating adjacent to it. Certainly, it would not be cost-effective to delay expansion of OCC in anticipation of a new hotel.

The analysis did not conclude it would be cost-effective for the City or MERC to subsidize a new convention center headquarter hotel. Further, before a subsidy to induce development is offered, the City and MERC may wish to encourage an in-depth analysis of the demand (occupancy and average daily room rate) for the existing supply of CBD rooms over the next 8- to 10-year period (e.g., to 2005).

Expansion of OCC alone will not ensure that the utilization estimates will be achieved. Portland must continue to offer a full array of convention-related support facilities and services to retain existing business and secure additional business. For instance, continued growth in the number of direct flights arriving in Portland will encourage national convention and trade associations to host their events at OCC despite its remote location relative to U.S. population centers. Further, steady growth in the downtown class A occupied office space, specialty retail and "white table cloth" ethnic theme restaurant market will be necessary to attract additional convention and trade show delegates to Portland. Together with the OCC expansion, continued growth (and retaining current shares) of these essential facilities and services will promote, market and enhance Portland's competitive advantages for convention business, additional restaurant and retail development and tourism.

In order to accommodate the large drive-in attendance typically associated with consumer and regional trade shows, it may be necessary to utilize (share) parking facilities at the Rose Garden/Veterans Memorial Coliseum complex. These spaces, along with construction of approximately 1,400 spaces in an

underground garage as part of the OCC expansion program (or possibly additional spaces nearby, in lieu of underground spaces) would better accommodate drive-in attendees to local and regional events. Further, encouraging utilization of the extensive transit systems provided within Portland may be beneficial for drive-in attendees as well as delegates staying in hotels within the CBD. This may alleviate some of the congestion and/or parking difficulties that occur while hosting single large events or simultaneous events at the Center or Center and Rose Garden.

With regard to utilization of the expanded center, in particular existing OCC consumer show usage, it may be necessary to continue to host the majority of these events at OCC. Some shows may prefer to host their event at the Center primarily due to the nature of the facilities available, compared to those offered at Portland Metropolitan Exposition Center (Expo). Further, maintaining current consumer show users in an expanded center may be important for minimizing OCC's net operating cost. Finally, if dates for consumer shows are being confirmed no further in advance of the event than 18 months, it should not affect convention and trade show booking. Therefore, it is estimated that most consumer shows presently utilizing OCC will continue to do so unless major renovations are made to the existing Expo Center.

In order to achieve utilization estimates provided in this report, it will be necessary for the Center and the Portland Oregon Visitors Association (POVA) to continue to aggressively market OCC as they have in its first five years of operations. This will assist the Center in maintaining its competitive position and achieving its market share within the western region for regional and national conventions and trade shows.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

An ordinance enacting MCC 5.50.060 (Transient Lodging Tax, Oregon Convention Center Completion Fund) to levy an additional .5% tax to be used by Metro to finance completion of the Oregon Convention center.

Multnomah County ordains as follows:

Section 1. Findings and Purpose

A. Multnomah County levies a transient lodging tax whose proceeds are largely dedicated to the operation, marketing, and improvement of the Oregon Convention center and Portland center for Performing Arts;

B. Metro is contemplating completion of the Oregon Convention Center; and

C. The proposed Oregon Convention Center completion will provide needed flexibility for serving the public demand for use of its facilities.

Section 2. Ordinance

MCC 5.50.060 is adopted to read as follows:

5.50.060 Oregon Convention Center Completion Tax Imposed.

- (a) For the privilege of occupancy in any hotel in Multnomah County, Oregon, after voters have approved issuance of general obligation bonds to finance or partially finance completion of the Oregon Convention Center, each transient shall pay a tax in the amount of one-half of one percent of the rent charged by the operator, which tax shall be in addition to the tax imposed by MCC 5.50.050 and MCC 5.50.055. The tax constitutes a debt owed by the transient to the county, which is extinguished only by payment by the operator to the county. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. the operator shall enter the tax on his records when rent is collected if the

operator keeps his records on the cash accounting basis and when earned if the operator keeps his records on the accrual accounting basis. If rent is paid in installment, a proportionate share of the tax shall be paid by the transient to the operator with each installment. In all cases, the rent paid or charged for occupancy shall exclude the sale of any goods, services and commodities, other than the furnishings of rooms, accommodations, and space occupancy in mobile home parks or trailer parks. County revenues from the tax imposed by this subsection, after providing for the cost of administration and any refunds or credits authorized by ordinance, shall be allocated to the Oregon Convention Center Completion Fund, which is hereby created, and used exclusively for the repayment of financing for the completion of the Oregon Convention Center.

(b) The Oregon Convention Center Completion Fund is subject to the following limitations:

(1) As used in this section of the Multnomah County Code:

(A) "The Oregon Convention Center" means that convention, trade show, and visitor facility located at 777 NE Martin Luther King, Jr. Boulevard, Portland, Oregon.

(B) "Voters" means the qualified electors of the county or district requesting authorization to issue general obligation bonds to finance or partially finance construction of the completion of the Oregon Convention Center.

(C) "Lead Agency" means Metro or its lawful successor.

(2) Before paying the tax imposed by this chapter, as required by MCC 5.50.175, the operator may deduct an amount equal to five percent of that portion of the tax that is allocated to the Oregon Convention Center Completion Fund. This five percent of the amount attributable to the Oregon Convention Center Completion Fund may be retained by the

operator as reimbursement for the operator's expenses in collecting the tax imposed by this chapter.

- (3) Earnings on proceeds allocated to the Oregon Convention Center Completion Fund shall be credited to the Oregon Convention Center Completion Fund.
- (4) The tax imposed by MCC 5.50.060 is separate and independent of the taxes imposed by MCC 5.50.050 and MCC 5.50.055. Nothing in MCC 5.50.060 is intended or should be construed as modifying the taxes provided for by those sections.
- (5) The tax authorized by this section 5.50.060 shall terminate upon the completion of payment obligation and retirement of all bonds issued to finance completion of the Oregon Convention Center that are in whole or part secured by the tax imposed hereunder.

ADOPTED this _____ day of _____, 1997, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Beverly Stein, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By

Sandra N. Duffy
Sandra N. Duffy, Chief Assistant County Counsel

GARY HANSEN
Multnomah County Commissioner
District 2



1120 S.W. Fifth Avenue, Suite 1500
Portland, Oregon 97204
(503) 248-5219

Amendment for R-10

D.g. The Board will advocate that the METRO Council increase the hotel/motel tax by .5% for the Metro region because the Oregon Convention Center benefits the entire region.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

An ordinance enacting MCC 5.50.060 (Transient Lodging Tax, Oregon Convention Center Completion Fund) to levy an additional .5% tax to be used by Metro to finance completion of the Oregon Convention center.

Multnomah County ordains as follows:

Section 1. Findings and Purpose

A. Multnomah County levies a transient lodging tax whose proceeds are largely dedicated to the operation, marketing, and improvement of the Oregon Convention center and Portland center for Performing Arts;

B. Metro is contemplating completion of the Oregon Convention Center; and

C. The proposed Oregon Convention Center completion will provide needed flexibility for serving the public demand for use of its facilities.

