

ANNOTATED MINUTES

*Thursday, July 7, 1994 - 9:00 AM
Multnomah County Courthouse, Room 602*

BOARD BRIEFINGS

- B-1** *Briefing on Mixed Income Housing. Presented by Peter Grundfossen, Association of Oregon Housing Authorities and Denny West, Housing Authority of Portland.*

DENNY WEST AND PETER GRUNDFOSSEN PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

*Thursday, July 7, 1994 - 9:30 AM
Multnomah County Courthouse, Room 602*

REGULAR MEETING

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

CONSENT CALENDAR

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

NON-DEPARTMENTAL

- C-1** *In the Matter of the Reappointment of Jim Regan for a second term on the Citizen Involvement Committee for a two-year term ending July 7, 1996*
- C-2** *In the Matter of the Appointments of Rhybon C. Mayfield, Kim Burgess, Victor Leo, Larry Kochever, Gary Smith, Laura Chenet Leonard and Roseanne Costanzo to the Multnomah Council on Chemical Dependency for two year terms ending July 1, 1996*

SHERIFF'S OFFICE

- C-3** *Ratification of an Intergovernmental Agreement, Contract #800784, between the City of Gresham and the Sheriff's Office to Administer Gresham Revised Code Article 10.20 and Provide Payment as Outlined within the Contract, Effective Upon Completion*
- C-4** *Ratification of an Intergovernmental Agreement, Contract #800794, between the City*

of Portland and the Sheriff's Office to Administer City Code Chapter 14.74 and Provide Payment as Outlined within the Contract, Effective July 1, 1993

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-5 *ORDER in the Matter of Designation of Newspaper for Publication of Notice of Foreclosure of Tax Liens as Shown on the Multnomah County 1994 Foreclosure List*

ORDER 94-127.

- C-6 *ORDER in the Matter of the Execution of Deed D941018 Upon Complete Performance of a Contract to BRUCE J. ROTHMAN*

ORDER 94-128.

DEPARTMENT OF COMMUNITY CORRECTIONS

- C-7 *Ratification of an Intergovernmental Agreement, Contract #900085, between the City of Portland Parks Bureau and the Department of Community Corrections to Compensate Multnomah County for Providing Two Trained Crew Leaders and Alternative Community Service Crews to Work in Areas Maintained by the Bureau of Parks and Recreation, Effective July 1, 1994 through June 30, 1995*

- C-8 *Ratification of an Intergovernmental Agreement, Contract #900245, between the Department of Community Corrections and Portland Community College to Provide Instructional Support for the Department's Donald H. Londer Center for Learning, Effective July 1, 1994 through June 30, 1995*

NON-DEPARTMENTAL

- R-1 *PROCLAMATION in the Matter of Multnomah County's Support of Portland's 1994 Gay and Lesbian Pride Parade and Festival*

COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-1. KATHY MILLARD REPRESENTING GAY/LESBIANS EMPLOYEES EVERYWHERE (GLEE) READ THE PROCLAMATION FOR THE RECORD, AND THANKED THE BOARD FOR THEIR SUPPORT. PROCLAMATION 94-129 WAS UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

- R-2 *Ratification of an Intergovernmental Agreement, Contract #800265, between Sauvie Island Fire District #30 and the Sheriff's Office to Pay District #30 the Cost of Fire Dispatch for Fiscal Year 1993-94 and Fiscal Year 1994-95, Effective Upon Completion*

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-2. SHARON OWEN

PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. INTERGOVERNMENTAL AGREEMENT WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

- R-3 *Consideration in the Matter of the Appeal of the Revocation of an Adult Home Care License for Charla Dinnocenzo*

PETE KASTING, DEPUTY CITY ATTORNEY FOR THE CITY OF PORTLAND, REPRESENTING THE BOARD OF COUNTY COMMISSIONERS ON THIS ITEM, PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS REGARDING THIS ITEM.

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, MOTION TO CONTINUE THIS ITEM UNTIL JULY 28, 1994, AT 9:30 AM TIME CERTAIN, TO ALLOW FOR FULL BOARD PARTICIPATION.

MARTIN REEVES, ATTORNEY FOR THE APPELLANT, EXPLAINED THAT THIS REQUEST WAS ACCEPTABLE AND PREFERRED BY HIS CLIENT TO HAVE ALL COUNTY COMMISSIONERS PRESENT.

MOTION WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF HEALTH

- R-4 *Request for Approval of a Notice of Intent to Apply for a Grant from the Division of Special Populations of the Bureau of Primary Health Care to Fund the Creation of School Based Health Services and Health Education/Promotion Program for Children at Risk of Homelessness*

COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-4. JAN SINCLAIR PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. R-4 WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

- R-6 *Second Reading and Possible Adoption of a Proposed ORDINANCE Amending Ordinance No. 792, in Order to Add and Revise Exempt Pay Ranges*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF THE SECOND READING. NO TESTIMONY RECEIVED. ORDINANCE NO. 793 WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF HEALTH

R-7 *Ratification of Intergovernmental Agreement Contract #200125 Between Multnomah County and Oregon Health Sciences University, Providing On-Line Medical Direction, Data Collection and Research to the County's Emergency Medical Services Pursuant to County Code, for the Period July 1, 1994 through June 30, 1995 (Continued from June 30, 1994)*

COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OR R-7. BILL COLLINS PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. INTERGOVERNMENTAL AGREEMENT WAS UNANIMOUSLY APPROVED.

PUBLIC COMMENT

R-5 *Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.*

JEAN RIDINGS PRESENTED HANDOUTS AND TESTIMONY REGARDING COMMUNITY CONCERNS ON THE SAFETY OF THE RESIDENTS OF INTERLACHEN LANE & BLUE LAKE ROAD. MS. RIDINGS REQUESTED INFORMATION FROM THE BOARD AS TO WHERE TO GO NEXT FOR HELP IN REGARDS TO INSTALLATION OF SPEED HUMPS IN THIS AREA.

MEGANNE BURNS, REPRESENTING THE CHILDREN OF INTERLACHEN LANE & BLUE LAKE ROAD PRESENTED TESTIMONY REQUESTING HELP REGARDING THIS SAFETY PROBLEM.

COMMISSIONER SHARRON KELLEY WILL WORK WITH THIS COMMUNITY ALONG WITH THE DEPARTMENT OF TRANSPORTATION.

There being no further business, the meeting was adjourned at 10:00 a.m.

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



Carrie A. Parkerson

*Thursday, July 7, 1994
Multnomah County Courthouse, Room 602*

EXECUTIVE SESSION

E-1 *The Multnomah County Board of Commissioners Will Meet in Executive Session*

Pursuant to ORS 192.660 (1)(d), for Deliberations with Labor Relations Staff Regarding Labor Negotiations.

EXECUTIVE SESSION HELD. FOLLOW UP SESSION SCHEDULED FOR JULY 14, 1994, TIME TO BE ANNOUNCED. CHAIR STEIN STATED FOR THE RECORD "THAT THE MEDIA IS DIRECTED NOT TO DISCLOSE THE WRITTEN OR ORAL COMMENTS MADE DURING THIS SESSION REGARDING: 1) THE BARGAINING PROCESS; AND 2) THE ECONOMIC ISSUES AND BARGAINING PARAMETERS LISTED IN THE STAFF OUTLINE. THIS ORDER ALSO COVERS THE DISCLOSURE OF THE FACT THAT THE ABOVE ITEMS WERE DISCUSSED IN EXECUTIVE SESSION."



MULTNOMAH COUNTY OREGON

OFFICE OF THE BOARD CLERK
SUITE 1510, PORTLAND BUILDING
1120 S.W. FIFTH AVENUE
PORTLAND, OREGON 97204

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
CLERK'S OFFICE •	248-3277	• 248-5222

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

JULY 4, 1994 - JULY 8, 1994

- Monday, July 4, 1994 - HOLIDAY - OFFICES CLOSED*
- Thursday, July 7, 1994 - 9:00 AM - Board Briefing Page 2*
- Thursday, July 7, 1994 - 9:30 AM - Regular Meeting Page 2*
- Thursday, July 7, 1994 - 10:30 AM* - Executive Session Page 4*
**(OR IMMEDIATELY FOLLOWING REGULAR MEETING)*

Thursday Meetings of the Multnomah County Board of Commissioners are taped and can be seen by Paragon Cable subscribers at the following times:

Thursday, 6:00 PM, Channel 30
Friday, 10:00 PM, Channel 30
Saturday, 12:30 PM, Channel 30
Sunday, 1:00 PM, Channel 30

INDIVIDUALS WITH DISABILITIES MAY CALL THE OFFICE OF THE BOARD CLERK AT 248-3277 OR 248-5222, OR MULTNOMAH COUNTY TDD PHONE 248-5040, FOR INFORMATION ON AVAILABLE SERVICES AND ACCESSIBILITY.

Thursday, July 7, 1994 - 9:00 AM

Multnomah County Courthouse, Room 602

BOARD BRIEFINGS

- B-1 *Briefing on Mixed Income Housing. Presented by Peter Grundfossen, Association of Oregon Housing Authorities and Denny West, Housing Authority of Portland. 9:00 AM TIME CERTAIN, 30 MINUTES REQUESTED.*
-

Thursday, July 7, 1994 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR MEETING

CONSENT CALENDAR

NON-DEPARTMENTAL

- App
C-1 *In the Matter of the Reappointment of Jim Regan for a second term on the Citizen Involvement Committee for a two-year term ending July 7, 1996*
- C-2 *In the Matter of the Appointments of Rhybon C. Mayfield, Kim Burgess, Victor Leo, Larry Kochever, Gary Smith, Laura Chenet Leonard and Roseanne Costanzo to the Multnomah Council on Chemical Dependency for two year terms ending July 1, 1996*

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94-127

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SHERIFF'S OFFICE

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NON-DEPARTMENTAL

- Conference until 7-28-94* R-3 *Consideration in the Matter of the Appeal of the Revocation of an Adult Home Care License for Charla Dinnocenzo*

DEPARTMENT OF HEALTH

- APP* R-4 *Request for Approval of a Notice of Intent to Apply for a Grant from the Division of Special Populations of the Bureau of Primary Health Care to Fund the Creation of School Based Health Services and Health Education/Promotion Program for Children at Risk of Homelessness*

PUBLIC COMMENT

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*Thursday, July 7, 1994 - 10:30 AM**
**(OR IMMEDIATELY FOLLOWING REGULAR MEETING)*
Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

E-1 The Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660 (1)(d), for Deliberations with Labor Relations Staff Regarding Labor Negotiations. ONE HOUR REQUESTED.



MULTNOMAH COUNTY OREGON

OFFICE OF THE BOARD CLERK
SUITE 1510, PORTLAND BUILDING
1120 S.W. FIFTH AVENUE
PORTLAND, OREGON 97204

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
CLERK'S OFFICE •	248-3277 •	248-5222

SUPPLEMENTAL AGENDA

Thursday, July 7, 1994 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR BOARD MEETING

NON-DEPARTMENTAL

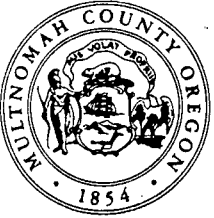
App R-6 Second Reading and Possible Adoption of a Proposed ORDINANCE Amending Ordinance No. 792, in Order to Add and Revise Exempt Pay Ranges

Full copies avail. @ the back table. Ord. No. 793

DEPARTMENT OF HEALTH

App R-7 Ratification of Intergovernmental Agreement Contract 200125 Between Multnomah County and Oregon Health Sciences University, Providing On-Line Medical Direction, Data Collection and Research to the County's Emergency Medical Services Pursuant to County Code, for the Period July 1, 1994 through June 30, 1995 (Continued from June 30, 1994)

1994-3.AGE/5/cap



DAN SALTZMAN, Multnomah County Commissioner, District One

1120 S.W. Fifth Avenue, Suite 1500 • Portland, Oregon 97204 • (503) 248-5220 • FAX (503) 248-5440

M E M O R A N D U M

TO: Clerk of the Board
Board of County Commissioners

FROM: Dan Saltzman *Don*

RE: Absence from BCC Regular Meeting

DATE: Wednesday, July 6, 1994

I will not be at the Thursday, July 7 BCC Meeting because of a mediation session for a lawsuit connected with my Environmental Management Solutions business.

However, I do plan to be there for the Adult Home Care License consideration if at all possible.

BOARD OF
COUNTY COMMISSIONERS
1994 JUL - 6 PM 2:28
MULTNOMAH COUNTY
OREGON

DRS:pjp

Meeting Dates **JUL 07 1994**

Agenda No.: **C-1**

(Above Space for Board Clerk's Use **ONLY**)

AGENDA PLACEMENT FORM

SUBJECT: Reappointment

BOARD BRIEFING: Date Requested:
 Amount of Time Needed:

REGULAR MEETING: Date Requested: July 7, 1994
 Amount of Time Needed: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: County Chair's Office

CONTACT: Delma Farrell

TELEPHONE: X-3953

BLDG/ROOM: 106/1410

PERSON(S) MAKING PRESENTATION: _____

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

Reappointment of Jim Regan for a second term on the Citizen Involvement Committee for a two-year term expiring 7/7/96.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

OR

DEPARTMENT MANAGER: _____

CLERK OF
COUNTY COMMISSIONERS
1994 JUN 28 PM 3:52
MULTI NOMA COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions? Call the Office of the Board Clerk at 248-3277 or 248-5222.

INTEREST FORM FOR MULTNOMAH COUNTY
CITIZEN INVOLVEMENT COMMITTEE

In order for the Multnomah County Commission to assess more thoroughly the qualifications of persons interested in serving on the Citizen Involvement Committee, you are requested to fill out this interest form. Please feel free to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, affiliations, etc.

We consider information from Sections I through III public, and it may be used in press releases announcing appointments.

NAME OF NOMINATING GROUP: SAUVIE ISLAND GRANGE #840

SECTION I

NAME: JIM REGAN HOME PHONE: 621-3864

ADDRESS: 15120 N.W. BURLINGTON CT WORK PHONE: SAME
PORTLAND, OR 97231

Is your residence located in Multnomah County?

YES X NO

SECTION II

Why are you interested in serving on the Multnomah County Citizen Involvement Committee?

TO TRY & HELP COUNTY GOVERNMENT BECOME
MORE EFFICIENT

SECTION III

Please list three volunteer/civic activities:

ORGANIZATION: 1. ST. JOHNS LUTHERAN CHURCH DATE: 1980 - PRESENT
2. ASSOC. N.W. STATELEADERS DATE: 1960-85
3. PORTLAND CH. OF COMMERCE DATE: 1968-84

RESPONSIBILITIES: CHAIR - VICE CHAIR - PRES.

SECTION IV

Please list the name, address and telephone numbers of two people who may be contacted as references. Please name those who know about your interests and qualifications to serve on the Citizen Involvement Committee:

BILL LUCH 14350 N.E. BEECH ST. PDX - 255-7453
REV MILES 7313 N. WASHINGTON PDX - 289-5357

SECTION V

Please state any potential conflicts of interest between private life and public service which might result from service on the Citizen Involvement Committee:

NONE

SECTION VI

In order to assist Multnomah County in meeting affirmative action goals, additional information is requested of you. This section is voluntary and will remain confidential.

BIRTH DATE: Month 12 Day 4 Year 26 SEX: Female Male X

ETHNIC ORIGIN: Asian Black Hispanic

Native American White X

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

Signature: James E. Ryan

Date: 3/15/92

Meeting Date **JUL 07 1994**

Agenda No.: C-2

(Above Space for Board Clerk's Use *ONLY*)

AGENDA PLACEMENT FORM

SUBJECT: Appointments

BOARD BRIEFING: Date Requested:
 Amount of Time Needed:

REGULAR MEETING: Date Requested: Thursday July 7, 1994
 Amount of Time Needed: Consent Agenda

DEPARTMENT: Nondepartmental

DIVISION: County Chair's Office

CONTACT: Delma Farrell

TELEPHONE: X-3953

BLDG/ROOM: 106/1410

PERSON(S) MAKING PRESENTATION: _____

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

Appointments to to two-year terms on the Multnomah Council on Chemical Dependency
terms ending July 1, 1994:

Rhybon C. Mayfield
Kim Burgess
Victor Leo
Larry Kochever
Gary Smith
Laura Chenet Leonard
Roseanne Costanzo

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 28 PM 3:39
MULTNOMAH COUNTY
OREGON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein
OR
DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions? Call the Office of the Board Clerk at 248-3277 or 248-5222.



MULTNOMAH COUNTY OREGON

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

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

Multnomah Council on Chemical Dependency

- B. Name Alyson C. Mayfield

Address 6134 N.E. 19th

City Portland State Oregon Zip 97211

Do you live in no unincorporated Multnomah County or yes a city within Multnomah County.

Home Phone 281-0396

- C. Current Employer Kaiser

Address 2330 N.E. 235th Ave

City Portland State Oregon Zip 97211

Your Job Title Adolescent Specialist

Work Phone 281-4755 (Ext)

Is your place of employment located in Multnomah County? Yes ☒ No ☐

- D. Previous Employers

Dates

Job Title

Boys & Girls N.Y.C. Sec 1986

Counselor

CONTACT:

[Signature]

GLADYS McCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

(503) 248-2208

BOARDS AND COMMISSIONS

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

Name of Organization	Dates	Responsibilities
Oregon Boys Girl Club (Present)		Mentor
Coalition of Black Men		Rep For Youth Arm

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Southwestern College	1967-72	

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

Bruce Watts	286-2188
Lisa Clay	284-6152

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

None

I. Affirmative Action Information

M BLACK
sex / racial ethnic background

birth date: Month 12 Day 2 Year 48

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

Signature

[Signature]

Date

May



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3696

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME: Rhybon Mayfield

Personal or professional interest in alcohol and drug issues:

I work at Kaiser Recovery Resources. I
also work with the Omega Boys & Girls
Club a mentoring program. I feel that
for minorities needs to be addressed more
the resource can be used better.

Current Occupation:

Adolescent Specialist at Kaiser

Recent Employment:

K.P.R.R. Kaiser Permanente Recovery
Resources 281-4755

Organizational affiliations:

Coalition of Black Men, Omega Boys
& Girls Club. BOARD OF DIRECTORS, FRIENDS
OF SISTERS ON THE STREET (SOS.)

Community/volunteer involvement:

NETWORK WITH DRUMMERS & DREAMERS,
IMANI WOMENS SUPPORT PROJECT,
AGAPE KIDS, MYCAP, VAUN, HOUSE
OF WMDJA & A VARIETY OF COMMUNITY
BASED ORGANIZATIONS.

Educational background:

HSGRAFF VRS COLLEGE (SOUTHWESTERN COLLEGE,
WINFIELD, KANSAS) MAJOR PHYSICAL
ED MINOR SOCIOLOGY.

What skills and/or knowledge do you offer to the MCCD?

I HAVE BEEN WORKING WITH
COMMUNITY BASED ORGANIZATIONS,
AND IN THE ALCOHOL & DRUG FIELD
FOR OVER EIGHT YEARS. I HAVE SPECIALIZED
IN ISSUES REGARDING YOUTH AND
I HAVE DIRECT EXPERIENCE WITH YOUTH.

What expectations do you have of MCCD?

SUPPORT IN ADDRESSING OBSTACLES
TO SERVICE DELIVERY (A+D) FOR
MULTNOMAH COUNTY ALSO, TO ADDRESS
QUALITY OF SERVICE.



MULTNOMAH COUNTY OREGON

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

MCCD

- B. Name Kim Burgess, LCSW

Address 4950 NE Martin Luther King Jr. Blv.

City Portland State OR Zip 97218

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

Work Home Phone (503) 249-0066

- C. Current Employer Carlington Center

Address same as above

City _____ State _____ Zip _____

Your Job Title Community Support Program Manager

Work Phone 249-0066 (Ext) 322

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

- D. Previous Employers _____ Dates _____ Job Title _____

Benton County Mental Health 1983-1986 Mental Health Specialist - Alcohol and Drug Program

CONTACT:

[Signature]

Beverly Stein MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134
PORTLAND, OREGON 97204
(503) 241-2222

Organizational affiliations:

NASW (National Assoc of Social Workers)
MHA (Mental Health Assoc)
OMHPA (Oregon Mental Health Providers Assoc.
Association) for Case Management
Mental Health System Design Workgroup
(Multnomah County)

Community/volunteer involvement:

see above

Educational background:

masters in social work

What skills and/or knowledge do you offer to the MCCD?

Program planning and design
Program management and administration
Clinical knowledge & expertise in
mental health, chemical dependency
and dual diagnosis.

What expectations do you have of MCCD?

hoping to have positive influence
on ^{service} system in Multnomah County



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
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DENNIS BUCHANAN
COUNTY EXECUTIVE

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Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME:

Kim Burgess, LCSW

Personal or professional interest in alcohol and drug issues:

I have worked in mental health / chemical dependency
fields for 15 years. Because of professional
experience in both areas I have become interested
in dual diagnosis and after several years of direct
experience, have become a consultant & trainer in
this area.

Current Occupation:

Program Manager, community mental
health center.

Recent Employment:

Gaithington Center 1987 to Present

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

Name of Organization	Dates	Responsibilities
Member N.A.S.W.	1984 to Present	Voting member
Chair, Oregon Mental Health	1984	
Powders Assoc., Dual Diagnosis	1990 to Present	
	Workgroup	

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Portland State	1981-1983	Masters Social Work
San Jose State	1977-1979	B.A. Psychology

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

Joelle Gelao	238-1477
Wann Allen	249-0066

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

none

I. Affirmative Action Information

F W
sex / racial ethnic background

birth date: Month 6 Day 29 Year 57

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

Signature [Signature] Date 2/24/94



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

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

Multnomah County Council on Chemical Dependency

- B. Name Victor Leo

Address P.O. Box 9115

City Portland State OR Zip 97207

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

Home Phone 232-9549

- C. Current Employer EMO / Sponsors Organized to Assist Refugees (SOAR)

Address 5404 NE Alameda

City Portland State OR Zip 97213

Your Job Title Case Manager Supervisor

Work Phone 284-3002 (Ext) _____

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

- D. Previous Employers
- | Previous Employers | Dates | Job Title |
|---|------------------|-----------------------|
| <u>Chinese Social Service Center</u> | <u>1984-1991</u> | <u>Exec. Director</u> |
| <u>Fook Lok Woodstock Loaves & Fishes</u> | <u>1988-1991</u> | <u>Center manager</u> |

CONTACT: 

GLADYS MCCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

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

Name of Organization	Dates	Responsibilities
DUII Committee	1991-93	member
RDI	1991- Present	Board of Directors
Asian Pacific American Consortium on Substance Abuse	1993- Present	Organizer

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Portland State University	1977-83	BS & MSW

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

Rev. Robert McNeil, ^{OCAP}, 0245 SW Bancroft Street, Pdx 221-1054
Carol Stone, RDI, 522 SW 5th, Suite 1310, Pdx 294-7074

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

NONE

I. Affirmative Action Information

M Chinese
sex / racial ethnic background

birth date: Month 6 Day 17 Year 53

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

Signature Victor [Signature] Date 4/17/94

lom
6/83



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3898

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME:

Victor Leo

Personal or professional interest in alcohol and drug issues:

AT&OD services to minorities

A&D prevention & treatment

Research on minority issues

Current Occupation:

Case Manager Supervisor, EMO/ Sponsors Organized to Assist
Refugees (SOAR)

Recent Employment:

Executive Director, Chinese Social Service Center

Center Manager, Fong Lok Woodstock Loaves & Fishes Center

Organizational affiliations:

Member, National Association of Social Workers
 Member, Regional Drug Initiative
 Member, Drug Education Project / EMO
 Member, TREC^{Project}, PPS
 Member, Asian Pacific American Consortium on Substance Abuse

Community/volunteer involvement:

(All of the above)
 Citizens Advisory Board, Multnomah County

Educational background:

BS (Honors) ~~BS~~ in Social Service, PSU
 MSW, PSU
 Seminars & Trainings on alcohol and drug issues, and
 diversity issues

What skills and/or knowledge do you offer to the MCCD?

Board level experience working with minorities
 Experience providing A+D treatment services to Asian minorities
 Commitment to provide A+D prevention & treatment services
 to minorities

What expectations do you have of MCCD?

Focus on providing A+D services to minorities



MULTNOMAH COUNTY OREGON

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY

- B. Name LARRY KOCHNER

Address 1111 SW 2ND AVE.

