

ANNOTATED MINUTES

Tuesday, October 12, 1993 - 1:30 PM  
Multnomah County Courthouse, Room 602

PLANNING ITEMS

Chair Beverly Stein convened the meeting at 1:35 p.m., with Vice-Chair Gary Hansen, Commissioners Sharron Kelley and Dan Saltzman present, and Commissioner Tanya Collier excused.

SCOTT PEMBLE ADVISED OF APPELLANT'S REQUEST TO RESCHEDULE PLANNING ITEM CU 21-93 FROM OCTOBER 26 TO TUESDAY, NOVEMBER 9, 1993. BOARD CONCURRED.

P-1 DR 14-93/  
CU 5-91a PUBLIC HEARING, ON THE RECORD, WITH TESTIMONY LIMITED TO 15 MINUTES PER SIDE, in the Matter of the August 20, 1993 Appeal to the Planning and Zoning Hearings Officer of Two Planning Director Administrative Decisions in which the Hearings Officer Affirmed, Subject to a Condition, the Final Design Review Plan, and Affirmed the Determination of Substantial Development to Allow Completion of a Non-Resource Dwelling Authorized by CU 5-91, for Property Located at 6125 NW THOMPSON ROAD

MARK HESS PRESENTED STAFF REPORT. LARRY EPSTEIN PRESENTED CASE HISTORY AND CRITERIA USED FOR DECISION. JOHN DuBAY RESPONSE TO BOARD QUESTIONS.

ARNOLD ROCHLIN PRESENTED TESTIMONY IN OPPOSITION TO HEARINGS OFFICER DECISION. STEVE ABLE PRESENTED TESTIMONY IN SUPPORT OF HEARINGS OFFICER DECISION AND RESPONDED TO BOARD QUESTIONS. REBUTTAL TESTIMONY FROM MR. ROCHLIN. MR. EPSTEIN, MR. HESS AND MR. DuBAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS. MR. DuBAY AND COMMISSIONER KELLEY DISCUSSED HER INTENT TO AFFIRM THE HEARINGS OFFICER DECISION BUT AMEND IT TO REQUIRE A BRIDGE RATHER THAN THE CULVERT.

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER SALTZMAN, IT WAS UNANIMOUSLY APPROVED THAT THE BOARD AFFIRM THE HEARINGS OFFICER DECISION, AMEND THE DESIGN REVIEW PLAN TO ADD THE CONDITION THAT A BRIDGE BE A REQUIREMENT, AND DIRECT THAT THE AMENDED DESIGN REVIEW APPLICATION COME BACK TO THE PLANNING DIRECTOR WHO WILL MAKE A DECISION AFTER PROPER NOTICE AND HEARING ABOUT THE DISPOSITION OF THAT AMENDED DESIGN PLAN. MR. HESS AND MR. DuBAY ADVISED THEY WILL PREPARE A FINAL ORDER (93-339) FOR CHAIR STEIN'S SIGNATURE.

The Board recessed at 2:55 p.m. and reconvened at 3:00 p.m.

P-2      C 3-93      PUBLIC HEARING and Consideration of a Proposed  
RESOLUTION in the Matter of Determining Whether the West  
Hills are a Goal 5 Significant Scenic Resource

MR. PEMBLE EXPLAINED GOAL 5 PROCESS AND ADVISED STAFF RECOMMENDS 1-A DESIGNATION. SANDY MATHEWSON PRESENTED STAFF REPORT AND EXPLAINED CRITERIA USED IN RECOMMENDING 1-A DESIGNATION.

KARIN HUNT, LIZ CALLISON, RICHARD SHAFFER, CHRIS WRENCH, MATTHEW UDZIELA, DONNA MATRAZZO, NEIL KAGAN, JACK SANDERS, JOHN SHERMAN, LESLIE BLAIZE, LESLIE LUBBE, DAVID MORGAN, ARNOLD ROCHLIN, MICHAEL CARLSON AND JIM SJULIN TESTIFIED IN OPPOSITION TO A 1-A DESIGNATION AND IN SUPPORT OF A 1-C DESIGNATION. DOROTHY COFIELD AND DONIS McARDLE TESTIFIED IN SUPPORT OF A 1-A DESIGNATION.

