

ANNOTATED MINUTES

Tuesday, January 28, 1992 - 9:30 AM
Multnomah County Courthouse, Room 602

PLANNING ITEMS

Vice-Chair Sharron Kelley convened the meeting at 9:30 a.m., with Commissioners Pauline Anderson, Rick Bauman and Gary Hansen present, and Chair Gladys McCoy excused.

The Following January 6, 1992 Decisions of the Planning Commission are Reported to the Board for Acceptance and Implementation:

- P-1 CS 1-92 APPROVED, Subject to Conditions, Change in Zone Classification from LR-7, Single Family Residential District to LR-7, C-S, Community Service, to Allow the Conversion of an Existing Single Family Residence into a Day Care Center for a Maximum of 28 Children for Property Located at 11930 SE FOSTER ROAD
- P-2 CU 3-92 APPROVED, Subject to Conditions, Development of a Non-Resource Single Family Residence for Property Located at 23502 NW MORELAND ROAD
- P-3 CU 4-92 APPROVED, Subject to Conditions, Development of a Non-Resource Related Single Family Residence; and
SEC 2-92 APPROVED, Subject to Conditions, a Significant Environmental Concern Permit for the Construction of a Driveway and Bridge over Johnson Creek for Property Located at 29399 SE STONE ROAD

DECISIONS READ, NO APPEAL FILED, P-1 THROUGH P-3 ACCEPTED.

- P-4 PR 6-91; ZC 6-91; CS 6-91 and WRG 7-92 PUBLIC HEARING, ON THE RECORD, TESTIMONY LIMITED TO 30 MINUTES PER SIDE in the Matter of Review of the December 2, 1991 Planning Commission Decision DENYING Requests for a Comprehensive Plan Revision, Zone Change Request, Community Service Use for a Marina and a Willamette River Greenway Permit, to Allow the Development of a 170-Space Boat Marina in the Multnomah Channel, for Property Located at 14460 NW GILLIHAN ROAD

SCOTT PEMBLE AND JOHN DuBAY EXPLANATION AND DISCUSSION REGARDING NEW EVIDENCE REQUEST. MR. PEMBLE AND MR. DuBAY RESPONSE TO BOARD QUESTIONS AND DISCUSSION. COMMISSIONER ANDERSON MOVED AND COMMISSIONER BAUMAN SECONDED, TO DENY REQUEST TO INTRODUCE NEW EVIDENCE. GREG HATHAWAY TESTIFIED IN SUPPORT OF REQUEST FOR NEW EVIDENCE AND REQUEST FOR CONTINUANCE. BOARD APPROVED MOTION TO DENY REQUEST TO INTRODUCE NEW EVIDENCE, WITH COMMISSIONERS ANDERSON, BAUMAN AND KELLEY VOTING AYE, AND COMMISSIONER HANSEN VOTING NO.

COMMISSION BAUMAN MOVED AND COMMISSIONER HANSEN SECONDED, TO CONTINUE HEARING FOR ONE WEEK. MR. PEMBLE AND BOARD COMMENTS. JEFF KLEINMAN TESTIFIED IN OPPOSITION TO REQUEST FOR CONTINUANCE. MR. HATHAWAY TESTIFIED IN SUPPORT OF REQUEST FOR CONTINUANCE. MR. DuBAY AND MR. PEMBLE RESPONSE TO BOARD QUESTIONS AND DISCUSSION. MR. KLEINMAN AND MR. HATHAWAY RESPONSE TO BOARD QUESTIONS. BOARD APPROVED MOTION TO CONTINUE HEARING TO TUESDAY, FEBRUARY 4, 1992, WITH COMMISSIONERS BAUMAN, KELLEY AND HANSEN VOTING AYE, AND COMMISSIONER ANDERSON VOTING NO.

There being no further business, the meeting was adjourned at 10:20 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON



Deborah L. Bogstad

*Tuesday, January 28, 1992 - 10:00 AM
Multnomah County Courthouse, Room 602*

AGENDA REVIEW

- B-1 *Review of Agenda for Regular Meeting of January 30, 1992.*
- R-3 **DARRELL MURRAY SUBMITTED SUBSTITUTE PAGE 42, ENTITLED CORRECTED COPY "B".**
- R-6 **ROBERT TRACHTENBERG, SHARRON KELLEY, SUSAN KEIL, PETE KASTING, JOHN DuBAY AND FRED NEAL EXPLANATION, DISCUSSION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.**
- R-7 **COMMISSIONER BAUMAN ADVISED SHERIFF'S OFFICE IS REQUESTING ADDITIONAL ONE WEEK DELAY.**

*Tuesday, January 28, 1992 - 1:30 PM
Multnomah County Courthouse, Room 602*

BOARD BRIEFING

- B-2 *Presentation of the Final Report of the Metro Regional Facilities Advisory Committee for Regional Convention, Trade, Performing Arts and Spectator Facilities - Presented by Clifford Carlson*

CLIFFORD CARLSON PRESENTATION AND RESPONSE TO BOARD QUESTIONS. BILL McKINLEY EXPLANATION AND RESPONSE TO BOARD QUESTIONS. RON KAWAMOTO COMMENTS.

*Thursday, January 30, 1992 - 9:30 AM
Multnomah County Courthouse, Room 602*

REGULAR MEETING

Vice-Chair Sharron Kelley convened the meeting at 9:35 a.m., with Commissioners Pauline Anderson, Rick Bauman and Gary Hansen present, and Chair Gladys McCoy excused.