City PORTLAND State OR Zip 97204

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

Home Phone 659-0345

- C. Current Employer CITY OF PORTLAND

Address 1111 SW 2ND

City PORTLAND State OR Zip 97204

Your Job Title POLICE LIEUTENANT

Work Phone 823-0448 (Ext) _____

Is your place of employment located in Multnomah County? Yes ☒ No ☐

- D. Previous Employers _____ Dates _____ Job Title _____

CONTACT: [Signature]

GLADYS McCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

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

Name of Organization	Dates	Responsibilities

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
UNIVERSITY OF PORTLAND		BS. IN ADMIN JUSTICE

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

CAPT ROBERT BROOKS	823-0246
DEPUTY CHIEF KARL	823-0000

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

NONE

I. Affirmative Action Information

M W
sex / racial ethnic background

birth date: Month 5 Day 17 Year 52

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

Signature Larry Koehner Date 4/22/94



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3696

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME: LARRY KOCHER

Personal or professional interest in alcohol and drug issues:

I AM A POLICE LIEUTENANT I COMMAND THE
DAY SHIFT OF THE PORTLAND POLICE BUREAU DRUG AND
VICE DIVISION. I AM EXTREMELY INTERESTED IN
REDUCING THE DEMAND FOR DRUGS.

Current Occupation:

POLICE LIEUTENANT

Recent Employment:

I HAVE WORKED FOR THE PORTLAND POLICE BUREAU
FOR THE LAST 16 YRS.

Organizational affiliations:

MANY — RELATED TO PROFESSIONAL INTERESTS/DUTIES

Community/volunteer involvement:

Educational background:

UNIVERSITY OF PORTLAND B.S IN ADMINISTRATION OF
JUSTICE

What skills and/or knowledge do you offer to the MCCD?

KNOWLEDGE OF THE CRIMINAL JUSTICE SYSTEM,
HOW DRUGS ARE SOLD & THE IMPACT THIS HAS
ON THE LIVES AROUND US

What expectations do you have of MCCD?

ABILITY TO BETTER COORDINATE WITH OTHER PEOPLE
WORKING TO REDUCE DRUGS IN OUR COMMUNITY

RECEIVED APR 20 1994



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

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

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY (MCCD)

- B. Name GARY W. SMITH

Address 15775 S.W. VILLAGE LN.

City BEAVERTON State OR Zip 97007

Do you live in NO unincorporated Multnomah County or NO a city within Multnomah County.

Home Phone (503) 646-3513

- C. Current Employer THE OREGON PARTNERSHIP INC.

Address 123 N.E. 3RD AVE

City PORTLAND State OR Zip 97232

Your Job Title EXECUTIVE DIRECTOR

Work Phone (503) 239-7999 (Ext) _____

Is your place of employment located in Multnomah County? Yes ☒ No ☐

- D. Previous Employers _____ Dates _____ Job Title _____

MULT. MENTAL HEALTH, YOUTH & FAMILY SERVICES DIV.
1985-1993 DIRECTOR

CONTACT: 

GLADYS MCCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134
PORTLAND, OREGON 97204

(503) 248-3308

3
Organizational affiliations:

NONE

Community/volunteer involvement:

- BEAVERTON SCHOOL BOARD 1985-PRESENT
- PAST MEMBER YOUTH CONTACT BOARD OF DIRECTORS
- TREASURER, MENTAL HEALTH ASSOC. OF OREGON

Educational background:

B.S. PSYCHOLOGY } PSY
MSW }

What skills and/or knowledge do you offer to the MCCD?

- KNOWLEDGE OF AOD FIELD
- LOCAL & STATEWIDE REPUTATION
- ORGANIZATIONAL & PLANNING SKILLS
- MEETING FACILITATION SKILLS

What expectations do you have of MCCD?

- PROVIDE SOUND, OBJECTIVE COMMUNITY INPUT & OVERSIGHT TO PUBLICLY FUNDED PROGRAMS & THE COUNTY AOD OFFICE.
- PROVIDE INPUT TO STATE GOVT & POLICY MAKERS REGARDING LOCAL NEEDS.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3696

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME: _____

GARY SMITH

Personal or professional interest in alcohol and drug issues:

I HAVE AN EXTENSIVE BACKGROUND IN THE AOD FIELD: I WAS AID MANAGER FOR COLUMBIA WASHINGTON, AND MULTNOMAH COUNTIES. I AM CURRENTLY EXECUTIVE DIRECTOR OF THE OREGON PARTNERSHIP, AN AOD PREVENTION AND TREATMENT REFERRAL PROGRAM.

Current Occupation:

EXECUTIVE DIRECTOR, THE OREGON PARTNERSHIP, INC.

Recent Employment:

DIRECTOR OF THE MULT. CO. MENTAL HEALTH, YOUTH & FAMILY SERVICES DIV. FOR OVER 8 YRS.

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

Name of Organization	Dates	Responsibilities
----------------------	-------	------------------

BEAVERTON SCHOOL BOARD	1983 - PRESENT	
------------------------	----------------	--

MENTAL HEALTH ASSOC. OF OREGON	1987 - Present	Treasurer + PAST PRESIDENT
--------------------------------	----------------	-------------------------------

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
----------------	-------	------------------------

PTSD STATE U.	1970	BS. PSYCHOLOGY
---------------	------	----------------

"	1974	MSW
---	------	-----

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

NORMA JAEGER	248-3691 x 6436
--------------	-----------------

LYNN HINGSON	" "
--------------	-----

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

NONE

I. Affirmative Action Information

m / cauc

sex / racial ethnic background

birth date: Month 12 Day 16 Year 48

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

Signature

Daryl M. Smith

Date

5/5/94

lom
6/83



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

Multnomah Council on Chemical Dependency

- B. Name LAURA CHENET LEONARD

Address 10475 N.W. Cornell Rd

City Portland, State OR. Zip 97229

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

Home Phone 297-5206

- C. Current Employer Oregon Health Division (Community Services) AND

Address Oregon Primary Care Association OHO - 800 N.E Oregon St. 21

City Portland, State OR Zip 97232

Your Job Title Healthcare Consultant

Work Phone 731-7017 (OHO) or 228-8852 (Ext)

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

- D. Previous Employers Dates Job Title

OR Healthy Mothers, Healthy Babies Coalition 4/88-3/94 Ex. Dir

Arizona Dept of Health Services - Office of Maternal & Child Health

1983 - 1987

See Resume for further employment information

CONTACT:

GLADYS MCCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

(503) 248-3308

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

Name of Organization	Dates	Responsibilities
Governor's Council on Alcohol & Drug Abuse Programs	1991-Present	Vice Chair
Family Planning Advocates of OR.	1989-1993	President 1990-1992
OR Public Health Association		Chair, Health Education Section
Maternity and Family Support Services, Black	1990-1993	

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
UNIV OF MICH	1973-1974	Masters in Public Health (Maternal & Child Health & Health Education)
U.C. Berkeley	1970	BA - Cultural Anthropology

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

Dana Anderson 287-9258 (H) 2018 NE Alameda Portland
 Pam Wilson 494-3557 / 524-6679 (H) 11700 SW Burnett Ln Beaverton

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

None that I know of.

I. Affirmative Action Information

F W
 sex / racial ethnic background

birth date: Month 4 Day 18 Year 48

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

Signature Javier Christ Leonard Date June 1, 1994



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3696

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME: LAURA CHENET LEONARD

Personal or professional interest in alcohol and drug issues:

My interest in these issues are both personal and professional.
As the Ex. Dir. of Healthy Mothers, Healthy Babies Coalition work
on local Klamath Falls HM, HB Coalition. The March of Dimes
The PDX Jr. League, ARC, OARAP to pass legislation to post
alcohol and pregnancy warnings in all establishments selling or
serving alcohol.

Current Occupation:

1. Healthcare Consultant - Contract Services for OR Health Division
Grantwriting; Staff - TASK FORCE on Access to Dental Health Services
2. OR Primary Care Association - Administration - / Immunization Project

Recent Employment:

OR HEALTHY MOTHERS, Healthy Babies Coalition - 1988-1994 - Ex. Dir

See Resume for more information

3

Organizational affiliations:

Family Planning Advocates of Oregon
Maternity + Family Support Services - (The Black United Fund
sponsored)
OR Public Health Association
Governor's Council on Alcohol + Drug Abuse Program

Community/volunteer involvement:

Family Planning Issues -
Volunteer involvement has been mostly on
policy related to Board work rather than
on a hands on work -
But am open to suggestions for volunteer work.

Educational background:

UNIV OF MICH - MASTER in PUBLIC HEALTH (Maternal +
Child Health + Health Education)
UNIV of CALIF. Berkeley - BA - Cultural Anthropology
Concordia College - Center for the Management of Non profits.

What skills and/or knowledge do you offer to the MCCD?

Am willing to work in a chair committees. Knowledge
of political process. Many contacts that might be useful
to the MCCD. Global view of the need for integrated
services for targeted population needing an array
of services. Knowledge of health care systems.

What expectations do you have of MCCD?

I expect the MCCD to recommend policy decisions,
Carry out tasks that they have set out for themselves.
I expect all members to be involved, good attendance
records and I expect a clear direction set by
the leadership + council members.



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

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

Multnomah Council on Chemical Dependency

- B. Name Rosanne Costanza

Address 421 SW 5th

City Portland State Oregon Zip 97204

Do you live in _____ unincorporated Multnomah County or _____ a city within Multnomah County. NO

Home Phone 896-9041

- C. Current Employer Mult. County Aging Services Division

Address 401 SW 5th, 3rd Floor

City Portland State OR Zip 97204

Your Job Title Program Development Specialist

Work Phone 248-3769 (Ext) 3769

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

- D. Previous Employers Dates Job Title

Eastern WA. Area Agency on Aging 2/82-9/88 Prog Eval. Spec.

Spokane Falls Community College 76'-80 Human Services n

Corzaga University 1/81-5/81 Asst. Professor

Hospice Maranatha 1978-1980 Director

Spokane County Health District 1974-1976 Coord. Nutrition Program

Washington State Community College 1970-1974 Head START Soc. Services

GLADYS MCCOY, MULTNOMAH COUNTY CHAIR

CONTACT: [Signature]

1021 SW 4TH, ROOM 134
PORTLAND, OREGON 97204

(503) 248-3308

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

Name of Organization	Dates	Responsibilities
Seaside Neighborhood Assoc	1992-93	Activities Coord
Boy Scout Troop 648	1993-94	Fund Raising Activities Coord.
Corvallis Jr. High Parent Advisory Committee	1993-94	Member, spec. gift
Friendly Visitor Nursing Home Project	1985-88	Nursing Home Visitor

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Whitworth College	1974-78	M.A. Applied Behavioral Sciences
Washington State Univ	1968-70	B.A. Soc-Psych
Univ. of Portland	1966-68	Soc-Psych
EWU, U. of W., CWU	1970-80	Numerous credits/courses

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

Norma Jaeger	248-3691	
Jim McConnell	248-3620 or Jim Davis	292-7994

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

None that I can think of

I. Affirmative Action Information

F Italian
sex / racial ethnic background

birth date: Month 2 Day 14 Year 48

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

Signature Rosanne M. Lopez Date 6-9-94



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ALCOHOL & DRUG PROGRAMS
426 S.W. STARK 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3696

DENNIS BUCHANAN
COUNTY EXECUTIVE

MULTNOMAH COUNCIL ON CHEMICAL DEPENDENCY SUPPLEMENTAL QUESTIONNAIRE

Thank you for your interest in the Multnomah Council on Chemical Dependency (MCCD). Please complete this supplemental questionnaire. Your responses will be shared with other MCCD members as background information to assist them to know you better. Return the questionnaire to:

Multnomah County Alcohol and Drug Program Office
426 SW Stark, 6th Floor
Portland, Oregon 97204

NAME:

Rosanne M. Costanzo

Personal or professional interest in alcohol and drug issues:

My interest in alcohol and drug issues stems from years of social service experience where clients, families, and service staff struggle with a disease that wrecks havoc. It did not take long to discover that alcohol was a much more serious problem for older adults than the literature or statistics indicated. Concern for problems exacerbated by societal and system issues, the isolation of and insufficient treatment and recovery programs, and the high human and economic costs associated with nontreatment fuel my interest.

Current Occupation:

Aging Services Program Development Specialist

Recent Employment:

For the past 12 years I have developed and evaluated service programs, and trained staff for the Eastern Washington Area Agency on Aging and Multnomah County Aging Services Division. Prior employment included bereavement and grief support groups, Hospice Care, Gerontology Instructor, Coordinator of Senior Nutrition Program, and Head Start Social Services Coordinator.

3.
Organizational affiliations:

Governors Commission on Senior Services Mental Health and Alcohol
and Drug Committee; Oregon Gerontological Association;

Community/volunteer involvement:

Sunnyside Neighborhood Association;
Boy Scouts of America, Troop 648;
Sunset Elementary PTO;
Covington Junior High Parent Advisory Committee;
Nursing Home Friendly Visitor;

Educational background:

M.A. Applied Behavioral Sciences; Whitworth College;
B.A. Sociology, Psychology; Washington State University;

What skills and/or knowledge do you offer to the M CCD?

ability to see big picture while attending to details;
analytical and problem solving skills;
knowledge of older adults issues;
enthusiasm, although not a lot of time;

What expectations do you have of M CCD?

I expect that M CCD will be a place to hear, express, discuss, and
recommend implementation of ideas and approaches to alcohol and
drug issues. I hope that the culmination of this work together
will be positive impact on system and services.

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: IGA BETWEEN CITY OF GRESHAM AND THE SHERIFF'S OFFICE

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: JUNE 30, 1994Amount of Time Needed: 5 - 10 minutesDEPARTMENT: Sheriff's Office DIVISION: ENFORCEMENTCONTACT: Larry Aab TELEPHONE #: 251-2489BLDG/ROOM #: 313/231PERSON(S) MAKING PRESENTATION: Bob Skipper, SheriffACTION REQUESTED:

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

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

RATIFICATION OF INTERGOVERNMENTAL AGREEMENT CONTRACT #800784 BETWEEN CITY OF GRESHAM AND THE SHERIFF'S OFFICE TO ADMINISTER GRESHAM REVISED CODE ARTICLE 10.20 AND PROVIDE PAYMENT AS OUTLINED WITHIN THE CONTRACT.

~~REGULAR~~
Consent

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Bob Skipper

OR

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/63 *Originals sent to Larry Aab on 7-11-94* 6/931994 JUN 29 AM 10:40
MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS

BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT

TO: BOARD OF COUNTY COMMISSIONERS

FROM: LARRY AAB, FISCAL MANAGER

TODAY'S DATE: June 10, 1994

REQUESTED PLACEMENT DATE: June 30, 1994

RE: IGA Between MCSO and City of Gresham (Alarm Ordinance)

I. Recommendation/Action Requested:

Request commitment from the Board to approve this IGA.

II. Background/Analysis:

This IGA between MCSO and the City of Gresham provides for MCSO's Alarm Ordinance Unit to administer Gresham's alarm ordinance (Gresham Revised Code Chapter 7.51).

MCSO currently provides the same service to the City of Portland through an IGA.

III. Financial Impact:

Under the terms of the IGA and the ordinance, MCSO may keep a portion of the alarm permit fee to cover its costs of administering the alarm ordinance. At the end of the year, any excess fees collected shall be returned to the city.

IV. Legal Issues:

Standard IGA indemnification issues regarding liability of employees acting within the scope of their employment.

V. Controversial Issues:

None noted.

VI. Link to Current County Policies:

Fosters intergovernmental cooperation.

VII. Citizen Participation:

None.

VIII. Other Government Participation:

The City of Gresham.

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 800784

Amendment # _____

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # C-3 DATE 7/7/94 Carrie A. Parkerson BOARD CLERK

Department Sheriff's Office Division Enforcement Date June 3, 1994Contract Originator Mary Ann Inglesby Phone 251-2525 Bldg/Room 313/Administrative Contact Larry Aab Phone 251-2489 Bldg/Room 313/231Description of Contract County shall administer Gresham Revised Code Article 10.20
and provide payment as outlined in contract.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRFContractor Name City of GreshamMailing Address 1333 NW Eastman Parkway
Gresham, OR 97030Phone 661-3000

Employer ID# or SS# _____

Effective Date upon completionTermination Date N/AOriginal Contract Amount \$ N/A

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ _____

REQUIRED SIGNATURES:Department Manager [Signature]Purchasing Director
(Class II Contracts Only) [Signature]County Counsel [Signature]County Chair / Sheriff [Signature]Contract Administration
(Class I, Class II Contracts Only) _____Remittance Address _____
(If Different) _____

Payment Schedule	Terms
<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on receipt
<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other _____
<input type="checkbox"/> Requirements contract - Requisition required.	

Purchase Order No. _____

☐ Requirements Not to Exceed \$ _____Encumber: Yes ☐ No ☐

Date _____

Date _____

Date 6/27/94

Date _____

Date _____

VENDOR CODE				VENDOR NAME						TOTAL AMOUNT \$		
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	180	025	3319			6060						
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

ORIGINAL

INTERGOVERNMENTAL AGREEMENT

BURGLAR ALARM TASK FORCE

This Agreement is made and entered into pursuant to the authority found in ORS 190.010 et seq. and ORS 206.345 by and between Multnomah County Sheriff's Office (MCSO), jointly with and on behalf of Multnomah County (County), and City of Gresham (City).

RECITALS

WHEREAS, both the City (Gresham Revised Code Article 10.20), Exhibit A, and County (Multnomah County Code Chapter 7.51) have in force provisions which regulate the installation and use of burglar and robbery alarm system; and

WHEREAS, the parties desire to enter into this agreement to govern the administration of Gresham Revised Code Article 10.20 in accordance with those mutual terms and conditions set forth hereafter, the parties agree as follows:

I. TASK FORCE:

1. MCSO shall facilitate a county-wide Burglar Alarm Task Force consisting of representatives of MCSO, incorporated cities within Multnomah County, and the alarm industry to work on methods of reducing false alarms. The Task Force shall operate by consensus.
2. MCSO agrees to arrange for quarterly meetings of the Task Force. MCSO agrees to prepare the meeting facility and any information or items that the Task Force needs in order to conduct its business.

3. MCSO agrees to provide any secretarial support of the Task Force. Such secretarial support includes but is not limited to preparing the minutes of all meetings held by the Task Force and distributing the minutes to all interested parties within fifteen (15) days following the meeting.
4. The county-wide Task Force duties shall include but are not limited to the following:
 - a. Review and approval of the MCSO's Alarm Ordinance Unit's final proposed budget and any revisions;
 - b. The review and approval of all MCSO Alarm Ordinance Unit policies that impact the services provided by the Alarm Ordinance Unit.
5. The Task Force shall review information and policy presented to the alarm industry; all information and policy shall be mutually agreed upon by all Task Force participants.

II. THE PARTIES AGREE:

1. The MCSO shall:
 - a. Administer Gresham Revised Code Article 10.20 according to its terms.
 - b. Use a computer based system to maintain industry and user files, send false alarm notices, send fine letters, track false alarms, renew permits, and provide statistical information.
 - c. Send notices of false alarms, fines, and

suspension of service due to excessive alarms, generated by a computerized record keeping system, within four (4) working days of receiving the information from the Bureau of Emergency Communications (BOEC). Notices of permit renewal shall be sent 30 days prior to permit holders' renewal date. At least one late renewal notice shall be sent within two weeks of a failure to renew a permit.

- d. Provide the City with computer developed statistical information about alarms within the city, to include but not be limited to:
- 1) Total number of new applications, renewal permits, and deleted permits processed.
 - 2) Total number of permits within each jurisdiction and total number of alarm incidents by jurisdiction.
 - 3) Total number of false and bona fide alarms by alarm company.
 - 4) Number of alarm users sorted by alarm user type (government, business, residential, and financial), and by system type (audible burglary, silent burglary, audible/monitored burglary and silent robbery).
 - 5) Total number of alarm company customers sorted by alarm user type (residential, commercial,

1 government and financial designation) and
2 sorted by system type (audible burglary,
3 silent burglary, audible/monitored burglary
4 and silent robbery).

5 6) Number of false alarms by alarm company within
6 each jurisdiction and the false alarm rates by
7 alarm company within each jurisdiction.

8 7) Revenues received by type (permit fees, fine,
9 etc.).

10 8) Alarm statistics shall be furnished monthly,
11 no later than the 10th of each month.

12 9) Calendar year-end report on number of
13 cancelled, false, and bona fide alarms by time
14 of day, day of week and month.

15 10) Calendar year-end report on number of permits
16 which had one, two, three or more false alarms
17 during permit year.

18 11) Calendar year-end report on number of first
19 year permits with false alarms in the first,
20 second, third, fourth, etc. month; from the
21 issuance of the permit.

22 12) Alarm company false alarm rate, for
23 residential and commercial customers, ranked
24 from lowest to highest.

25 13) Alarm incidents with dispositions other than
26 "T" or "R" codes showing permit number,
27

disposition code, incident number, date and officers' Board of Police Standards and Training (BPST) number; sorted by BPST number.

14) Provide the City with monthly reports on alarm users which experience four (4) or more false alarms in a permit year.

e. Enforce the alarm company user instruction section of the City Revised Code Article 10.20 and maintain a file of each alarm company's instruction manual.

f. Work towards ensuring that the alarm file update and deletions are easily transferable to the BOEC's new dispatch system.

g. Assign a part-time Alarm Information Officer who shall be the liaison between the City and MCSO.

1) The Alarm Information Officer shall be an employee of MCSO and shall be supervised by MCSO and shall perform their duties in accordance with the administrative and operational procedures of MCSO.

2) The City does not assume any liability for the direct payment of any wages, salaries or other compensation for the Alarm Information Officer performing services pursuant to the terms of this Agreement or for any other liability not provided for in this agreement.

- 1 3) The MCSO shall maintain Worker's Compensation
2 insurance coverage for the Alarm Information
3 Officer either as a carrier insured employer
4 or a self-insured employer as provided in ORS
5 chapter 656.
- 6 h. Not add or change items mailed to City alarm users
7 and alarm companies unless authorized by the City.
- 8 i. Not reinstate alarm users in the City for police
9 response after the fourth false alarm without
10 approval by the City as provided in MCC 7.51.035.
11 Letters requesting reinstatement shall be
12 forwarded to the City for review.
- 13 j. Comply with Gresham Revised Code Article 10.20
14 regarding robbery alarms at residences and the
15 issuances of permits.
- 16 k. Provide the City access to the MCSO alarm files by
17 way of a computer interconnect; provided such
18 access does not permit ability to enter or delete
19 data.

20 2. The City shall:

- 21 a. Provide a City representative who will be
22 responsible for liaison between the City and MCSO
23 and the development of City programs targeted at
24 reducing false alarms.
- 25 b. Collaborate with the MCSO on the production of
26 brochures, media products, and public information.
27

items which will be produced under logo of all participating jurisdictions and will be mutually agreed upon.

3. Finance:

- a. MCSO will provide to the City monthly expenditure reports, no later than the 20th of the following month. MCSO will also provide year-end financial reports of all Alarm Ordinance Unit expenditures, no later than September 1st of each calendar year.
- b. For each \$12.00 permit fee, \$4.00 will be transferred to the City on a quarterly basis within 30 days of the end of the month. The revenue transfer will occur in the months of October, January, April, and July of each year, and shall be retroactive to July 1, 1993.
- c. MCSO shall seek authorization from the Task Force to allot monies in excess of \$5,000 for any aggregate expenditure which is non-emergency in nature. Emergency expenditures in excess of \$5,000 may be made upon verbal notice to Task Force members.
- d. Emergency is any unforeseen occurrence between quarterly Task Force meetings requiring unbudgeted expenditure of over \$5,000 that is necessary to continue operation of the Alarm Ordinance Unit.

III. EFFECTIVE AND TERMINATION DATES

This agreement shall be effective on the date it is signed by last party signing the agreement, and shall remain in effect until there is no government law enforcement response to burglar and robbery alarms in the City, or until terminated by either party on sixty (60) days written notice of such termination to the other party.

IV. CONTACT PERSON

For information concerning services to be performed under this agreement, contact shall be made with:

If to the City:

Connie L. Ryba
Gresham Police Dept.
1333 NW Eastman Parkway
Gresham, Oregon 97080
Telephone: 661-3000

If to MCSO:

Mary Ann Inglesby
MCSO
12240 NE Glisan Street
Portland, Oregon 97230
Telephone: 251-2411

V. NOTICE

Any notice provided for under this agreement shall be written and delivered personally to the following addressee or deposited in the United States Mail, postage prepaid, certified mail, return receipt requested, addressed as follows, or to such other address as the receiving party hereafter shall specify in writing:

If to the City:

Arthur J. Knori
Gresham Police Dept.
1333 NW Eastman Parkway
Gresham, Oregon 97080
Telephone: 661-3000

If to MCSO:

Larry Aab
MCSO
12240 NE Glisan Street
Portland, Oregon 97230
Telephone: 251-2489

VI. AMENDMENTS

1 The MCSO and the City may amend this agreement at any time
2 only by written amendment, agreed to by both parties.

3 **VII. COMPLIANCE WITH LAWS**

4 In connection with its activities under this agreement, MCSO
5 and City shall comply with all applicable federal, state,
6 and local laws and regulations.