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, TO REJECT THE PLANNING COMMISSION'S 1-A DESIGNATION AND TO RECOMMEND DESIGNATION OF THE SCENIC RESOURCES AS 1-C.

COMMISSIONER SALTZMAN COMMENTED IN SUPPORT OF MOTION, SITING SPECIFIC FINDINGS RELATING TO QUALITY, QUANTITY, OUTSTANDING SCENIC FRAMEWORK AND VIEWING AREA IMPORTANCE OF THE WEST HILLS. COMMISSIONER KELLEY COMMENTED IN SUPPORT OF MOTION. MR. PEMBLE ADVISED STAFF WILL HAVE TO REWRITE FINDINGS DOCUMENT TO REFLECT BOARD DIRECTION IN LIGHT OF PUBLIC TESTIMONY AND TO PREPARE A RESOLUTION REFLECTING THE WEST HILLS A 1-C DESIGNATION. COMMISSIONER HANSEN COMMENTED IN SUPPORT OF THE MOTION.

CHAIR STEIN DIRECTED THAT STAFF PREPARE FINDINGS IN SUPPORT OF A 1-C DESIGNATION, CONTAINING SPECIFIC FINDINGS RELATED TO QUALITY, QUANTITY, OUTSTANDING SCENIC FRAMEWORK AND VIEWING AREA IMPORTANCE OF THE WEST HILLS AS DISCUSSED BY THE BOARD FOLLOWING PUBLIC TESTIMONY. COMMISSIONER SALTZMAN ADDED THAT THE \$200,000,000 DECISION MADE BY WEST SIDE LIGHT RAIL TO TUNNEL THROUGH THE SUNSET CANYON RATHER THAN DO A SURFACE ROUTE HINGED ON NO OTHER FACTOR EXCEPT PRESERVING THE AESTHETIC LOOK OF THE CANYON WHICH IS ONLY SEEN BY PEOPLE DRIVING ON HIGHWAY 26 INTO PORTLAND.

MOTION UNANIMOUSLY APPROVED.

MR. PEMBLE ADVISED STAFF WILL BRING A PROPOSED RESOLUTION AND FINDINGS TO THE BOARD'S NOVEMBER 9, 1993 MEETING.

The Board recessed at 4:45 p.m. and reconvened at 4:51 p.m.

P-3      C 4-93      PUBLIC HEARING and Consideration of a Proposed  
RESOLUTION in the Matter of Determining the Significance of  
Wildlife Habitat in the West Hills

STAFF EXPLANATIONS FROM MR. PEMBLE AND GORDON  
HOWARD, RECOMMENDING A 1-C DESIGNATION. MR.  
HOWARD DISCUSSED CITIZEN REQUEST TO INCLUDE  
BONNY SLOPE.

TESTIMONY IN SUPPORT OF 1-C DESIGNATION BY  
BRETT SCHULZ, NEIL KAGAN, CHRIS WRENCH, JOHN  
SHERMAN, ARNOLD ROCHLIN, MICHAEL CARLSON AND  
JIM SJULIN. GREG MALINOWSKI TESTIFIED IN  
SUPPORT OF INCLUDING BONNY SLOPE IN THE 1-C  
DESIGNATION. TESTIMONY IN OPPOSITION TO 1-C  
DESIGNATION BY RICHARD SHEPARD, DOROTHY  
COFIELD, DONIS McARDLE AND JOSEPH KABDEBO.

MR. HOWARD RESPONSE TO BOARD QUESTIONS. BOARD  
DISCUSSION.

