

# **ANNOTATED MINUTES**

Tuesday, May 21, 1996 - 1:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

## **BUDGET HEARING**

*Chair Beverly Stein convened the hearing at 1:36 p.m., with Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present, and Vice-Chair Dan Saltzman arriving at 1:40 p.m.*

PH-1 Department of Juvenile Justice Services Budget Overview, Highlights and Action Plans. DJJS Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers.

**ELYSE CLAWSON INTRODUCTIONS, DEPARTMENT OVERVIEW AND KEY ACTION PLANS PRESENTATION. SHANE ENDICOTT CBAC RECOMMENDATIONS AND PRIORITIES. NO ONE WISHED TO TESTIFY. MS. CLAWSON INTRODUCED CBAC MEMBER MARTHA McMURRAY. BILL MORRIS UPDATE ON SENATE BILL 1, BALLOT MEASURE 11 AND USE OF DETENTION. MR. MORRIS AND MS. CLAWSON RESPONSE TO BOARD QUESTIONS. RICK JENSEN DETENTION REFORM INITIATIVE DISCUSSION. MR. JENSEN AND MS. CLAWSON RESPONSE TO BOARD QUESTIONS. LEE BLOCK DIVERSION PROGRAM SUCCESS DISCUSSION. MR. BLOCK AND MS. CLAWSON RESPONSE TO BOARD QUESTIONS AND COMMENTS. JIMMY BROWN BUILDING EVALUATION CAPACITY DISCUSSION. MR. BROWN AND MS. CLAWSON RESPONSE TO BOARD QUESTIONS AND DISCUSSION. MS. CLAWSON, MR. BLOCK, JOANNE FULLER AND MR. MORRIS RESPONSE TO BOARD QUESTIONS AND DISCUSSION. DISTRICT ATTORNEY STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (38) PROVIDE BOARD WITH A DESCRIPTION OF THE CRITERIA USED TO DECIDE WHICH MEASURE 11 JUVENILE CASES**

**TO PLEA BARGAIN; JUVENILE JUSTICE SERVICES STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (39) DISCUSS THE POSSIBILITIES THAT JUVENILE DIVERSION PROGRAMS (a) MAY HAVE REDUCED THE INCIDENCE OF JUVENILE CRIME; (b) MAY HAVE INCREASED POLICE WILLINGNESS TO CITE AND ARREST JUVENILES; (40) COMPARE THE OUTCOMES, METHODS, AND SUBJECTS OF PAX WITH SIMILAR PROGRAMS (VIP, SOY, ETC., INCLUDING RELATED PROGRAMS IN OTHER DEPARTMENTS); (41) DISCUSS THE POTENTIAL FOR USING LOWER DETENTION SUPERVISION RATIOS TO OPERATE AREAS OF JUVENILE DETENTION WHERE PROGRAMS ARE PROVIDED AT A HIGH LEVEL AND THE POSSIBLE COST REDUCTIONS THAT COULD RESULT; (42) PROVIDE THE BOARD WITH LONGITUDINAL RESEARCH ON DRUG AFFECTED BABIES, PARTICULARLY AS THE RESEARCH BEARS ON CRIMINAL BEHAVIOR.**

*The budget hearing was adjourned at 3:21 p.m. and the executive session convened at 3:25 p.m.*

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Tuesday, May 21, 1996 - 3:30 PM  
(OR IMMEDIATELY FOLLOWING BUDGET HEARING)  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**EXECUTIVE SESSION**

E-1

The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(d) for Labor Negotiator Consultation Concerning Labor Negotiations with the Multnomah County Deputy Sheriff's Association. Presented by Darrell Murray.

**EXECUTIVE SESSION HELD.**

*There being no further business, the session was adjourned at 3:30 p.m.*

Wednesday, May 22, 1996 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

## **BUDGET HEARING**

*Chair Beverly Stein convened the hearing at 9:35 a.m., with Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present, and Vice-Chair Dan Saltzman arriving at 9:52 a.m.*

PH-2      Department of Community Corrections Budget Overview, Highlights and Action Plans. DCC Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers.

**TAMARA HOLDEN INTRODUCED PATRICK BRUN, PAT BOZANICH, DIANNE SMITH, AKI NOMA, JIM ROOD, HORACE HOWARD, JUDITH DUNCAN, MIKE SANTONE AND MICHAEL HAINES. MS. HOLDEN DEPARTMENT OVERVIEW AND BUDGET HIGHLIGHTS PRESENTATION AND RESPONSE TO BOARD QUESTIONS. PAT BOZANICH CBAC PRESENTATION, RECOMMENDATIONS AND PRIORITIES. MS. BOZANICH AND MS. HOLDEN RESPONSE TO BOARD QUESTIONS AND DISCUSSION. NO ONE WISHED TO TESTIFY. MS. HOLDEN ISSUES AND OPPORTUNITIES PRESENTATION, INCLUDING DISCUSSION OF SB 1145 IMPLEMENTATION, UNIFIED SUBSTANCE ABUSE STRATEGY, STATE FUNDING ALLOCATION, CBAC RECOMMENDATIONS AND RESPONSE TO BOARD QUESTIONS. MIKE SANTONE ALTERNATIVE COMMUNITY SERVICE PROGRAM EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. ALL DEPARTMENTS STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (43) AT THE CONCLUSION OF THE BOARD'S BUDGET PROCESS, PROVIDE THE BOARD AND YOUR DEPARTMENTAL CBAC WITH RESPONSES TO THE CBAC RECOMMENDATIONS THAT WERE ADDRESSED BY BOARD ACTION; DEPARTMENT OF ENVIRONMENTAL SERVICES STAFF TO**