Section 2. Ordinance

MCC 5.50.060 is adopted to read as follows:

5.50.060 Oregon Convention Center Completion Tax Imposed.

- (a) For the privilege of occupancy in any hotel in Multnomah County, Oregon, after voters have approved issuance of general obligation bonds to finance or partially finance completion of the Oregon Convention Center, each transient shall pay a tax in the amount of one-half of one percent of the rent charged by the operator, which tax shall be in addition to the tax imposed by MCC 5.50.050 and MCC 5.50.055. The tax constitutes a debt owed by the transient to the county, which is extinguished only by payment by the operator to the county. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. the operator shall enter the tax on his records when rent is collected if the

operator keeps his records on the cash accounting basis and when earned if the operator keeps his records on the accrual accounting basis. If rent is paid in installment, a proportionate share of the tax shall be paid by the transient to the operator with each installment. In all cases, the rent paid or charged for occupancy shall exclude the sale of any goods, services and commodities, other than the furnishings of rooms, accommodations, and space occupancy in mobile home parks or trailer parks. County revenues from the tax imposed by this subsection, after providing for the cost of administration and any refunds or credits authorized by ordinance, shall be allocated to the Oregon Convention Center Completion Fund, which is hereby created, and used exclusively for the repayment of financing for the completion of the Oregon Convention Center.

(b) The Oregon Convention Center Completion Fund is subject to the following limitations:

(1) As used in this section of the Multnomah County Code:

(A) "The Oregon Convention Center" means that convention, trade show, and visitor facility located at 777 NE Martin Luther King, Jr. Boulevard, Portland, Oregon.

(B) "Voters" means the qualified electors of the county or district requesting authorization to issue general obligation bonds to finance or partially finance construction of the completion of the Oregon Convention Center.

(C) "Lead Agency" means Metro or its lawful successor.

(2) Before paying the tax imposed by this chapter, as required by MCC 5.50.175, the operator may deduct an amount equal to five percent of that portion of the tax that is allocated to the Oregon Convention Center Completion Fund. This five percent of the amount attributable to the Oregon Convention Center Completion Fund may be retained by the

operator as reimbursement for the operator's expenses in collecting the tax imposed by this chapter.

- (3) Earnings on proceeds allocated to the Oregon Convention Center Completion Fund shall be credited to the Oregon Convention Center Completion Fund.
- (4) The tax imposed by MCC 5.50.060 is separate and independent of the taxes imposed by MCC 5.50.050 and MCC 5.50.055. Nothing in MCC 5.50.060 is intended or should be construed as modifying the taxes provided for by those sections.
- (5) The tax authorized by this section 5.50.060 shall terminate upon the completion of payment obligation and retirement of all bonds issued to finance completion of the Oregon Convention Center that are in whole or part secured by the tax imposed hereunder.

ADOPTED this _____ day of _____, 1997, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Beverly Stein, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By

Sandra N. Duffy
Sandra N. Duffy, Chief Assistant County Counsel

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 893

An ordinance enacting MCC 5.50.060 (Transient Lodging Tax, Oregon Convention Center Completion Fund) to levy an additional .5% tax to be used by Metro to finance completion of the Oregon Convention center.

Multnomah County ordains as follows:

Section 1. Findings and Purpose

A. Multnomah County levies a transient lodging tax whose proceeds are largely dedicated to the operation, marketing, and improvement of the Oregon Convention Center and Portland Center for Performing Arts;

B. Metro is contemplating completion of the Oregon Convention Center; and

C. The Board will advocate that the METRO Council increase the transient lodging tax by .5% for the Metro region because the Oregon Convention Center benefits the entire region.

D. The proposed Oregon Convention Center completion will provide needed flexibility for serving the public demand for use of its facilities.

Section 2. Ordinance

MCC 5.50.060 is adopted to read as follows:

5.50.060 Oregon Convention Center Completion Tax Imposed.

(a) For the privilege of occupancy in any hotel in Multnomah County, Oregon, after voters have approved issuance of general obligation bonds to finance or

partially finance completion of the Oregon Convention Center, each transient shall pay a tax in the amount of one-half of one percent of the rent charged by the operator, which tax shall be in addition to the tax imposed by MCC 5.50.050 and MCC 5.50.055. The tax constitutes a debt owed by the transient to the county, which is extinguished only by payment by the operator to the county. The transient shall pay the tax to the operator of the hotel at the time the rent is paid. The operator shall enter the tax on his records when rent is collected if the operator keeps his records on the cash accounting basis and when earned if the operator keeps his records on the accrual accounting basis. If rent is paid in installment, a proportionate share of the tax shall be paid by the transient to the operator with each installment. In all cases, the rent paid or charged for occupancy shall exclude the sale of any goods, services and commodities, other than the furnishings of rooms, accommodations, and space occupancy in mobile home parks or trailer parks. County revenues from the tax imposed by this subsection, after providing for the cost of administration and any refunds or credits authorized by ordinance, shall be allocated to the Oregon Convention Center Completion Fund, which is hereby created, and used exclusively for the repayment of financing for the completion of the Oregon Convention Center.

- (b) The Oregon Convention Center Completion Fund is subject to the following limitations:

- (1) As used in this section of the Multnomah County Code:

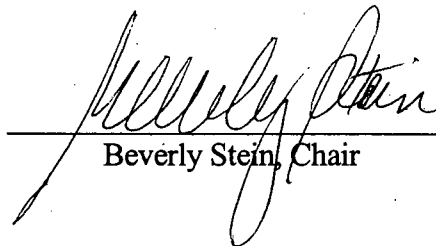
- (A) "The Oregon Convention Center" means that convention, trade show, and visitor facility located at 777 NE Martin Luther King, Jr. Boulevard, Portland, Oregon.
 - (B) "Voters" means the qualified electors of the county or district requesting authorization to issue general obligation bonds to finance or partially finance construction of the completion of the Oregon Convention Center.
 - (C) "Lead Agency" means Metro or its lawful successor.
- (2) Before paying the tax imposed by this chapter, as required by MCC 5.50.175, the operator may deduct an amount equal to five percent of that portion of the tax that is allocated to the Oregon Convention Center Completion Fund. This five percent of the amount attributable to the Oregon Convention Center Completion Fund may be retained by the operator as reimbursement for the operator's expenses in collecting the tax imposed by this chapter.
 - (3) Earnings on proceeds allocated to the Oregon Convention Center Completion Fund shall be credited to the Oregon Convention Center Completion Fund.
 - (4) The tax imposed by MCC 5.50.060 is separate and independent of the taxes imposed by MCC 5.50.050 and MCC 5.50.055. Nothing in MCC 5.50.060 is intended or should be construed as modifying the taxes provided for by those sections.

- (5) The tax authorized by this section 5.50.060 shall terminate upon the completion of payment obligation and retirement of all bonds issued to finance completion of the original design of the Oregon Convention Center that are in whole or part secured by the tax imposed hereunder.

ADOPTED this 18th day of December, 1997, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By 
Sandra N. Duffy
Chief Assistant County Counsel

H:\Data\Advisory\Ordinances\100 Transient Tax Ordinance.doc

DEC 04 1997
MEETING DATE: NOV 13 1997
AGENDA NO: B-1, B-2 & B-3
ESTIMATED START TIME: 11:00am
B-2, B-3 & B-4
11:00am

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: 1) Child Poverty Benchmark Planning Update; 2) Welfare Reform Surveys and Current Community Impacts;
3) Parent Child Development Services System Report

BOARD BRIEFING: **DATE REQUESTED:** 11/13/97
REQUESTED BY: Lorenzo T. Poe, Jr.
AMOUNT OF TIME NEEDED: 1 hour

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

DEPARTMENT: Community and Family Services **DIVISION:** Child, Youth, Family, Community Action
and Development
CONTACT: Iris M.D. Bell **TELEPHONE #:** X28256 (248-3658)
BLDG/ROOM #: 166/5

PERSON(S) MAKING PRESENTATION: See below

ACTION REQUESTED:

☒ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

SUGGESTED AGENDA TITLE:

- 1) Child Poverty Benchmark Planning Update - presenter: Barbara Willer
- 2) Welfare Reform Surveys and Current Community Impacts - presenters: Iris M.D. Bell and Wendy Lebow, Division of Child, Youth, Family, Community Action and Development; Rachel Bristol Little, Oregon Food Bank; and Carolyn Piper, Human Solutions, Inc. (invited), Patti Whitney-Wise, Ore. Hunger Relief Task Force
- 3) Parent Child Development Services System Report - presenters: Mary Li and Peggy Samolinski, Division of Child, Youth, Family, Community Action and Development.

