

**Minutes of the Board of Commissioners
Multnomah Building, Board Room 100
501 SE Hawthorne Blvd., Portland, Oregon
Thursday, May 9, 2013**

REGULAR MEETING

Chair Jeff Cogen called the meeting to order at 9:37 a.m. with Vice-Chair Judy Shiprack and Commissioners Deborah Kafoury, Loretta Smith, and Diane McKeel present.

Also attending were Jenny M. Madkour, County Attorney, and Marina Baker, Assistant Board Clerk.

CONSENT AGENDA

- C.1 BUDGET MODIFICATION HD-13-16 authorizing one position re-classification within the Integrated Clinical Services Division of the Health Department.
- C.2 BUDGET MODIFICATION DCJ-12 Reclasses a 0.80 FTE Juvenile Counselor to a Program Specialist Senior in the Juvenile Services Division, as Determined by the Class/Comp Unit of Central Human Resources.

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

PUBLIC COMMENT

Opportunity for Public Comment was announced, however, no one chose to provide testimony.

REGULAR AGENDA

- R.1 **Proclamation Proclaiming May 2013 as Older Americans Month in Multnomah County Oregon. Sponsors: Vice-Chair Shiprack, D-3 and Commissioner Smith, D-2. Presenters: George Hocker – Staff to City of Portland Commissioner Fish; David Hanson, Ph.D. and Lee Girard, Community Services Manager – ADS; Deborah Hughes, ADRC Advisory Council.**

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

Vice-Chair Shiprack and Commissioner Smith made opening remarks and introductions and acknowledged the staff.

Mr. Hocker and Mses. Girard and Hughes explained that each year the Federal Administration on Aging issues a theme for Older Americans Month to assist our National Aging Services Network of state, tribal, area agencies on aging, and community services providers plan for activities that might take place in May or throughout the year. This year's theme is "Unleash the Power of Age", which highlights the important role older adults play in our community every day, and the support they receive from the aging services network that enables them to stay active and engaged. The presenters recognized the County's partners and commended them

for their input and participation in the numerous events have occurred throughout the County, celebrating and supporting older Americans. They responded to questions and comments from the Board.

The Chair and Commissioners thanked the presenters for attending and acknowledged their work.

Commissioner Shiprack read the Proclamation into the record.

Proclamation No. 2013-050 was unanimously adopted.

R.2 RESOLUTION – Waive Class I Mobile Unit License Fees for Nontraditional Food Service Operators – Pilot Project – FDA Grant. Presenter: Lila Wickham, Environmental Health Director.

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

Ms. Wickham explained that the Health Department has developed a pilot project to determine if a model that includes culturally competent training on food safety and business practices coupled with a new model of mobile unit will support nontraditional food service operators to seek licensure and inspections that help ensure sales of safe food. Food-based micro-enterprise can be a key contributor to empowering low-income people and communities of color, many of whom face barriers in traditional start-ups and small business ventures. However, health and safety concerns related to unlicensed vendors are serious, and may surpass those related to food cart vendors. 10-12 tamale vendors have agreed to participate in this pilot program. The project is funded by a Food and Drug Administration grant, which will cover any lost fees and maintain the integrity of the license fees alignment inspection costs. She responded to Board questions and comments.

Resolution No. 2013-052 was unanimously adopted.

R.3 Introducing the 2013 Rose Festival Court and Highlighting the 106th Year of Rose Festival Activities in and Around Multnomah County. Sponsor: Chair Cogen. Presenters: Patty Hoppe, Rose Festival Board Member; Randi Black, Rose Court Chair; Karen Sanquist and Members of the Rose Festival Court.

Chair Cogen provided the opening remarks.

The young women of the 2013 Rose Festival Court took turns introducing themselves and spoke about the Rose Festival history, traditions, events and how it showcases the unique people and qualities of this region.

The Board thanked them for attending and commended them for their work in the community.

R.4 Amending County Land Use Code to Adopt Portland’s Comprehensive Plan and Zoning Regulation Changes to Require Parking for Multi-Dwelling Buildings in Some Situations Where Parking Currently is Not Required and Declaring an Emergency. Sponsor: Commissioner Kafoury, D-1. Presenter: Chuck Beasley, Sr. Planner.