COMMISSIONER SALTZMAN MOVED, SECONDED BY  
COMMISSIONER KELLEY, TO ADOPT THE STAFF REPORT  
AND PLANNING COMMISSION RECOMMENDATION OF A 1-C  
SIGNIFICANT WILDLIFE HABITAT DESIGNATION, AND  
TO INCLUDE IN THAT 1-C DESIGNATION, THE AREA  
NORTH OF THE BONNY SLOPE SUBDIVISION. BOARD  
COMMENTS. RESOLUTION 93-340 UNANIMOUSLY  
APPROVED.

There being no further business, the meeting was adjourned  
at 5:50 p.m.

OFFICE OF THE BOARD CLERK  
for MULTNOMAH COUNTY, OREGON

By Wendy H. Gristo

Thursday, October 14, 1993 - 9:30 AM  
Multnomah County Courthouse, Room 602

#### REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:35 a.m., with  
Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman  
present.

#### CONSENT CALENDAR

UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER SALTZMAN, THE CONSENT CALENDAR,  
(ITEMS C-1 THROUGH C-8) WAS UNANIMOUSLY  
APPROVED.

SHERIFF'S OFFICE

- C-1 In the Matter of a Request for Authorization to Transfer \$27,522.00 in Found and/or Unclaimed Money from Sheriff's Office Custody to the Multnomah County General Fund Pursuant to Multnomah County Code 7.70

NON-DEPARTMENTAL

- C-2 In the Matter of the Appointments of E. John Rumpakis, Chair; Sarah Mahler, Member; Donna Kelly, Member; and Basil Panaretos, Alternate, to BOARD 1 of the BOARD OF EQUALIZATION, for the Period January through June, 1994
- C-3 In the Matter of the Appointments of Doug Cowley, Chair; Joan Larsell, Member; William R. Gerald, Member; and Robert Correll, Alternate, to BOARD 2 of the BOARD OF EQUALIZATION, for the Period January through June, 1994
- C-4 In the Matter of the Appointments of Charles Sauvie, Chair; Esther Lewis, Member; Toni Sunseri, Member; and Cora Smith, Alternate, to BOARD 3 of the BOARD OF EQUALIZATION, for the Period January through June, 1994
- C-5 In the Matter of the Appointments of Bill Naito, William Failing, Yvonne Williams, Hilde Peterson-Fordyce, Pat Prendergast, Harriet Sherburne, Bob Forster, Alan Beard and Terry Beard, to the CENTRAL LIBRARY DESIGN AND CONSTRUCTION OVERSIGHT COMMITTEE

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-6 Ratification of Intergovernmental Agreement Contract 300824 Between Multnomah County and Mt. Hood National Forest, for Sponsorship of the 1993 Salmon Festival at Oxbow Park on the Sandy River
- C-7 ORDER in the Matter of the Execution of Deed D940924 Upon Complete Performance of a Contract to James A. Nelson
- ORDER 93-341.
- C-8 ORDER in the Matter of the Execution of Deed D940929 Upon Complete Performance of a Contract to Timothy Maxie for William Maxie and Freddie Maxie

ORDER 93-342.

Vice-Chair Gary Hansen arrived at 9:37 a.m.

REGULAR AGENDA

NON-DEPARTMENTAL

- R-1 Certificate of Achievement for Excellence in Financial Reporting Presented to Multnomah County Finance Office for its Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 1992; and Award of Financial Reporting Achievement Presented to Jean Uzelac, Multnomah County Accounting Manager. Presented by Kathy Tri, Government Finance Officers Association Representative



KATHY TRI PRESENTATION. JEAN UZELAC COMMENTS  
AND STAFF INTRODUCTION. BOARD COMMENTS.