PROVIDE FOLLOW UP INFORMATION REGARDING (44) REVIEW THE METRO RECYCLING PROGRAM FOR THE BOARD AND DISCUSS THE PROS AND CONS OF ADOPTING IT; DEPARTMENT OF COMMUNITY CORRECTIONS STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (45) DISCUSS THE CBAC RECOMMENDATION ABOUT SITING ISSUES. INCLUDE IN THIS DISCUSSION A REVIEW OF THE PROCESS UNDER WAY TO DEVELOP A SITING POLICY FOR THE BOARD TO CONSIDER. ALSO INCLUDE IN THIS DISCUSSION, HOW TO SEQUENCE COMMUNITY REVIEW PRIOR TO SITING WITH THE NEED TO SEARCH FOR APPROPRIATE FACILITIES, AND POSSIBLE MITIGATION ACTIVITIES USING WORK CREWS THAT MIGHT MAKE SITING MORE ATTRACTIVE; (46) DISCUSS THE QUESTION OF WHETHER TO USE SB 1145 FUNDING OR GENERAL FUND TO PAY FOR SUBSTANCE ABUSE CONTRACTOR TRAINING; (47) DISCUSS THE IMPLICATIONS OF AMENDMENT DCC 2 TRANSFERRING THE EVALUATION COMPONENT (ADDRESSING PROGRAM EFFECTIVENESS) OF SUBSTANCE ABUSE CONTRACTS FROM COMMUNITY CORRECTIONS TO DCFS/BEHAVIORAL HEALTH; (48) PROPOSE A WAY FOR PO'S TO EVALUATE THE EFFECTIVENESS OF ADDING CORRECTIONS TECHS; (49) DISCUSS THE RELATIVE COST/BENEFIT OF ADDING 5 OR 10 ADDITIONAL WORK CREWS (AMENDMENTS DCC 3a AND DCC 3b). INCLUDE IN THIS DISCUSSION THE USE OF SHERIFF'S OFFICE WORK CREWS. ALSO INCLUDE A PRIORITIZATION OF THE KINDS OF WORK CREW PARTICIPANTS, BOTH IN THE CURRENT SYSTEM AND IF EITHER OF THE AMENDMENTS IS APPROVED; (50) REVIEW THE STATUS OF CHARGING FOR URINALYSIS TESTING; (51) SUMMARIZE AND COMMENT ON THE TIME STUDY COMPLETED BY THE STATE EARLIER THIS YEAR. COMMISSIONER KELLEY PROPOSED AMENDMENTS CFS/DCC 1 \$28,000 FOR SUBSTANCE ABUSE PROVIDERS TRAINING AND DCC 2 TRANSFER EVALUATION COMPONENT OF

**CONTRACTS TO DCFS/BEHAVIORAL HEALTH.  
COMMISSIONER SALTZMAN PROPOSED  
AMENDMENTS DCC 3a INCREASE WORK CREW  
LEADERS TO 5 FTE AND DCC 3b INCREASE WORK  
CREW LEADERS TO 10 FTE.**

*There being no further business, the hearing was adjourned at 11:02  
a.m.*

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Wednesday, May 22, 1996 - 2:00 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**BUDGET HEARING**

*Chair Beverly Stein convened the hearing at 2:05 p.m., with Vice-Chair  
Dan Saltzman, Commissioners Sharron Kelley and Gary Hansen present, and  
Commissioner Tanya Collier excused.*

PH-3 Department of Library Services Budget Overview, Highlights and Action  
Plans. DLS Citizen Budget Advisory Committee Presentation.  
Opportunity for Public Testimony on the Proposed 1996-97 Multnomah  
County Budget. Issues and Opportunities. Board Questions and  
Answers.

**GINNIE COOPER INTRODUCTIONS, DEPARTMENT  
OVERVIEW PRESENTATION AND RESPONSE TO  
BOARD QUESTIONS AND DISCUSSION. SUSAN  
HATHAWAY-MARXER LIBRARY BOARD CBAC  
PRESENTATION AND RECOMMENDATIONS.  
MARY LU BAETKEY TESTIMONY IN SUPPORT OF  
COOPERATIVE PROJECT WITH PARKROSE  
SCHOOL AND LIBRARY BUDGET. NANCY JAMBOR  
TESTIMONY IN SUPPORT OF EARLY CHILDHOOD  
PROGRAMS AND SERVICES. GINNY SNODGRASS  
TESTIMONY IN SUPPORT OF INSIGHTS TEEN  
PROGRAM AND BORN TO READ PROGRAM. BOB  
HAMEL TESTIMONY IN SUPPORT OF JUVENILE  
JUSTICE OUTREACH PROGRAM WITH  
MULTNOMAH EDUCATION SERVICE DISTRICT.  
DEL HALL AND BOB HALL TESTIMONY IN  
SUPPORT OF VOLUNTEER PROGRAM  
PROMOTING BOOKS AND LIBRARY SERVICES TO**

**THIRD GRADE CLASSES. STEVE FULMER  
TESTIMONY IN SUPPORT OF PROGRAMS WITH  
PORTLAND PUBLIC SCHOOLS, INCLUDING LANE  
MIDDLE SCHOOL AND BRENTWOOD-  
DARLINGTON PROJECT. MS. COOPER UPDATE  
ON SERVICES TO SCHOOLS AND CHILDREN.  
DONNA DENGEL UPDATE ON SERVICES TO  
FAMILY CHILDCARE PROVIDERS. ELLEN FADER  
DISCUSSION ON SERVICES TO INCARCERATED  
YOUTH. MS. FADER, MS. COOPER AND JEANNE  
GOODRICH RESPONSE TO BOARD QUESTIONS  
AND SUGGESTIONS. MS. GOODRICH  
TECHNOLOGY UPDATE AND DEMONSTRATION  
PRESENTATION AND RESPONSE TO BOARD  
QUESTIONS. DEPARTMENT OF LIBRARY  
SERVICES STAFF TO PROVIDE FOLLOW UP  
INFORMATION REGARDING (52) DISCUSS THE  
POSSIBILITY OF ELECTRONICALLY LINKING  
PRIVATE SCHOOLS, SUCH AS OPEN MEADOWS,  
McCOY ACADEMY, ETC., TO THE LIBRARY WITH  
BOND PROCEEDS IN A WAY PARALLELING OUR  
PLANS FOR THE PUBLIC SCHOOLS; (54) PREPARE  
AN OVERVIEW OF PRACTICES BEING APPLIED  
OR CONSIDERED IN OTHER JURISDICTIONS  
THAT WILL CONTROL ACCESS TO  
OBJECTIONABLE MATERIALS ON THE INTERNET  
AND SUGGEST A PROCESS FOR THE BOARD TO  
DISCUSS THE ISSUE; (55) DISCUSS THE  
LIBRARY'S ROLE IN PROVIDING UNIVERSAL  
ACCESS TO ELECTRONIC INFORMATION AND  
PROCESS MADE AVAILABLE BY OTHER  
AGENCIES, E.G., THE STATE EMPLOYMENT  
DIVISION; (56) REPORT ON THE POSSIBILITIES  
OF HELPING TO STABILIZE THE WORK FORCE  
OF SCHOOL MEDIA SPECIALISTS THROUGH  
TEMPORARY HIRING OR SOME OTHER WAY OF  
UTILIZING THEM IN THE LIBRARY SYSTEM; (57)  
DESCRIBE THE PROCESS THE LIBRARY EXPECTS  
TO FOLLOW IN DECIDING WHICH  
CONSTRUCTION PROJECTS WILL BE DONE AT  
BRANCHES.**