7 **VIII. OREGON LAW AND FORUM**

- 8 1. This agreement shall be construed according to the laws
9 of the State of Oregon.
- 10 2. Any litigation between the MCSO and City arising under
11 this agreement or out of work performed under this
12 agreement of issues not finally resolved by arbitration
13 as provided in Section XI of this agreement, shall
14 occur, if in the state courts, in the Multnomah County
15 Court having jurisdiction thereof, and if in the
16 federal courts, in the United States District Court for
17 the District of Oregon.

18 **IX. INDEMNIFICATION**

- 19 1. Subject to the limitations of the Oregon Torts Claims
20 Act and the Oregon Constitution, MCSO and the COUNTY
21 shall indemnify, defend and hold harmless CITY, its
22 officers, employees and agents from all claims, suits,
23 actions or expenses of any nature resulting from or
24 arising out of the acts, errors or omissions of MCSO
25 personnel acting pursuant to the terms of this
26 Agreement.
27

2. Subject to the limitations of the Oregon Torts Claims Act and the Oregon Constitution, CITY shall indemnify, defend and hold harmless COUNTY and MCSO, their officers, employees and agents from all claims, suits, actions or expenses of any nature resulting from or arising out of the acts, errors or omissions of CITY personnel acting pursuant to the terms of this Agreement.

X. ASSIGNMENT

Neither the City nor MCSO shall assign this agreement, in whole or in part, or any right or obligation hereunder, without the prior written approval of the other.

XI. ARBITRATION

Any dispute under this agreement which is not settled by mutual agreement of MCSO or City within sixty (60) days of notification in writing by either party shall be submitted to an arbitration panel. The panel shall be composed of three (3) persons, one of whom shall be appointed by MCSO, one of whom shall be appointed by the City, and one of whom shall be appointed by the two arbitrators appointed by MCSO and the City. In the event the two cannot agree on the third arbitrator, then the third shall be appointed by the Presiding Judge (Civil) of the Circuit Court of the State of Oregon for the County of Multnomah. The arbitrators shall be selected within thirty (30) days of the expiration of the sixty (60) days period. The arbitration shall be conducted

in Portland, Oregon and shall be governed by the laws of the State of Oregon. The parties shall agree on the rules governing the arbitration (including appropriation of costs). If the parties cannot agree on rules, the arbitrators shall adopt rules consistent with this section. The arbitrators shall render their decision within forty-five (45) days of their first meeting with MCSO and City. Insofar as MCSO and City legally may do so, they shall be bound by the decision of the panel.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly appointed officers on the date written below.

CITY OF GRESHAM, OREGON

MULTNOMAH COUNTY, OREGON

Gussie McRobert, Mayor

Beverly Stein, Chair

DATE: _____

DATE: 7-7-94

Bonnie Kraft, City Manager

Bob Skipper, Sheriff

DATE: _____

DATE: _____

APPROVED AS TO FORM:

REVIEWED:
Lawrence Kressel
Multnomah County Counsel

By: _____

By: _____

DATE: _____

DATE: 6/27/94

EXHIBIT A

CITY OF GRESHAM

§ 10.20.010

BUILDINGS

Article 10.20. BURGLARY AND ROBBERY ALARM SYSTEMS

- 10.20.010. Purpose and Scope.
- 10.20.020. Definitions
- 10.20.030. Alarm Users Permits
Required.
- 10.20.040. Fines For Excessive False
Alarms
- 10.20.050. No Response to Excessive
Alarms.
- 10.20.060. Special Permits.
- 10.20.070. User Instructions.
- 10.20.080. Automatic Dialing Device:
Certain Interconnections
Prohibited.
- 10.20.090. Hearing.
- 10.20.100. Sound Emission Cutoff
Feature.
- 10.20.110. Confidentiality; Statistics.
- 10.20.120. Allocation of Revenues and
Expenses.
- 10.20.130. Interpretation.
- 10.20.140. Enforcement.

10.20.010. Purpose and Scope.

(1) The purpose of this article is to encourage alarm users and alarm businesses to assume increased responsibility for maintaining the mechanical reliability and the proper use of alarm systems to prevent unnecessary police emergency responses to false alarms and thereby protect the emergency response capability of the county from misuse.

(2) This article governs burglary and robbery alarm systems, requires permits, establishes fees, provides for allocation of

revenues and deficits, provides for fines for excessive false alarms, provides for no response to alarms, provides for punishment of violations, and establishes a system of administration.

(3) Revenue generated in excess of costs to administer this article shall be allocated for the use of participating law enforcement agencies and for public education and training programs in reduction of false alarms in accordance with GRC 10.20.120.

10.20.020. Definitions

For purposes of this article, the following mean:

Alarm Business. The business by any individual, partnership, corporation, or other entity of selling, leasing, maintaining, servicing, repairing, altering, replacing, moving or installing any alarm system or causing to be sold, leased, maintained, serviced, repaired, altered, replaced, moved or installed any alarm system in or on any building, structure or facility.

Alarm System. Any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of an illegal entry or other activity requiring urgent attention and to which police are expected to respond.

Alarm User. The person, firm, partnership, association, corporation, company, or organization of any kind that owns, controls, or occupies any building, structure or facility in which an alarm system is maintained.

Automatic Dialing Device. A device that is interconnected to a telephone line and is programmed to select a predetermined telephone number and transmit by voice message or code signal an emergency message indicating a need

BURGLARY AND ROBBERY ALARM SYSTEMS

§ 10.20.030

for emergency response. Such a device is an alarm system.

Bureau of Emergency Communications. The city/county facility used to receive emergency and general information from the public to be dispatched to the respective police departments using the bureau.

Burglary Alarm System. An alarm system signaling an entry or attempted entry into the area protected by the system.

Coordinator. The individual designated by the sheriff to issue permits and enforce the burglar alarm provisions of this article.

Economically Disadvantaged Person. A person receiving public assistance or food stamps, or both.

False Alarm. An alarm signal, eliciting a response by police when a situation requiring a response by the police does not in fact exist, but does not include an alarm signal caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm business operator or alarm user.

Interconnect. To connect an alarm system including an automatic dialing device to a telephone line, either directly or through a mechanical device that utilizes a telephone, for the purpose of using the telephone line to transmit a message upon the activation of the alarm system.

No Response. Peace officers shall not be dispatched to investigate a report of an alarm signal.

Police Chief. The Chief of Police of the city, or designee.

Primary Trunk Line. A telephone line serving the Bureau of Emergency Communications that is designated to receive emergency calls.

Robbery Alarm System. An alarm system signaling a robbery or attempted robbery.

Sheriff. Sheriff of Multnomah County or his designated representative.

Sound Emission Cutoff Feature. A feature of an alarm system that will cause an audible alarm to stop emitting sound.

System Becomes Operative. The alarm system is capable of eliciting a response by police.

10.20.030. Alarm Users Permits Required.

(1) Every alarm user shall obtain an alarm user's permit for each system from the coordinator's office within 30 days of the time when the system becomes operative. Users of systems using both robbery and burglary alarm capabilities shall obtain separate permits for each function. Application for a burglary or robbery alarm user's permit and a \$12.00 fee for each shall be filed with the coordinator's office each year. Each permit shall bear the signature of the sheriff and be for a one year period. The permit shall be physically upon the premises using the alarm system and shall be available for inspection by the sheriff.

(2) If a residential alarm user is over the age of 62 or is an economically disadvantaged person and is a resident of the residence, and if no business is conducted in the residence, a user's permit may be obtained from the coordinator's office according to subsection (1) without the payment of a fee.

(3) A \$25.00 fee will be charged in addition to the fee provided in subsection (1) to a user who fails to obtain a permit within 30 days after the system becomes operative, or who is more than 30 days delinquent in renewing a permit.

(4) If an alarm user fails to renew a permit within 30 days after the permit expires, the coordinator shall notify the alarm user, by certified mail, that unless the permit is renewed and all fees and fines are paid within 30 days from the date of mailing of the certified letter, police response to the alarm will thereafter be suspended. If the permit is not renewed and all fees and fines are not paid the coordinator shall suspend police response to the alarm and make notifications as provided in GRC 10.20.050(2)(a)-(e).

10.20.040. Fines For Excessive False Alarms

(1) Fines will be assessed by the coordinator for excessive false alarms during a permit year as follows:

Second and Third

False Alarms \$50.00 Each

Fourth and Any

Additional False Alarms . . . \$100.00 Each

(2) The coordinator shall notify the alarm user and the alarm business by regular mail of a false alarm and the fine and the consequences of the failure to pay the fine. The coordinator shall also inform the alarm user of the right to appeal the validity of the false alarm to the sheriff, as provided in GRC 10.20.090. If the fine has not been received in the coordinator's office within 30 days from the day the notice of fine was mailed by the coordinator and there is no appeal pending on the validity of the false alarm, the coordinator shall send the notice of fine by

certified mail along with a notice of late fee of \$25.00. If payment is not received within ten days of the day the notice of late fee was mailed, the coordinator shall initiate the no response process and may initiate the enforcement of penalties.

10.20.050. No Response to Excessive Alarms.

(1) After the second false alarm, the coordinator shall send a notification to the alarm user by mail, which will contain the following:

(a) that the second false alarm has occurred;

(b) that if two more false alarms occur within the permit year the police will not respond to any subsequent alarms without the approval of the sheriff or the police chief;

(c) that the approval of the sheriff or police chief can only be obtained by applying in writing for reinstatement. The sheriff or police chief may reinstate the alarm user upon a finding that reasonable effort has been made to correct the false alarms;

(d) that the alarm user has the right to contest the validity of a false alarm determination through a False Alarm Validity Hearing. The request for a hearing must be in writing and within ten days of receipt of the notice from the coordinator. (See GRC 10.20.090(1).)

(2) After the fourth false alarm within the permit year, there shall be no police response to subsequent alarms without approval of the sheriff or the police chief. The coordinator shall send

a notification of the police response suspension to:

(a) The Director of the Bureau of Emergency Communications;

(b) The sheriff, if the alarm occurred in an unincorporated area; or

(c) The police chief;

(d) The alarm user by certified mail; and

(e) The persons listed on the alarm user's permit who are to be contacted in case of an emergency, by certified mail.

(3) The suspension of police response to an alarm shall begin ten days after the date of delivery of the notice of suspension of service to the alarm user unless a written request for a False Alarm Validity Hearing has been made in the required time period as listed in GRC 10.20.090.

10.20.060. Special Permits.

An alarm user required by federal, state, county or municipal law, regulation, rule, or ordinance to install, maintain and operate an alarm system shall be subject to these alarm systems regulations, provided:

(1) A permit shall be designated a special alarm user's permit.

(2) A special alarm user's permit for a system that has four false alarms in a permit year shall not be subject to the no response procedure and shall pay the regular fine schedule.

(Ord. No. 1304, Amended, 03/17/94)

10.20.070. User Instructions.

(1) Every alarm business selling, leasing, or furnishing to any user an alarm system installed on premises located in the area subject to GRC 10.20.010-10.20.130, shall furnish the user with instructions that provide information to enable the user to operate the alarm system properly and to obtain service for the alarm system at any time. The alarm business shall also inform each alarm user of the requirement to obtain a permit and where it can be obtained.

(2) Standard form instructions shall be submitted by every alarm business to the sheriff. If the sheriff finds the instructions are incomplete, unclear, or inadequate, the sheriff may require the alarm business to revise the instructions to comply with section 10.20.070(1) and then to distribute the revised instructions to its alarm users.

10.20.080. Automatic Dialing Device: Certain Interconnections Prohibited.

(1) No person may program an automatic dialing device to select a primary trunk line and no alarm user may fail to disconnect or reprogram an automatic dialing device that is programmed to select a primary trunk line within 12 hours of receipt of written notice from the coordinator that it is so programmed.

(2) No person may program an automatic dialing device to select any telephone line assigned to the county and no alarm user may fail to disconnect or reprogram such device within 12 hours of receipt of written notice from the coordinator that an automatic dialing device is so programmed.

10.20.090. Hearing.

(1) An alarm user may appeal the validity of a false alarm determination by the coordinator to the sheriff. The appeal shall be in writing and shall be requested within 10 days of the alarm user having received notice of the alarm from the coordinator. Failure to contest the coordinator's determination in the required time period results in a conclusive presumption for all purposes that the alarm was false.

(2) If a hearing is requested, written notice of the time and place of the hearing shall be served on the user by the sheriff by certified mail at least 10 days prior to the date set for the hearing, which shall not be more than 21 nor less than 10 days after the filing of the request for hearing.

(3) The hearing shall be before the sheriff. The coordinator and the alarm user shall have the right to present written and oral evidence, subject to the right of cross-examination. If the sheriff determines that the false alarms alleged have occurred in a permit year, the sheriff may issue written findings waiving, expunging or entering a false alarm designation on an alarm user's record. If false alarm designations are entered on the alarm user's record, the coordinator shall pursue fine collection as set out in GRC 10.20.040(2).

(4) The sheriff may appoint another person to be a hearings officer to hear the appeals and to render judgment.

10.20.100. Sound Emission Cutoff Feature.

(1) Alarm systems that emit audible sound that can be heard outside the building, structure or facility of the alarm user, shall be equipped with a sound emission cutoff feature which will

stop the emission of sound 15 minutes or less after the alarm is activated.

(2) When an alarm system can be heard outside a building, structure, or facility for more than 15 minutes continuously or intermittently, and the alarm user or alarm business is not available or able to silence the device, the police chief or sheriff may physically disconnect the sounding device.

(3) The police chief or sheriff shall not be liable for costs associated with reconnecting the alarm system. The alarm owner shall be liable for the cost of reconnecting the system.

(Ord. No. 1304, Amended, 03/17/94)

10.20.110. Confidentiality; Statistics.

(1) All information submitted in compliance with GRC 10.20.010-10.20.130 shall be held in confidence and shall be deemed a public record exempt from disclosure pursuant to ORS 192.502(3). Any violation of confidentiality shall be deemed a violation of GRC 10.20.010-10.20.130. The coordinator has responsibility for the maintenance of all records under GRC sections 10.20.010-10.20.130.

(2) Subject to the requirements of confidentiality, the coordinator shall develop and maintain statistics to assist alarm system evaluation for use by members of the public.

10.20.120. Allocation of Revenues and Expenses.

(1) The \$12.00 alarm permit fee collected under GRC 10.20.030 shall be allocated as follows: \$8.00 to Multnomah County for the administration of the alarm ordinance and \$4.00 to the city to offset costs for alarm prevention education activities provided by the city.

(2) All fines and forfeitures of bail collected pursuant to Article 10.20, and administered by Multnomah County officers or employees, will be revenue of Multnomah County; provided, however, that Multnomah County shall maintain records sufficient to identify the sources and amounts of that revenue.

(2) Multnomah County shall maintain records in accordance with sound accounting principles sufficient to determine on a fiscal year basis the direct costs of administering Article 10.20 by Multnomah County officers or employees, including salaries and wages (excluding the sheriff individually), travel, office supplies, postage, printing, facilities, office equipment and other properly chargeable costs.

(3) Not later than July 31 of each year, Multnomah County shall render an account to the city for administering Article 10.20. The account shall establish the net excess revenue or cost deficit for the preceding fiscal year and shall allocate that excess revenue, if any, or deficit, if any, to the county and the city proportionately as the number of permits issued for alarm systems within the corporate limits of the city bears to the whole number of permits issued in Multnomah County; provided, that no allocation shall be made if the net excess revenue or deficit is less than \$2,500.00.

(4) Distribution by the county of any excess revenue or payment of allocated deficit amounts by the city shall be made not later than September 1 of each fiscal year.

(5) "Sound accounting principles" as used in this section, shall include, but not be limited to, practices required by the terms of any state or federal grant or regulations applicable thereto which relate to the purpose of Article 10.20.

(Ord. No. 1304, Amended, 03/17/94)

10.20.130. Interpretation.

GRC 10.20.010-10.20.130 shall be liberally construed to effect the purpose of these sections and to achieve uniform interpretation and application of these sections, the Multnomah County Alarm Ordinance and ordinances of other municipal corporations within Multnomah County with the same purpose.

10.20.140. Enforcement.

(1) Enforcement of GRC 10.20.010-10.20.130 may be by civil action as provided in ORS 30.315, or by criminal prosecution, as provided in ORS 203.810 for offenses under county law.

(2) The failure or omission to comply with any part of GRC 10.20.010-10.20.130 shall be deemed a violation and may be so prosecuted, subject to the penalty provided in GRC 10.30.010.

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: IGA BETWEEN CITY OF PORTLAND AND THE SHERIFF'S OFFICE

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: JUNE 23, 1994

Amount of Time Needed: 5 - 10 minutes

DEPARTMENT: Sheriff's Office DIVISION: ENFORCEMENT

CONTACT: Larry Aab TELEPHONE #: 251-2489
BLDG/ROOM #: 313/231

PERSON(S) MAKING PRESENTATION: Bob Skipper, Sheriff

ACTION REQUESTED:

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

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

RETIFICATION OF INTERGOVERNMENTAL AGREEMENT CONTRACT #800794
BETWEEN CITY OF PORTLAND AND THE SHERIFF'S OFFICE TO ADMINISTER
CITY CODE CHAPTER 14.74 AND PROVIDE PAYMENT AS OUTLINED WITHIN
THE CONTRACT.

CONSENT

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Bob Skipper Sr.

OR

DEPARTMENT MANAGER: _____

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/63 Originals Sent to Larry Aab on 7-11-94. 6/93

1994 JUN 29 PM 12:51
MULTNOMAH COUNTY
OREGON
CLERK OF COUNTY BOARD

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 800794

Amendment # _____

CLASS I <input type="checkbox"/> Professional Services under \$25,000	CLASS II <input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	CLASS III <input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-4</u> DATE <u>7/7/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK
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 Department Sheriff's Office Division Enforcement Date June 3, 1994

 Contract Originator Mary Ann Inglesby Phone 251-2525 Bldg/Room 313/

 Administrative Contact Larry Aab Phone 251-2489 Bldg/Room 313/231

 Description of Contract County shall administer City Code Chapter 14.74 and provide payment as outlined within the contract.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

 ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRF

 Contractor Name City of Portland - Bureau of Police

 Mailing Address 1111 SW 2nd Ave., Room 1216
Portland, OR 97204

 Phone 823-0487

Employer ID# or SS# _____

 Effective Date July 1, 1993

 Termination Date N/A

 Original Contract Amount \$ N/A

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ _____

REQUIRED SIGNATURES:
 Department Manager [Signature]

 Purchasing Director
 (Class II Contracts Only) [Signature]

 County Counsel [Signature]

County Chair / Sheriff _____

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

 Remittance Address _____
 (If Different) _____

Payment Schedule	Terms
<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on receipt
<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other _____
<input type="checkbox"/> Requirements contract - Requisition required.	
Purchase Order No. _____	
<input type="checkbox"/> Requirements Not to Exceed \$ _____	

 Encumber: Yes ☐ No ☐

Date _____

Date _____

 Date 20 June 94

Date _____

Date _____

VENDOR CODE				VENDOR NAME					TOTAL AMOUNT		\$	
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	180	025	3319			6060						
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

1 ORIGINAL

2 INTERGOVERNMENTAL AGREEMENT

3 BURGLAR ALARM TASK FORCE

4 This Agreement is made and entered into pursuant to the
5 authority found in ORS 190.010 et seq. and ORS 206.345 by and
6 between Multnomah County Sheriff's Office (MCSO), jointly with
7 and on behalf of Multnomah County (County), and City of Portland
8 (City).

9 RECITALS

10 WHEREAS, both the City (City Code Chapter 14.74), Exhibit A,
11 and County (Multnomah County Code Chapter 7.51) have in force
12 provisions which regulate the installation and use of burglar and
13 robbery alarm system; and

14 WHEREAS, the parties desire to enter into this agreement to
15 govern the administration of City Code Chapter 14.74 in
16 accordance with those mutual terms and conditions set forth
17 hereafter, the parties agree as follows:

18 I. TASK FORCE:

- 19 1. MCSO shall facilitate a county-wide Burglar Alarm Task
20 Force consisting of representatives of MCSO,
21 incorporated cities within Multnomah County, and the
22 alarm industry to work on methods of reducing false
23 alarms. The Task Force shall operate by consensus.
24 2. MCSO agrees to arrange for quarterly meetings of the
25 Task Force. MCSO agrees to prepare the meeting
26 facility and any information or items that the Task
27 Force needs in order to conduct its business.

3. MCSO agrees to provide any secretarial support of the Task Force. Such secretarial support includes but is not limited to preparing the minutes of all meetings held by the Task Force and distributing the minutes to all interested parties within fifteen (15) days following the meeting.
4. The county-wide Task Force duties shall include but are not limited to the following:
 - a. Review and approval of the MCSO's Alarm Ordinance Unit's final proposed budget and any revisions;
 - b. The review and approval of all MCSO Alarm Ordinance Unit policies that impact the services provided by the Alarm Ordinance Unit.
5. The Task Force shall review information and policy presented to the alarm industry; all information and policy shall be mutually agreed upon by all Task Force participants.

II. THE PARTIES AGREE:

1. The MCSO shall:
 - a. Administer City Code Chapter 14.74 according to its terms.
 - b. Use a computer based system to maintain industry and user files, send false alarm notices, send fine letters, track false alarms, renew permits, and provide statistical information.
 - c. Send notices of false alarms, fines, and

suspension of service due to excessive alarms, generated by a computerized record keeping system, within four (4) working days of receiving the information from the Bureau of Emergency Communications (BOEC). Notices of permit renewal shall be sent 30 days prior to permit holders' renewal date. At least one late renewal notice shall be sent within two weeks of a failure to renew a permit.

- d. Provide the City with computer developed statistical information about alarms within the city, to include but not be limited to:
- 1) Total number of new applications, renewal permits, and deleted permits processed.
 - 2) Total number of permits within each jurisdiction and total number of alarm incidents by jurisdiction.
 - 3) Total number of false, bona fide and cancelled alarms by alarm company.
 - 4) False alarm rate for each company sorted by alarm user type (residential, commercial, financial and government), and by system type (audible burglary, audible/monitored burglary, silent burglary and robbery) with City totals.
 - 5) Number of alarm company customers sorted by alarm user type (residential, commercial,

1 government and financial) and sorted by system
2 type (audible burglary, silent burglary,
3 audible/monitored burglary and silent robbery)
4 with City totals.

5 6) Number of false alarms by alarm company sorted
6 by alarm user type (residential, commercial,
7 financial and government) and sorted by system
8 type (audible burglary, silent burglary,
9 audible/monitored burglary and robbery) with
10 City totals.

11 7) Alarm statistics shall be furnished monthly,
12 no later than the 10th of the month.

13 8) Calendar year-end report on number of
14 cancelled, false, and bona fide alarms by time
15 of day, day of week and month.

16 9) Calendar year-end report on number of first
17 year permits with false alarms in each month
18 of the first year of issuance.

19 10) Alarm company false alarm rate, for
20 residential and commercial customers, ranked
21 from lowest to highest.

22 11) Alarm incidents with dispositions other than
23 "T" or "R" codes showing permit number,
24 disposition code, incident number, date and
25 officers' Board of Police Standards and
26 Training (BPST) number; sorted by BPST number.
27

- e. Enforce the alarm company user instruction section of the City Code Chapter 14.74.150 and maintain a file of each alarm company's instruction manual.
- f. Not add or change items mailed to City alarm users and alarm companies unless authorized by the City.
- g. Not reinstate alarm users in the City for police response after the fourth false alarm without approval by the City as provided in MCC 7.51.035. Letters requesting reinstatement shall be forwarded to the City for review.
- h. Comply with Portland City Code Chapter 14.74 regarding robbery alarms at residences and the issuances of permits.
- i. Provide the City access to the MCSO alarm files by way of a computer interconnect; provided such access does not permit ability to enter or delete data.

2. The City shall:

- a. Provide a City Alarm Information Officer who will be responsible for liaison between the City and MCSO Alarm Information Officer and the development of City programs targeted at reducing false alarms.
- b. Collaborate with the MCSO on the production of brochures, media products, and public information items.