SIGNATURES REQUIRED:

ELECTED OFFICIAL:

(OR)

DEPARTMENT

MANAGER: Lorenzo T. Poe Jr. for MAS

BOARD OF
COUNTY COMMISSIONERS
97 NOV -5 PM 12:18
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions: Call the Board Clerk @ 248-3277



Multnomah
County

Media
Advisory

For Immediate Release
November 13, 1997

Contact: Wendy Lebow, Survey Coordinator, 248-3999 ext. 26233
Gina Mattioda, Public Affairs Coordinator, 248-3691 ext. 26474

Living With Welfare Reform

The Department of Community and Family Services (DCFS) presented findings from, **Living With Welfare Reform: Summary of Two Surveys in the Tri-County Area** to the Multnomah County Board of Commissioners on **Thursday, November 13 immediately following their regular board meeting.** A combination of community providers, advocates, and county staff provided information on survey findings and the impact of welfare reform. Panel members included: Iris M.D. Bell and Wendy Lebow with DCFS' Division of Child, Youth, Family, Community Action and Development, who discussed survey figures. Rachel Bristol Little, Oregon Food Bank, and Patricia Whitney-Wise, Oregon Hunger Relief Task Force, who focused on what their organizations have seen since the passage of welfare reform.

According to Lorenzo T. Poe, Jr., Director of Department of Community Family Services this report reveals:

- Among persons whose benefits ended; one-third reported that they went without food for a day or more, and one-fourth became homeless.
- More persons reported a loss in benefits in October than July, in particular Temporary Assistance for Needy Families (TANF, which replaced ADC).
- October survey respondents reported a lower monthly income average. For instance, October respondents stated an average of \$615.00 compared to July respondents, who reported an average of \$654.00.

"These surveys are one way to monitor the early impact of welfare reform and the availability of safety net services to assist affected residents through this transition," said Poe.

DCFS worked with over 40 human services agencies in the tri-county area; which consist of Clackamas, Multnomah, and Washington Counties, to conduct these surveys on July 9, 1997 and October 8, 1997.

###

Living With Welfare Reform:

Summary of Two Surveys

in the Tri-County Area

November 5, 1997

Prepared by:

Multnomah County Department of Community and Family Services
Division of Child, Youth, Family, Community Action and Development Programs
421 SW 6th, Room 500, Portland, OR 97204
503-248-3999 x26233

BACKGROUND

Introduction

This is a summary of the results of two one-day surveys of low income persons. The impetus for the survey was to find out how the tri-county (Multnomah, Clackamas and Washington Counties) metropolitan area is being impacted by federal welfare reform. The results may also provide a general baseline for future survey efforts to examine and respond to the effects of welfare reform on our community.

The one-page survey, developed and coordinated by the Multnomah County Department of Community and Family Services, Division of Child Youth, Family, Community Action and Development Programs (DCYFCADP), was conducted by a wide range of human services agencies on July 9, 1997 and again three months later, on October 8, 1997.

Welfare Reform

The Personal Responsibility and Work Opportunity Reconciliation Act (hereafter Act), informally known as welfare reform, became law on August 22, 1996. The Act substantially redefines, reduces funding, and withdraws federal oversight for many income maintenance programs and other resources for low-income families and individuals. This change is generally agreed to be the most substantial reworking in public welfare since its inception in the 1930's. An estimated one-half of the budget cuts in the Act will be in the Food Stamp Program.

In 1995, Oregon began operating under a seven year waiver, entitled the Oregon Option, created by Senate Bill 1117. The federal waiver to implement the Oregon Option allows the State to delay implementation of TANF requirements, but the Oregon Option has more demanding requirements than does federal welfare reform, such as currently requiring virtually everyone on the rolls to be involved in employment activities, and imposing a two year limit (as opposed to a five year federal limit) on cash benefit eligibility.

METHODS

The Welfare Reform Impacts Survey was developed by modifying an instrument of the national Coalition on Human Needs which was developed to assess the impact of welfare reform on persons seeking services at agencies. In order to obtain participation of people who have limited English skills, the survey was translated into Spanish, Russian and Vietnamese.

The one-page survey was conducted on a single day in July and again in October. Surveys were completed by persons who were receiving or seeking services at human services agencies in the tri-county metropolitan area. The survey was modified slightly in October to improve responses to several questions (the October survey is attached).

KEY FINDINGS

- Among persons whose benefits ended, one third reported that they went without food for a day or more, and one-quarter became homeless.
- More persons reported a loss in benefits in October than July, particularly Temporary Assistance for Needy Families (TANF, which replaced ADC).
- October respondents reported lower average incomes.

Survey Returns Summary

Category	July	October
Number surveys completed	1,012	677
Number/type of agencies participating	47 agencies <u>Most surveys from clients who went to the following agencies:</u> * community action service providers that serve low-income and homeless persons, * refugee resettlement agencies, * food banks, and * health related service providers.	42 agencies Same agencies as in July, except for lower rates from the food banks, who were conducting their own survey simultaneously.
Response by County:	Multnomah 92 % Clackamas 4 % Washington 4 %	Multnomah 100 %

As the table above shows, although the number of agencies participating is fairly comparable, the number of completed surveys in October are substantially lower than in July. A reason for the lower rate is the extraordinary effort that went into obtaining surveys in July by staff at a dozen or more agencies. This extra effort did not seem to occur in October, perhaps because the survey was starting to become more routine. It should be noted that Multnomah County is the primary geographic area of residents who responded to the survey.

Demographics

The demographics of persons who completed the July and October surveys are very similar. *July responses are summarized, and differences in October responses are noted.* When examining the findings, it is useful to recall that the survey responses do not mirror the general population; persons who filled out the survey were seeking services at human service agencies. Many people impacted by welfare reform, particularly immigrants and those with mental impairments, are unlikely to seek services at these agencies.

Summary of Most Frequent Responses - July ¹	
• Female (67% of responses)	• 38 years old (average)
• White (55%)	• Children in household (52%)
• Works currently or in past 6 months (53%)	• Lives at or below 125% of poverty (72%)

¹ October responses are nearly identical, excepted where noted specifically

(Note: Income of October respondents was lower, averaging \$615, compared to \$654 in July).

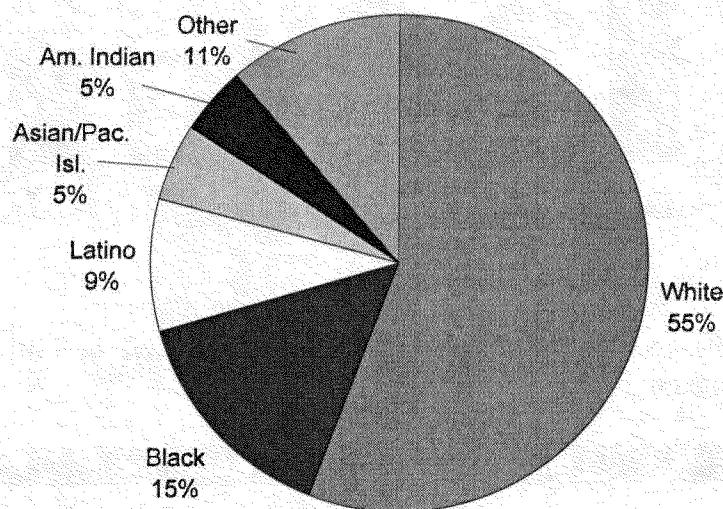
Disability: 32% stated that they or a family member have a disability.