*There being no further business, the hearing was adjourned at 3:54 p.m.*

Thursday, May 23, 1996 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

## **REGULAR MEETING**

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

### **CONSENT CALENDAR**

**UPON MOTION OF COMMISSIONER KELLEY,  
SECONDED BY COMMISSIONER HANSEN, THE  
CONSENT CALENDAR (ITEMS C-1 THROUGH C-4)  
WAS UNANIMOUSLY APPROVED.**

### **NON-DEPARTMENTAL**

- C-1 Appointment of Mary Cohorst to the REGIONAL STRATEGIES BOARD

### **DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- C-2 RESOLUTION Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

### ***RESOLUTION 96-94.***

### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-3 CS 1-96/WRG 2-96 Report Hearings Officer Decision APPROVING, WITH CONDITIONS, Community Service and Willamette River Greenway Approval to Construct a Cellular Communication Facility Consisting of a 130 Foot Monopole Structure and Associated Facilities, on Property Located at 17622 NW ST HELENS HIGHWAY, PORTLAND
- C-4 Amendment 3 to Intergovernmental Agreement 302215 with the City of Fairview, Reflecting Cost Increase for Installation of Underground Utilities and Street Light Conduits Associated with the Seventh Street Extension Project

## **REGULAR AGENDA**

### **PUBLIC COMMENT**

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

***NO ONE WISHED TO COMMENT.***

### **NON-DEPARTMENTAL**

- R-2            PROCLAMATION Recognizing and Commending the Third and Fourth Grade Students of MARKHAM ELEMENTARY SCHOOL

***COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-2. FOLLOWING COMMISSIONER SALTZMAN'S PRESENTATION, INTRODUCTION, AND READING OF THE PROCLAMATION, THE BOARD ACKNOWLEDGED AND GREETED VISITING THIRD AND FOURTH GRADE MARKHAM STUDENTS. MARKHAM TEACHER MARY DEL RIO COMMENTS IN SUPPORT OF STUDENT'S SUCCESSFUL EFFORTS FOR REMOVAL OF JOE CAMEL BILLBOARD FROM SCHOOL. PROCLAMATION READ. MS. DEL RIO COMMENTS. ANN BLAKER OF AMERICAN CANCER SOCIETY PRESENTATION OF MULTNOMAH COUNTY TOBACCO CONTROL COALITION ACTION AWARD CERTIFICATE OF APPRECIATION TO THE MARKHAM STUDENTS AND COMMENDATION OF THE EFFORTS OF MS. DEL RIO. PROCLAMATION 96-95 UNANIMOUSLY APPROVED.***

***AT THE REQUEST OF CHAIR STEIN AND UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER KELLEY, CONSIDERATION OF THE FOLLOWING ITEM WAS UNANIMOUSLY APPROVED.***

- UC-1            PROCLAMATION Proclaiming June 1, 1996 as STAND FOR CHILDREN DAY in Multnomah County, Oregon



**COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF UC-1. DAVID LEVINE OF THE OREGON CHILDREN'S FOUNDATION AND RICK NITTI OF THE MULTNOMAH COMMISSION ON CHILDREN AND FAMILIES AND CHILDREN FIRST PRESENTATION, EXPLANATION OF PLANNED ACTIVITIES AND COMMENTS IN SUPPORT. CHAIR STEIN ADVISED THE PROCLAMATION ALSO CONTAINS ENDORSEMENT OF THE MARCH FOR SCHOOL FUNDING OCCURRING ON JUNE 1 AS WELL. PROCLAMATION READ. PROCLAMATION 96-96 UNANIMOUSLY APPROVED.**

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-10 Multnomah County Board Comments and Direction to Metro Policy Advisory Committee Representative Concerning the Metro Urban Growth Management Functional Plan (2040 Phase 1)

**CHAIR STEIN MOVED R-10 FORWARD TO ACCOMMODATE METRO EXECUTIVE MIKE BURTON'S SCHEDULE. COMMISSIONER SALTZMAN, SCOTT PEMBLE AND MIKE BURTON PRESENTATION. MR. PEMBLE, MR. BURTON AND MARK TURPEL RESPONSE TO BOARD QUESTIONS AND DISCUSSION. BOARD CONSENSUS THAT THE URBAN GROWTH BOUNDARY NOT BE EXTENDED. BOARD CONSENSUS THAT DES STAFF PREPARE FOR BOARD REVIEW, INTERGOVERNMENTAL AGREEMENTS WITH THE CITIES OF PORTLAND, GRESHAM AND TROUTDALE, REZONING THE ADJACENT UNINCORPORATED AREAS TO ACCOMMODATE HOUSING GROWTH, WHICH ADDRESSES ACCOUNTABILITY AND AFFORDABILITY. BOARD CONSENSUS THAT DES STAFF PREPARE AN ANNEXATION ANALYSIS FOR BOARD REVIEW.**

#### **DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- R-3 Request for Review and Approval of the Consolidated Plan, 1996-1997 Action Plan of the City of Portland, City of Gresham, and Multnomah

County, to be Submitted to the U.S. Department of Housing and Urban Development, Applying for Community Development Block Grant and HOME Investment Partnership Program Funds

***JANET HAWKINS EXPLANATION. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, RESOLUTION 96-97 WAS UNANIMOUSLY APPROVED.***

#### **DEPARTMENT OF HEALTH**

- R-4 NOTICE OF INTENT to Respond to a Request for Proposals from the Metropolitan Service District for Illegal Dumpsite Cleanup in Unincorporated Areas Within Multnomah County

***COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-4. PETER DeCHANT EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING POSSIBLE USE OF DCC WORK CREWS FOR DUMPSITE CLEANUP. NOTICE OF INTENT UNANIMOUSLY APPROVED.***

- R-5 NOTICE OF INTENT to Respond to a Program Announcement from the National Institute on Drug Abuse to Continue and Evaluate the Northeast Health Center Linkage Project that Provides Substance Abuse Services to Primary Care Clients

***COMMISSIONER HANSEN MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-5. DAVE HOUGHTON EXPLANATION AND RESPONSE TO COMMISSIONER HANSEN'S COMMENTS IN SUPPORT. NOTICE OF INTENT UNANIMOUSLY APPROVED.***