3. Finance:

- a. MCSO will provide to the City monthly expenditure reports, no later than the 20th of the following month. MCSO will also provide year-end financial reports of all Alarm Ordinance Unit expenditures, no later than September 1st of each calendar year.
- b. For each \$12.00 permit fee, \$4.00 will be transferred to the City on a quarterly basis within 30 days of the end of the month. The revenue transfer will occur in the months of October, January, April, and July of each year, and shall be retroactive to July 1, 1993.
- c. MCSO shall seek authorization from the Task Force to allot monies in excess of \$5,000 for any aggregate expenditure which is non-emergency in nature. Emergency expenditures in excess of \$5,000 may be made upon verbal notice to Task Force members.
- d. Emergency is any unforeseen occurrence between quarterly Task Force meetings requiring unbudgeted expenditure of over \$5,000 that is necessary to continue operation of the Alarm Ordinance Unit.
- e. MCSO shall not spend monies not specifically listed in the Alarm Ordinance Unit's adopted budget for, except as provided by state local budget law.

1 **III. EFFECTIVE AND TERMINATION DATES**

2 This agreement shall be effective July 1, 1993, and shall
3 remain in effect until there is no government law
4 enforcement response to burglar and robbery alarms in the
5 City, or until terminated by either party on sixty (60) days
6 written notice of such termination to the other party.

7 **IV. CONTACT PERSON**

8 For information concerning services to be performed under
9 this agreement, contact shall be made with:

10 If to the City:

If to MCSO:

11 Robert F. Tilley
12 Portland Police Bureau
13 1111 SW 2nd Ave. Room 1216
Portland, Oregon 97204
Telephone: 823-0487

Mary Ann Inglesby
MCSO
12240 NE Glisan Street
Portland, Oregon 97230
Telephone: 251-2411

14 **V. NOTICE**

15 Any notice provided for under this agreement shall be
16 written and delivered personally to the following addressee
17 or deposited in the United States Mail, postage prepaid,
18 certified mail, return receipt requested, addressed as
19 follows, or to such other address as the receiving party
20 hereafter shall specify in writing:

21 If to the City:

If to MCSO:

22 Nancy Dunford
23 Portland Police Bureau
1111 SW 2nd Ave. Room 1212
Portland, Oregon 97204

Larry Aab
MCSO
12240 NE Glisan Street
Portland, Oregon 97230

24 **VI. AMENDMENTS**

25 The MCSO and the City may amend this agreement at any time
26
27

only by written amendment, agreed to by both parties.

VII. COMPLIANCE WITH LAWS

In connection with its activities under this agreement, MCSO and City shall comply with all applicable federal, state, and local laws and regulations.

VIII. OREGON LAW AND FORUM

1. This agreement shall be construed according to the laws of the State of Oregon.

2. Any litigation between the MCSO and City arising under this agreement or out of work performed under this agreement of issues not finally resolved by arbitration as provided in Section XI of this agreement, shall occur, if in the state courts, in the Multnomah County Court having jurisdiction thereof, and if in the federal courts, in the United States District Court for the District of Oregon.

IX. INDEMNIFICATION

1. Subject to the limitations of the Oregon Torts Claims Act and the Oregon Constitution, MCSO and the COUNTY shall indemnify, defend and hold harmless CITY, its officers, employees and agents from all claims, suits, actions or expenses of any nature resulting from or arising out of the acts, errors or omissions of MCSO personnel acting pursuant to the terms of this Agreement.

2. Subject to the limitations of the Oregon Torts Claims

Act and the Oregon Constitution, CITY shall indemnify, defend and hold harmless COUNTY and MCSO, their officers, employees and agents from all claims, suits, actions or expenses of any nature resulting from or arising out of the acts, errors or omissions of CITY personnel acting pursuant to the terms of this Agreement.

X. ASSIGNMENT

Neither the City nor MCSO shall assign this agreement, in whole or in part, or any right or obligation hereunder, without the prior written approval of the other.

XI. ARBITRATION

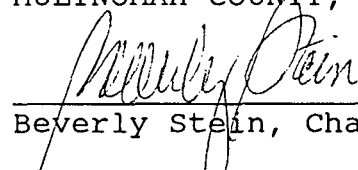
Any dispute under this agreement which is not settled by mutual agreement of MCSO or City within sixty (60) days of notification in writing by either party shall be submitted to an arbitration panel. The panel shall be composed of three (3) persons, one of whom shall be appointed by MCSO, one of whom shall be appointed by the City, and one of whom shall be appointed by the two arbitrators appointed by MCSO and the City. In the event the two cannot agree on the third arbitrator, then the third shall be appointed by the Presiding Judge (Civil) of the Circuit Court of the State of Oregon for the County of Multnomah. The arbitrators shall be selected within thirty (30) days of the expiration of the sixty (60) days period. The arbitration shall be conducted in Portland, Oregon and shall be governed by the laws of the

State of Oregon. The parties shall agree on the rules governing the arbitration (including appropriation of costs). If the parties cannot agree on rules, the arbitrators shall adopt rules consistent with this section. The arbitrators shall render their decision within forty-five (45) days of their first meeting with MCSO and City. Insofar as MCSO and City legally may do so, they shall be bound by the decision of the panel.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly appointed officers on the date written below.

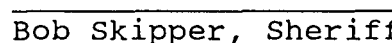
CITY OF PORTLAND, OREGON

MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

DATE: _____

DATE: 7-7-94


Bob Skipper, Sheriff

DATE: _____

DATE: _____

APPROVED AS TO FORM:

REVIEWED:
Lawrence Kressel
Multnomah County Counsel

By: _____

By: 

DATE: _____

DATE: 20 June 94

EXHIBIT A

removal of the seal by application to the Manager. Removal of an amusement device under such circumstances shall not relieve the displayer of any penalty.

4. The unlawful removal of seal from amusement device: the amusement device shall be subject to seizure and destruction pursuant to Section 14.69.100.

5. Owning, maintaining, controlling, distributing, operating, using or playing any amusement device prohibited under Section 14.69.030: the owner of the amusement device and the displayer are the violators and each shall be penalized up to \$500 per amusement device.

B. Calculation of Civil Penalties.

1. In calculating the amount of the civil penalty to be imposed for violations of the provisions of this Chapter, the Manager shall consider:

a. The extent and nature of the person's involvement in the violation;

b. The economic or financial benefit accruing or likely to accrue as a result of the violations;

c. Whether the violations were repeated or continuous, or isolated and temporary;

d. The magnitude and seriousness of the violation;

e. The City's costs of investigating the violations and correcting or attempting to correct the violation; and,

f. Any other factor the Manager deems to be relevant.

2. The Manager may impose civil penalties under this Section only after a Notice of Violation has been properly served, as provided in Section 14.69.100.A.

C. No person assessed a penalty under this Section shall be issued a permit under this Chapter until all such penalties have been paid in full.

D. Civil penalties imposed pursuant to this Section shall be the only penalties authorized for such violations.

E. Any person assessed a penalty may, within 10 days of receiving such written order, file a written notice of appeal as provided in Section 14.69.130.

14.69.120 Criminal Penalties.

Except as provided in Section 14.69.110, the intentional or knowing violation of any provision of this Chapter is punishable upon conviction by a fine of not more than \$500 or by imprisonment for not more than 6 months, or both.

14.69.130 Appeals.

A. The filing of a notice of appeal to the Code Hearings Officer, as set out in Chapter 22.10 of this Code, of revocation or suspension of a permit, or of any civil penalty imposed by the Manager under this Chapter, or of any seizure of an amusement device for destruction, shall stay the effective date of the action until the appeal is determined by the Code Hearings Officer.

B. The notice of appeal shall be in writing. The notice shall state the name and address of the appellant to which all required notices may be mailed. The notice shall also indicate the reasons why the appealed action was wrong and what the correct determination should be.

Chapter 14.74

BURGLARY, AND ALARM SYSTEMS

(New Chapter substituted by
Ord. No. 164287, June 13, 1991.)

Sections:

14.74.010 Purpose and Scope.

14.74.030 Definitions.

14.74.050 Alarm Users Permits
Required.

14.74.070 Fines for Excessive False Alarms.

14.74.110 No Response to Excessive Alarms.

- 14.74.130 Special Permits.
- 14.74.150 User's Instruction.
- 14.74.170 Automatic Dialing Device - Certain Interconnections Prohibited.
- 14.74.190 Hearing.
- 14.74.210 Sound Emission Cutoff Feature.
- 14.74.230 Confidentiality Statistics.
- 14.74.250 Allocation of Revenue and Expenses.
- 14.74.270 Interpretation.
- 14.74.290 Enforcement and Penalties.
- 14.74.310 Savings Clause.

14.74 Title. This Chapter shall be known as the "Burglary and Robbery Alarm Systems" regulations.

14.74.010 Purpose and Scope.

(a) The purpose of this chapter is to encourage alarm users and alarm businesses to assume increased responsibility for maintaining the mechanical reliability and the proper use of alarm systems, to prevent unnecessary police emergency response to false alarms, and thereby to protect the emergency response capability of the City from misuse.

(b) This chapter governs burglary and, robbery alarm systems, requires permits, establishes fees, provides for allocation of revenues and deficits, provides for fines for excessive false alarms, provides for discontinuation of police response to alarms, provides for punishment of violations and establishes a system of administration.

14.74.030 Definitions.

(a) "Alarm Business" means the business by any individual, partnership, corporation, or other entity of selling, leasing, maintaining, servicing, repairing, altering, replacing, moving or installing any alarm system or causing to be sold, leased, maintained, serviced, repaired, altered, replaced, moved or installed any alarm system in or on any building, structure or

facility.

(b) "Alarm System" means any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of an illegal entry or other activity requiring urgent attention and to which police are expected to respond.

(c) "Alarm User" means the person, firm, partnership, association, corporation, company or organization of any kind which owns, controls or occupies any building, structure or facility wherein an alarm system is maintained.

(d) "Automatic Dialing Device" means a device which is interconnected to a telephone line and is programmed to select a predetermined telephone number and transmit by voice message or code signal an emergency message indicating a need for emergency response. Such a device is an alarm system.

(e) "Bureau of Emergency Communications" is the City/County facility used to receive emergency and general information from the public to be dispatched to the respective police departments utilizing the Bureau.

(f) "Burglary Alarm System" means an alarm system signaling an entry or attempted entry into the area protected by the system.

(g) "Sheriff" means Sheriff of Multnomah County or his designated representative.

(h) "Coordinator" means the individual designated by the Sheriff to issue permits and enforce the provisions of this chapter.

(i) "False Alarm" means an alarm signal, eliciting a response by police when a situation requiring a response by police does not in fact exist, but does not include an alarm signal caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm business operator or alarm user.

(j) "Interconnect" means to connect an alarm system including an automatic dialing device to a telephone line, either directly or

through a mechanical device that utilizes a telephone, for the purpose of using the telephone line to transmit a message upon the activation of the alarm system.

(k) "Primary Trunk Line" means a telephone line serving the Bureau of Emergency Communications that is designated to receive emergency calls.

(l) "Robbery Alarm System" means an alarm system signaling a robbery or attempted robbery.

(m) "No Response" means police officers will not be dispatched to investigate a report of an alarm signal.

(n) "Chief of Police" or "Chief" means the Chief of Police of the City of Portland Bureau of Police or a designated representative.

(o) "Sound Emission Cutoff Feature" means a feature of an alarm system which will cause an audible alarm to stop emitting sound.

(p) "System Becomes Operative" means when the alarm system is capable of eliciting a response by police.

(q) "Economically Disadvantaged Person" means a person receiving public assistance and/or food stamps.

14.74.050 Alarm User Permits Required.

(a) Every alarm user shall obtain an alarm user's permit for each system from the Coordinator's Office within 30 days of the time when the system becomes operative. Users of systems with both robbery and burglary alarm capabilities shall obtain separate permits for each function. Application for a burglary or robbery alarm user's permit and the fee for each shall be filed with the Coordinator's office each year. Each permit shall bear the signature of the Sheriff and be for a 1 (one) year period immediately following issuance of the permit. The permit shall be physically upon the premises using the alarm system and shall be

available for inspection by the Chief or Sheriff.

(b) A yearly fee, permit surcharge, and renewal fee shall be established by the Bureau of Police. The fees established under this Section shall not become effective until approved by the Commissioner in charge of the Bureau of Police.

(c) If a residential alarm user is over the age of 62 and/or is an economically disadvantaged person and resides where the permitted alarm is located and if no business is conducted in the residence, a user's permit may be obtained from the Coordinator's Office according to Section 14.74.050 (a) without the payment of a fee.

(d) A surcharge will be charged in addition to the fee provided in Section 14.74.050 (A) to a user who fails to obtain a permit within 30 days after the system becomes operative or who is more than 30 days delinquent in renewing a permit.

(e) an alarm user fails to renew a permit within 30 days after the permit expires, the coordinator will notify the alarm user, by certified mail, that, unless the permit is renewed and all fees and fines are paid within 30 days from the date of mailing of the certified letter, Police response to the alarm will thereafter be suspended.

14.74.070 Fines for Excessive False Alarms.

(a) Fines will be assessed by the Coordinator for excessive false alarms during a permit year as follows:

Second through Third False Alarms - \$50 each
Fourth and any additional False Alarms - \$100 each

(b) The Coordinator will send a Notification of Alarm by regular mail to notify the alarm user and the alarm business of a false alarm and the fine and the consequences of the failure to pay the fine. The Coordinator will also inform the alarm users of their right

to appeal the validity of the false alarm to the Sheriff, as provided in Section 14.74.190. If the fine has not been received in the Coordinator's Office within 30 days of the day Notice of fine was mailed by the Coordinator and there is no appeal pending on the validity of the false alarm, the Coordinator will send the Notice of fine by certified mail along with a notice of late fee of \$25. If payment is not received within 10 days of the day the Notice of late fee was mailed, the Coordinator will initiate the no response process according to Section 14.74.110 and may initiate the enforcement of penalties according to Section 14.74.290.

(c) The payment of any fine provided for in Section 14.74.070 shall not be deemed to extend the term of the permit.

14.74.110 No Response to Excessive Alarms.

(a) After the second false alarm the Coordinator shall send a notification to the alarm user by regular mail which will contain the following information:

(1) That the second false alarm has occurred;

(2) That if two more false alarms occur within the permit year police officers will not respond to any subsequent alarms without the approval of the Sheriff;

(3) That the approval of the Sheriff can only be obtained by applying in writing for reinstatement. The Sheriff may reinstate the alarm user upon finding that reasonable effort has been made to correct the false alarms;

(4) That the alarm user has the right to contest the validity of a false alarm determination through a False Alarm Validity Hearing, according to Section 14.74.190. The request for such a hearing must be in writing and filed within ten days of the receipt of the Notice of Alarm.

(b) After the fourth false alarm within the permit year there will be no police

response to subsequent alarms without approval of the Sheriff. The Coordinator shall send a Notice of Suspension of Police Response to:

(1) The Director of the Bureau of Emergency Communication;

(2) The Chief of Police;

(3) The alarm user by certified mail; and

(4) The persons listed on the alarm user's permit who are to be contacted in case of emergency, by certified mail:

(c) The suspension of police response to an alarm shall begin ten days after the date of delivery of the Notice of Suspension of Police Response to the alarm user unless a written request for a False Alarm Validity Hearing has been made as required in Section 14.74.190.

14.74.130 Special Permits.

(a) An alarm user required by federal, state, county or municipal statute, regulation, rule or ordinance to install, maintain and operate an alarm system shall be subject to Chapter 14.74, provided:

(1) A permit shall be designated a special alarm user's permit.

(2) A special alarm user's permit for a system which has four false alarms in a permit year shall not be subject to the no response procedure specified in Section 14.74.110 but shall pay the regular fine schedule according to Section 14.74.070.

(3) The payment of any fine provided for in paragraph (2) of this subsection shall not be deemed to extend the term of the permit. (b) An alarm user which is a governmental political unit shall be subject to Chapter 14.74; but a permit shall not be subject to fine, payment of additional fees or the imposition of any penalty provided under Chapter 14.74.

14.74.150 User instruction.

(a) Every alarm business selling,

leasing or furnishing to any user an alarm system which is installed on the premises located in the area subject to Chapter 14.74 shall furnish the user with instruction that provided information to enable the user to operate the alarm system at any time. The alarm business shall also inform each alarm user of the requirement to obtain a permit and where it can be obtained.

(b) Standard form instruction shall be submitted by every alarm business to the Sheriff. If the Sheriff reasonably finds such instructions to be incomplete, unclear or inadequate, the Sheriff may require the alarm business to revise the instruction to comply with Chapter 14.74 and then to distribute the revised instruction to its alarm users.

14.74.170 Automatic Dialing Device - Certain Interconnections Prohibited.

(a) It is unlawful for any person to program an automatic dialing device to select a primary trunk line and it is unlawful for an alarm user to fail to disconnect or re-program an automatic dialing device which is programmed to select a primary trunk line within 12 hours of receipt of written notice from the Coordinator that it is so programmed.

(b) It is unlawful for any person to program an automatic dialing device to select any telephone line assigned to the City and it is unlawful for an alarm user to fail to disconnect or reprogram such device within 12 hours of receipt of written notice from the Coordinator that an automatic dialing is so programmed.

14.74.190 Hearing.

(a) An alarm user who wants to appeal validity of a false alarm determination by the Coordinator may appeal to the Sheriff for a hearing. The appeal must be in writing and must be requested within ten days of the alarm user having received Notice of Alarm. Failure to contest the determination in the

required time period results in a conclusive presumption that the alarm was false.

(b) If a hearing is requested, written notice of the time and place of the hearing shall be served on the user by the Sheriff by certified mail at least 10 days prior to the date set for the hearing, which date shall not be more than 21 nor less than 10 days after the filing of the request for hearing.

(c) The hearing shall be before the Sheriff. The Coordinator and the alarm user shall have the right to present written and oral evidence, subject to the right of cross examination. If the Sheriff determines that the false alarms alleged have or have not occurred in a permit year, the Sheriff shall issue written findings waiving, expunging or entering a false alarm designation on an alarm user's record as appropriate. If false alarm designations are entered on the alarm user's record, the Coordinator shall pursue fine collection as set out in Section 14.74.070.

(d) The Sheriff may appoint another person to hear the Appeals and to render judgement.

14.74.210 Sound Emission Cutoff Feature. Alarm systems which can be heard outside the building, structure or facility of the alarm user shall be equipped with a sound emission cutoff feature which will stop the emission of sound 15 minutes or less after the alarm is activated.

14.74.230 Confidentiality and Statistics.

(a) All information submitted in compliance with Chapter 14.74 shall be held in the strictest confidence and shall be deemed a public record exempt from disclosure pursuant to ORS 192.502. The Coordinator shall be charged with the sole responsibility for the maintenance of all records of any kind whatsoever under Chapter 14.74.

(b) Subject to the requirements of confidentiality, the Coordinator shall develop

TITLE 14
PUBLIC PEACE, SAFETY AND MORALS

and maintain statistics having the purpose of assisting alarm system evaluation for use by members of the public.

14.74.250 Allocation of Revenues and Expenses.

(a) With the exception of the \$4.00 per year increase in the yearly fee adopted pursuant to Code Section 14.74.050 b., which shall be paid directly to the City, all fees, fines and surcharges collected pursuant to Chapter 14.74 shall be general fund revenue of Multnomah County; provided, however, that Multnomah County shall maintain records sufficient to identify the municipal jurisdiction from which the revenue is derived, and the types and amounts of that revenue.

(b) Multnomah County shall maintain records in accordance with sound accounting principles sufficient to determine on a fiscal year basis the direct costs of administering Chapter 14.74, including salaries and wages (excluding the Sheriff individually), travel, office supplies, postage, printing, facilities, office equipment and other properly chargeable costs.

(c) Not later than July 31 of each year, Multnomah County shall render an account to the Chief which establishes the net excess revenue or cost deficit for the preceding fiscal year and shall allocate that excess revenue, if any, or deficit, if any, to the City of Portland, Bureau of Police, proportionately as the number of permits issued for alarm systems within the corporate limits of the City of Portland bears to the whole number of permits issued in Multnomah County; provided, that no allocation shall be made if the net excess revenue or deficit is less than \$2500.00.

(d) Distribution by the County of any excess revenue or payment of allocated deficit amounts by a municipal corporation shall be made not later than September 1 of each fiscal year.

(e) "Sound accounting principles" as used in this Section, shall include, but not be limited to, practices required by the terms of any state or federal grant or regulations applicable thereto which relate to the purpose of this ordinance.

14.74.270 Interpretation. This ordinance shall be liberally construed to effect the purpose of this ordinance and to achieve uniform interpretation and application of this ordinance, the Multnomah County Alarm ordinance and ordinances of other municipal corporations within Multnomah County with the same purpose.

14.74.290 Enforcement and Penalties.

(a) Enforcement of this ordinance may be by civil action as provided in ORS 30.315, or by criminal prosecution, as provided in ORS 203.810 for offenses under County law.

(b) Violation of this ordinance shall be punishable upon conviction by a fine of not more than \$500.

(c) The failure or omission to comply with any section of this ordinance shall be deemed a violation and may be so prosecuted, subject to the penalty provided in paragraph (b) of this Section.

14.74.310 Savings Clause. If any article, section, subsection, phrase, clause, sentence or word in this Chapter shall for any reason be held invalid or unconstitutional by a court of competent jurisdiction, it shall not nullify the remainder of this Chapter, but shall be confined to the article, section, subsection, subdivision, clause, sentence or word so held invalid or unconstitutional.

MEETING DATE: JUL 07 1994

AGENDA NO: C-5

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Designation of Newspaper for Publication of 1994 Foreclosure List

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: July 7, 1994

Amount of Time Needed: 5 minutes

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg/Sandy Duffy TELEPHONE #: 248-5132/248-3138
BLDG/ROOM #: 166/200 106/1530

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg or Sandy Duffy

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

This is a request to the Board of County Commissioners to consider approving the usage of the Daily Journal of Commerce to publish the 1994 foreclosure list.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: Betsy Williams

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/63 Certified Copy & Copy of Order 94-127 Sent to Kathy Tuneberg on 7-11-94.

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1994 JUN 28 PM 3:53

BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Kathy Tuneberg

TODAY'S DATE: June 22, 1994

REQUESTED PLACEMENT DATE: July 7, 1994

RE: Designation of Newspaper for Publication of Notice of Foreclosure of Tax Liens and Show as Shown on the Multnomah County 1994 Foreclosure List

I. Recommendation/Action Requested:

Recommend Board approve

II. Background/Analysis:

Approval of this designation is requested each year as required by ORS 312.040(a) which states "Notice shall be given by one publication of the foreclosure list in a newspaper of general circulation in the county, to be designated by the county court or board of county commissioner".

III. Financial Impact:

Publication costs are added to individual tax accounts so that costs can be recovered when delinquent taxes are paid to avoid foreclosure.

Although price quotes or bids are not legally required for advertising, the following newspapers submitted price information based on publishing information for 1000 accounts:

The Oregonian	\$ 46,410
This Week	\$ 18,000
Daily Journal of Commerce	\$ 13,750

IV. Legal Issues:

None

V. Controversial Issues:

None

VI. Link to Current County Policies:

N/A

VII. Citizen Participation:

None

VIII. Other Government Participation:

None

312.005 "District attorney" described.

As used in this chapter, unless the context requires otherwise, "district attorney" shall include county counsel appointed pursuant to ORS 203.145. [1971 c.245 §2]

312.010 When real property subject to tax foreclosure; listing other charges with taxes. (1) Except as otherwise provided by law, real property within this state is subject to foreclosure for delinquent taxes whenever three years have elapsed from the earliest date of delinquency of taxes levied and charged thereon.

(2) All special assessments, fees or other charges charged against the property subject to foreclosure which are due and unpaid for any year or years for which ad valorem taxes are delinquent and for which there is no other provision of law for their payment out of the foreclosure proceeding, shall be listed with the delinquent ad valorem taxes in the foreclosure proceedings and foreclosed and collected as a part of such proceedings in the same manner as the delinquent ad valorem taxes. In any event, if three years have elapsed since the special assessment, fee or charge has been placed on the tax roll for collection and the assessment, fee or charge remains unpaid, it may be included in the next foreclosure proceeding and foreclosed and collected as part of such proceeding. [Amended by 1965 c.344 §41]

312.020 Supervision by Department of Revenue; enforcement. (1) The Department of Revenue shall have general supervision and control over tax foreclosure proceedings under ORS 312.010 to 312.120 and 312.130 to 312.240 to the end that such proceedings shall be conducted in a uniform and orderly manner in all counties of the state.