Citizenship: 23% are not U.S. citizens. Among the non-citizens, 18% have applied for U.S. citizenship.

Domestic Violence: 11% reported having been hurt or threatened by someone in their household in the last six months in July. *(Note: In October, the percentage increased to 15%.)*

Ethnicity: The pie chart shows the ethnicity of survey respondents in July. *(Note: In October, the responses from Latinos was higher - 12%, compared to 9% in July.)* The proportion of people of color in the survey is higher than that of the poverty population. In Multnomah County, in 1990, among those in poverty, 74% were white, and 26% were people of color.

Figure 1: Ethnicity of Survey Respondents - July



Current Benefits

As the bar chart on the next page shows, in both July and October, most survey respondents are receiving at least one benefit. More than one-half of respondents were receiving Food Stamps and/or the Oregon Health Plan. The rates for current benefits is similar, with the exception of a decline in current use of a food box or soup kitchen. This decline may be attributed to the smaller participation of the food banks in October.

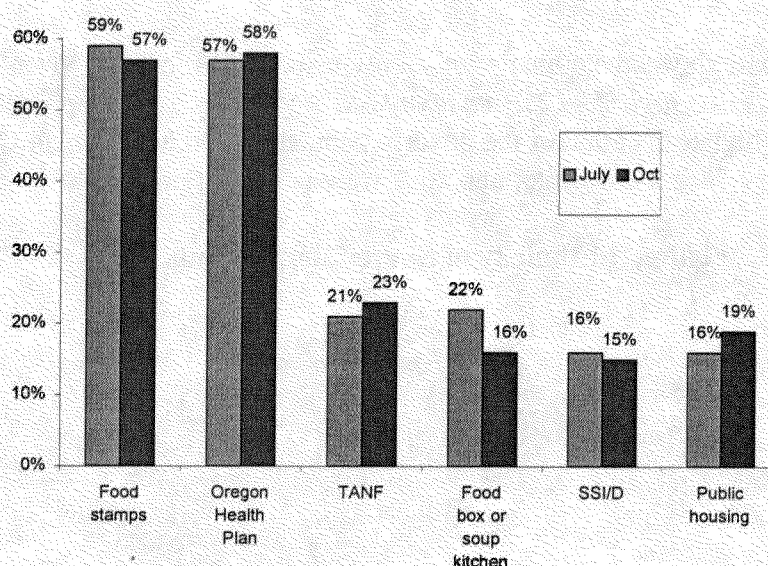
SUBSETS OF SURVEY RESPONDENTS

Benefits Ended

Benefits impacted by welfare reform are Food Stamps, TANF and SSI/D. Twenty two percent (22%) of persons reported losing Food Stamps, TANF or SSI/D in the past six months in July: This rose to 25% in October, especially for TANF.

Reason Benefits Ended	July (n=226)	Oct. (n=165)
a. Got a job, or employment income increased to a level higher than benefit eligibility	41%	38%
b. Was told by caseworker that household was no longer eligible	22%	21%
c. Could not or did not meet work search requirements	11%	14%
d. Too much hassle	10%	9%

**Figure 2: Current Benefits Received
All Respondents**



Impacts

Among those persons who no longer received Food Stamps, TANF or SSI/D, the following impacts were attributed to the loss of benefits:

Impact of Benefits Loss , Past 6 Months ¹		
	July (n=226)	October (n=165)
• Had to get a food box	40%	36%
• Went without food for one or more days	37%	32%
• Moved in with someone or got a roommate	30%	26%
• Stayed in a shelter or had no place to stay	26%	26%
• Had to move, no rent money	24%	22%
• Had to go without needed medical care or medication	22%	21%
• Heat/electricity shut-off	13%	10%
• Changed child's school	6%	13%
• Child had to be placed in foster care	4%	5%

¹ A single household may have answered in more than one category.

On the table above, food-related impacts are probably lower in October because more July surveys were filled out at food box agencies.

ANALYSIS

- The surveys provide a baseline for persons who will most likely be impacted by welfare reform. Most survey participants are currently receiving Food Stamps, the benefit that will be cut the most under welfare reform.
- A trend towards benefits ending is beginning to occur. Hunger is a grave concern for the numbers of persons in the community who report that they are going without food for a day or more. Of equally serious concern are the numbers of people who are becoming homeless or having to move because their benefits ended.
- Welfare reform implementation is still in the early stages. For instance, legal immigrants began to lose benefits in September. In the recent past and in the coming months, many persons in the community will lose benefits without other income and supports being put into place. After a time, once household reserves are depleted and the goodwill of family and friends is stretched thin, services will be sought to fill the gaps. Since those services already cannot meet the current need, larger gaps are likely to occur in the future.

NEXT STEPS

Report

Within the next month, a comprehensive report will be prepared that includes all data from both surveys. Additional information on specific groups of people, such as those who are currently employed, will be included. The goal of the report will be to have all survey findings available for use by policy makers, agencies and advocates.

Next Survey

At this time, DCYFCADP plans to conduct the survey every six months. This semi-annual basis will allow enough time for changes to become manifest, without placing an undue burden on agencies.

Welfare Reform Impacts Survey

Fill Out Only One Survey Per Household Today

Results of this survey will be used to improve conditions for people in need. **DO NOT PUT YOUR NAME ON THIS FORM!**

For this survey, "You" also includes your husband, wife, partner or child living with you.

1. In the last 6 months, have you gotten or tried to get: (Mark all boxes that apply to you)

	I Get This Now	I Stopped Getting This	I Applied, But Was Turned Down	I Thought About Applying, But Didn't, Because:
-Food Stamps.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Welfare Payments (AFDC, TANF).....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-SSI/D Payments for the Elderly or People With Disabilities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Unemployment Benefits.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Section 8 or Public Housing.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Oregon Health Plan or Medical Card.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Government Help Paying for Child Care.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-Food From a Food Box Program or Soup Kitchen.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
-General Assistance.....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____

2. If you stopped getting welfare, SSI/SSD, or food stamps in the last 6 months, which best applies to you? (Mark one)

-I got a job or earned more at my job, so I was no longer eligible.....	<input type="checkbox"/>
-I could not or did not meet the work search requirements for public assistance or food stamps.....	<input type="checkbox"/>
-The caseworker told me the rules changed, so I was no longer eligible.....	<input type="checkbox"/>
-It was too much hassle.....	<input type="checkbox"/>
-Other/I don't know (please explain on back of page).....	<input type="checkbox"/>

3. In the last 6 months, did any of these happen because you stopped receiving welfare, SSI/SSD or food stamps? (Mark all that apply)

	Yes	No
-Went without food for a day or more because there wasn't any money.....	<input type="checkbox"/>	<input type="checkbox"/>
-Had to find a food box or soup kitchen.....	<input type="checkbox"/>	<input type="checkbox"/>
-Had the heat or electricity cut off.....	<input type="checkbox"/>	<input type="checkbox"/>
-Had to move because there was not enough money to pay the rent.....	<input type="checkbox"/>	<input type="checkbox"/>
-Had to move in with someone else, or let others move in with me, to help pay expenses	<input type="checkbox"/>	<input type="checkbox"/>
-Had to spend time in a shelter or had no housing at all.....	<input type="checkbox"/>	<input type="checkbox"/>
-Could not afford medical care or a medication that was needed.....	<input type="checkbox"/>	<input type="checkbox"/>
-My child had to change schools because we moved.....	<input type="checkbox"/>	<input type="checkbox"/>
-My child had to spend time living away from me or in foster care.....	<input type="checkbox"/>	<input type="checkbox"/>
-My family has had other problems (please explain on back of page).....	<input type="checkbox"/>	<input type="checkbox"/>