#### **DEPARTMENT OF SUPPORT SERVICES**

- R-6 First Reading and Possible Adoption of an ORDINANCE Amending Multnomah County Code Chapter 3.11, Relating to Charitable Fundraising on County Premises, by Changing the Membership of the Campaign Management Council, the Certification Criteria, and Declaring an Emergency

**ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER HANSEN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF FIRST READING AND ADOPTION. KAREN RHEIN AND JIM STEGMILLER EXPLANATION AND RESPONSE TO BOARD QUESTIONS. MICHAEL MAY OF LOCAL INDEPENDENT CHARITIES OF AMERICA TESTIMONY REQUESTING THE CAMPAIGN NOT BE LIMITED TO SIX FUNDS OR FEDERATIONS AND INCLUSION OF INDEPENDENT CHARITIES OF AMERICA, AND RESPONSE TO BOARD QUESTIONS. MR. STEGMILLER AND MS. RHEIN RESPONSE TO BOARD QUESTIONS, ADVISING THE VOLUNTEER COUNCIL CANNOT HANDLE MORE THAN SIX FUNDS; THAT THROUGH UNITED WAY AND BLACK UNITED FUNDS, EMPLOYEES CAN GIVE TO OTHER ORGANIZATIONS NOT LISTED IN COUNTY BROCHURES; AND THAT THE SYSTEM HAS BEEN SET UP SO THAT NEXT YEAR ANYONE CAN APPLY. BOARD COMMENTS. ORDINANCE 854 UNANIMOUSLY APPROVED.**

- R-7      Budget Modification DSS 3 Requesting Authorization to Reclassify Two Word Processing Operator Positions to Senior Word Processing Operator

**COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-7. CURTIS SMITH EXPLANATION. BUDGET MODIFICATION UNANIMOUSLY APPROVED.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-8      Intergovernmental Agreement 301616 with the City of Fairview for Needed Waterline Improvements for the NE Glisan Street Contract

**COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-8. JOHN DORST EXPLANATION OF ITEMS R-8 AND R-9. AGREEMENT UNANIMOUSLY APPROVED.**

Intergovernmental Agreement 301606 with the City of Wood Village for Needed Waterline Improvements for the NE Glisan Street Contract

***UPON MOTION OF COMMISSIONER COLLIER,  
SECONDED BY COMMISSIONER KELLEY, R-9 WAS  
UNANIMOUSLY APPROVED.***

*The regular meeting was adjourned at 11:05 a.m. and the briefing convened at 11:14 a.m.*

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Thursday, May 23, 1996 - 11:15 AM  
(OR IMMEDIATELY FOLLOWING REGULAR MEETING)  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**BOARD BRIEFING**

B-1 Multnomah Commission on Children and Families Retreat Update and Future Direction. Presented by Carol Wire, Dianne Iverson and Gloria Muzquiz.

***BOARD GREETED LARRY NOVELL FROM UNITED WAY. CAROL WIRE INTRODUCED SAMUEL HENRY, RICK NITTI, DIANNE IVERSON, GLORIA MUZQUIZ AND BONNIE ROSATTI. LARRY NOVELL, CAROL WIRE, SAMUEL HENRY PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS, SUGGESTIONS AND DISCUSSION.***

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

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Thursday, May 23, 1996 - 1:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**BUDGET HEARING**

*Chair Beverly Stein convened the meeting at 1:35 p.m., with Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present, and Vice-Chair Dan Saltzman arriving at 1:36 p.m.*

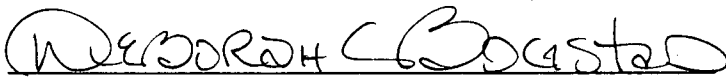
Multnomah County Sheriff's Office Budget Overview, Highlights and Action Plans. MCSO Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers.

**SHERIFF DAN NOELLE DEPARTMENT OVERVIEW, MISSION, VALUE STATEMENTS, RECENT ACCOMPLISHMENTS, 1994-1995 MCSO BIENNIAL REPORT AND ADDITIONAL BUDGET NEEDS PRESENTATION AND RESPONSE TO BOARD QUESTIONS. GEORGE KELLEY CBAC RECOMMENDATIONS PRESENTATION. NO ONE WISHED TO TESTIFY. CHAIR STEIN REFERRED BOARD TO BARRY CROOK MEMO. SHERIFF NOELLE DISCUSSION OF GRESHAM TEMPORARY HOLDING FACILITY AND RESPONSE TO BOARD QUESTIONS. LARRY AAB REORGANIZATION OF LAW ENFORCEMENT DIVISION UPDATE. SHERIFF NOELLE RECRUITMENT OF MINORITY AND BILINGUAL HIRING DISCUSSION. DAVE WARREN AND SHERIFF NOELLE RESPONSE TO BOARD QUESTIONS AND DISCUSSION. SHERIFF NOELLE JAIL ACCREDITATION DISCUSSION AND RESPONSE TO BOARD QUESTIONS. SHERIFF NOELLE PUBLIC SAFETY LEVY AND SB 1145 UPDATE AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. DAN OLDHAM SITING COMMITTEE UPDATE AND RESPONSE TO BOARD QUESTIONS, SUGGESTIONS AND DISCUSSION. SHERIFF'S OFFICE STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (58) EXPLORE THE POTENTIAL FOR "GROWING" LOCAL CANDIDATES FOR HIRING AS CORRECTIONS DEPUTIES RATHER THAN OR IN ADDITION TO RECRUITMENT OUT OF THE AREA; (59) REVIEW THE PROS AND CONS OF THE DECISION TO FOREGO ACCREDITATION OF FACILITIES, INCLUDING THE THOUGHTS OF COUNTY COUNSEL IN THE RESPONSE, AND ADDRESSING THE QUESTION OF THE POSSIBLE IMPACT ON FEDERAL OR STATE FUNDING; (60) DISCUSS THE POSSIBLE OVERTIME COST IMPLICATIONS OF THE REMODELING PROJECTS THAT WILL BE**