Vice-Chair Shiprack moved and Commissioner McKeel seconded approval of R.4.

Ms. Beasley requested an amendment to substitute the original incomplete document titled “Exhibit 2: Summary of Zoning Code Amendments” with a complete version of the same document.

Vice-Chair Shiprack moved and Commissioner McKeel seconded the motion to consider the substitution.

Mr. Beasley explained that both the County and the City of Portland have been engaged in agreements enabling the City of Portland to provide planning services to achieve compliance with the Metro Functional Plan for those areas outside the City limits, but within the urban growth boundary and urban service boundary of Portland.

The IGA lays out a process requiring the County to ensure that any amendments to the City's comprehensive plan, zoning code and other regulations adopted by the City Council will be considered by the County Board of Commissioners at the earliest possible meeting. It also states “The County Board of Commissioners shall enact all comprehensive plan and code amendments so that they take effect on the same date specified by the City’s enacting ordinance”, unless adopted by emergency. The City has already taken action. If the County doesn’t adopt these amendments, the IGA will be void and the County will be required to resume responsibility for planning and zoning administration within the affected areas.

Mr. Beasley responded to Board questions and comments.

Commissioner Kafoury stated that, with the assistance of the County Attorneys Office, she would like the Board to explore different ways in which the Board can amend that IGA so they’re not asked to approve these Ordinances unilaterally without having input into them or the ability to state disapproval. She said that while she’s going to vote yes today, this is by no means saying that she approves of this process.

Vice-Chair Shiprack expressed appreciation for Commissioner Kafoury’s comments and shared her ambivalence toward this process. She said that as a housekeeping measure in compliance with the earlier IGA between the City and County, she will support this Ordinance today.

It was unanimously voted to approve the motion to substitute.

Ordinance No. 1201 was adopted as amended.

R.5 RESOLUTION Approving the Transfer of Two Tax Foreclosed Properties for Social Services to Linnton Community Center, a Non-Profit Corporation. Sponsor: Commissioner Kafoury, D-1. Presenter: Randy Walruff, Division Director.

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

Mr. Walruff explained that the County has obtained title to certain real property through tax foreclosure for failure to pay lawfully imposed taxes and assessments. Under ORS 271.330, the County may elect to donate property to a qualified, nonprofit corporation, provided that the nonprofit uses it for social services or child care services. Linnton Community Center (LCC) is a qualified nonprofit and has requested donation of tax foreclosed property R288399 located at 10829 NW Front Ave to match teens with mentors to learn a particular skill from local industries. The program will help teens develop skills necessary for success in school and life. The second tax foreclosed property R288348 requested for donation by LCC is located adjacent to 10231 NW 110th Ave and within walking distance of the Community Center. LCC is proposing planting fruit and nut trees on the property to be grown without chemicals or pesticides. The organic produce will be harvested and used in the food bank at LCC. The fruit will also be used in the child care center and after school and summer programs. This action affects Program Offer 72038 by removing two tax foreclosed properties from County inventory and providing social services to the LCC and surrounding areas through donation to a non-profit.

Mr. Walruff responded to Board questions and comments.

Resolution No. 2013-053 was unanimously adopted.

R.6 RESOLUTION Approving the Transfer of a Tax Foreclosed Property for Social Services to Corbett Education Foundation, a Nonprofit Corporation. Sponsors: Commissioner Kafoury, D-1 and Commissioner McKeel, D-4. Presenter: Randy Walruff, Division Director.

Commissioner McKeel moved and Commissioner Kafoury seconded approval of R.6.

Mr. Walruff explained that the County has obtained title to certain real property through tax foreclosure for failure to pay lawfully imposed taxes and assessments. Under ORS 271.330, the County may elect to donate property to a qualified, nonprofit corporation, provided that the nonprofit uses it for social services or child care services. Corbett Education Foundation (CEF) is a qualified nonprofit and has requested donation of tax foreclosed property R287225 located adjacent to 40415 E Larch Mountain Road to provide education and understating of Oregon's diverse natural resources to the students of the Corbett School District. These students, teaching staff and volunteers will use this land to demonstrate and learn skills and understanding of natural resources, their use and preservation. This action affects Program Offer 72038 by removing a tax foreclosed property from County inventory and providing social services to the Corbett School District through donation to a nonprofit.