4. Are you: Male or Female (circle one) 5. How old are you? _____ years
6. Are you: White Black Latino Asian/Pacific Islander American Indian Other: _____ (circle all that apply)
7. How many children under 18 are in your household? _____
8. What is the total number of people living in your household (including you)? _____
9. Have you worked at a job in the last 6 months? I do now; I did, but not now; No (circle one)
10. What was your total household income last month (after taxes)? \$ _____
11. Do you, or any member of your household, have a disability? Yes or No (circle one)
12. Are you a U.S. Citizen? Yes or No (circle one)
13. If you are not a U.S. Citizen, have you applied for citizenship? Yes or No (circle one)
14. If you are not a U.S. Citizen, what is your country of origin? _____
15. Have you been hurt or threatened by someone in your household in the last 6 months? Yes or No (circle one)
16. If yes, does that person live with you now? Yes or No (circle one)

Thank you for your help! If you would like the results of this survey mailed to you, please contact Wendy Lebow, Multnomah County Community Action, 248-3999, x26233. If you have comments, write on the back of this page.



The following is a comparison of two surveys of emergency food box recipients in Multnomah County. The first survey generated 762 responses during two weeks in March, 1997; the second generated 586 responses during two weeks in October, 1997. The responses represent approximately 25% and 20%, respectively, of the total number of food boxes distributed by OFB member agencies in an average two week period.

Who they are.....

March (N=762)	October(N=586)	
33%	36%	of all households are seeking food assistance because of loss or denial of benefits due to welfare reform.
54%	58%	of those seeking food assistance because of loss or denial of benefits due to welfare reform had not received emergency groceries in the last 6 months.
NA	30%	of those reporting cuts/denial were currently employed.

Families with Children

March (N=376)	October(N=261)	
49%	44%	of all households responding are families with children.
36%	41%	of families with children are seeking food assistance because of loss or denial of benefits due to welfare reform.
75%	61%	of those seeking food due to benefit cuts reported cuts to food stamps
2%	21%	of those seeking food due to benefit cuts/denial reported cuts to TANF
NA	45%	of those seeking food due to benefit cuts/denial reported that their children had gone without food or had less than they needed in the last 6 months due to lack of funds
NA	20%	of those seeking food due to benefit cuts report they are currently employed.

Adults (18-50 years) Without Children

March (N=278)	October(N=257)	
36%	43%	of total households responding are adults 18 - 50 years old without children.
36%	32%	of this group is seeking food assistance because of loss or denial of benefits due to welfare reform.
NA	56%	of those seeking food due to benefit cuts reported being disabled
75%	58%	of those seeking food due to benefit cuts reported cuts to food stamps
19%	25%	of those needing food due to benefit cuts reported cuts to SSI

Adults over 50 years Without Children

March (N=108)	October (N=68)	
14%	13%	of total households responding are adults over 50 years without children.
16%	38%	of this group is seeking food assistance because of loss or denial of benefits due to welfare reform.
NA	58%	of all households >50 years old reported being disabled.

Citizenship - In the October survey, **14%** of those reporting benefit cuts/denial indicated that the cuts/denial were due to their **non-citizen status.** (32 of 216)



Projecting the Six-Year Food Shortfall in Oregon and in Portland Metro Area Resulting From Food Stamp Reductions Under Welfare Reform

	Average Food Prices With Annual Inflation*	Food Equivalent of \$381 million** Food Stamp loss in Oregon	Food Equivalent of \$122 million*** loss in Multnomah, Clackamas, and Washington Counties
Period	Price per Pound	(in million of pounds)	(in million of pounds)
1997	\$1.08	41.7	13.3
1998	\$1.12	49.1	15.7
1999	\$1.15	52.2	16.7
2000	\$1.18	57.6	18.5
2001	\$1.22	61.5	19.7
2002	\$1.25	62.4	20.0
	Total Over Six Years With Annual Inflation In Food Prices	324.6 million pounds	104.1 million pounds
		Average of 54.1 million lbs/yr	Average of 17.3 million lbs/yr

- ▶ The Oregon Food Bank network *distributed 20 million pounds* of food last year, less than 1/2 the amount of food projected to be lost from food stamp reductions in 1997 and less than 1/3 the amount of food projected to be lost in 2002.
- ▶ The estimated **average yearly cut** per Food Stamp household in **FY 1998** will be **\$420** (\$35/month).**
- ▶ The estimated **average yearly cut** per Food Stamp household in **FY 2002** will be **\$516** (\$43/month).**
- ▶ The estimated **324.6 million pounds** of food lost from food stamp reductions in **Oregon** over the next 6 years is equivalent to **8,115 semi trucks full of food**.
- ▶ The estimated **104 million pounds** of food lost from food stamp reductions in the **Portland Metro area** over the next 6 years is equivalent to **2600 semi trucks full of food**.

**Analysis of the Capacity of the Second Harvest Network to Cover the Federal Food Stamp Shortfall from 1997-2002*, Center on Hunger, Poverty and Nutrition Policy, Tufts University School of Nutrition Sciences and Policy, July 1997.

***The Depth of the Food Stamp Cuts in the Final Welfare Bill*, Center on Budget and Policy Priorities, Washington, DC, September, 1996.

****Estimated using AFS Branch and District Data, September, 1996*



TUFTS UNIVERSITY
School of Nutrition Science and Policy

Center on Hunger, Poverty
and Nutrition Policy

October 22, 1997

FOR IMMEDIATE RELEASE

Contact Kristen Stevens, 617/627-3956

**STATE-LEVEL STUDY FINDS OVER 15% OF HOUSEHOLDS
FOOD INSECURE/HUNGRY IN SEVEN STATES; 10% OR MORE
IN TWO-THIRDS OF STATES**

Nationally Nearly 35 Million People Live In Food Insecure/Hungry Households

A new analysis of federal data conducted by Tufts University's Center on Hunger, Poverty and Nutrition Policy, has found that over 15% of the households in seven states are food insecure or hungry. Using information from recent USDA research, Tufts analysts also found that Mississippi has the largest proportion of food insecure or hungry households, with over 17%.

Rounding out the ten most food-insecure states are CA and TX (the two states with largest total populations, and among the largest immigrant populations), AZ and NM (also with large immigrant populations), LA, OK and TN, and the western states of OR and WA.

Nationwide, according to the study, nearly 12 million households (12% of the U.S. total) were found to be food insecure/hungry. Living in these households were 34.6 million persons.

The Food Security Measurement Study, sponsored by USDA and conducted by an interdisciplinary team of researchers, identified households experiencing three levels of food insecurity: food insecure without hunger, food insecure with moderate hunger, and food insecure with severe hunger. Nationally about a third of all food insecure households were also categorized as hungry.

Households that are food insecure without hunger cannot afford to insure the nutritional quality of food eaten by household members, and are forced to rely on a few low-cost foods, often lacking required nutrients, to avoid actual hunger. People living in hungry households are repeatedly unable to afford enough food to avoid being hungry.

(More)

According to Congressional Budget Office projections made prior to passage of the new welfare reform law, its provisions could reduce funding for the Food Stamp Program by nearly \$28 billion over the first six years. This loss of food stamp dollars would mean that nearly 24 billion pounds of food would not be available to aid poor families over that period. Dr. John Cook, Deputy Director of the Tufts University Center on Hunger, Poverty and Nutrition Policy and principal investigator for the USDA study, says he expects that these reductions in food stamp funding will make even more families food insecure and hungry.