**DONE WITH BOND FUNDING AT THE JUSTICE CENTER; (61) REVIEW THE PROPOSAL TO SUBSTITUTE EDUCATIONAL PROGRAMS FOR TELEVISION IN MODULES OF THE JAIL FACILITIES; (62) DISCUSS THE STATUS OF WIRING FOR CABLE TV IN THE VARIOUS JAIL FACILITIES AND WAYS TO PAY FOR MAKING IT POSSIBLE TO SHOW SELECTED PROGRAMMING IN EACH OF THEM; LABOR RELATIONS STAFF TO PROVIDE FOLLOW UP INFORMATION REGARDING (63) DISCUSS THE IMPLICATIONS OF DEFINING THE DUTIES OF CORRECTIONS DEPUTIES TO INCLUDE PRESENTATION OF EDUCATIONAL PROGRAMS TO INMATES; BOARD OF COMMISSIONERS TO (64) CONSIDER THE POSSIBILITY OF ROLLING THE SPECIAL LEVIES APPROVED AT THE PRIMARY INTO THE COUNTY TAX BASE IN NOVEMBER, 1996. COMMISSIONER KELLEY PROPOSED AMENDMENTS SO 1 \$108,000 FOR GRESHAM HOLDING FACILITY; SO 2 RESERVE \$50,000 IN CONTINGENCY FOR EVALUATION OF BOOKING; SO 3 RESERVE \$50,000 IN CONTINGENCY FOR PROGRAMS IN LIEU OF TV IN JAIL; SO 4 \$95,000 FOR SCHEDULING UNIT; SO 5 \$61,000 FOR MATRIX UNIT; SO 6 \$208,000 FOR FLEET NEEDS; SO 7 \$69,000 FOR UNFUNDED MANDATES; COMMISSIONER COLLIER PROPOSED AMENDMENT SO 8 \$100,000 (WITHIN LEVY) FOR RECRUITMENT; COMMISSIONER HANSEN PROPOSED AMENDMENT SO 9 \$40,000 FOR SPANISH IMMERSION PROGRAM (WITHOUT HAVING STAFF LEAVE THE COUNTRY).**

*There being no further business, the hearing was adjourned at 3:15 p.m.*

OFFICE OF THE BOARD CLERK  
FOR MULTNOMAH COUNTY, OREGON

  
Deborah L. Bogstad



## MULTNOMAH COUNTY OREGON

OFFICE OF THE BOARD CLERK  
SUITE 1510, PORTLAND BUILDING  
1120 SW FIFTH AVENUE  
PORTLAND, OREGON 97204  
CLERK'S OFFICE • 248-3277 • 248-5222  
FAX • (503) 248-5262

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

# AGENDA

## MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS FOR THE WEEK OF

**MAY 20, 1996 - MAY 24, 1996**

*Tuesday, May 21, 1996 - 1:30 PM - DJJS Budget Hearing .....Page 2*

*Tuesday, May 21, 1996 - 3:30 PM - Executive Session.....Page 2*

*Wednesday, May 22, 1996 - 9:30 AM - DCC Budget Hearing .....Page 2*

*Wednesday, May 22, 1996 - 2:00 PM - DLS Budget Hearing .....Page 3*

*Thursday, May 23, 1996 - 9:30 AM - Regular Meeting .....Page 3*

*Thursday, May 23, 1996 - 11:15 AM - Board Briefing .....Page 5*

*Thursday, May 23, 1996 - 1:30 PM - MCSO Budget Hearing.....Page 5*

*Thursday Meetings of the Multnomah County Board of Commissioners  
are \*cablecast\* 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, May 21, 1996 - 1:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**BUDGET HEARING**

*PH-1 Department of Juvenile Justice Services Budget Overview, Highlights and Action Plans. DJJS Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers. 2 HOURS REQUESTED*

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*Tuesday, May 21, 1996 - 3:30 PM  
**(OR IMMEDIATELY FOLLOWING BUDGET HEARING)**  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**EXECUTIVE SESSION**

*E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660(1)(d) for Labor Negotiator Consultation Concerning Labor Negotiations with the Multnomah County Deputy Sheriff's Association. Presented by Darrell Murray. 45 MINUTES REQUESTED.*

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*Wednesday, May 22, 1996 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**BUDGET HEARING**

*PH-2 Department of Community Corrections Budget Overview, Highlights and Action Plans. DCC Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers. 2 HOURS REQUESTED*



Wednesday, May 22, 1996 - 2:00 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**BUDGET HEARING**

PH-3      *Department of Library Services Budget Overview, Highlights and Action Plans. DLS Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers. 2 HOURS REQUESTED*

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Thursday, May 23, 1996 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**REGULAR MEETING**

**CONSENT CALENDAR**

**NON-DEPARTMENTAL**

C-1      *Appointment of Mary Cohorst to the REGIONAL STRATEGIES BOARD*

**DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

C-2      *RESOLUTION Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody*

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

C-3      *CS 1-96/WRG 2-96 Report Hearings Officer Decision APPROVING, WITH CONDITIONS, Community Service and Willamette River Greenway Approval to Construct a Cellular Communication Facility Consisting of a 130 Foot Monopole Structure and Associated Facilities, on Property Located at 17622 NW ST HELENS HIGHWAY, PORTLAND*

C-4      *Amendment 3 to Intergovernmental Agreement 302215 with the City of Fairview, Reflecting Cost Increase for Installation of Underground Utilities and Street Light Conduits Associated with the Seventh Street Extension Project*

## **REGULAR AGENDA**

### **PUBLIC COMMENT**

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

### **NON-DEPARTMENTAL**

- R-2      *PROCLAMATION Recognizing and Commending the Third and Fourth Grade Students of MARKHAM ELEMENTARY SCHOOL*

### **DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- R-3      *Request for Review and Approval of the Consolidated Plan, 1996-1997 Action Plan of the City of Portland, City of Gresham, and Multnomah County, to be Submitted to the U.S. Department of Housing and Urban Development, Applying for Community Development Block Grant and HOME Investment Partnership Program Funds*

### **DEPARTMENT OF HEALTH**

- R-4      *NOTICE OF INTENT to Respond to a Request for Proposals from the Metropolitan Service District for Illegal Dumpsite Cleanup in Unincorporated Areas Within Multnomah County*
- R-5      *NOTICE OF INTENT to Respond to a Program Announcement from the National Institute on Drug Abuse to Continue and Evaluate the Northeast Health Center Linkage Project that Provides Substance Abuse Services to Primary Care Clients*

### **DEPARTMENT OF SUPPORT SERVICES**

- R-6      *First Reading and Possible Adoption of an ORDINANCE Amending Multnomah County Code Chapter 3.11, Relating to Charitable Fundraising on County Premises, by Changing the Membership of the Campaign Management Council, the Certification Criteria, and Declaring an Emergency*
- R-7      *Budget Modification DSS 3 Requesting Authorization to Reclassify Two Word Processing Operator Positions to Senior Word Processing Operator*