Mr. Walruff responded to Board questions and comments.

Resolution No. 2013-054 was unanimously adopted.

R.7 Second Reading and Public Hearing of ORDINANCE Amending Multnomah County Code 15.341 through 15.247 Related to Civil Rights Discrimination. Presenters: Jenny Madkour, County Attorney, and Casey Filice, Chair's Office.

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

Ms. Filice explained that this Ordinance addresses the remaining gaps in Oregon law and prohibits discrimination in housing, employment and public accommodation. She said that no changes have been made since the first reading of the Ordinance.

Time for public testimony was announced, but no one chose to testify.

Ordinance No. 1202 was unanimously adopted.

R.8 BUDGET MODIFICATION # HD-13-17 - Request to Appropriate \$54,246 in Revenue from the State of Oregon — Oregon Health Authority. Presenter: Haiou He, Program Manager.

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

Ms. He explained this award will provide the Health Department with up to \$54,246 to assist with and facilitate the development of the Oregon Healthy Homes Strategic Plan. The award period is from July 1, 2012 to May 31, 2013. When the grant expires, there will be no ongoing funding because this award is one-time-only in nature. There are no match requirements or non-standard reporting requirements. The award will cover temporary salaries and supplies. Any administrative costs associated with this award will be funded with existing resources.

BudMod HD-13-17 was unanimously adopted.

R.9 BUDGET MODIFICATION HD-13-18 - Request Approval to Appropriate \$300,000 in Revenue from the Department of Health & Human Services. Presenters: Jodi Davich, HIV Health Services Center Manager.

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

Ms. Davich explained that, if approved, this BudMod will increase the Health Department's federal/state FY 2013 budget by \$300,000. The purpose of this funding is to implement and evaluate models for providing coordinated or integrated care for multiply-diagnosed HIV positive homeless individuals that will help in the implementation of medical homes for the target population. The Health Department's HIV Health Services Center (HHSC) plans to support a program supervisor and three Navigators, to be housed at Cascade AIDS Project. The project will also implement new technologies by using iPads to facilitate teleconferences from the field between patients and medical team members. She said this will improve HHSC's ability to care for the most vulnerable patients.

Ms. Davich said this grant has a five-year project period and will receive \$300k annually through FY 2017. There is no impact on the County General Fund.

BudMod HD-13-18 was unanimously approved.

R.10 BUDGET MODIFICATION # DCHS-13-23 - Increasing Mental Health and Addiction Services Division Federal/State appropriation by \$2,312,556. Presenter: Neal Rotman, Comm. Mental Health Program Mgr.

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

Mr. Rotman explained that in FY 2013, the State of Oregon changed the State Mental Health Grant (SMHG) funding methodology and funds that were sent under various services, including Service Element 24, now came through in the new Service Element Flex-37. The State approved the use of these additional funds in FY 2013 for Emergency Holds and Commitment services. This BudMod recognizes these unspent SMHG funds from FY 2012 and will pay for contracted services for County residents not currently enrolled in the Oregon Health Plan.

Mr. Rotman said that this funding is awarded by the State on a biennial basis and is a one-time-only (OTO) resource. Multnomah Mental Health will continue to work with the provider network to identify additional revenue sources, reduce fees paid for service, and identify, based on risk, clients most needing services. Once these OTO funds are exhausted, the contract service levels will be adjusted to manage the reduced resources. The current FY 2013 budget for these services is \$1,016,633 and these additional funds bring the total available to \$3,329,189. He responded to Board questions and comments.

BudMod DCHS-13-23 was unanimously approved.