"We are especially concerned about the working poor in states like LA, MS, NM and OK, and poor legal immigrants in states like CA, TX, NY WA, OR and FL," says Dr. Cook. Legal immigrants lost access to food stamps under the new welfare reform law. And though twelve states, including most of those with large immigrant populations, are providing food stamps to some elderly, child and disabled legal immigrants through special state-funded programs, these are short-term, funded only year-to-year. "These state programs are not likely to reach all families in need, and in a recession states simply will not have the resources to continue them," Dr. Cook adds.

Prevalence of Food Insecurity/Hunger By State: 1995

State Rank	State	Number Of Households In the State	Overall Proportion Of Households Food Insecure*	Total Number Of Persons In the State	Total Persons In Food Insecure Households*
1	MS	993,000	17.2%	2,696,000	496,000
2	NM	615,000	16.6%	1,690,000	296,000
3	WA	2,080,000	16.3%	5,448,000	985,000
4	OK	1,243,000	15.7%	3,275,000	567,000
5	LA	1,475,000	15.6%	4,338,000	668,000
6	OR	1,283,000	15.5%	3,149,000	578,000
7	TX	6,706,000	15.3%	18,801,000	2,980,000
8	CA	11,400,000	14.4%	31,565,000	4,767,000
9	TN	2,238,000	13.9%	5,247,000	903,000
10	AZ	1,628,000	13.8%	4,305,000	652,000
11	AR	949,000	13.6%	2,485,000	375,000
12	KY	1,583,000	13.5%	3,857,000	621,000
13	WV	764,000	13.2%	1,825,000	293,000
14	IN	2,448,000	13.1%	5,797,000	931,000
15	AL	1,773,000	12.8%	4,246,000	659,000
16	RI	360,000	12.8%	992,000	134,000
17	FL	5,746,000	12.6%	14,184,000	2,102,000
18	DC	273,000	12.4%	554,000	98,000
19	NY	6,714,000	12.2%	18,191,000	2,379,000
20	MO	2,235,000	11.9%	5,319,000	772,000
21	IL	4,426,000	11.9%	11,790,000	1,530,000
22	NV	589,000	11.8%	1,533,000	202,000
23	KS	998,000	11.2%	2,564,000	325,000
24	ID	422,000	11.1%	1,166,000	136,000
25	NC	2,792,000	10.9%	7,202,000	884,000
26	WY	197,000	10.9%	479,000	62,000
27	OH	3,920,000	10.9%	11,134,000	1,241,000
28	UT	618,000	10.7%	1,958,000	192,000
29	AK	214,000	10.6%	602,000	66,000
30	MI	3,284,000	10.4%	9,538,000	992,000
31	VA	2,814,000	10.3%	6,615,000	842,000
32	ME	476,000	10.2%	1,238,000	141,000
33	MT	364,000	10.1%	870,000	107,000
34	VT	232,000	10.0%	585,000	67,000
35	CT	1,280,000	9.8%	3,271,000	364,000
36	GA	2,744,000	9.7%	7,209,000	773,000
37	PA	4,840,000	9.5%	12,060,000	1,335,000
38	CO	1,561,000	9.3%	3,748,000	422,000
39	DE	261,000	9.2%	717,000	70,000
40	HI	375,000	9.2%	1,179,000	100,000
41	SC	1,513,000	9.0%	3,667,000	395,000
42	MN	1,920,000	8.9%	4,615,000	496,000
43	SD	295,000	8.7%	730,000	75,000
44	NJ	2,946,000	8.7%	7,950,000	744,000
45	MA	2,103,000	8.7%	6,071,000	531,000
46	IA	1,093,000	8.6%	2,843,000	273,000
47	NE	658,000	8.4%	1,639,000	161,000
48	NH	495,000	7.5%	1,148,000	108,000
49	ND	268,000	6.5%	641,000	51,000
50	WI	2,078,000	6.4%	5,122,000	386,000
51	MD	1,936,000	5.1%	5,039,000	287,000
	US	100,210,000	11.9%	262,887,000	34,630,000

Source: Center Calculations using USDA Food Security Measurement Study data.

* Includes households experiencing any level of food insecurity or hunger.

Multnomah County Family Center System
Parent Child Development Services
Executive Summary

Report to:

The Multnomah County Board of County Commissioners
December 4, 1997

Presented by:

The Department of Community and Family Services
Division of Child, Youth, Family, Community Action and Development
421 SW 6th Avenue, Suite 500
Portland, OR 97204
248-3999, X28256

**Multnomah County Family Center System
Parent Child Development Services
Executive Summary**

Overview

The purpose of this Executive Summary is to provide an overview to the Board of County Commissioners about the Multnomah County Family Center System Parent Child Development Services (PCDS). Information about process and outcome objectives for the PCDS system will be presented.

The primary goals of the PCDS are twofold:

1. To provide opportunities to increase the child-rearing competencies of all parents.
2. To promote the healthy growth and development of the youngest children served at the Family Centers.

Measuring Benchmarks Through Interim Indicators

By design, parent child development services target the Multnomah Commission on Children and Families' benchmark aimed at increasing the number of *"children entering kindergarten meeting specific developmental standards"* for their age. However, because PCDS services initially targeted families with children birth to three the programs could not wait until children entered kindergarten to assess the effectiveness of parent child development services provided to families when children are infants and toddlers. Instead, interim indicators were identified that could be measured during this early period of life and are related to the subsequent benchmark.

Identifying conditions that support children's readiness for school is a complicated process at best. In their 1995 report to Multnomah County, Katzev, Pratt, and Henderson state that "Meeting age-appropriate developmental standards at kindergarten not only is a function of children's individual biological makeup but also depends on family and community activities that affect their development." Research by the Oregon State University Family Study Center and others has shown that these supportive conditions include:

- nurturing care;
- health and physical well being;
- sustained close relationships with peers;
- safe, stimulating environments; and
- caring communities that support families and children.

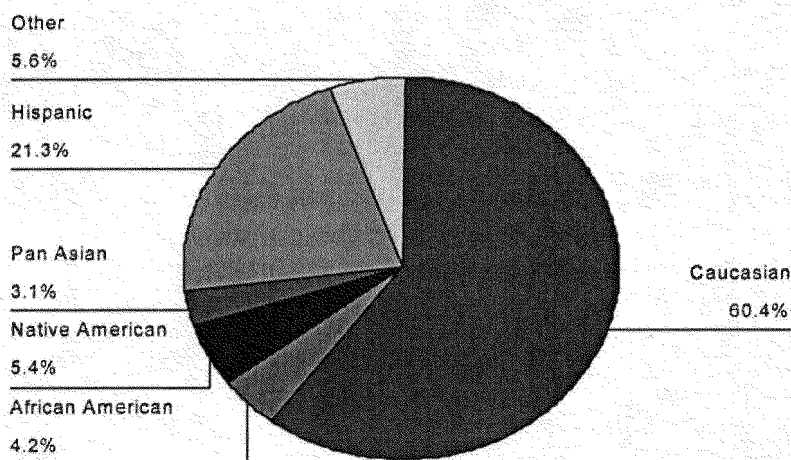
It was with these conditions, and the primary PCDS goals, in mind that program outcomes and measurement instruments were identified and developed for the PCDS system. Three interim measures are used to capture information addressing these conditions and, ultimately, the benchmark.

1. **Developmental screening** scores are used to determine a child's level of development based on their chronological age; children who do not meet the standard for their age are then referred for further assessment.
2. **Immunization status** is reported for each child participating in PCDS services, at the time they are 24 months of age.
3. **Parent Survey Part I and Part II:** The Parent Survey is a pre-post test instrument designed to measure the following areas:
 - ◆ parent knowledge;
 - ◆ family activities;
 - ◆ progress toward self-selected goals;
 - ◆ satisfaction with Parent Child Development Services; and
 - ◆ a self-assessment of parenting skills and access to a supportive social network.