## **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-8      *Intergovernmental Agreement 301616 with the City of Fairview for Needed Waterline Improvements for the NE Glisan Street Contract*
- R-9      *Intergovernmental Agreement 301606 with the City of Wood Village for Needed Waterline Improvements for the NE Glisan Street Contract*
- R-10     *Multnomah County Board Comments and Direction to Metro Policy Advisory Committee Representative Concerning the Metro Urban Growth Management Functional Plan (2040 Phase 1) - **ONE HOUR REQUESTED***
- 

*Thursday, May 23, 1996 - 11:15 AM*  
**(OR IMMEDIATELY FOLLOWING REGULAR MEETING)**  
*Multnomah County Courthouse, Room 602*  
*1021 SW Fourth, Portland*

### **BOARD BRIEFING**

- B-1      *Multnomah Commission on Children and Families Retreat Update and Future Direction. Presented by Carol Wire, Dianne Iverson and Gloria Muzquiz. 45 MINUTES REQUESTED.*
- 

*Thursday, May 23, 1996 - 1:30 PM*  
*Multnomah County Courthouse, Room 602*  
*1021 SW Fourth, Portland*

### **BUDGET HEARING**

- PH-4     *Multnomah County Sheriff's Office Budget Overview, Highlights and Action Plans. MCSO Citizen Budget Advisory Committee Presentation. Opportunity for Public Testimony on the Proposed 1996-97 Multnomah County Budget. Issues and Opportunities. Board Questions and Answers. 2 HOURS REQUESTED*

MEETING DATE: MAY 21 1996

AGENDA NO: E-1

(Above Space for Board Clerk's Use ONLY)

**AGENDA PLACEMENT FORM**

**SUBJECT:** EXECUTIVE SESSION

**BOARD BRIEFING**      **Date Requested:** May 21, 1996 (at 3:30 p.m. or immediately following Budget Hearing)

**Amount of Time Needed:** 45 minutes

**REGULAR MEETING:** **Date Requested:** \_\_\_\_\_

**Amount of Time Needed:** \_\_\_\_\_

**DEPARTMENT:** Dept of Support Services

**DIVISION:** Labor Relations

**CONTACT:** Darrell Murray

**TELEPHONE #:** 248-5035-2595  
**BLDG/ROOM #:** B106/1400

**PERSON(S) MAKING PRESENTATION:** Darrell Murray

**ACTION REQUESTED:**

☐ INFORMATIONAL ONLY    ☒ POLICY DIRECTION    ☐ APPROVAL    ☐ OTHER

**SUMMARY (Statement of rationale for action requested, personnel and fiscal/budgetary impacts, if applicable):**

Held pursuant to ORS 192.660(1)(d) for consultation regarding labor negotiations with the Multnomah County Deputy Sheriff's Association.

**SIGNATURES REQUIRED:**

**ELECTED OFFICIAL:** \_\_\_\_\_

**OR**

**DEPARTMENT MANAGER:** \_\_\_\_\_

**ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES**

**Any Questions: Call the Office of the Board Clerk 248-3277/248-5222**

0516C/63

6/93

BOARD OF  
COUNTY COMMISSIONERS  
96 MAY 16 PM 12:05  
MULTNOMAH COUNTY  
OREGON



# MULTNOMAH COUNTY OREGON

Clerk - FY1

BEVERLY STEIN  
COUNTY CHAIR

EMPLOYEE SERVICES  
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PORTLAND, OREGON 97202

## MEMORANDUM

TO: Karl Hutchison, President MCDSA  
John Ingram, Vice-President MCDSA

FROM: Darrell Murray, Deputy Labor Relations Manager (A)

DATE: April 15, 1996

SUBJECT: First Responder

Enclosed is language I drafted in an effort to flesh out some concepts we have discussed, as well as your last thoughts on the subject. Bearing in mind that neither side has tentatively agreed to or formally proposed these concepts or details, I would nonetheless appreciate your reaction to the draft. Does it accurately capture the options you last laid out for discussion?

With respect to the question of payment for time spent in off-duty study to those who completed the course last year, Merlin Julifs and Pieter Van Dyke have reviewed the options and have concluded that they involve approximately the same cash outlay. In the first place, they advise that 10 of the 22 employees are in positions that do not normally require back filling. Further, by applying the "one off at a time" policy, they say that the option which mixes time off and overtime pay could be managed in a way which would limit the need to fill behind the employees taking the time off. Again, to the extent back-filling would be required, the actual cash outlay for replacement would not exceed the cost of paying the employee 20 hours of straight time, on average. Of course, this discounts the value of time off to the employee taking this option, and related lost productivity. But the two options appear roughly equivalent, when comparing cash outlays.

Please get back to me as quickly as possible. I realize you are busy in court, but my schedule is rapidly filling and I am concerned that we may slip past the end of yet another fiscal year without a resolution to this issue. Please feel free to call me at home (249-0505) if you can't reach me at the office. Thank you.

c: Board of Commissioners

Sheriff Dan Noelle

Bill Farver

Karyne Dargan

Merlin Julifs

Pieter Van Dyke

Larry Aab

Steve Nemirow

CONTRACT AMENDMENT

The parties to this contract amendment are Multnomah County, Oregon ("County"), the Multnomah County Sheriff's Office ("Sheriff"), and the Multnomah County Deputy Sheriff's Association (hereafter "Association"). The parties agree that the following section P shall be added to article 16, Compensation, of the 1992-95 collective bargaining agreement, as amended and extended through June 30, 1998:

"P. Emergency Medical Response Program.

1. For purposes of this section P, "First Responder" or "EMT 1" certifications refer to those designations resulting from completion of the initial qualification and on-going maintenance requirements established by the Oregon State Board of Medical Examiners for the First Responder and Emergency Medical Technician 1 certification levels or their successors.

2. A bargaining unit member who holds a current First Responder or EMT 1 certification who is assigned by the Sheriff to provide emergency medical response to injured persons as part of the employee's regular duties shall be entitled to Emergency Medical Response premium pay in the amounts and subject to the conditions set forth in this section P.

3. Employees may be assigned to use the skills acquired through the First Responder or EMT 1 certification training only in River Patrol, District Patrol, or the DUII unit unless the Sheriff desires to expand the program to offer services in other areas. In such event, the Sheriff shall consult with the Association and, before implementing the expansion, obtain the consent of the Board of County Commissioners in regular public session.