R.11 Briefing on the Future Generations Collaborative Briefing on Highlights of Collective Success. Sponsor: Commissioner McKeel, D-4. Presenters: Heather Heater, Health Dept.; Mary Renville, FGC & community Elder; Roberta Eaglehorse, Planned Parenthood of Columbia Willamette and FGC Natural Helper; Joy Lynn Edwards, FGC Natural Helper; Kim Barber, National Indian Child Welfare Assn. and FGC Natural Helper.

Commissioner McKeel provided the opening remarks.

Mses. Edwards, Heater, Barber and Eaglehorse explained that the Future Generations Collaborative (FGC) was formed in 2011 and is a cooperative circle committed to improve healthy pregnancy planning and strengthening Native families in Multnomah County. FGC is comprised of local and state government, Native-serving and community organization and Native community members. They adopted a trauma-informed community-based participatory process that acknowledges the role of government in contributing to the health and social inequities experienced by Native peoples.

The presenters described FGC activities, goals, and accomplishments to date. They responded to Board questions and comments.

The Board thanked them for their presentation.

R.12 RESOLUTION Approving the Multnomah County 2014-2018 Transportation Capital Improvement Plan and Program. Presenter: Joanna Valencia, LUTP.

Commissioner McKeel moved and Commissioner Kafoury seconded approval of R.12.

Ms. Valencia stated that the Transportation Capital Improvement Plan and Program (CIPP) helps ensure that public funds are strategically invested in transportation projects that provide the great public benefit and ensure that the County's priority projects are eligible for State and Federal grant programs. The CIPP is a two-part document: 1) the Plan identifies and scores transportation projects needed in the next 20 years; 2) the Program assigns available revenues to high priority projects for a five-year period. The Plan's components includes all identified projects for the County's roads and bridges to improve motor vehicle, transit, pedestrian and bicycle, and fish passage culvert needs. Using relevant criteria for each type of project, County staff scores all projects. Based on the scoring, available funding, and input from stakeholders, a five-year Program is developed to schedule anticipated revenue and other sources. The Program is updated biennially to reflect new and completed projects as well as the most current revenue projections. The Plan and Program is updated every five years to take a look at the entire document including project criteria and lists.

Ms. Valencia said the CIPP has been working with the County Office of Diversity and Equity to look at the entire document using the Equity and Empowerment Lens, which has resulted in the addition of health and equity criteria for prioritizing projects; the rescoring of all road projects that includes applying the new health and equity criteria; and the update of the project list to reflect the needs identified in the East Metro Connections Plan (EMCP) completed in 2012. She responded to the Board's questions and comments.

Resolution No. 2013-055 was unanimously adopted.

R.13 Proclamation Declaring May 9, 2013 Environmental Health Specialist Day in Multnomah County, Oregon. Sponsor: Commissioner Kafoury, D-1. Presenters: Lila Wickham, Manager, Multnomah County Environmental Health, Christie Sweitz and Gerald Barnes, Environmental Health Supervisors.

Commissioner Kafoury moved and Vice-Chair Shiprack seconded approval of R.13.

Commissioner Kafoury provided the opening remarks and said that the quality of life and health experienced by the residents of Multnomah County has been greatly improved because of the hard work of our Environmental Health Specialists. Ms. Wickham, Ms. Sweitz and Mr. Barnes spoke about how the County employs twenty Environmental Health Specialists who work to reduce or eliminate environmental health risk factors that cause human suffering, disease or injuries. Their tasks include inspecting restaurants and food carts; ensuring drinking water is safe and free of harmful pathogens; investigating cases of lead poisoning in children; ensuring the safety of housing; inspecting childcare facilities; and investigating communicable disease outbreaks tied to food, water or other environmental sources.

Ms. Wickham read the Proclamation into the record. The Board thanked them for their hard work and dedication.

Proclamation No. 2013-051 was unanimously adopted.

BOARD COMMENT

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

Comments pertaining to non-agenda items were made by the Board and noted in the record.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:39 a.m.

The minutes reflect the actions of the Board. For more detail, you are welcome to view the presentation material and/or video at:

http://multnomah.granicus.com/ViewPublisher.php?view_id=3

Submitted by:

Lynda J. Grow, Board Clerk and
Marina Baker, Assistant Board Clerk
Board of County Commissioners
Multnomah County, Oregon