Process Information: Fiscal Year 1996/97 Data Summary¹

A total of 677 families were served in the PCDS system during fiscal year 1996/97. In virtually all families more than one family member participated in service. The ethnic breakdown of the 1,682 individuals served is presented in Figure 1.

Figure 1 - Ethnicity of Individuals Served



39.6% of the people participating in PCD Services are people of color; 21.3% are Hispanic.

¹ This data is from the Department of Community and Family Services INFOS data collection system.

The household composition of the 677 families is captured in table 1.

Table 1 - Household Composition

Household Composition	Percent of Families
Two parent families	62.2%
Female headed single parent families	21.3%
Multiple adults with children	11.7%

For 70% of families, the primary source of income was employment; another 13% reported that Aid To Families with Dependent Children (AFDC) was their family's primary income source. Table 2 outlines the poverty status of families at the time of intake.

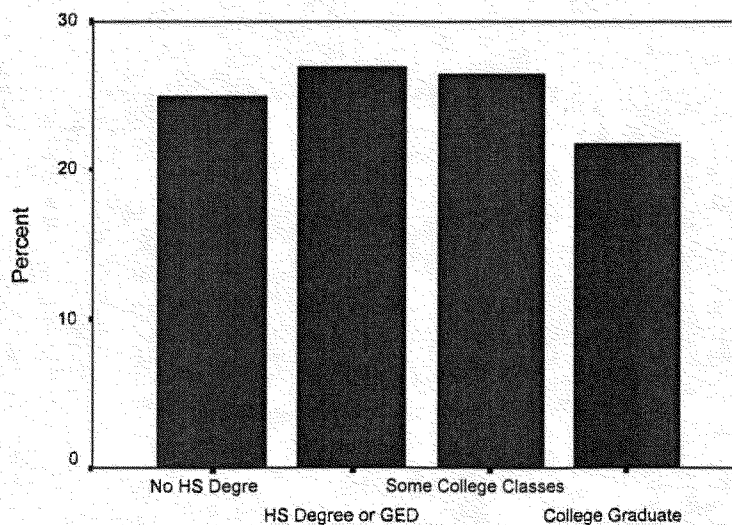
Table 2 - Poverty Status of Families Participating in PCDS Services

Percent of Federal Poverty Level	Percent of Families	Cumulative Percent
75% of Federal Poverty Level	38.5	38.5
100% of Federal Poverty Level	11.7	50.2
125% of Federal Poverty Level	8.1	58.3
150% of Federal Poverty Level	11.1	69.4
175% of Federal Poverty Level	4.8	74.2
>175% of Federal Poverty Level	25.8	100

58.3% of families participating in PCD Services are at 125% of the federal poverty level at the time of intake into the program.

The highest grade completed is also reported at the time of intake into the PCDS program. **25% of parents have less than a high school diploma; another 27% indicate completion of high school or GED as their highest level of education.** Figure two depicts this information.

Figure 2 - Highest Grade Completed



The average length of family participation in PCDS programs is 10 months. The top three reasons cited for leaving the program are:

- family moving out of the PCDS catchment area;
- the PCDS losing contact with the family; and
- the family choosing to terminate.

Outcome Information: Fiscal Year 1996/97 Report

Each of the six PCDS agencies have seven outcomes specified in their contracts. Three are measured through the INFOS data collection system and four are assessed by the Parent Survey.

INFOS Data Collection System

- 86% of children were within the normal range of development for their age at the time of exit from the PCDS. Target: 85%
- 100% of the children screened as not within the normal range of development for their age were referred on for further assessment. Target: 100%
- 76% of the children were up-to-date on immunizations at 24 months of age. This is lower than the target of 90%, however 23% of parents indicated that they were exempting their children from immunizations. This is a higher percentage than anticipated.

The Parent Survey

For parents who participate in Parent Child Development Services:

- 89% showed an increase in knowledge about children and positive child rearing approaches. Target: 85%
- 71% reported an increase in parenting skills. Target: 80%
- 82% reported an increase in social support. Target: 80%
- 96% reported that program activities helped them become a better parent. Target: 90%

Conclusion

Parent Child Development Services have been an integral component in the Family Center System since 1993. The PCDS programs provide access to parent support for all families of Multnomah County regardless of income or family composition. The preliminary data reported here indicates that these programs are having a positive effect on lives of families who participate.

**Multnomah County Family Center System
Parent Child Development Services
Parent Survey Preliminary Report**

Prepared by:

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and

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September 10, 1997

Parent Child Development Services Parent Survey Preliminary Report

Overview

This report is intended to provide the Family Center System staff (Family Center Directors, Parent Child Development Services Coordinators and other interested parties) with preliminary results based on data collected using the Parent Survey. The Parent Survey is an instrument designed to measure parent knowledge, activities, progress toward self-selected goals, satisfaction with Parent Child Development Services (PCDS) and Parents As Teachers services, and a self-assessment of parenting skills and access to a supportive social network. Each of the agencies have four contract outcomes associated with the Parent Surveys. Parent Survey Part I is administered at the time of intake into a PCDS program; Part II is given at a six month follow-up interval. The six PCDS providers are:

- Eastwind Center Parents As Teachers
- FamilyWorks Nurturing Families
- Portland Impact's two PCDS sites (Hawthorne and Brentwood-Darlington)
- North Portland Youth and Family Center Together Program
- The Urban League Common Bond
- Neighborhood House Parent Child Development Center

Developed throughout the Spring and Summer of 1995 by an evaluator from the OSU Family Study Center, in concert with the Parent Child Development Services providers, the instrument was finalized in the fall of 1995. It has been used by the PCDS system of providers since January 1996. Through June 1997, a total of 164 Parent Survey Part I's have been submitted and 71 Part II surveys have been submitted.¹ Table 1 below shows the number of surveys submitted by each of the six agencies.

Table 1 - Completed Surveys by Agency

Agency	Parent Survey Part I Completed	Parent Survey Part II Completed	Parent Survey Both Part I and II Completed	Number of Cases Closed before Part II Completed
Eastwind Parents As Teachers	30	18	15	29
FamilyWorks Nurturing Families	19	4	3	9
Portland Impact	42	20	13	15
North Portland Together Program	25	17	10	28
Urban League Common Bond	22	5	3	21
Neighborhood House Parent Child Development Center ²	26	7	6	0
System Totals	164	71	50	102

¹ For the purposes of this report, the number of Part II's does not include the April 1996 "test" of the Part II instrument.

² Neighborhood House PCDC did not begin completing the Parent Survey until August 1996.

Due to difficulties in administering Part II of the survey at a precise 6 month interval, a discussion was held in June 1997 with the PCDS Coordinators and the Family Center System Director's representatives during which the group considered dropping the survey altogether. Instead, in an effort to increase the number of Part II's completed, the agencies agreed to administer Part II at the time of exit instead of at a six month interval. This change was implemented as of July 1, 1997.

This report summarizes the scores and information from the 50 surveys for which there is both a Part I and a Part II completed for a given parent. For these 50 parents, the interval between completing Part I and Part II ranges from 3.5 to 7 months. Column 3 in table 1 above provides information on the number of parents completing both Part I and II by agency. As this table indicates, the sample size varies from agency to agency. Hence, this report only summarizes the surveys *as a system* and does not report results by agency.