- R-2 Presentation of the National Association of Counties (NACo) 1993 Achievement Awards to the Following Multnomah County Recipients: Department of Social Services - Vocational Development Project; Department of Social Services - Relocating Seniors in Nursing Homes Program; Department of Environmental Services - Natural Area Protection and Management Plan; Department of Health - Primary Care and Drug Abuse Linkage Program; Department of Community Corrections - Parole Transition Program; Department of Community Corrections - Drug Testing and Evaluation Program; and Department of Health - Innovative Methods in Syphilis Control Program

LIAISON COMMISSIONER COMMENTS AND PRESENTATION  
OF AWARDS TO PROGRAM REPRESENTATIVES. STAFF  
COMMENTS AND INTRODUCTIONS.

- R-3 Request for Approval of the 1993-1996 Agreement Between Multnomah County, Oregon, the Multnomah County District Attorney, and Multnomah County Prosecuting Attorneys Association

KEN UPTON EXPLANATION. UPON MOTION OF  
COMMISSIONER KELLEY, SECONDED BY COMMISSIONER  
SALTZMAN, R-3 WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF SOCIAL SERVICES

- R-4 Ratification of Intergovernmental Agreement Contract 103794 Between Multnomah County and the City of Portland, Establishing the Regional Drug Initiative as a Separate Intergovernmental Organization for the Purpose of Fostering Community Actions, Social Attitudes and Individual Behaviors which will Establish a Community Free from Problems Related to Alcohol or Other Drugs

CHIP LAZENBY EXPLANATION. UPON MOTION OF  
COMMISSIONER COLLIER, SECONDED BY COMMISSIONER  
HANSEN, R-4 WAS UNANIMOUSLY APPROVED.

- R-5 Budget Modification DSS #6 Requesting Authorization to Shift Carry-Over Funds within the Partner's Project Budget, Creating a Data Analyst and an Office Assistant 2 Position, and Reclassifying a Program Development Technician to a Data Analyst, within the Mental Health Youth and Family Services Division Budget

COMMISSIONER KELLEY MOVED AND COMMISSIONER  
SALTZMAN SECONDED, APPROVAL OF R-5. ELLEEN  
DECK EXPLANATION AND RESPONSE TO BOARD  
QUESTIONS. BUDGET MODIFICATION UNANIMOUSLY  
APPROVED.

- R-6 Budget Modification DSS #7 Requesting Authorization to Reclassify a Juvenile Education Coordinator to a Program Coordinator within the Juvenile Justice Division Budget

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-6. SUE LARSEN EXPLANATION. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

PUBLIC CONTRACT REVIEW BOARD

(Recess as the Board of County Commissioners and convene as the Public Contract Review Board)

- R-7 ORDER in the Matter of an Exemption from Public Bidding for the Purchase of One Passenger Van and Three Mid-Size Cars

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-7. LARRY AAB EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 93-343 UNANIMOUSLY APPROVED.

(Recess as the Public Contract Review Board and reconvene as the Board of County Commissioners)

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-8 RESOLUTION in the Matter of Approval of the Multnomah County Five Year 1992-96 Transportation Capital Improvement Plan and Program

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-8. KATHY BUSSE EXPLANATION AND RESPONSE TO BOARD QUESTIONS. RESOLUTION 93-344 UNANIMOUSLY APPROVED.

- R-9 Ratification of Intergovernmental Agreement Contract 300744 Between Multnomah County and the City of Portland, Whereby \$9,750.00 from the County Bikeway Construction Fund will be Paid to the City for Intersection Improvements at SE 122nd Avenue and Springwater Corridor

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-9. DAN LAYDEN EXPLANATION AND RESPONSE TO BOARD QUESTIONS. AGREEMENT UNANIMOUSLY APPROVED.

- R-10 Budget Modification DES #5 Requesting Authorization to Fully Appropriate Exposition Center and Parks Division Budget Expenditures for the Remainder of Fiscal Year 1993-94

COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-10. BETSY WILLIAMS EXPLANATION FOR ITEMS R-10 AND R-11. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

- R-11 Budget Modification DES #6 Requesting Authorization to Appropriate the Natural Areas Acquisition Fund for Parks Services Division Budget Expenditures for the Remainder of Fiscal Year 1993-94

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER COLLIER, R-11 WAS UNANIMOUSLY

APPROVED.