(2) Whenever any district attorney fails to institute or complete foreclosure proceedings in the manner required by this chapter, the department may call upon the Attorney General to institute or complete such proceedings. For this purpose, the Attorney General shall have the same powers and authority as a district attorney under this chapter. All costs incurred by the Attorney General shall be borne by the county in which the foreclosure proceedings are undertaken. Upon presentation by the Attorney General to the county governing body of a certified, itemized statement of costs, the governing body shall order payment to the Attorney General out of any available funds of the county. If no payment is made within 30 days thereafter, the Attorney General shall submit to the Secretary of State a certified, itemized statement of such costs and the Attorney General shall be reimbursed upon the order of the Secretary of State to the State Treasurer, from the county's share

of the state's cigarette and liquor revenues. [Amended by 1971 c.245 §3]

312.030 Annual foreclosure list; interest on taxes in list. (1) Within two months after the day of delinquency of taxes of each year the tax collector shall prepare a list of all real properties then subject to foreclosure. The list shall be known as the foreclosure list and shall contain:

(a) The names of the several persons appearing in the latest tax roll as the respective owners of tax-delinquent properties.

(b) A description of each such property as it appears in the latest tax roll.

(c) The year or years for which taxes are delinquent on each property.

(d) The principal amount of the delinquent taxes of each year and the amount of accrued and accruing interest thereon to the day of publication.

(2) Thereafter, and until judgment is obtained pursuant to ORS 312.090, interest shall be charged and collected on each of the several amounts of taxes included in the foreclosure list at the rate provided in ORS 311.505 (2). [Amended by 1975 c.704 §5; 1979 c.703 §11; 1987 c.311 §3]

312.040 Notice of proceeding; service.

(1) Notice of each foreclosure proceeding shall be given by publication and by both certified and regular first class mail as provided in this section:

(a) Notice shall be given by one publication of the foreclosure list in a newspaper of general circulation in the county, to be designated by the county court or board of county commissioners. The price charged by the newspaper shall be at the legal rate as provided by law. A copy of the newspaper notice shall be mailed by the county to each incorporated city in the county. *

(b) In addition, notice of the foreclosure proceeding shall be sent by certified and regular first class mail to the owner or owners, as shown in the county deed records, of each property included on the foreclosure list at the address or addresses as reflected in the county records under ORS 93.260, 311.555 or 311.560.

(2) Each notice given under subsection (1) or (4) of this section shall identify the particular property or properties that is the subject of the notice.

(3) All persons owning or claiming to own, or having or claiming to have, any interest in any property included in the foreclosure list are required to take notice of such proceeding and of all steps thereunder.

(4) If it is deemed expedient to do so, notice of the institution of the foreclosure proceeding may be given by personal service.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

In the Matter of Designation of)
Newspaper for Publication of)
Notice of Foreclosure of Tax) **ORDER** 94-127
Liens as Shown on the Multnomah)
County 1994 Foreclosure List)

It appears that the Multnomah County Assessor and Tax Collector, with the assistance of the County Counsel for Multnomah County, Oregon, has prepared for filing in the Circuit Court of the State of Oregon for Multnomah County, an application for the foreclosure of liens for delinquent taxes as shown by the Multnomah County 1994 Foreclosure List, and that it is required by law that this Board designate a newspaper of general circulation published in the County in which notice of such foreclosure shall be published; now therefore

IT IS HEREBY ORDERED that the Daily Journal of Commerce, a newspaper of general circulation, published in this County and State be, and the same is hereby, designated as the newspaper in which shall be published notice of foreclosure of tax liens as shown by the Multnomah County 1994 Foreclosure List.

ADOPTED this 7th day of July, 1994.



REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
for MULTNOMAH COUNTY, OREGON

By Sandra N. Duffy
Sandra N. Duffy
Assistant County Counsel

By Beverly Stein
Beverly Stein, Chair
Multnomah County, Oregon

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of Designation of
Newspaper for Publication of Notice of
Foreclosure of Tax Liens as Shown on the
Multnomah County 1994 Foreclosure List

RESOLUTION

It appears that the Multnomah County Assessor and Tax Collector, with the assistance of the County Counsel for Multnomah County, Oregon, has prepared for filing in the Circuit Court of the State of Oregon for Multnomah County, an application for the foreclosure of liens for delinquent taxes as shown by the Multnomah County 1994 Foreclosure List, and that it is required by law that this Board designate a newspaper of general circulation published in the County in which notice of such foreclosure shall be published; it is, therefore, hereby

ORDERED that the Daily Journal of Commerce, a newspaper of general circulation, published in this County and State be, and the same is hereby, designated as the newspaper in which shall be published notice of foreclosure of tax liens as shown by the Multnomah County 1994 Foreclosure List.

ADOPTED this ____ day of _____, 1994.

(SEAL)

By _____
Beverly Stein, Chair
Multnomah County, Oregon

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By Sandra N. Duffy
Sandra N. Duffy
Assistant County Counsel

F:\DATA\COUNSEL\WPDATA\SIX\FORCLOS\038SND.ORD\mw

06/20/94:1

MEETING DATE: JUL 07 1994 .

AGENDA NO: C-6 .

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

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

BOARD BRIEFING: Date Requested: _____ .

Amount of Time Needed: _____ .

REGULAR MEETING: Date Requested: _____ .

Amount of Time Needed: Consent .

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation .

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590 .
BLDG/ROOM #: 166/200/Tax Title .

PERSON(S) MAKING PRESENTATION: Kathy Tuneberg .

ACTION REQUESTED:

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

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

Request approval of deed to contract purchaser for completion of Contract #15711. (Property originally purchased at public auction.)

Deed D941018 and Board Orders attached.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____ .

OR

DEPARTMENT MANAGER: Betsy Willia [Signature] .

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

Original Order 94-1284 Deed sent to Beverly Scott on 7-11-94.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the matter of the Execution of)
Deed D941018 Upon Complete Performance of)
a Contract to)

ORDER
94-128

BRUCE J. ROTHMAN)

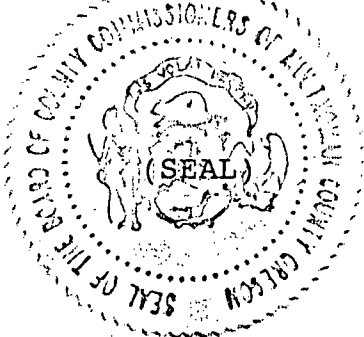
It appearing that heretofore on January 21, 1993, Multnomah County entered into a contract with BRUCE J. ROTHMAN for the sale of the real property hereinafter described; and

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

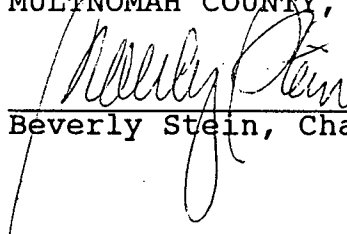
NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the contract purchaser the following described real property, situated in the County of Multnomah, State of Oregon:

WILLIAMS AVE ADD
N 34' OF W 65' OF LOT 6, BLOCK 7

Dated at Portland, Oregon this 7th day of July, 1994.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

BY 

DEED D941018

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

WILLIAMS AVE ADD
N 34' OF W 65' OF LOT 6, BLOCK 7

The true and actual consideration paid for this transfer, stated in terms of dollars is \$15,100.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

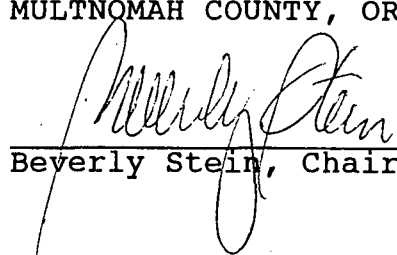
Until a change is requested, all tax statements shall be sent to the following address:

1733 SW CLIFTON ST
PORTLAND OR 97201

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 7th day of July, 1994, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:

Laurence Kressel, County Counsel
for Multnomah County, Oregon

By 

After recording, return to Multnomah County Tax Title, 166/200

DEED APPROVED:

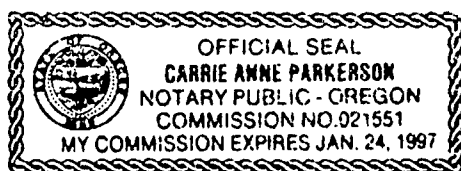
Janice Druian, Director
Assessment & Taxation

By 

STATE OF OREGON)
COUNTY OF MULTNOMAH)

On this 7th day of July, 1994, before me, a Notary Public in and for said County and State, personally appeared Beverly Stein, Board of Commissioners Chair for Multnomah County, Oregon authorized to sign official County documents and that the seal affixed to said instrument was signed and sealed on behalf of said County by authority of its Board of County Commissioners, and the said instrument to be the free act and deed of said County.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed by official seal the day and year first in this, my certificate, written.

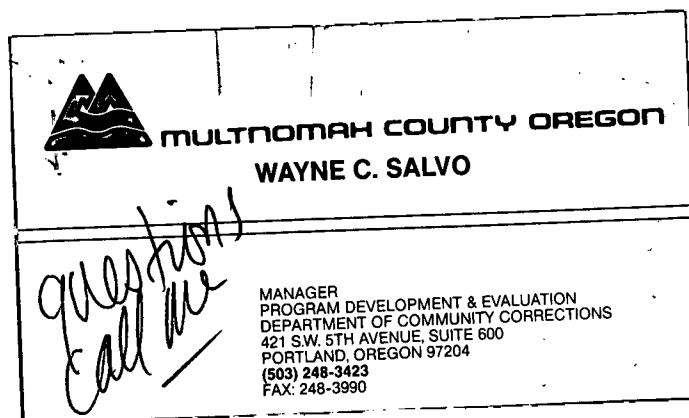




Carrie Anne Parkerson

Notary Public for Oregon

My Commission Expires: 1/24/97



Meeting Date: JUL 07 1994

Agenda No.: C-7

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM

SUBJECT: IGA renewal between the City of Portland Parks Bureau and the Department of Community Corrections.

BOARD BRIEFING Date Requested: _____

Amount of time needed: _____

REGULAR MEETING Date Requested: July 7, 1994

Amount of time needed: Consent

DEPARTMENT: Community Corrections DIVISION: West District/Alternative Community Service

CONTACT: Cate Connell/ Michael Haines TELEPHONE #: 248-3198/248-3456
BLDG/ROOM #: 162/MTSW

PERSON(S) MAKING PRESENTATION: _____

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

Renewal of IGA between the City of Portland Parks Bureau and the Department of Community Corrections to compensate Multnomah County for providing two trained crew leaders and Alternative Community Service Crews to work in areas maintained by the Bureau of Parks and Recreation.

SIGNATURES REQUIRED:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER M. Tamara Hill

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 28 PM 3:53
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

Originals Sent to Cate Connell on 7-11-94

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 900085
Amendment # _____

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-7</u> DATE <u>7/7/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK

Department COMMUNITY CORRECTIONS Division WEST DISTRICT Date 6/1/94Contract Originator CATE CONNELL Phone 248-3198 Bldg/Room 162/ACSAdministrative Contact DIANNE SMITH Phone 248-3701 Bldg/Room 161/600Description of Contract for the purpose of compensating Multnomah County for providing trained crew leaders and Alternative Community Service crews to work in areas maintained by the Bureau of Parks and Recreation.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRFContractor Name CITY OF PORTLANDMailing Address 6437 S. E. DIVISIONPORTLAND, OR 97206Phone 823-1605

Employer ID# or SS# _____

Effective Date July 01, 1994Termination Date June 30, 1995Original Contract Amount \$ 109,781

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ _____

REQUIRED SIGNATURES:Department Manager M. Tamara HoldenPurchasing Director
(Class II Contracts Only) [Signature]County Counsel [Signature]County Chair / Sheriff [Signature]Contract Administration
(Class I, Class II Contracts Only) _____Remittance Address _____
(If Different) _____

Payment Schedule	Terms
<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on receipt
<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
<input checked="" type="checkbox"/> Other \$ _____	<input checked="" type="checkbox"/> Other quarterly
<input type="checkbox"/> Requirements contract - Requisition required.	

Purchase Order No. _____

☐ Requirements Not to Exceed \$ _____Encumber: Yes ☐ No ☒Date 6-2-94

Date _____

Date 6-6-94Date 7/7/94

Date _____

VENDOR CODE				VENDOR NAME					TOTAL AMOUNT		\$	
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	156	021	2802			2773				\$109,781		
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

INTER-GOVERNMENTAL AGREEMENT

This Agreement for Services (Agreement) is between the City of Portland, Oregon (City) and Multnomah County (Contractor).

RECITALS:

This agreement is for the purpose of paying Multnomah County for providing trained crew leaders and Alternative Community Service crews to work in areas maintained by the Bureau of Parks & Recreation.

AGREEMENT:

1. SCOPE OF CONTRACTOR SERVICES

- (a) The Contractor shall provide the services of two full-time Alternative Community Service (A.C.S.) crew leaders to work in sites maintained by Portland Parks and Recreation. The Contractor shall also provide nine A.C.S. crews per week.
- (b) The Contractor shall provide the services set out in subsection (a) above in accordance with the schedule set out below:

- (1.) The Contractor shall provide a total of nine crews per week for work in the City of Portland's Parks, golf courses and other sites. The crew leaders shall be employees of Multnomah County.
- (2.) The contractor shall be the employer of the crew leader and is responsible for recruiting, training, payroll, benefits & discipline without limitation.
- (3.) The City of Portland payment for said services shall include the costs of the salary and benefits for two full-time crew leader positions, costs of crew transportation, and equipment and supplies to support the crews. The Contractor shall provide all insurance called for in this contract.
- (4.) The Contractor shall perform all the administrative tasks of recruiting and screening A.C.S. clients to perform work for the Parks Bureau.

2. SCOPE OF CITY SERVICES

(a) The City shall provide the tools and supplies necessary to complete the job assignments at the work sites. The City shall provide a calendar of work to be performed in a timely manner. The Park Bureau's Senior Facilities and

Maintenance Supervisor shall assist the contractor in scheduling work sites, insuring adequate technical assistance is available when appropriate, and specialized equipment is accessible as necessary.

The City shall assist in training the crew leaders specifically in technical areas of Park Operations and where the crew leaders will be responsible for directing the work of others without benefit of the expertise of other Park and Recreation employees.

(b) The City shall perform the services set out in subsection (a) above in accordance with the schedule set out below:

- (1.) The City shall provide a monthly schedule of the work to be performed.
- (2.) Prior to the work day, or on the work site, the City shall provide technical training to the crew leaders on how the work is to be performed.

3. COMPENSATION

The City shall pay the Contractor for work performed under this Agreement after the effective date as set out below. The payment shall be full compensation for work performed, for services rendered, and for all labor, materials, supplies, equipment, and incidentals necessary to

perform the work and services.

The City shall pay the contractor an amount not to exceed \$109,781 as compensation for the Contractor's work.

4. BILLING AND PAYMENT PROCEDURE

The Contractor's billing and City's payment procedures shall be as set out below:

Prior to the beginning of each quarter, the Contractor shall submit to the City a bill for services for that quarter, equal to 1/4 of the total compensation. All compensation provided for under this contract shall be submitted by the contractor no later than two weeks prior to June 30, 1995.

5. EFFECTIVE AND TERMINATION DATES

This Agreement shall be effective as of July 1, 1994 and shall terminate as of June 30, 1995.

6. EARLY TERMINATION OF AGREEMENT

(a) The City and Contractor, by mutual written agreement, may terminate this Agreement at any time.

(b) The City, on thirty (30) days written notice to the Contractor, may terminate this Agreement for any reason deemed appropriate in its' sole discretion.

(c) Either the City or the Contractor may terminate

this Agreement in the event of a breach of the Agreement by the other. Prior to such termination, however, the party seeking the termination shall give to the other party written notice of the breach and of the party's intent to terminate. If the party has not entirely cured the breach within fifteen (15) days of the notice, then the party giving the notice may terminate the Agreement at any time thereafter by giving a written notice of termination.

7. PAYMENT ON EARLY TERMINATION

(a) In the event of termination under subsection (6a) or (6b) (EARLY TERMINATION OF AGREEMENT), hereof, the City shall pay the Contractor for work performed in accordance with the Agreement prior to the termination date.

(b) In the event of termination under subsection 6(c) (EARLY TERMINATION OF AGREEMENT), hereof, by the Contractor due to a breach by the City, then the City shall pay the Contractor as provided in subsection (a) of this section.

(c) In the event of early termination all Contractor's work product will become and remain property of the City.

8. CITY PROJECT MANAGER

(a) The City Project Manager shall be Anne Kowalishen, Senior Facilities and Maintenance Supervisor, or such other person as shall be designated in writing by the Director of Portland Parks and Recreation.

(b) The Project Manager is authorized to approve work and billings hereunder, to give notices referred to herein, to terminate this Agreement as provided herein, and to carry out any other City actions referred to herein.

9. COMPLIANCE WITH LAWS

In connection with its activities under this Agreement, the Contractor shall comply with all applicable federal, state, and local laws and regulations.

10. OREGON LAW AND FORUM

(a) This Agreement shall be construed according to the law of the State of Oregon.

(b) Any litigation between the City and the Contractor arising under this Agreement or out of work performed under this Agreement shall occur, if in the state courts, in the Multnomah County Court having

jurisdiction thereof, and if in the federal courts, in the United States District Court for the District of Oregon.

11. INDEMNIFICATION

(a) The Contractor shall hold harmless, defend, and indemnify the City and the City's officers, agents, and employees against all claims, demands, actions, and suits (including all attorney fees and costs) brought against any of them arising out of the acts, errors, or omissions, of the contractor or any subcontractor's work under this Agreement.

(b) The City shall hold harmless, defend, and indemnify the Contractor and the Contractor's officers, agents, and employees against all claims, demands, actions, and suits (including all attorney fees and costs) brought against any of them arising out of the acts, errors, or omissions of the City under this Agreement.

12. LIABILITY INSURANCE

(a) The Contractor is a fully self-insured government agency. The Contractor shall provide to this City a certificate evidencing it is a self-insured for purposes of Workers' Compensation as required by ORS 656.430 before this agreement is executed.

(b) The City shall provide coverage for city owned motor vehicles.

13. WORKERS' COMPENSATION INSURANCE

(a) The Contractor, its subcontractors, if any, and all employees working under this Agreement are subject employers under the Oregon Workers' compensation law and shall comply with ORS 656.017, which requires them to provide worker's compensation coverage for all their subject workers. A certificate of insurance, or copy thereof, shall be attached to this Agreement as Exhibit A, if applicable, and shall be incorporated herein and made a term and part of this Agreement. The contractor further agrees to maintain workers' compensation insurance coverage for the duration of this Agreement.

(b) In the event the Contractor's workers' compensation insurance coverage is due to expire during the term of this Agreement, the Contractor agrees to timely renew its insurance as a self-insured employer as provided by Chapter 656 of the Oregon Revised Statutes, before its expiration, and the Contractor agrees to provide the City of Portland such further certification of workers' compensation insurance as renewals of said insurance occur.

14. SUBCONTRACTING

The Contractor shall not subcontract its work

under this Agreement, in whole or in part, without the written approval of the City. The Contractor shall require any approved subcontractor to agree, as to the portion subcontracted, to fulfill all obligations of the Contractor as specified in this Agreement.

Notwithstanding City approval of a subcontractor, the Contractor shall remain obligated for full performance hereunder, and the City shall incur no obligations other than its obligations to the Contractor hereunder. Contractor agrees that if subcontractors are employed in the performance of this Agreement, Contractor and its subcontractors are subject to the requirements and sanctions of ORS Chapter 656, Workers' Compensation.

15. ASSIGNMENT

The Contractor shall not assign this Agreement, in whole or in part, or any right or obligation hereunder, without the prior written approval of the City.

16. INDEPENDENT CONTRACTOR STATUS

(a) The contractor is engaged as an independent contractor and will be responsible for any federal, state, and local taxes and fees applicable to payments hereunder.

(b) The Contractor, its employees, and A.C.S. workers are not employees of the City and are not eligible for any benefits through the City, including without limitation

federal social security, health benefits, workers' compensation, unemployment compensation, and retirement benefits.

17. NOTICE

Any notice provided for under this Agreement shall be sufficient if in writing and delivered personally to the following addressee or deposited in the United States Mail, postage prepaid, certified mail, return receipt requested, addressed as follows, or to such other address as the receiving party hereafter shall specify in writing:

If to the City: Anne Kowalishen (or replacement)
Senior Facilities & Maintenance
Supervisor
6437 SE Division
Portland, OR 97206

If to the Contractor: Tamara Holden (or replacement)
Director
421 SW 5th, Suite 600
Portland, OR 97205

18. SEVERABILITY

If any provision of this Agreement is found to be illegal or unenforceable, this Agreement nevertheless shall remain in full force and effect and the provision shall be stricken.

19. AMENDMENTS

(a) The City and the Contractor may amend this Agreement at any time only by written amendment executed by the City and the Contractor. Unless otherwise provided, any amendment that increases the amount of compensation payable to the Contractor must be approved by ordinance of the City Council. If authorized by the City Council, the Project Manager may agree to and execute any other amendment on behalf of the City.

(b) Any change in the Scope of Contractor Services shall be deemed an amendment subject to subsection (a).

20. PROGRESS REPORTS

The Contractor shall provide quarterly progress reports to the Project Manager. Each progress report shall contain the following information.

- (a) Park District or work unit receiving service
- (b) Specific parks or sites receiving service
- (c) General type of work performed
- (d) Crew days worked
- (e) Actual number of clients involved
- (f) Total hours per Park District or Work unit

(g) Approximate value of service (based on
\$6.80 (+COLA) wage)

21. INTEGRATION

This Agreement contains the entire agreement between the City and the Contractor and supersedes all prior written or oral discussions or agreements. This agreement supersedes the agreement authorized by Ordinance 166859. That agreement is hereby terminated.

22. NON-WAIVER

The City and the Contractor shall not be deemed to have waived any breach of this Agreement by the other party except by an express waiver in writing. An express written waiver as to one breach shall not be deemed a waiver of any other breach not expressly identified, even though the other breach be of the same nature as that waived.

23. PROHIBITED INTEREST

No City of Portland Park Bureau employee who participated in the award of this Agreement shall be employed by the Contractor's Department of Community Corrections during the period of the Agreement.

24. PAYMENTS TO VENDORS AND SUBCONTRACTORS

The Contractor shall pay timely all suppliers, lessors, and contractors providing it services, materials or equipment for carrying out its obligations under this Agreement. The Contractor shall not take or fail to take any action in a manner that causes the City or any materials that the Contractor provides hereunder to be subject to any claim or lien of any person without the City's prior written consent.

25. FUNDS

City certifies that sufficient funds are available and authorized for expenditure to finance the cost of this Agreement.

26. COMMENCEMENT OF WORK

Contractor agrees that work being done pursuant to this contract will not be commenced until after:

(a) Workers' compensation insurance is obtained, as outlined in Section 16, WORKERS' COMPENSATION INSURANCE; and,

(b) this Agreement is fully executed by the parties and approved by the City Attorney's Office; and,

(c) the effective date of this Agreement as specified in section 5, EFFECTIVE AND TERMINATION DATES.

27. ADDITIONAL PROVISIONS

APPROVED AS TO FORM:

MULTNOMAH COUNTY

CONTRACTOR: M. Tamara Holden

APPROVED AS TO FORM:

By:

Tamara Holden

By: [Signature]

Title:

Director, Multnomah County

MULTNOMAH COUNTY

Department of Corrections

COUNSEL

Date:

6-2-94

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS

AGENDA # C-7 DATE 7-7-94
Cherie A. Parkinson
BOARD CLERK

By:

[Signature]

Name:

Beverly Stein

Title:

Chair, Multnomah County

Board of Commissioners

Date:

7-7-94

APPROVED AS TO FORM:

CITY OF PORTLAND

By:

By: _____

Name:

CITY ATTORNEY

Title:

Date:

Meeting Date: JUL 07 1994

Agenda No.: C-8

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM

SUBJECT: Renewal of Intergovernmental Agreement with Portland Community College

BOARD BRIEFING Date Requested: July 14, 1994

Amount of time needed: 5 minutes

REGULAR MEETING Date Requested: _____

Amount of time needed: _____

DEPARTMENT: Community Corrections DIVISION: West District

CONTACT: M. Haines/C. Stadel TELEPHONE #: 248-3456/248-7377
BLDG/ROOM #: B162

PERSON(S) MAKING PRESENTATION: M. Haines

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

Renewal of Intergovernmental Agreement with Portland Community College which allows the College to provide instructional support for the Donald H. Londer Center for Learning.

SIGNATURES REQUIRED:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER M. Tamara Hall

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 28 PM 3:53
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

Originals Sent to Camy Hackett on 7-11-94.