Parent Survey Section 1: *Your Expectations*

The first section of the survey is designed to capture information about parents' expectations for the program. Part I seeks information about what the parent(s) expect the program to offer, while Part II asks whether the program has "helped" them in any of those areas. This section is used to track parent progress toward self-selected parenting goals and satisfaction with program activities. The data from Part II is summarized in the following table.

Table 2 - Parents Self-Report on Program Expectations

How much, if at all, has the program helped you:	A LOT	SOME WHAT	NOT MUCH	NOT APPLICABLE
Learn new skills as a parent.	48%	46%	2%	2%
Opportunities for your child to play with others.	78%	6%	4%	8%
Learn about child development.	60%	32%	4%	2%
Find ways to teach your child to behave.	32%	40%	6%	18%
Find new ways to help your child learn.	60%	32%	2%	4%
Share experiences with other parents.	48%	30%	10%	10%
Receive emotional support and understanding.	58%	36%	2%	2%
Get help with community resources and services like transportation, child care or other needs.	32%	22%	14%	30%
Getting help with a serious problem you have now.	16%	20%	8%	54%

These figures indicate that the majority of parents view the PCDS programs as being helpful in a variety of areas. Parents reported that PCDS programs are particularly effective in providing opportunities for children to play together, facilitating parents' learning about child development, assisting parents in acquiring new ways to help their children learn, and providing emotional support for parents.

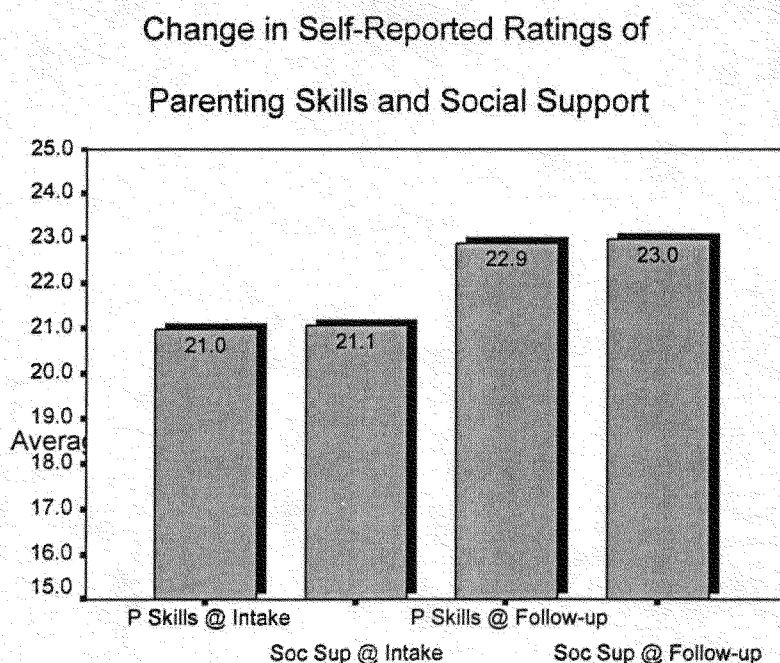
Parent Survey Section 2: *About Children*

The *About Children* section consists of 20 questions designed to assess the knowledge level of parents. The same questions are asked on Part I and Part II. Most of these questions were taken from other standardized instruments measuring parental knowledge, and were field tested at the PCDS programs during the summer of 1995.

The mean score on Part I of the *About Children* section was 15.63 (78% of the questions were answered correctly), while the mean score on Part II was 17.46 (87% correct). This improvement is statistically significant, $t(47) = 5.14$; $p < .001$. The lack of a control group in this evaluation design does not permit us to draw firm conclusions regarding the cause of this change. This result, however, does provide fairly strong evidence that participation in PCDS programs contributes to increases in parental knowledge of child development. It is interesting to note here that 0 of 48 parents who completed the *About Children* section at intake obtained a perfect score, while 12 of 48 obtained perfect scores after being in the program for 3-7 months.

Parent Survey Section 3: *The Parenting Ladder*

The Parenting Ladder consists of 10 questions equally divided into two categories: Parenting Skills and Social Support. Parents are asked to place themselves on the ladder (from 0 as Low to 3 as Medium to 6 as High) in terms of their current level of parenting skills and access to social support. The results indicate that parents improved in both of these areas from the time of intake to follow-up (see figure 1). These results were statistically significant for both the Parenting Skills ($t(41) = 2.55$; $p = .015$) and Social Support ($t(46) = 2.12$; $p = .04$) subscales. Thus, it appears that PCDS programs may be contributing to increases in subjective ratings of parenting skills and access to social support.



(Figure 1)

Parent Survey Section 4: *Family Activities*

Family Activities is an adapted scale of ten items that describe specific family activities that create a supportive and stimulating environment for children. For the Parent Survey, and its associated outcomes, the *Family Activities* are used to track these selected parenting activities. Table 3 summarizes the parents' responses to each question.

Table 3 - Parent Report on Selected Family Activities

Do these things happen in your home?	Almost Never		Several times a month		Several times a week		Almost Daily		Does not apply	
	Pt. I	Pt. II	Pt. I	Pt. II	Pt. I	Pt. II	Pt. I	Pt. II	Pt. I	Pt. II
Whole family eats a meal together.	8%	6%	10%	8%	16%	26%	60%	56%	4%	--
Parent(s) have some time during the day for just talking with the children.	2%	--	4%	--	12%	6%	80%	86%	2%	2%
Parent(s) and children play together.	--	--	4%	--	10%	8%	84%	88%	--	--
Children go to bed at the same time at night.	12%	10%	6%	12%	18%	16%	58%	56%	4%	--
Parent(s) and child do something together outside the home like shopping or walking.	2%	--	18%	10%	28%	40%	44%	46%	2%	--
Children have some time for playing with other children who are close in age.	12%	2%	36%	40%	20%	28%	20%	26%	6%	--
Family visits with relatives or friends.	14%	16%	52%	48%	18%	10%	14%	20%	--	--
Family goes someplace special together.	22%	18%	48%	64%	12%	8%	12%	6%	4%	--
Parent(s) read books or tells stories to children.	10%	2%	10%	10%	28%	26%	44%	58%	4%	--
Parent(s) and children together watch educational TV or videos, like Sesame Street.	18%	10%	8%	12%	12%	22%	36%	36%	24%	16%

These figures clearly show that families are involved in a variety of activities together, both at the time of intake and at the follow-up intervals. Most notably, there is a marked increase in the number of parents who reported doing "something outside the home like shopping or walking" several times per week, and an increase in the number of parents who report "read[ing] books or tell[ing] stories to children" almost daily. Throughout the development of this instrument, the researcher made it clear that the frequency and types of activities that families do together provides predictive information about a child's readiness for school.

Summary

As stated at the outset, this report is intended to provide the Family Center System staff with preliminary results based on data collected using the Parent Survey. The Parent Survey has been in place for 18 months. Despite the relatively low number of parents who have completed both parts of the survey, preliminary results based on this small sample demonstrate a relationship between the services provided at the PCDS programs and increases in parents' knowledge about children, parents' perceived levels of parenting skill, and parents' perceived level of social support. Again, it must be emphasized that due to the evaluation design causality cannot be inferred. That is, it is possible that other factors in addition to the PCDS programs are contributing to the aforementioned increases. Given that these outcomes are specifically targeted by PCDS program services, however, it is highly likely that PCDS programs are having a positive impact on the families that participate.

The high number of families who depart services without completing Part II adversely impacts the evaluation of the PCDS programs and the system. However, continued use of the survey instrument, along with some modifications in the way Part II surveys are administered at individual sites, will hopefully increase the number of completed Part II surveys and thus allow for further analysis of the data on an agency by agency basis. Given a larger sample size, further analyses can be conducted that may provide important information regarding which program components are particularly effective.