REGULAR AGENDA

NON-DEPARTMENTAL

R-1 *PUBLIC HEARING in the Matter of Adopting a Preliminary Regional Strategy Document*

COMMISSIONER HANSEN MOVED AND COMMISSIONER ANDERSON SECONDED, APPROVAL OF R-1. HEARING OPENED, NO ONE APPEARED TO TESTIFY. PUBLIC HEARING UNANIMOUSLY CLOSED.

R-2 *RESOLUTION in the Matter of Adopting a Preliminary Regional Strategy Document for Submission to The Oregon Economic Development Department for Funding Consideration Under the Regional Strategies Program in the 1991-93 Biennium*

COMMISSIONER HANSEN MOVED AND COMMISSIONER ANDERSON SECONDED, APPROVAL OF R-2. SHARON TIMKO READ RESOLUTION. RESOLUTION 92-17 UNANIMOUSLY APPROVED.

R-3 *In the Matter of Ratification of the Oregon Nurses Association Labor Contract for 1991-1994*

DARRELL MURRAY EXPLANATION. UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER HANSEN, AMENDMENT UNANIMOUSLY APPROVED. UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER HANSEN, R-3, AS AMENDED, WAS UNANIMOUSLY APPROVED.

R-4 *RESOLUTION in the Matter of Accepting the Recommendation of the Employee Suggestion Committee Regarding Employee Suggestion Number DES-003*

COMMISSIONER ANDERSON MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-4. BOARD COMMENTS. RESOLUTION 92-18 UNANIMOUSLY

APPROVED.

R-5 *In the Matter of a Waiver of Planning Fees for Friends of Forest Park Application for Tax Lot 6, Section 20, T 2N, R1W (Hampton Property)*

UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER BAUMAN, R-5 WAS UNANIMOUSLY APPROVED.

R-6 *RESOLUTION in the Matter of Regulation of Solid Waste Collection and the Use of Franchise Fees*

HERB BROWN TESTIMONY. ROBERT TRACHTENBERG AND JOHN DuBAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS REGARDING SUBSTITUTE RESOLUTION. UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER HANSEN, RESOLUTION 92-19, AS SUBSTITUTED, WAS UNANIMOUSLY APPROVED.

R-7 *First Reading of an ORDINANCE Amending Ordinance No. 646 (Firearms) by Expanding the List of Firearms in the Definition of "Assault Weapon", Clarifying Certain Language Pertaining to Excluded Firearms and Deleting Certain Provisions Concerning the Firearms Safety and Education Course*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER BAUMAN EXPLANATION. UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER ANDERSON, IT WAS UNANIMOUSLY APPROVED THAT THE FIRST READING BE CONTINUED TO THURSDAY, FEBRUARY 6, 1992.

PUBLIC CONTRACT REVIEW BOARD

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

R-8 *ORDER in the Matter of an Exemption to Waive the Expiration Date of the Inverness Laundry Building Contract*

COMMISSIONER BAUMAN MOVED AND COMMISSIONER ANDERSON SECONDED, APPROVAL OF R-8. BOB NIELSEN EXPLANATION. COMMISSIONER HANSEN COMMENTS. ORDER 92-20 UNANIMOUSLY APPROVED.

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

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-9 *ORDER in the Matter of Cancellation of Land Sale Contract 15428 Between*

Multnomah County, Oregon and Stephen M. Olson upon Default of Payments and Performance of Covenants

COMMISSIONER ANDERSON MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-9. STEVE OLSON TESTIMONY AND RESPONSE TO BOARD QUESTIONS. LARRY BAXTER RESPONSE TO BOARD QUESTIONS. BOARD DISCUSSION AND COMMENTS. JEFF BAKER TESTIMONY IN SUPPORT OF CANCELLATION. DEPUTY CITY ATTORNEY VALENCIA TOLBERT REPORTED ON VARIOUS CODE VIOLATIONS AND PRESENTED CITY POSITION REGARDING COMPLAINT TO BE FILED IN THE MATTER. MS. TOLBERT RESPONSE TO BOARD QUESTIONS. BOARD DISCUSSION AND COMMENTS. MR. OLSON COMMENTS. COMMISSIONER BAUMAN MOVED AND COMMISSIONER ANDERSON SECONDED, TO AMEND THE RESOLUTION TO BE EFFECTIVE FEBRUARY 6, 1992. LARRY KRESSEL RESPONSE TO BOARD QUESTIONS. BOARD COMMENTS. AMENDMENT APPROVED, WITH COMMISSIONERS ANDERSON, BAUMAN AND KELLEY VOTING AYE AND COMMISSIONER HANSEN VOTING NO. ORDER 92-21 UNANIMOUSLY APPROVED, AS AMENDED.

KATHLEEN WEIT, LEGISLATIVE LIAISON FOR THE ASSOCIATION FOR RETARDED CITIZENS OF MULTNOMAH COUNTY, REQUESTED THAT MULTNOMAH COUNTY NOT ISSUE 1099 FORMS TO CLIENTS OF THE MULTNOMAH COUNTY FAMILY SUPPORT PROGRAM AND THAT THE COUNTY REQUEST A RULING FROM THE INTERNAL REVENUE SERVICE REGARDING THE TAXABILITY OF FAMILY SUPPORT PAYMENTS OR WITHDRAW THE COUNTY SOCIAL SERVICES DIVISION AS THE PROVIDER OF THE PROGRAM. DEPUTY COUNTY COUNSEL CHIP LAZENBY EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

There being no further business, the meeting was adjourned at 11:05 a.m.

**OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON**



Deborah L. Bogstad