**MULTNOMAH COUNTY DEPARTMENT OF
COMMUNITY CORRECTIONS**

MEMORANDUM

TO: Board of County Commissioners

FROM: Michael Hanes and Cynthia Stadel, West District Office
Department of Community Corrections

TODAY'S DATE: June 24, 1994

REQUESTED PLACEMENT DATE: July 14, 1994

RE: Renewal of Intergovernmental Agreement with Portland
Community College

I. Recommendation/Action Requested:

The Department requests renewal of an intergovernmental agreement with Portland Community College whereby the College provides instructional support for the Department's Donald H. Londer Center for Learning.

II. Background/Analysis:

During the 1993-94 fiscal year, the College provided instructional support technicians and a paid ESL tutor as needed. This year's agreement would continue that service. It would also enable clients who complete their GED through the Learning Center to receive one term's worth of courses at the College. The College traditionally provides this "scholarship" incentive to GED graduates who have been enrolled in PCC's GED classes.

III. Financial Impact:

The Center's 1994-95 budget includes \$68,839 in pass-through payments to Portland Community College to cover the costs of this agreement.

IV. Legal Issues:

None.

V. Controversial Issues:

Board of County Commissioners
June 24, 1994

The Learning Center this year has budgeted \$68,839 to cover the costs of its agreement with the College. Last year's budget allocated \$126,575, nearly twice the amount. The Center had originally (February 1994) budgeted \$149,089 in pass-through payments to the College. In May 1994, however, the Board approved a modification to the Center's budget, shifting \$78,000 from pass-through payments to personnel. The shift in funds, the Department noted, would save the County approximately \$8,000 in salary cost and allow the Department greater flexibility in staffing the Center. This budget modification was approved.

VI. Link to Current County Policies:

Improved literacy skills is both a County and State benchmark. A national literacy study released in September 1993 reports literacy levels dropping among 21-25 year olds; inmates are among the worst performers.

VII. Citizen Participation:

The Center benefits from volunteer tutors and from people tutoring as part of their alternative community service.

VIII. Other Government Participation:

The Center has worked closely this year with the Sheriff's Office and contract service providers such as Volunteers of America and DePaul Treatment Centers, Inc.

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 900245

Amendment # _____

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-8</u> DATE <u>7/7/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK

Department COMMUNITY CORRECTIONS Division _____ Date 6-15-94Contract Originator CARY HARKAWAY Phone 248-3039 Bldg/Room 161/600Administrative Contact CYNTHIA STADEL Phone 248-3007 Bldg/Room 162/LRC
X7377

Description of Contract _____

AGREEMENT WITH PORTLAND COMMUNITY COLLEGE TO PROVIDE INSTRUCTIONAL SUPPORT SERVICES FOR
FEDERALLY FUNDED PROGRAM.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRFContractor Name PORTLAND COMMUNITY COLLEGEMailing Address P.O. BOX 19000
PORTLAND, OR 97219-0990Phone 244-6111 X6230

Employer ID# or SS# _____

Effective Date 7-1-94Termination Date 6-30-95Original Contract Amount \$ 68,800

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ 68,800**REQUIRED SIGNATURES:**Department Manager [Signature]Purchasing Director
(Class II Contracts Only) [Signature]County Counsel [Signature]County Chair / Sheriff [Signature]Contract Administration
(Class I, Class II Contracts Only) [Signature]Remittance Address _____
(If Different) _____

Payment Schedule _____ Terms _____

☐ Lump Sum \$ _____ ☐ Due on receipt☐ Monthly \$ _____ ☐ Net 30☐ Other \$ _____ ☐ Other _____☐ Requirements contract - Requisition required.

Purchase Order No. _____

☐ Requirements Not to Exceed \$ _____Encumber: Yes ☐ No ☐Date 6-21-94

Date _____

Date 6-24-94Date 7/7/94

Date _____

VENDOR CODE			VENDOR NAME							TOTAL AMOUNT	\$	
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	156	021	2806			6060						
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

INTERGOVERNMENTAL AGREEMENT
PORTLAND COMMUNITY COLLEGE - MULTNOMAH COUNTY
LITERACY/ABE/GED INSTRUCTION AGREEMENT

This agreement, made and entered into by Portland Community College and Multnomah County, a home rule subdivision of the State of Oregon; hereinafter referred to as County; deals with the provision of educational instruction for offenders at the Department of Community Corrections' Donald H. Londer Center for Learning. The following provisions shall comprise this agreement.

I. RECITATION

- A. Portland Community College, a college sanctioned by the State of Oregon to provide GED instruction and testing, maintains a GED/ABE instructional program both on campus and in other locations.
- B. The County desires to maintain a GED/ABE instructional program for adults supervised by the County's Department of Community Corrections.
- C. ORS Chapter 190 provides for intergovernmental cooperative agreements for the performance of functions and activities of either party by the other, in the interest of furthering economy and efficiency in local government, and into that end declares that the provisions of ORS 190.003 to 190.110 shall be literally construed.

II. SERVICES TO BE PROVIDED

- A. Portland Community College shall perform as follows:
 - 1. Provide Instructional Support Technicians to the Department of Community Corrections as requested.
 - 2. Provide part-time tutors as requested by the Department of Community Corrections.
 - 3. Provide one term of instruction for GED graduates who complete their GED through the Donald H. Londer Center for Learning.
 - 4. Portland Community College shall provide state qualified and County approved instructional staff. The County reserves the right to perform a criminal records check on potential instructional staff.
- B. The County shall perform as follows:
 - 1. The County shall provide basic instructional materials necessary for GED/ABE instruction.

AGREEMENT

Page 2

2. The County agrees to provide Portland Community College reports necessary to maintain adequate time and employee records.

C. Compensation Rates and Mode of Payment:

1. For the duration of the 12-month agreement, the County shall pay to Portland Community College, upon receipt of a quarterly request for payment:
 - a. Salary and benefit costs for Instructional Support Technician Is at \$15.08 per hour. (Fees associated with this position shall not exceed \$62,755 for the 12-month duration of this contract.)
 - b. Salary and benefit costs for paid tutors at \$15.91 per hour.
 - c. Tuition costs for Department of Community Corrections GED graduates at the rate of \$30 per credit hour.

III. ADMINISTRATIVE PROVISIONS

- A. It is understood and agreed that any and all instructional support technicians and paid tutors from Portland Community College are employees of Portland Community College and are not employees, agents, or representatives of the County for any purpose.
- B. This agreement is expressly subject to the debt limitation of Oregon counties set forth in Article XI, Section 10, of the Oregon Constitution and is contingent upon funds being appropriated therefore. any provisions herein which would conflict with law are deemed inoperative to that extent.
- C. Portland Community College shall adhere to all applicable laws, regulations and policies relating to equal employment opportunity, nondiscrimination in services, and affirmative action; including all regulations implementing Executive order No. 11246 of the President of the United States; Section 402 of the Vietnam Readjustment Assistance Act of 1974; and Section 503 of the Rehabilitation Act of 1973. County shall maintain copies of said laws and regulations on file with its duly-appointed Affirmative Action Officer.
- D. Portland Community College is determined by the County to be a sub-recipient of federal funds passed through the County; the contractor will submit an annual federal compliance audit in conformity with OMB Circular A-133, which applies the Federal Single Audit Act of 1984, Public Law 98-502, to non-profit

AGREEMENT

Page 3

organizations.

E. Indemnification

1. Portland Community College shall maintain comprehensive liability insurance coverage issued by a company authorized to transact business in the State of Oregon with a minimum limit of \$1,000,000.00 for any single occurrence.
2. As to any other claim of liability, other than above described, Portland Community College shall defend, indemnify, and save harmless the County, its officers, agents and employees from all claims, suits or actions of whatsoever nature resulting or arising out of the activities of Portland Community College or its subcontractors, agents or employees under this agreement, including claims based in part on the negligence of County or others.

F. Workers' Compensation Insurance

1. Portland Community College shall maintain workers' compensation insurance coverage for all non-exempt workers employed by Portland Community College in the performance of the work, whether as a carrier or insured employer as provided in Chapter 656 of Oregon Revised Statutes. A certificate showing current workers' compensation insurance, or a copy thereof, is attached to this agreement.

IV. AGREEMENT TERM AND TERMINATION

- A. This agreement shall apply from July 1, 1994, through and including June 30, 1995, and is subject to renewal.
- B. This agreement may be terminated prior to the expiration of the agreed-upon terms:
 1. By mutual written consent of the parties.
 2. Either party may unilaterally terminate this agreement on one months written notice.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by their duly authorized officers on the 1st day of July, 1994.

AGREEMENT

Page 4

PORTLAND COMMUNITY COLLEGE

DR. DANIEL F. MORIARTY, President

DATE: _____

AGREEMENT

Page 4

MULTNOMAH COUNTY, OREGON

Beverly Stein
BEVERLY STEIN, County Chair

DATE: 7-7-94

M. Tamara Holden
TAMARA HOLDEN, Director
Community Corrections
DATE: 6-21-94

REVIEWED:

LARRY KRESSEL
County Counsel for
Multnomah County, Oregon

By: [Signature]

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-8 DATE 7-7-94
Carrie A. Parkinson
BOARD CLERK

ACORD. CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

7-JUN-1993

PRODUCER

Willis Corroon Corporation of Portland
P.O. Box 8899
Portland OR 97207
(503) 224-4155

4631

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER **A** American National Fire Insurance Company

COMPANY LETTER **B** Midwest Employers Casualty Company

COMPANY LETTER **C**

COMPANY LETTER **D**

COMPANY LETTER **E**

Contact : Carol Meredith

INSURED

Portland Community College
P.O. Box 19000
Portland OR 97219-0990

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY	PAC898439206	01-MAR-1993	01-MAR-1994	GENERAL AGGREGATE \$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OP AGG. \$ 1,000,000
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR.				PERSONAL & ADV. INJURY \$ 1,000,000
	<input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE \$ 1,000,000
					FIRE DAMAGE (Any one fire) \$ 50,000
					MED. EXPENSE (Any one person) \$ 10,000
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT \$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE \$
	<input type="checkbox"/> HIRED AUTOS				
	EXCESS LIABILITY				EACH OCCURRENCE \$
	<input type="checkbox"/> UMBRELLA FORM				AGGREGATE \$
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM				
	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY LIMITS
					EACH ACCIDENT \$
					DISEASE-POLICY LIMIT \$
					DISEASE-EACH EMPLOYEE \$
B	OTHER Excess Workers Comp	4406SOOR	01-JUL-1992	01-JUL-1993	Combined Limit Employers Liability \$2,000,000 Each Occurrence

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEM

Training Program for Multnomah County

CERTIFICATE HOLDER

Multnomah County
Attn: Jackie Weber
1120 SW 5th Ave.
Portland OR 97207-0849

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Carol Meredith

ACORD 25-97-981

ACORD CORPORATION 1991

ACORD. CERTIFICATE OF INSURANCE

7-JUN-1993

PRODUCER
Willis Corroon Corporation of Portland
P.O. Box 8839
Portland OR 97207
(503) 224-4155

4631

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER A American National Fire Insurance Company
COMPANY LETTER B Midwest Employers Casualty Company
COMPANY LETTER C
COMPANY LETTER D
COMPANY LETTER E

Contact : Carol Meredith

INSURED

Portland Community College
P.O. Box 19000
Portland OR 97219-0990

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY	PAC898439206	01-MAR-1993	01-MAR-1994	GENERAL AGGREGATE \$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OP AGG. \$ 1,000,000
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				PERSONAL & ADV. INJURY \$ 1,000,000
	<input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE \$ 1,000,000
					FIRE DAMAGE (Any one fire) \$ 50,000
					MED. EXPENSE (Any one person) \$ 10,000
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT \$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY Per person \$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY Per accident \$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE \$
	<input type="checkbox"/> HIRED AUTOS				EACH OCCURRENCE \$
	<input type="checkbox"/> NON-OWNED AUTOS				AGGREGATE \$
	<input type="checkbox"/> GARAGE LIABILITY				
	EXCESS LIABILITY				STATUTORY LIMITS
	<input type="checkbox"/> UMBRELLA FORM				EACH ACCIDENT \$
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM				DISEASE-POLICY LIMIT \$
	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				DISEASE-EACH EMPLOYEE \$
	OTHER				
	Excess Workers Comp	4406SOOR	01-JUL-1992	01-JUL-1993	Combined Limit Employers Liability \$2,000,000 Each Occurrence

DESCRIPTION OF OPERATION, LOCATION, VEHICLE(S) / SPECIAL ITEMS

Training Program for Multnomah County

CERTIFICATE HOLDER

Multnomah County
Attn: Jackie Weber
1120 SW 5th Ave.
Portland OR 97207-0849

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Carol Meredith

ACORD 203 7/92

© 1992 ACORD CORPORATION

Meeting Date: JUL 07 1994

Agenda No.: R-1

(Above Space for Board Clerk's Use *ONLY*)

AGENDA PLACEMENT FORM

SUBJECT: Proclamation

BOARD BRIEFING: Date Requested:
 Amount of Time Needed:

REGULAR MEETING: Date Requested: Thursday July 7, 1994
 Amount of Time Needed: 5 Minutes

DEPARTMENT: Nondepartmental

DIVISION: County Chair's Office

CONTACT: Melinda Petersen

TELEPHONE: X-3971

BLDG/ROOM: 106/1410

PERSON(S) MAKING PRESENTATION: GLEE representative, Kathy Millard

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☒ APPROVAL ☐ OTHER

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

PROCLAMATION in the Matter of Multnomah County's Support of Portland's Gay & Lesbian Pride Parade and Festival

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: _____

Beverly Stein

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 28 PM 3:52
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any Questions? Call the Office of the Board Clerk at 248-3277 or 248-5222.

Copy of Proclamation 94-129 sent to Melinda Petersen on 7-11-94.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY OREGON

In the Matter of Multnomah County's)
Support of Portland's 1994 Gay and) P R O C L A M A T I O N
Lesbian Pride Parade and Festival)

94-129

WHEREAS, Saturday, July 9, 1994 marks the date of Portland's 1994 Gay and Lesbian Pride Parade and Festival; and

WHEREAS, the theme of this year's annual parade is "Stonewall 25: a Global Celebration of Our Pride and Progress" which observes the strength and progress of gay, lesbian and bisexual citizens in their quest for civil rights; and

WHEREAS the organizers and participants of the parade and festival ask all Oregonians to stand with them for justice and against hatred and bigotry; and

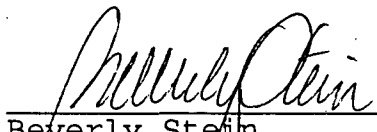
WHEREAS, the Board of County Commissioners is personally committed to ensure that all citizens in this community are accorded their personal dignity, human rights, and safety; and


WHEREAS, the Board of County Commissioners supports the efforts of Gay/Lesbian Employees Everywhere (GLEE) to recognize and value diversity within our community and support all people who struggle for equality and justice.

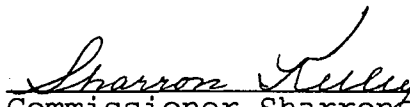
NOW, THEREFORE, IT IS PROCLAIMED, that the Board of County Commissioners supports the Portland 1994 Gay and Lesbian Pride Parade and Festival, and further, calls upon all County employees and citizens to join together on July 9, 1994 in support of GLEE and Oregon's gay and lesbian community at the parade.


APPROVED this 7th day of July, 1994.

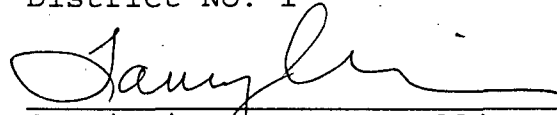
MULTNOMAH COUNTY, OREGON

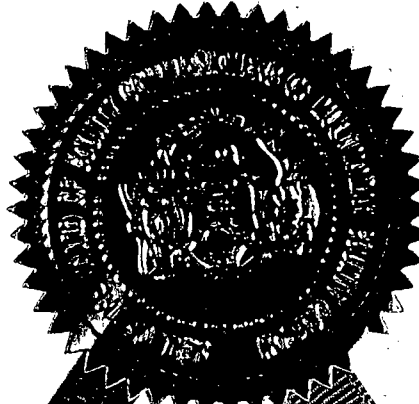

Beverly Stein
Multnomah County Chair


Commissioner Gary Hansen
District No. 2


Commissioner Sharron Kelley
District No. 4


Commissioner Dan Saltzman
District No. 1


Commissioner Tanya Collier
District No. 3



(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: IGA between Sauvie Island Fire District #30 and the Sheriff's Office

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: June 30, 1994Amount of Time Needed: 5 - 10 minutesDEPARTMENT: Sheriff's Office DIVISION: EnforcementCONTACT: Larry Aab TELEPHONE #: 251-2489BLDG/ROOM #: 313/231PERSON(S) MAKING PRESENTATION: Bob Skipper, SheriffACTION REQUESTED:

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

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

Intergovernmental Agreement between Sauvie Island Fire District #30 and the Sheriff's Office to pay to District #30 the cost of fire dispatch for Fiscal Year 93-94 and Fiscal Year 94-95.

REGULAR

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Bob Skipper Jr

OR

DEPARTMENT MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 29 AM 10:40
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/63 Originals Sent to Larry Aab on 7-11-94.
6/93

Approved to pay after IGA in place (6/9/94)

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: BOB SKIPPER, SHERIFF

TODAY'S DATE: May 24, 1994

REQUESTED PLACEMENT DATE: June 2, 1994

RE: SAUVIE ISLAND FIRE DISTRICT #30 DISPATCH COSTS

I. Recommendation/Action Requested:

Request for Board Policy Direction Regarding BOEC Cost for Sauvie Island Volunteer Fire Department

II. Background/Analysis:

When the costs of Fire Dispatch Consolidation at the Bureau of Emergency Communication (BOEC) were analyzed and distributed for the remainder of fiscal years 1993-94 and 1994-95, the cost to Sauvie Island Fire District #30 increased dramatically from the previous charges by the Portland Fire Bureau for that agency's dispatch (projected at \$2,836 as opposed to \$600 for a full year). By the time the 1994-95 BOEC budget was finalized by the City of Portland, Fire District 30 had already determined their revenue level and budget for 1994-95.

The Fire District #30 chief has stated to the BOEC User Board that the relatively large increase in cost would severely hamper the District and, added to other recent financial issues, possibly lead to dissolution of the fire district. The chief further stated that the district could manage to pay a modest increase for 1993-94 after consolidation and for 1994-95; additionally, that by the 1995-96 fiscal year, the district should be capable of adjusting its budget to accommodate the change.

The two agencies which would receive the most negative impact from diminished service by Fire District #30 are the Portland Fire Bureau and the Multnomah County Sheriff's Office. The Fire Bureau has committed to pay an amount equal (35.3 % of the total) to that of the Sheriff's Office to maintain the fiscal viability of Fire District #30.

As service to the Sheriff's Office, Fire District #30, a volunteer organization, provides critical assistance--and is frequently the first agency on-scene--for traffic accidents and other incidents, e.g., injuries relating to the bathing beaches. They not only provide critical medical services, but often direct traffic, assist with crowd control and begin preliminary investigative activities. (A letter from the "Resident" Deputy is attached.)

This item must go before the Board for policy direction because it requires Multnomah County to pay the City of Portland for partial costs of another governmental jurisdiction, namely, Fire District #30. Since the issue was only just raised by the Fire Dispatch consolidation, the Board has not previously received notice.

III. Financial Impact:

For fiscal year 1993-94, the expenditure will be \$291.00. A budget modification is not required to pay this amount from the Sheriff's Office budget.

For fiscal year 1994-95, the expenditure will be a maximum of \$1,000. It is not anticipated that the additional cost will require a budget amendment to the Sheriff's Office budget.

County Finance Director Boyer has been consulted on this issue.

IV. Legal Issues:

Unknown

V. Controversial Issues:

The situation of Multnomah County taking on the cost of service to another jurisdiction is an issue. However, it appears there is correspondence of services to and on behalf of the citizens of unincorporated Multnomah County on Sauvie Island.

VI. Link to Current County Policies:

N/A

VII. Citizen Participation:

While no formal citizen involvement has occurred to date, the Sheriff's Budget Advisory Committee member from Sauvie Island, who is also newly appointed to the Fire District #30 Budget Committee has volunteered to testify. Fire Chief Ron Murray will also be present to testify.

STAFF REPORT SUPPLEMENT
PAGE 3

VIII. Other Government Participation:

As stated above, Fire District #30 is affected and will be represented at the Board meeting.

MEMORANDUM

TO: MILLIE MOSMEIER, ACCOUNTS PAYABLE

cc: Larry Aab/Central File - BOEC

FROM: SHARON OWEN

DATE: MAY 26, 1994

SUBJ: CITY OF PORTLAND INVOICE FOR BOEC

Please pay the attached bill for Multnomah County and Maywood Park, billing Maywood Park as previously. Do not pay the \$291 for Fire District #30 at this time.

The Sheriff's Office, via Larry Aab, is submitting a request for policy direction to the Board of County Commissioners regarding our verbal agreement to pay this amount on behalf of Fire District #30. It will go to the Board on June 9, 1994. After receiving approval, we will notify you to pay the remainder of the bill. I have verbally notified both the City Accounts Receivable (Barbara) and BOEC Budget Analyst Bob Kreifels that the payment will be delayed.

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 800265

Amendment # _____

CLASS I <input type="checkbox"/> Professional Services under \$25,000	CLASS II <input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	CLASS III <input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>R-2</u> DATE <u>7/7/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK
---	---	---

Department Sheriff's Office Division Enforcement Date June 14, 1994Contract Originator Larry Aab Phone _____ Bldg/Room _____Administrative Contact Larry Aab Phone 251-2489 Bldg/Room 313/231Description of Contract To pay to District #30 the cost of fire dispatch for FY 93-94 and FY 94-95.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRFContractor Name Sauvie Island Fire District #30Mailing Address 17236 NW Lucy Reeder RdPortland, OR 97231Phone _____ Attn: Ron Murray

Employer ID# or SS# _____

Effective Date upon completionTermination Date N/AOriginal Contract Amount \$ 1,291.00

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ _____

REQUIRED SIGNATURES:Department Manager [Signature]Purchasing Director
(Class II Contracts Only) [Signature]County Counsel [Signature]County Chair / Sheriff [Signature]Contract Administration
(Class I, Class II Contracts Only) _____Remittance Address _____
(If Different) _____

Payment Schedule	Terms
<input type="checkbox"/> Lump Sum \$ _____	<input type="checkbox"/> Due on receipt
<input type="checkbox"/> Monthly \$ _____	<input type="checkbox"/> Net 30
<input type="checkbox"/> Other \$ _____	<input type="checkbox"/> Other _____
<input type="checkbox"/> Requirements contract - Requisition required.	

Purchase Order No. _____

☐ Requirements Not to Exceed \$ _____Encumber: Yes ☐ No ☐

Date _____

Date _____

Date 6/27/94

Date _____

Date _____

VENDOR CODE			VENDOR NAME							TOTAL AMOUNT \$		
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	100	025	3102			6110						
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

ORIGINAL

CONTRACT NO. 800265

INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT is made and entered into pursuant to the authority found in ORS 190.010 et seq. and ORS 206.345 between the Multnomah County Sheriff's Office ("MCSO"), jointly with and on behalf of Multnomah County ("COUNTY"), and Sauvie Island Fire District #30 (DISTRICT #30). As used in this Agreement, MCSO, COUNTY and DISTRICT #30 will be referred to collectively as the "parties."

RECITALS

WHEREAS, Multnomah County is a political subdivision of the State of Oregon and is a unit of local government authorized to enter into intergovernmental agreements pursuant to the provisions of ORS 190.010, et seq.; and

WHEREAS, the Multnomah County Sheriff is authorized to enter into intergovernmental agreements jointly with and on behalf of the County, pursuant to the provisions of ORS 206.345; and

WHEREAS, the Sauvie Island Fire District #30 is a unit of local government authorized to enter into intergovernmental agreements pursuant to the provisions of ORS 190.010, et seq.; and

WHEREAS, District #30 must pay for fire dispatch services provided by the City of Portland's Bureau of Emergency Communication (BOEC); and

WHEREAS, District #30 is unable without assistance to pay for its BOEC fire dispatch costs; and

WHEREAS, it is in the public interest that District #30 continues to provide emergency response services.

CONTRACT NO. 800265

1 IN CONSIDERATION of those mutual promises and terms and
2 conditions set forth hereafter, and pursuant to the provisions of
3 ORS chapter 190, the parties agree to be bound as follows:

4 DESCRIPTION OF SERVICES

- 5 1. The COUNTY and MCSO agree to pay to District #30 a sum not
6 to exceed \$291 to be applied to the cost of fire dispatch
7 for District #30 for Fiscal Year 1993-94.
- 8 2. The COUNTY and MCSO agree to pay to District #30 a sum not
9 to exceed \$1,000 to be applied to the cost of fire dispatch
10 for District #30 for Fiscal Year 1994-95.