4. Employees hired on or after December 4, 1985 may be required to obtain and maintain First Responder certification as a condition of continued employment. If the Sheriff requires such an employee to obtain or maintain First Responder certification, all time spent in class shall be considered time worked for pay purposes. In addition, employees shall be assigned one and one-third (1.33) hours of out-of-class study time with pay for each assigned classroom hour in initial acquisition of a First Responder certificate. All reasonable amounts of time spent in activities prescribed by the State Board of Medical Examiners to maintain such certifications shall be deemed work time to the extent, if any, maintenance of the certification is required by the Sheriff. Nothing in this section P shall preclude an employee from obtaining or maintaining First Responder or EMT 1 certification at his or her own expense. Such employees shall be granted in-service-training or community service credit under article 17 of this agreement.

5. Employees certified and assigned to provide First Responder level emergency medical response in a work unit within the program scope as described in section P, subsection 3 above, shall be paid a premium equal to three percent (3%) of his or her regular base wage rate (including incentive pay under article 17) for the duration of such assignment. .

6. For time spent studying for the class outside normal work hours studying employees required or authorized by the Sheriff to participate in initial First Responder certification training prior to the effective date of this agreement shall, within ten (10) days following the signing of this agreement, sign a written election (form attached hereto as Attachment A) choosing to be paid either:

- (a) forty (40) hours of overtime based on the base wage rate (including incentive pay under Article 17) in effect at the time the study was performed plus sixty (60) hours of time off from duty paid at the straight time rate; OR



(b) eighty (80) hours of straight time pay.

Time off elected under option (a) above is not compensable upon involuntary termination and must be used before accrued vacation or holiday time is used; provided that this shall not preclude use of holidays for designation under Article 7, section A, second paragraph. Use of time off elected under option (a) is subject to the same scheduling constraints as personal holidays and vacation, including but not limited to the MCSO's "one off at a time" policy. Cash payments under either option (a) or (b) above are lump sum payments, subject to normal payroll deductions and withholding, and shall be paid no later than at the first pay date occurring after passage of a full pay period following signing of this contract amendment. The election made under this subsection waives any claim for overtime that might otherwise be made for time allegedly spent studying off duty without compensation for the 1995 First Responder certification process.

7. Subject to the terms of this subsection 7, employees required to obtain or maintain First Responder certification who do not diligently participate in, or who fail to successfully complete assigned training for initial qualification or maintenance of First Responder certification may be disciplined or dismissed to the extent consistent with and in the manner provided by Articles 18 or 19 of this Agreement, whichever applies. However, non-probationary employees shall be automatically granted a second opportunity to complete the certification training and obtain certification before discipline is imposed. Also, if due to illness, injury, operational requirements (e.g. court appearances that preclude attendance) or other legitimate cause deemed acceptable by the Sheriff the employee fails to pass and obtain certification following either the initial or second training that initial or second training, whichever applies, shall not count toward the employee's two training opportunities. In addition to or in-lieu-of discipline, the Sheriff may require the employee to undertake further re-training in an additional effort to obtain the relevant certification. The employer shall provide the

employee and the Association with an accounting of the wage and cash benefit cost of second chance and subsequent re-training. If the employee becomes eligible for premium pay pursuant to subsection 5 of this section P following such retraining, the commencement date of such premium shall be delayed by a period of time reasonably calculated to permit the employer to recoup the wage-benefit costs incurred for such retraining.

8. Subject to budgetary limitations and any applicable laws and regulations governing the award of public contracts, the Sheriff shall determine the source(s) from which required First Responder training will be obtained. The Sheriff shall consult with the Association President before making or changing his decision.

Done this day, \_\_\_\_\_, 1996.

For the Association:

For the Multnomah County Board of  
County Commissioners

\_\_\_\_\_  
Karl Hutchison, President

\_\_\_\_\_  
Beverly Stein, Chair

Negotiated For the County and Sheriff:

\_\_\_\_\_  
Tanya Collier, Commissioner

\_\_\_\_\_  
Darrell Murray, Deputy Labor  
Relations Manager

\_\_\_\_\_  
Gary Hansen, Commissioner

REVIEWED: Laurence Kressel  
Multnomah County Counsel

\_\_\_\_\_  
Sharron Kelley, Commissioner

By \_\_\_\_\_

\_\_\_\_\_  
For the Multnomah County Sheriff's Office:

\_\_\_\_\_  
Dan Noelle, Sheriff

**DRAFT**

ATTACHMENT A

Pursuant to the agreement between the Multnomah County Sheriffs Office, Multnomah County, and the Multnomah County Deputy Sheriffs Association hereby elect:

☐ Option A: 40 hours of overtime and 60 hours of time off  
at the straight-time rate.

☐ Option B: 80 hours of straight time pay.

I understand that the payment provided by this election is for time allegedly spent by me studying during off-duty hours without compensation for the First Responder certification courses held in 1995. I understand that this is a compromise amount. I accept the compromise and hereby release the County and Sheriff of any further liability for the time allegedly spent by me in the off-duty studies referred to above.

\_\_\_\_\_  
Employee Name (Printed)

\_\_\_\_\_  
Employee Signature

Date Signed: \_\_\_\_\_



# MULTNOMAH COUNTY OREGON

DEB BOGSTAD

BEVERLY STEIN  
COUNTY CHAIR

EMPLOYEE SERVICES  
FINANCE  
LABOR RELATIONS  
PLANNING & BUDGET  
RISK MANAGEMENT

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PORTLAND, OREGON 97202

## CONFIDENTIAL MEMORANDUM

TO: Chair Beverly Stein  
Commissioner Tanya Collier  
Commissioner Gary Hansen  
Commissioner Sharron Kelley  
Commissioner Dan Saltzman

FROM: Darrell Murray, Deputy Labor Relations Manager *D*

DATE: May 20, 1996

SUBJECT: First Responder/Executive Session

BOARD OF  
COUNTY COMMISSIONERS  
96 MAY 21 AM 8:41  
MULTNOMAH COUNTY  
OREGON

An executive session is set for tomorrow afternoon to discuss the latest MCDSA proposal concerning First Responder Premium. The following are its principal features:

1. Participation. All employees, past and present, could be required to *attend* First Responder training. However, only new hires could be disciplined for failure to pass the training - and then only during the initial probationary period.
2. Premium. The premium would be 3% for achieving First Responder certification.<sup>1</sup>
3. When Premium Applicable. The premium would be paid only during the period in which the certified employee is assigned to River Patrol, District Patrol, or the DUII unit. Expansion to other units would require express Board approval in regular public session.