- R-12 RESOLUTION in the Matter of Approving a Memorandum of Understanding Between Multnomah County and Metro Regarding the Transfer of Regional Parks, Natural Areas, Golf Courses, Cemeteries and the Expo Center

COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-12. MS. WILLIAMS EXPLANATION. TESTIMONY IN OPPOSITION TO TRANSFER FROM JACK ADAMS AND TOM CROPPER. TESTIMONY IN SUPPORT OF TRANSFER WITH RECOMMENDATION THAT NATURAL AREA ACQUISITION FUND REMAIN WITH COUNTY FROM DONNA MATRAZZO, PAULINE ANDERSON, CHRIS WRENCH, JEAN RIDINGS AND MARTY McCALL. TESTIMONY IN SUPPORT OF TRANSFER FROM RENA CUSMA AND RICHARD DEVLIN. LAURENCE KRESSEL RESPONSE TO BOARD QUESTIONS. BOARD DIRECTED THAT NATURAL AREA ACQUISITION FUND ISSUE BE ADDRESSED IN INTERGOVERNMENTAL AGREEMENT. BOARD DISCUSSION AND COMMENTS. RESOLUTION 93-345 UNANIMOUSLY APPROVED.

- R-13 RESOLUTION in the Matter of Accepting the Report from the Multnomah County Fair Advisory Task Force and Discussion Regarding the 1994 Multnomah County Fair and Establishment of a Citizen Advisory County Fair Board

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-13. HANK MIGGINS EXPLANATION. PRESENTATIONS FROM RICK SANDERS, PAUL SUNDERLAND, SANDI MILLER, RICK PAUL, GREG FLAKUS AND DONALD ERCEG. MR. SANDERS AND MR. MIGGINS RESPONSE TO BOARD QUESTIONS. BOARD COMMENTS. RESOLUTION 93-346 ACCEPTING TASK FORCE REPORT UNANIMOUSLY APPROVED. UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER KELLEY, THE 1994 FAIR WAS UNANIMOUSLY APPROVED. MR. MIGGINS WAS DIRECTED TO PREPARE A LETTER OF SUPPORT FOR BOARD SIGNATURES. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, IT WAS UNANIMOUSLY APPROVED THAT STAFF BE DIRECTED TO SUBMIT RECOMMENDATIONS FOR AN INTERIM FAIR ADVISORY BOARD. CHAIR STEIN DIRECTED MR. MIGGINS TO SUBMIT A PROPOSED 1994 FAIR BUDGET AND A LIST OF PROPOSED FAIR ADVISORY BOARD MEMBERS TO THE BOARD PRIOR TO NOVEMBER 30, 1993.

PUBLIC COMMENT

- R-14 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

STEVE LILLY CAUTIONED AGAINST DOING AWAY WITH THE COMPETITIVE BID PROCESS IN CONNECTION WITH ESTABLISHMENT OF THE CENTRAL LIBRARY DESIGN AND CONSTRUCTION OVERSIGHT COMMITTEE TO OVERSEE

CONSTRUCTION AND DESIGN OF THE MULTNOMAH  
COUNTY CENTRAL LIBRARY AND MIDLAND BRANCH.  
BOARD MEMBERS ASSURED MR. LILLY THE COUNTY  
WOULD PURSUE THE PUBLIC BID PROCESS. MR. LILLY  
RESPONSE TO BOARD COMMENTS.

Chair Stein left at 12:20 p.m.

TOM CROPPER ANNOUNCED AND INVITED ATTENDANCE  
AT THE MULTNOMAH COUNTY DEMOCRATIC PLATFORM  
CONVENTION, NOVEMBER 6, 1993, AND ADVISED OF  
UPCOMING PUBLIC MEETINGS.

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

OFFICE OF THE BOARD CLERK  
for MULTNOMAH COUNTY, OREGON

By DEBORAH COLEMAN