11 INDEMNIFICATION AND LIABILITY

- 12 3. Subject to the limitations of the Oregon Torts Claims Act
13 and the Oregon Constitution, MCSO and the COUNTY shall
14 indemnify, defend and hold harmless District #30, its
15 officers, employees and agents from all claims, suits,
16 actions or expenses of any nature resulting from or arising
17 out of the acts, errors or omissions of MCSO personnel
18 acting pursuant to the terms of this Agreement.
- 19 4. Subject to the limitations of the Oregon Torts Claims Act
20 and the Oregon Constitution, District # 30 shall indemnify,
21 defend and hold harmless COUNTY and MCSO, their officers,
22 employees and agents from all claims, suits, actions or
23 expenses of any nature resulting from or arising out of the
24 acts, errors or omissions of MHCC personnel acting pursuant
25 to the terms of this Agreement.
- 26
27

CONTRACT NO. 800265

CONTRACT MODIFICATION AND TERMINATION

5. This Agreement shall be effective the date it is signed by all parties.
6. This contract may be terminated by mutual consent of both parties, or by either party upon thirty (30) days notice, in writing, and delivered by certified mail or in person.
7. MHCC and MCSO agree that this Agreement may be modified or amended by mutual agreement of the parties. Any modification to this Agreement shall be effective only when incorporated herein by written amendments and signed by both MHCC and the Multnomah County Sheriff, and approved by the Multnomah County Board of Commissioners.

CONTRACT ADMINISTRATION

8. The Multnomah County Sheriff designates Larry Aab, Fiscal Manager, to represent MCSO in all matters pertaining to administration of this Agreement.
9. Sauvie Island Fire District #30 designates Ron Murray, Chief, to represent District #30 in all matters pertaining to administration of this Agreement.
10. Any notice or notices provided for by this Agreement or by law to be given or served upon either party shall be given or served by certified letter, deposited in the U.S. mail, postage prepaid, and addressed to:

Bob Skipper
Multnomah County Sheriff
12240 NE Glisan Street
Portland, OR 97230

Ron Murray
17236 NW Lucy Reeder Road
Portland, OR 97231

CONTRACT NO. 800265

IN WITNESS WHEREOF, the parties have caused this Agreement
to be executed by their duly appointed officers on the date
written below.

SAUVIE ISLAND FIRE DISTRICT #30

MULTNOMAH COUNTY, OREGON

Ron Murray, Chief


Beverly Stein, Chair

DATE: _____

DATE: 7-7-94

Bob Skipper, Sheriff

DATE: _____

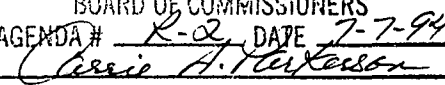
REVIEWED:

Lawrence Kressel

Multnomah County Counsel

By: 

DATE: 6/27/94

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-2 DATE 7-7-94

BOARD CLERK

MEETING DATE: July 7, 1994

AGENDA NO: R-3

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Consideration in the Matter of the Appeal of the Revocation of an Adult Care Home

BOARD BRIEFING Date Requested:

Amount of Time Needed:

REGULAR MEETING: Date Requested: July 7, 1994

Amount of Time Needed: 10-15 Minutes

DEPARTMENT: Non-Departmental DIVISION: Chair's Office

CONTACT: Pete Kasting, Senior Deputy City Attorney TELEPHONE #: 823-4047 BLDG/ROOM #: 131/315

PERSON(S) MAKING PRESENTATION: Pete Kasting

ACTION REQUESTED:

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

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

Consideration in the Matter of the Appeal of the Revocation of an Adult Home Care License for Charla Dinnocenzo.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: *Burley Stein/CMP*

OR

DEPARTMENT MANAGER:

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 29 AM 10:16
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/63 Continued until 7-28-94, 9:30 TC.



CITY OF
PORTLAND, OREGON
OFFICE OF CITY ATTORNEY

Jeffrey L. Rogers, City Attorney
1220 S.W. 5th Avenue
Portland, Oregon 97204
(503) 823-4047

June 10, 1994

INTEROFFICE MEMORANDUM

TO: Board of County Commissioners
FROM: Peter Kasting^{PK}
Senior Deputy City Attorney
SUBJ: Dinnocenzo Appeal - Ex Parte Contact Issues

Martin Reeves, who is Carla Dinnocenzo's legal counsel, requested that I elaborate on my memo of June 9.

Ms. Dinnocenzo has advised him that she has not attempted to contact county commissioners regarding this appeal, nor has she solicited others to make contacts on her behalf. Mr. Reeves asked me to pass this information along so that you do not draw any unwarranted inferences from my June 9 memo.

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 10 PM 4:57
MULTNOMAH COUNTY
OREGON

c: Martin Reeves
Chip Lazenby



CITY OF
PORTLAND, OREGON
OFFICE OF CITY ATTORNEY

Jeffrey L. Rogers, City Attorney
1220 S.W. 5th Avenue
Portland, Oregon 97204
(503) 823-4047

June 9, 1994

INTEROFFICE MEMORANDUM

TO: Board of County Commissioners

FROM: Peter Kasting *PK*
Senior Deputy City Attorney

SUBJ: Ex Parte Contacts - Appeal of Carla Dinnocenzo from
Hearings Officer Decision Revoking Appellant's Adult
Care Home License

BOARD OF
COUNTY COMMISSIONERS
1994 JUN - 9 PM 2:34
MULTNOMAH COUNTY
OREGON

Apparently one or more people have attempted to contact members of the Board of County Commissioners to discuss this appeal. These are ex parte contacts, in that other interested parties do not have notice of the contacts and do not have an opportunity to rebut evidence that may be provided during the contact.

Ex parte contacts are not expressly prohibited by the administrative rules applicable to this proceeding. However, as a matter of procedural fairness, if you engage in ex parte contacts you will need to (1) disclose those contacts when this matter comes back to the Board for action; (2) describe the evidence that you received during the ex parte contact; and (3) provide other interested parties the opportunity to rebut any information you received. Obviously, these requirements apply whether the information is received from persons who support Ms. Dinnocenzo's appeal or persons who oppose the appeal. However, discussion with your staff assistants of information that is in the record for this appeal does not constitute an ex parte contact.

To prevent delays in this proceeding (arising from the necessity of providing an opportunity for rebuttal), it would be preferable if you to avoid ex parte contacts entirely. The parties to this proceeding have had ample opportunity to present their cases. You are not required to receive additional information or "lobbying" from interested parties.

c: Chip Lazenby
Martin Reeves

RONALD N. TURCO, M.D., P.C.
PHYSICIAN
SUITE 805
1220 S. W. MORRISON
PORTLAND, OREGON 97205

BOARD OF
COUNTY COMMISSIONERS

1994 JUN -7 PM 12:16

MULTNOMAH COUNTY
OREGON

Diplomate of the
American Board of
Psychiatry and
Neurology

Phone: 503 - 227-6071

PSYCHIATRIC EXAMINATION REPORT

May 24, 1994

Mr. H. H. Lazenby
Assistant County Counsel for Multnomah County
City of Portland
P.O. Box 8149
Portland, Oregon 97204-0849

Re: Charla Dinnocenzo

Dear Mr. Lazenby:

I performed a psychiatric examination on Charla Dinnocenzo on May 23, 1994. In addition to my clinical examination, I administered a psychological test - an MMPI which I have personally and independently computer scored. My understanding is that Ms. Dinnocenzo operates an adult care facility and that she has had various difficulties in controlling her behavior and these problems have come to public notice. There have been concerns that her behavior has deteriorated since the suicide of her son approximately two years ago. The background information regarding this situation is noted in the Hearings Officer's Determination And Order of February 18, 1994. I, therefore, will minimize a recapitulation of the information noted in this document.

MENTAL STATUS EXAMINATION:

Ms. Dinnocenzo is 51 year old woman who was early for her appointment. She was neatly and appropriately dressed. She maintained good eye contact throughout the examination and was responsive to questioning. Her thought processes are intact. I found no indication of any unusual variation in mental status examination. At the time when she talked about the suicide of her son, she became extremely tearful.

This woman described how she has owned and operated an adult foster care home in Multnomah County. She noted that she has been doing this for three years. She stated that her son died

two years ago following his suicide. He was 25 years of age. She notes that since that time "I have been excessively monitored." She tells me that anonymous complaints have been sent to the county. Multnomah County is responsible for monitoring the Adult Foster Care Homes. She indicates that regulators and inspectors have come through her home in a high number. In one month, 16 individuals came to inspect. In fact, so many came through that she posted a sign in list. She tells me that the county would sign in, but the ombudsman for the state refused to stating it was against regulations.

She indicates that she has been told by representatives of the county that she has "diminished mental capacity." She asked for a meeting to obtain some information in this regard, but on June 25, 1993 was told that her license would not be reissued. She also described problems with her neighbor. She believes she is "responding to long term harassment" and she notes that this particular neighbor has pulled her dogs through the fence and has also reported her for having four dogs. County regulations indicate that an individual can only have three dogs. The Dog Control kept coming by and she learned that she would have to have a different address if she were to keep the four dogs. She denies any harassment towards the neighbor, but described the wood piling incident against her fence. She admits to pulling up her blouse and exposing herself to a neighbor. This was in "retaliation" for some of the wood piling against her fence. She retained an attorney in May of 1993 and also went to neighborhood mediation, but felt she was still being harassed. She tells me her neighbor takes video tapes of her.

Currently Charla has two adults in the Foster Care Home. Her license has been revoked, but since she is in "due process" she can keep the two adults. One of them suffers from Huntington's Chorea and is terminal. She has in the past had up to five adults in the home and has been able to earn a reasonable living. She indicates that one adult was taken away because the county had the guardianship.

This woman noted that she sees Dr. Russ Sardo, a psychologist, and has been under his care since August of 1993. She consults him on a weekly basis for "stress." His records are not available for my review.

Charla is single, has had three children, one of them committed suicide and she has two living children. Her 24

year old daughter is married and has two children of her own and a 21 year old son is planning to marry soon.

The two adults in the foster home are "private pay", but Charla notes that her business is "hurting." Fortunately she is able to get along because she has no outstanding bills. She takes no medications other than Diuril which she uses for ankle swelling. She smokes more than a package of cigarettes per and occasionally smokes two and never drinks alcohol because she doesn't like the taste or smell.

On a daily basis, this woman appears to be quite busy. She does cooking and cleaning. She has an acre of yard and does a fair amount of yard work. She does a fair amount of paperwork. She goes on outings with the residents from time to time. She does have one woman about 27 years of age and works to help her with the foster home, but that woman will be leaving and Charla states that the woman is leaving specifically because she feels she has been harassed by the county. This woman visits her grandchildren on a regular basis once a week. Weekends and holidays are about the same.

DEVELOPMENTAL HISTORY:

Ms. Dinnocenzo was born in Portland, Oregon and grew up in Boring, Oregon. Her parents had 35 acres. Her father was a truck driver who worked for Portland Sand and Gravel. He took an early retirement because of heart disease and diabetes and when he was 50 years of age he stopped working. He died in 1977 at the age of 62. Her mother is described as a homemaker. There were nine children in the family and Charla was in the middle age wise. She notes they were "a needy family". She notes she always had to work. But she believes she was instilled with very positive values, although the family was very poor. Charla did well in school, went to Sandy High School and graduated in 1961. She had A's and B's in school. She moved to Portland, went to work at Meier and Frank and later for Lambert Electric Company and in 1963 married. She divorced her husband after six months because she states he was "very possessive." She was also "out of the country" and experiences that he introduced her to her were "new" such as smoking marijuana. In February of 1967, her child was born. This baby was the product of a relationship she had had with a man. On July 4, 1967 she married another individual (not the father of the child). He worked as a longshoreman and they divorced in 1977. This marriage

produced two more children. She noted that her husband treated his own children well, but her oldest. She and he "grew apart and we never have grown together. He was mentally abusive to me and to Robert." Robert is the son who took his life.

After the divorce, Ms. Dinnocenzo worked for the City of Gresham in the Building Permit Department. She then went to work for Multnomah County in zoning, later at Rocky Butte jail and tells me that she even did work in helping to revise the record system at Rocky Butte. She attended Portland Community College in 1965 and Mount Hood Community College in 1973 and 1976. In 1984, she went to Mount Hood Community College for refresher courses in clerical work. She "decided to go into health care" and thought that this would allow her to be more accessible to her children. She decided that private health care would be the best. She did take some CNA classes, but never obtained a certificate or license as a CNA. She noted that the program she was enrolled did not have the "hands on" care program. She started in health care by going to a private home and then decided to do her work out of her home. She was encouraged by her family physician whom she states taught her how to give insulin injections.

Charla has been involved in adult care since May of 1991. Her son suicided in 1992 approximately a year later and when talking about this she became quite tearful. He was with her at the time of his death. She was in the house when he shot himself in the head. She notes he was very ill and suffered from Schizophrenia.

Previous psychotherapy has included consultations with Dr. Geoffry Hyde in 1982. She notes that her daughter was "acting out" and she had problems with her children. In 1970, she had also consulted Dr. Stanley Abrams, a psychologist, regarding a family situation. Her husband thought that one of the children born to him was someone else's child. Various blood tests were ordered and the issue of paternity was put to rest.

In the past, this woman has been treated by Dr. Leavitt as well as more recently Dr. Richard Craft with Meproamate, Valium, and Zoloft. She has taken these drugs over the years. She has always been somewhat nervous.

Surgical interventions have included surgery on her nose as well as a tubal ligation. She denies diabetes or hypertension.

Ms. Dinnocenzo tells me that she has spent more than \$20,000 in attempting to get her license back because the work is "my life."

IMPRESSION:

This woman presents with background history of psychological difficulties in what appears to have been chronic depression and anxiety throughout the years and mental health consultations with at least two examiners. Most of her mental health treatment has been by her family physicians. She has her own perspective of the situation that has come up in the context of her work and believes that the county is being unfair.

Ms. Dinnocenzo approached the MMPI test instrument in a reasonably honest fashion. She did present herself with her best foot forward, but nevertheless the test can be assumed to be an accurate appraisal of her overall psychological functioning. The only clinical scale with an elevation is scale 4 reflective of some degree of manipulation, inhibition of aggression and problems with authority. She describes herself as a socially retiring woman who tends to repress emotional material rather than to deal with it. That is to say, underlying conflicts and issues are likely to be repressed and then expressed in the form of "acting out" behavior which is essentially what we are seeing. She also has a tendency to be substantially manipulative. There is an elevation on the MacAndrews scale, but not a significant one. This woman attempts to be dominant in interpersonal relationships and is obviously controlling a considerable amount of hostility which would be consistent with her clinical presentation.

In considering the information contained in the Hearings Officer's Determination And Order of February 18, 1994, I would conclude that Ms. Dinnocenzo would not be capable of conducting an Adult Foster Care Program in a competent fashion. I would seriously question her judgment from time to time and the likelihood of her "breaking down." I believe that the origin of these difficulties relate to the unresolved grief associated with her son. In talking to her about this, it is obvious that this very nice woman is trying the best that she can to deal with that loss.

In my opinion, Charla should continue in her therapy with Dr. Sardo. Very likely he has sized up this situation with regard to her unresolved grief and hopefully is helping her with that situation both with regard to visiting the grave and dealing with the memories associated with the loss of her son's life. Also issues associated with guilt and anger surrounding his death would also have to be dealt with. It is likely that within a six month to one year period she should be able to return to operating an Adult Foster Care Home. At that time her judgment may well improve. However, the issues associated with her relationship with her neighbors would somehow have to be worked out in either a community meeting or some form of arbitration. This is certainly too early to do this as Ms. Dinnocenzo has a number of personal issues to work through before then.

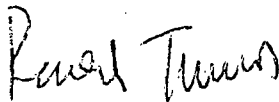
DIAGNOSTIC IMPRESSION:

Axis I: Unresolved Grief Reaction. This is not specifically a DSM-III diagnosis.

Axis II: Hysterical personality traits. Specifically a tendency to repress emotional material and to rely on "hysterical" defense mechanisms to deal with conflict.

If you have any questions regarding this report, please let me know.

Sincerely yours,



Ronald N. Turco, M.D.

RNT:dr

BCC ✓

BEFORE THE BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY

In the Matter of the Adult Home)
Care License of) No. 133117
CHARLA DINNOCENZO) CERTIFICATE OF SERVICE
)

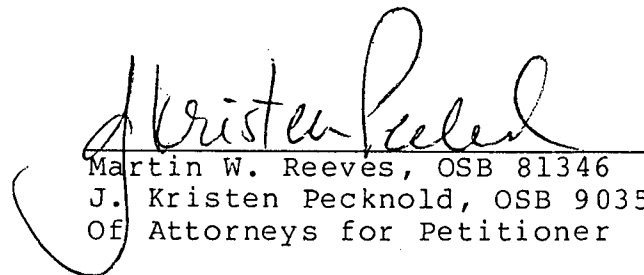
I certify that I served the foregoing LETTERS BY DR. SARDO
and DR. CRAFT on the following persons by hand-delivering the
original and 5 (five) copies to

Clerk
Board of Multnomah County Commissioners
1120 SW Fifth, Room 1510
Portland, OR 97204

and by mailing a true copy, certified by me as such, contained in
a sealed envelope, with postage paid addressed to:

H.H. (Chip) Lazenby, Jr.
Multnomah County Counsel
1120 SW Fifth, Room 1530
PO Box 849
Portland, OR 97207

DATED: June 9, 1994


Martin W. Reeves, OSB 81346
J. Kristen Pecknold, OSB 90357
Of Attorneys for Petitioner

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 14 PM 12:23
MULTNOMAH COUNTY
OREGON

RICHARD W. CRAFT, SR., M.D.

(503) 251-4229

PHYSICIAN - INTERNAL MEDICINE

WOODLAND PARK MEDICAL PLAZA
10373 N.E. HANCOCK STREET
SUITE 222
PORTLAND, OR 97220

June 9, 1994

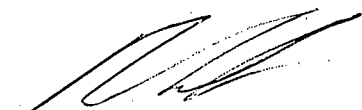
J. Kristen Pecknold
Reeves, Kahn & Eder
Attorneys at Law
4934 SE Woodstock
Portland OR 97206

BOARD OF
COUNTY COMMISSIONERS
1994 JUN -9 PM 4:19
MULTNOMAH COUNTY
OREGON

Dear Ms. Pecknold:

As you know I have been treating Charla Dinnocenzo for approximately three years. Per your request I reviewed the psychological evaluation from Dr. Ronald Turco of May 24, 1994. I find his report interesting and his diagnostic impression is reasonable. I do not think his discussion or diagnostic impression justify his conclusion that she not run a foster home. I agree that Charla has had some difficulties dealing with her grief associated with her sons death and there are some issues that need to be resolved. She has also reacted to stressful situations in an impulsive manner. These things do not justify concluding that she cannot run a foster home. As I explained in a letter of January 6, 1993, Charla has shown no problems with her judgement in relations to her foster home. I have a difficult patient in Charla's home and she is treated well. I see no reason why she should not continue to operate a foster home.

Sincerely,



Richard W. Craft, Sr., M.D.

RWC/sh

Russ Sardo, Ph.D. A.B.T.P.

DIPLOMATE IN CLINICAL PSYCHOLOGY

5331 S.W. Macadam, Suite 226
Water Tower @ John's Landing
Portland, Oregon 97201
Phone: (503) 223-6174
FAX: (503) 223-6214

June 9, 1994

Martin W. Reeves
Attorney at Law
910 Oregon National Building
610 SW Alder Street
Portland, OR 97205-3610

Re: Charla Dinnocenzo

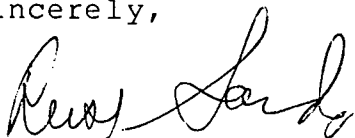
Dear Mr. Reeves:

I have reviewed the evaluation by Dr. Turco and note the following which I believe is of significance. The Axis I diagnosis is according to Dr. Turco not an actual DSM III diagnosis. He refers to an unresolved grief reaction which by definition is situational and of limited duration. I can add that in my work with Ms. Dinnocenzo I have seen sufficient resolution so that it does not noticeably impede or interfere with her functioning at the present time.

As for Axis II, again, Dr. Turco does not give a formal diagnosis. He just notes hysterical personality traits. This just means she displays some characteristics associated with a hysterical personality. Even if she were diagnosed with a hysterical personality disorder, there is nothing implicit in that diagnosis to suggest that her ability to function appropriately is impaired.

The impression obtained is that Dr. Turco concurs with my observations that there are no diagnosable psychiatric limitations. Finally Dr. Turco indicates with additional treatment he anticipates that she will be able to resume her professional activities. With my more extensive involvement with Mrs. Dinnocenzo, it is my belief that she can fill those functions at the present time.

Sincerely,



Russ Sardo, Ph.D.

RS:kp

CLERK OF
COUNTY COMMISSIONERS
1994 JUN - 9 PM 4:19
MULTNOMAH COUNTY
OREGON

MEETING DATE: May 5, 1994

AGENDA NO: R-3

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Consideration of Setting a Hearing Date/Adult Home Care License Appeal

BOARD BRIEFING Date Requested:

Amount of Time Needed:

REGULAR MEETING: Date Requested: Thursday, May 5, 1994

Amount of Time Needed: 10:00 AM TIME CERTAIN - 10 Minutes

DEPARTMENT: Non-Departmental DIVISION: Chair Beverly Stein

CONTACT: City Attorney Pete Kasting TELEPHONE #: 823-4047
BLDG/ROOM #: 131/315

PERSON(S) MAKING PRESENTATION: Pete Kasting and Appellant's Attorney Kristen Pecknold

ACTION REQUESTED:

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

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

Consideration in the Matter of Setting a Hearing Date
Regarding an Appeal of the Revocation of an Adult Home
Care License for Charla Dinnocenzo

1994 APR 13 AM 10:18
CLERK OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

OR

DEPARTMENT MANAGER:

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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



CITY OF
PORTLAND, OREGON
OFFICE OF CITY ATTORNEY

Jeffrey L. Rogers, City Attorney
1220 S.W. 5th Avenue
Portland, Oregon 97204
(503) 823-4047

April 14, 1994

INTEROFFICE MEMORANDUM

TO: Board of County Commissioners

FROM: Peter Kasting *PK*
Senior Deputy City Attorney

SUBJ: Appeal of Carla Dinnocenzo from Hearings Office
Decision Revoking Appellant's Adult Care Home License

At its meeting on May 5, 1994 (10:00 time certain), the Board needs to decide whether it wants to (1) hold a hearing to accept evidence and argument on the appeal or (2) decide this appeal on the record. MCC section 8.90.090 (J) and section 890-90-450 of the Administrative Rules for Licensure of Adult Care Homes give the Board discretion to follow either course.

The meeting on May 5 is not intended to address the merits of the appeal. It is only to decide whether the Board wants to receive additional evidence and argument in this matter.

You should already have a copy of the hearings officer's decision, as well as the appellant's exceptions to the hearings officer's decision and the Department of Social Service's response to the exceptions. If your file does not contain these items, you can get copies from the Clerk of the Board.

I will be attending the meeting on May 5. By copy of this memo I am notifying counsel for the appellant and counsel for the Department of Social Services of the meeting. If the Board wants to hear from them on why a hearing should or should not be scheduled (and on that question only), I would suggest giving each side three minutes to make a statement. The parties are also free to submit letters stating their position on whether a hearing should be scheduled.

Please let me know if you have any questions or would like to discuss this matter further.

c: Martin Reeves
Chib Lazenby
Stephen Balog

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10 BEFORE THE BOARD OF COUNTY COMMISSIONERS
11 MULTNOMAH COUNTY

12 In the Matter of the Adult Home) No. 133117
13 Care License of)
14 CHARLA DINNOCENZO.) EXCEPTIONS TO HEARINGS
 OFFICER'S DECISION

15 Licensee, Charla Dinnocenzo, by and through her attorney,
16 Martin W. Reeves, of Reeves, Kahn & Eder, makes the following
17 exceptions to the Hearings Officer, William Shatzer's, decision
18 dated February 18, 1994, pursuant to Multnomah County Code (MCC)
19 8.90.090(I).

20 First Exception

21 The Findings of Fact and Conclusions of Law are not
22 sufficiently stated.

23 Multnomah County Code (MCC) 8.90.090(H) requires the
24 hearings officer to issue an order containing findings of fact
25 and conclusions of law explaining the reason and rationale
26 adopted by the hearings officer on arriving at his conclusion.