<sup>1</sup> As in the case of other premiums, this premium would be included in the "regular rate" for purposes of overtime calculation under the FLSA. Also, receipt of this premium does not preclude an employee from simultaneously receiving other premiums for which the employee meets qualification criteria.

4. "Overtime" For Previous Trainees. The employees who have already been trained and certified would be compensated for time spent studying during otherwise uncompensated time with their election of one or the other of these options:

- a. 80 hours of straight time pay; or
- b. 40 hours of overtime pay plus 40 hours of compensatory time off.

The compensatory time off translates to 60 straight time hours off duty. Unused compensatory time off would be compensable upon termination.

5. Cost. The annualized cost for a 3% premium for the 22 employees presently certified as First Responders, were they all assigned to the River Patrol, would be approximately \$37,000. The one-time-only cost of the "overtime" payoff for those deputies would range between \$55,000 and 93,000, depending on whether each employee elects option 1 or option 2 and on the number of compensatory hours off requiring a back-fill on an overtime basis.

This program does not provide for an EMT I level capability. However, with the recent scope of practice changes in the Board of Medical Examiners rules, this should not pose significant operational hurdles.

The Sheriff has reviewed this proposal and has no objections. In light of the relevant circumstances, my sense is that prospects for doing significantly better in further negotiations or interest arbitration are not good.

Please call if you have any questions or comments. Otherwise, I will see you tomorrow.

c: Sheriff Noelle  
Karyne Dargan

CONTRACT AMENDMENT

The parties to this contract amendment are Multnomah County, Oregon ("County"), Multnomah County Sheriff's Office ("Sheriff"), and the Multnomah County Deputy Sheriff Association (hereafter "Association"). The parties agree that the following section P shall be added to article 16, Compensation, of the 1992-95 collective bargaining agreement, as amended and extended through June 30, 1998:

"P. Emergency Medical Response Program.

1. For purposes of this section P, "First Responder" certification refers to those designations resulting from completion of the initial qualification and on-going maintenance requirements established by the Oregon State Board of Medical Examiners for the First Responder certification level or its successors.
2. The scope of this Emergency Medical Response Program shall be the River Patrol, District Patrol, and the DUII unit unless the Sheriff desires to expand the program to offer such services in other areas. In such event, the Sheriff shall consult with the Association and before implementing the expansion obtain the consent of the Board of County Commissioners in regular public session.
3. Employees may be required to attend First Responder training to obtain and maintain First Responder certification. If the Sheriff requires such attendance, all time spent in class shall be considered time worked for pay purposes. In addition, such employees shall be assigned one and one-half (1.50) hours of out-of-class study time with pay for each assigned classroom hour in initial acquisition of a First Responder certificate. All reasonable amounts of time spent in activities prescribed by the State Board of Medical Examiners to maintain such certifications shall be deemed

BOARD OF  
COUNTY COMMISSIONERS  
96 MAY 21 AM 9:41  
MULTNOMAH COUNTY  
OREGON

work time to the extent, if any, maintenance of the certification is required by the Sheriff.

4. Employees certified as a First Responder who are assigned to a work unit within the program scope as described in section P, subsection 3 above, shall be paid a premium equal to three percent (3%) of his or her regular base wage rate (including incentive pay under article 17) for the duration of such assignment. This section shall be effective retroactively to and including April 1, 1995 as it pertains to employees with First Responder certification while they were assigned to the River Patrol, District Patrol or DUII units.

5. For time spent studying for the class outside normal work hours, employees required or authorized by the Sheriff to participate in initial First Responder certification training prior to the effective date of this agreement shall, within ten (10) business days following the signing of this agreement, sign a written election (form attached hereto as Attachment A) choosing to be paid either:

(a) forty (40) hours of overtime pay based on the base wage rate (including incentive pay under Article 17) in effect at the time the study was performed plus forty (40) hours of compensatory time off in lieu of overtime pay (sixty straight time hours off duty);

(b) eighty (80) hours of straight time pay.

Time off elected under option (a) above but not taken is compensable upon termination and is not subject to the 80 hour comptime accumulation limitation set out in the labor agreement. Use of time off elected under option (a) is subject to the same scheduling constraints as personal holidays and vacation, including but not limited to the MCSO's "one off at a time" policy.

6. Retroactive payments under subsection (4) and cash payments under either option (a) or (b) of subsection (5) above are lump sum payments, subject to normal payroll deductions and withholding, and shall be paid by separate check no later than at the first pay date occurring after passage of a full pay period following signing of this contract amendment.

7. Subject to the terms of this subsection 7, employees hired on or after the signing date of the

amendment creating this section P who are required to obtain or maintain First Responder certification and who do not successfully complete assigned training during the probationary period for initial qualification or maintenance of First Responder certification may be disciplined or dismissed as provided by Article 18 of this Agreement.

8. Subject to budgetary limitations and any applicable laws and regulations governing the award of public contracts, the Sheriff shall determine the source(s) from which required First Responder training will be obtained. The Sheriff shall consult with the Association President before making or changing his decision.

Done this day, \_\_\_\_\_, 1996.

For the Association:

\_\_\_\_\_  
Karl Hutchison, President

Negotiated For the County and Sheriff:

\_\_\_\_\_  
Darrell Murray, Deputy Labor  
Relations Manager

REVIEWED: Laurence Kressel  
Multnomah County Counsel

By \_\_\_\_\_

For the Multnomah County Board of  
County Commissioners

\_\_\_\_\_  
Beverly Stein, Chair

\_\_\_\_\_  
Tanya Collier, Commissioner

\_\_\_\_\_  
Gary Hansen, Commissioner

\_\_\_\_\_  
Sharron Kelley, Commissioner

\_\_\_\_\_  
For the Multnomah County Sheriff's Office:

\_\_\_\_\_  
Dan Noelle, Sheriff



ATTACHMENT A

Pursuant to the agreement between the Multnomah County Sheriffs Office, Multnomah County, and the Multnomah County Deputy Sheriffs Association hereby elect:

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- ☐ Option B: 80 hours of straight time pay.

I understand that the payment provided by this election is for time allegedly spent by me studying during off-duty hours without compensation for the First Responder certification courses held in 1995.

\_\_\_\_\_  
Employee Name (Printed)

\_\_\_\_\_  
Employee Signature

Date Signed: \_\_\_\_\_