Page The hearings officer's decision fails to clearly and precisely

1 state what he found to be the facts and why those facts
2 rationally lead to the decision he made. See Ruiz v. Employment
3 Division, 83 Or App 609, 613 (1989).

4 The Findings of Fact and Conclusions of Law are not
5 separately stated in his order. It is unclear what statements
6 are findings and which statements are conclusions. When an
7 agency is required to make findings of fact and conclusions of
8 law there is an obligation on the part of the agency to make
9 findings on all essential facts and pertinent issues, including
10 issues raised by the petitioner. Failure to make such findings
11 requires remand. Ruiz, at 613, citing de St. Germaine v.
12 Employment Division, 74 Or App 484, 703 P2d 986 (1985); Exton v.
13 Employment Division, 74 Or App 288, 702 P2d 1153 (1985); Frank v.
14 Employment Division, 57 Or App 646, 646 P2d 70 (1982). (These
15 cases discuss ORS 183.470. The language in MCC 8.90.090(H)
16 regarding findings of fact and conclusions of law is
17 substantially similar to that found in ORS 183.470(2) - "A final
18 order shall be accompanied by findings of fact and conclusions of
19 law. The findings of fact shall consist of a concise statement
20 of the underlying facts supporting the findings as to each
21 contested issue of fact and as to each ultimate fact required to
22 support the agency's order.")

23 The Licensee raised several issues and presented testimony
24 and other evidence to show:

- 25 (1) that she does not have a psychological or psychiatric
26 problem;

Page.

2 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

REEVES, KAHN & EDER

ATTORNEYS AT LAW

4934 S.E. WOODSTOCK
PORTLAND, OREGON 97206

TELEPHONE (503) 777-5473

1 (2) that she does not have a psychological or psychiatric
2 problem that compromises her ability to operate or
3 provide care in an adult care home;

4 (3) that if she did have a psychological or psychiatric
5 problem, she has taken adequate and appropriate
6 corrective measures and that subsequent behavior by
7 licensee after the re-issuance of her license in July
8 of 1993, does not support the severe sanction of
9 revocation;

10 (4) that the sanction of revocation is grossly unfair
11 and/or retaliatory;

12 (5) that many of the complaints made by the licensing
13 agency, neighbors and others are false, retaliatory or
14 harassing in nature;

15 (6) that the behavior cited in the revocation letter, even
16 if true, is anecdotal and unrelated to her care and
17 operation of an adult care home.

18 The decision failed to address these essential facts and
19 issues raised by the licensee.

20 Second Exception

21 The decision is not supported by substantial evidence.

22 The hearings officer concluded that Licensee's problems in
23 dealing with others compromise her ability to operate an adult
24 care facility. Mrs. Dinnocenzo provided the only expert witness,
25 Russell Sardo, Ph.D., on the issue of Mrs. Dinnocenzo's
26 psychiatric or psychological state. Dr. Sardo, in his testimony,

Page

3 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

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1 concluded that although Mrs. Dinnocenzo was slightly elevated for
2 defensiveness, there was nothing in her behavior of a
3 psychological nature that would prevent her from providing
4 adequate care to her residents and operating an adult foster care
5 home. The County failed to provide a diagnosis from a qualified
6 expert that she has a psychological or psychiatric problem
7 significant enough to compromise her ability to operate an adult
8 care facility.

9 The hearings officer correctly concluded that this
10 proceeding was not about Mrs. Dinnocenzo's care and treatment of
11 and behavior towards her residents. He concluded the care
12 provided by Mrs. Dinnocenzo was within the acceptable range and
13 even the complaints that were substantiated did not involve
14 serious or substantial threats to the health and welfare of her
15 residents.

16 The evidence the hearings officer relied on to conclude that
17 she has a problem that compromises her ability to operate a
18 foster care home is anecdotal and not rationally related to the
19 care provided and the operation of her facility. The Hearings
20 Officer's conclusion that she has a "problem in dealing with
21 others" does not meet the requirements of the rule that she has a
22 psychological or psychiatric problem that compromises her ability
23 to operate a foster care facility. He acknowledges that her
24 behavior does not rise to the level of a mental illness or
25 disorder. His ultimate conclusion, therefore, is not supported
26 by substantial evidence.

Page

4 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

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1 Third Exception

2 Multnomah County Administrative Rule (MCAR) 890-080-
3 120(k)(C) is unconstitutionally vague.

4 Multnomah County Administrative Rule (MCAR) 890-080-
5 120(k)(C) provides that an administrative sanction may be imposed
6 upon a finding that the operator has a psychiatric or
7 psychological problem which compromises her ability to operate or
8 provide care in an adult care home. This rule is
9 unconstitutionally vague.

10 The rule does not define psychiatric or psychological
11 problem. Licensee has due process rights and substantial liberty
12 interests through the Fourteenth Amendment of the United States
13 Constitution. The rule is grossly unfair to licensees by failing
14 to notify them of the scope and reach of the rule. This
15 constitutes a denial of due process under the Federal Fourteenth
16 Amendment. See State v. Robertson, 293 Or 402, 409 (1982). A
17 reasonable interpretation of psychological or psychiatric problem
18 would require a diagnosis from a qualified expert that such a
19 problem exists and that it compromises her ability to operate an
20 adult care facility.

21 "Vague laws offend several important values.
22 First, because we assume that man is free to
23 steer between lawful and unlawful conduct, we
24 insist that laws give the person of ordinary
25 intelligence a reasonable opportunity to know
26 what is prohibited so that he may act
accordingly. Vague laws may trap the
innocent by not providing fair warning.
Second, if arbitrary and discriminatory
enforcement is to be prevented, laws must
provide explicit standards for those who
apply them. A vague law impermissibly

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5 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

REEVES, KAHN & EDER

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1 delegates basic policy matters to policemen,
2 judges, and juries for resolution on an ad
3 hoc and subjective basis, with the attendant
4 dangers of arbitrary and discriminatory
5 applications." State v. Robertson, 293 Or
6 402, 409 (1982) citing Village of Hoffman
7 Estates v. Flipside, Hoffman Estates, Inc.,
8 ____ US ____, 102 S Ct 1186 (1982).

9 Although this excerpt refers to criminal behavior, it is
10 also applicable to regulation of an occupation. The rule in
11 question in this case clearly is not adequately defined to put
12 people on notice of what is prohibited and therefore the rule is
13 void for being unconstitutionally vague.

14 Fourth Exception

15 The sanction of revocation is excessive, inappropriate and
16 not supported by the evidence.

17 Although the decision does not state this finding, it is an
18 important fact that the licensee was reissued her license as of
19 July of 1993 with no conditions. The order revoking her license
20 is dated September 22, 1993. The reasons listed in the
21 revocation letter, even if true, do not warrant the severe
22 sanction of revocation within that short a time frame, especially
23 when there has been no finding of imminent danger to residents or
24 that her care is inadequate.

25 The licensee testified and the hearings officer acknowledged
26 that some of licensee's challenges to the interpretation of the
rules by the agency were legitimate differences of opinion over
the requirements of the Administrative Rules. Eileen Brooks, an
employee of the Multnomah County Adult Care Home Program,
testified that she is responsible for monitoring the licensing of

Page

1 200 out of the 600 homes in Multnomah County.

2 The Licensee had legitimate concerns about the
3 administrative rules and their interpretations as the hearings
4 officer acknowledged. Eileen Brooks testified that she was told
5 prior to meeting the Licensee that she was emotionally and
6 mentally unstable. This predisposition to Licensee caused
7 unnecessary friction. Coupled with the licensing agent's
8 overwhelming caseload and a questioning operator, it is simply
9 easier for the agency to revoke the operator's license without
10 affording her adequate due process.

11 Mrs. Dinnocenzo has a liberty interest in continuing her
12 business. She is effectively being revoked because the agency is
13 overburdened and does not like her. She has been extremely
14 frustrated as the County has excessively monitored her, abused
15 its investigatory and regulatory power, and failed to issue
16 reports in a timely manner.

17 Ms. Brooks issued five complaints in May of 1993 that
18 concerned events that allegedly occurred 6-13 months prior to the
19 issuance of the complaints. The rules require that the report be
20 completed within 60 days. MCAR 890-110-115(d).

21 Other sanctions or recourse need to be explored prior to
22 revocation that would satisfy the County's need for accurate
23 information, the residents need for a safe and secure place to
24 live and the operator's need to be free from excessive and
25 retaliatory regulatory intrusion. In this situation, it is clear
26 that the County revoked her license because it did not want to

Page

7 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

REEVES, KAHN & EDER

ATTORNEYS AT LAW

4934 S.E. WOODSTOCK
PORTLAND, OREGON 97206

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1 spend resources on licensing her, mainly, time.

2 CONCLUSION

3 The Board of County Commissioners, pursuant to MCC
4 8.90.090(J) has the authority to conduct a hearing or schedule
5 oral arguments, prior to accepting, modifying, rejecting or
6 remanding the order. Licensee requests that the Board reject the
7 hearings officer's decision, thus reversing the Director's Order
8 of Revocation, and ordering that Mrs. Dinnocenzo's license be
9 reinstated. Licensee respectfully requests permission to submit
10 additional evidence to assist the Board in making its final
11 determination.

12 Respectfully submitted,

13 REEVES, KAHN & EDER

14
15 By *Martin W. Reeves* #90357
16 Martin W. Reeves, OSB #81346
17 of Attorneys for Licensee
18 Charla Dinnocenzo
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8 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

REEVES, KAHN & EDER

ATTORNEYS AT LAW

4934 S.E. WOODSTOCK

PORTLAND, OREGON 97206

TELEPHONE (503) 777-5473

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing EXCEPTIONS TO HEARINGS OFFICER'S DECISION on the following person(s) by mailing to said person(s) a true copy thereof, certified by me as such, contained in a sealed envelope, with postage paid, addressed to said person(s) at said person(s) last known addresses, to-wit:

Beverly Stein, Chair
Multnomah County Board of Commissioners
1120 S.W. Fifth, Room 1410
Portland, OR 97204

Dan Saltzman, Commissioner
1120 S.W. Fifth, Room 1500
Portland OR 97204

Gary Hansen, Commissioner
1120 S.W. Fifth, Room 1500
Portland OR 97204


Tanya Collier, Commissioner
1120 S.W. Fifth, Room 1500
Portland OR 97204

Sharron Kelley, Commissioner
1120 S.W. Fifth, Room 1500
Portland OR 97204

H.H.-(Chip)Lazenby, Jr.
Multnomah County Counsel
1120 S.W. Fifth, Room 1530
P.O. Box 849
Portland OR 97207

and deposited in the post office at Portland, Oregon, on said day.

Dated March 9, 1994.


J. Kristen Pecknold, OSB No. 90357
Attorney for Licensee

Page

1 - CERTIFICATE OF SERVICE

REEVES, KAHN & EDER
ATTORNEYS AT LAW
4934 S.E. WOODSTOCK
PORTLAND, OREGON 97206
TELEPHONE (503) 777-5473

1334 HAN 100 PA 3 43
JULY 1983
CLERK OF COUNTY
OREGON

BEFORE THE BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY

In the Matter of the Adult
Home Care License of,
CHARLA DINNOCENZO.

City Hearing's Office No.
133117

REBUTTAL TO APPELLANT'S
EXCEPTIONS

Following a four-day hearing, Hearings Officer Shatzer upheld the determination of the Manager of the Multnomah County Adult Care Home Program revoking appellant's license. The Hearings Officer sustained the Manager's finding that the Appellant has a "psychiatric or psychological problem * * * which compromises * * * her ability to operate or provide care in an adult care home" as provided in MCAR 890-080-120(k)(C).

Appellant has filed four written exceptions to the Hearings Officer's Order. In brief, they are:

1 - REBUTTAL TO APPELLANT'S EXCEPTIONS

MULTNOMAH COUNTY COUNSEL
1120 S.W. Fifth Avenue, Suite 1530
P.O. Box 849
Portland, Oregon 97207-0849
(503) 248-3138

1 1. The Findings of Fact and Conclusions of Law are not
2 sufficiently stated;

3 2. There is not substantial evidence in the record to
4 support the Hearings Officer's decision;

5 3. The rule itself is unconstitutionally vague;

6 4. The sanction of revocation is excessive,
7 inappropriate, and not supported by the evidence.

8 This rebuttal will discuss each exception in turn.

9 **I. The Hearings Officer Made Sufficient Findings of Fact.**

10 The Hearings Officer's Determination and Order are attached for the
11 reference of the Board as Exhibit 1. Beginning at the top of page
12 2, the Hearings Officer summarizes some of the more outlandish
13 behavior on the part of appellant. He concluded the Appellant is
14 "rude, angry, abusive, defensive, and hostile. She does not
15 cooperate or seek understanding or accommodation but rather
16 confronts, opposes and reacts. She is, in the words of her own
17 psychiatrist, 'aggressive with those who conflict with her' and 'a
18 pain in the neck.'"

19 The Hearings Officer drew these conclusions after hearing from
20 numerous witnesses who confirmed these observations. Not only were
21 members of the Adult Care Home staff called as witnesses, but this
22 behavior was confirmed by employees of the State Ombudsman's
23 Office, including its Deputy Director, State Court personnel,
24 Multnomah County Sheriff's Officers and Animal Control Officers,
25 and others. All of these persons testified or submitted affidavits
26 about different incidents involving the appellant.

Paragraph three on page 2 of the Hearings Officer's Report

2 - REBUTTAL TO APPELLANT'S EXCEPTIONS

MULTNOMAH COUNTY COUNSEL
1120 S.W. Fifth Avenue, Suite 1530
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1 details some of the incidents that are a part of the record before
2 you. False allegations of sexual impropriety against both State
3 Ombudsman's volunteers as well as suggestive offers to an Animal
4 Control Officer. The Hearings Officer specifically determined that
5 "her report to Mental Health regarding [a neighbor's child] was, if
6 not false, certainly mean spirited and intended to cause
7 inconvenience and embarrassment to [the neighbors]" (Exhibit 1,
8 paragraph 2). This incident involved a report of a particularly
9 gruesome suicide attempt, leaving emergency responders to believe
10 that the child was walking around the streets bleeding from both
11 arms.

12 The record before you contains a videotaped record of the
13 Appellant repeatedly dismantling the neighbor's woodpile. During
14 the course of one of these incidents, the Appellant bared her
15 breasts to the neighbors. The Hearings Officer specifically found
16 that these actions could "only be described as bizarre."

17 The Hearings Officer, in fact, goes into great detail in
18 describing the Appellant's actions.

19 The Hearings Officer summarized the evidence, resolved
20 disputed episodes, explained the rationale for upholding the
21 Director's decision and clearly stated the reasons as they are
22 found in the evidence in the record before you.

23 Appellant's reliance upon Ruiz v. Employment Division, 83 Or
24 App 609 1989, is misplaced. The requirement of specificity relates
25 to the Agency's findings. In this case, that would mean the letter
26 revoking the Appellant's license. Mr. Balog's letter revoking the

3 - REBUTTAL TO APPELLANT'S EXCEPTIONS

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1 license is lengthy and detailed and specifies the reasons for the
2 allegations and specifies violations of rules. The revocation
3 letter is attached to this rebuttal as Exhibit 2.

4 Six issues are raised by Appellant in her first exception
5 (Exceptions, p. 2-3). When reviewed in the context of the record,
6 they do not give cause for the Board to reverse the Hearings
7 Officer's decision.

8 The first three items relate to an assessment of the
9 Appellant's psychological fitness. Omitted from the exception but
10 contained within the record before you is testimony from the same
11 psychiatrist who admitted that he was unaware of the incidents of
12 baring the breasts and making the suicide report, and that if he
13 were aware of such actions on the part of the Appellant, he would
14 have to re-assess her psychological fitness.

15 In item four raised by the Appellant in the first exception is
16 also unsupported by the record. The Hearings Officer's
17 determination specifically addresses the reasons and rationale for
18 upholding the Program Manager's decision to use revocation as a
19 sanction in this matter. Under the rules themselves, MCAR 890-080-
20 120 allows revocation upon a finding of one or more violations of
21 the rules.

22 Item five in exception one, that numerous complaints were
23 "false, retaliatory, or harassing in nature" was a central theme of
24 Appellant's presentation before the Hearings Officer. These
25 factual matters were resolved against the Appellant at the hearing.
26 (See paragraphs 2 and 3 on page 2 of Exhibit 1)

4 - REBUTTAL TO APPELLANT'S EXCEPTIONS

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1 The Hearings Officer also resolved the issue raised in item 6
2 of exception one that the behavior is unrelated to the provision of
3 care.

4 On page 2, paragraph 6, the Hearings Officer specifically
5 resolved this issue. This was something argued by Appellant's
6 counsel at the hearing and rejected after considering the entire
7 record.

8 **II. The Decision of the Hearings Officer is Supported by**
9 **Substantial Evidence in the Record.**

10 The Appellant's license was only revoked by the Program after
11 receiving numerous and varied complaints. At the hearing there was
12 evidence and testimony which demonstrated the following:

13 1. The Appellant set in motion a chain of events that
14 caused emergency crews to respond to the area thinking
15 that a child had slashed her wrists and was bleeding in
16 the streets;

17 2. The Appellant offered sexual favors to Animal
18 Control Officers after initially offering them money to
19 not sanction her for the behavior of her dogs;

20 3. The Appellant hired private investigators to
21 investigate all of her neighbors and the Adult Care Home
22 Program;

23 4. The Appellant cursed and threatened Probate Court
24 personnel in such a manner that they were fearful;

25 5. That while manually dismantling the neighbors
26 woodpile, she exposed her breasts to the neighbors;

27 The record is replete with evidence of this and other episodes
28 of serious irrational behavior. The focus in MCAR 890-020-222(b)
29 is that operators "possess mental health and good judgment * * *"
30 Contrary to the assertion made by Appellant's counsel, it is not

31 **5 - REBUTTAL TO APPELLANT'S EXCEPTIONS**

MULTNOMAH COUNTY COUNSEL
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1 necessary for the County to provide a clinical mental health
2 diagnosis in the face of such factual abnormalities.

3 **III. MCAR 890-030-120(k)(C) is not Unconstitutionally Vague.**

4 This issue was not raised at the hearing. This issue is not a
5 part of the record before you. It is improper to be determined at
6 this stage before this body. The Appellant has the ability to
7 raise this matter of law in a subsequent judicial proceeding. See
8 ORS 183.400 et seq. The rules limit the review at this stage to
9 matters that are a part of the record. See MCAR 890-090-350; 890-
10 090-360.

11 It is the Program's position that the rule is anything but
12 vague. The entire rule states that an administrative sanction may
13 be imposed upon a finding that [the licensee] "has a medical,
14 psychiatric, or psychological problem, or an alcohol or drug
15 problem which compromises his or her ability to operate or provide
16 care in an adult care home"

17 It is absurd for Appellant to insist that this rule does not
18 place her on notice, that the above-described behavior could result
19 in the loss of her license. Further, Appellant was able to present
20 over two days' worth of testimony in an effort to rebut the
21 Agency's determination under this section. This included the
22 testimony of a licensed treating psychologist.

23 **IV. The Hearings Officer Specifically Determined that**
24 **Revocation was the Appropriate Remedy.**

25 The Hearings Officer's reasons are specific and based on the
26 evidence within the record. (Exhibit 1, p. 2, last paragraph)

6 - **REBUTTAL TO APPELLANT'S EXCEPTIONS**

MULTNOMAH COUNTY COUNSEL
1120 S.W. Fifth Avenue, Suite 1530
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Portland, Oregon 97207-0849
(503) 248-3138

1 However, several factual misstatement in this exception should be
2 clarified. For instance, Eileen Brooks was told by the Appellant's
3 sister that Appellant was emotionally and mentally unstable.
4 However, at the time, Appellant was not mentioned by name. It was
5 only after Appellant had been licensed for some time that Ms.
6 Brooks discovered the familial connection.

7 Appellant fails to point out that although MCAR 890-110-115(d)
8 requires reports to be issued within 60 days, subsection (h) of the
9 same section states:

10 Failure of the department to meet the guideline
11 timeframes listed in this section shall not operate to
12 waive the department's authority to take further
13 investigative action or to take appropriate
14 administrative and/or civil action as a result of a
15 complaint or the complete investigation of a complaint.

16 In addition, the testimony at the hearing and in the record
17 before you indicates that all of the allegations in these
18 investigations were thoroughly discussed with Appellant in a timely
19 manner. Only the final written reports lagged outside the
20 timeframe set by the rules.

21 Finally Appellant asserts that administrative convenience (or
22 laziness) on the part of the Agency is the root cause of the
23 decision to revoke this license. Nothing in the record supports
24 this insinuation. The record shows that the Appellant's son
25 committed suicide in the spring of 1992. Shortly after that, the
26 Appellant's mental health began to deteriorate. The record shows
that the Agency tried to work with the Appellant consistently
throughout this period of time. As her behavior became more

7 - REBUTTAL TO APPELLANT'S EXCEPTIONS

MULTNOMAH COUNTY COUNSEL
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1 bizarre and aberrant, the only recourse left to the Agency,
2 unfortunately, was to revoke her license out of a deepening concern
3 for the well being of residents. While the quality of care was not
4 always an issue, it was present as an issue in the agency
5 determination. The relations of this operator with law
6 enforcement, with Animal Control, with the State Ombudsman's
7 office, with the State Court personnel, with Aging Service
8 employees as well as Adult Care Home Program employees, reached
9 such a decrepit state, the record shows the only option available
10 to Mr. Balog and the Program was to revoke the license for the
11 benefit of the residents.

12 **Conclusion**

13 The Board of County Commissions, through MCAR 890-090-450, is
14 not required to conduct a hearing or reschedule oral arguments.
15 There is a complete record in this matter that supports the
16 Hearings Officer's Determination. Agency requests that the Board
17 affirm the Hearings Officer's Order and allow that Order to become
18 the final order revoking the Appellant's license.

19 DATED this 30th day of March, 1994.

20 Respectfully submitted,

21 LAURENCE KRESSEL, COUNTY COUNSEL
22 FOR MULTNOMAH COUNTY, OREGON

23 By 

24 H. H. Lazenby, Jr., OSB #82078
25 Assistant County Counsel

26 Of Attorneys for Multnomah County

F:\DATA\COUNSEL\WPDATA\EIGHT\REBUT.PLD\dd

8 - REBUTTAL TO APPELLANT'S EXCEPTIONS

MULTNOMAH COUNTY COUNSEL
1120 S.W. Fifth Avenue, Suite 1530
P.O. Box 849
Portland, Oregon 97207-0849
(503) 248-3138



CITY OF
PORTLAND, OREGON
HEARINGS OFFICE

1120 S.W. 5th Avenue, Room 1017
Portland, Oregon 97204-1960
Elizabeth A. Normand, Land Use Hearings Officer
(503) 823-7719
William W. Shatzer, Code Hearings Officer
(503) 823-7307
FAX (503) 823-5370

RECEIVED
FEB 22 1994
COUNTY COUNSEL FOR
MULTNOMAH COUNTY, OR

HEARINGS OFFICER'S DETERMINATION AND ORDER

APPEAL OF CHARLA DINNOCENZO

HEARING NO. 133117

APPEARANCES:

Mr. H. H. Lazenby, Deputy County Counsel, for Multnomah County

Mr. Martini Reeves, Attorney at Law, for the appellant, Charla Dinnocenzo.

HEARINGS OFFICER: Mr. William W. Shatzer

FINDINGS OF FACT AND CONCLUSIONS OF LAW:

This is an appeal from a determination of the Manager of the Multnomah County Adult Care Home Program revoking the Adult Care Home license of the appellant, Charla Dinnocenzo. After investigation, the Manager imposed the sanction of revocation pursuant to his authority under MCAR 890-080-120(k)(C) after determining that Ms. Dinnocenzo has a "psychiatric or psychological problem ... which compromises ... her ability to operate or provide care in an Adult Care Home." Ms. Dinnocenzo appealed that determination pursuant to MCC 8.90.090 and this proceeding followed.

Ultimately, this proceeding is not about the appellant's care for her residents. While there have been numerous complaints about Ms. Dinnocenzo's care and treatment of, and behavior towards, the residents of her adult care home, many, if not most, of those allegations were not substantiated by Multnomah County investigative personnel. Of those resident care and treatment complaints which were found to be substantiated by County investigators, most appear to be the result of misunderstandings, minor misjudgments, or legitimate differences of opinion over the requirements of the Administrative Rules. While the sheer number of complaints received is somewhat troubling, the substantiated complaints do not seem to have involved any serious or substantial threat to the health, welfare, or rights of the residents or to evidence any pattern of neglect or misconduct. While the care provided by Ms. Dinnocenzo is, perhaps, not optimal, the care provided her residents does appear to fall within the acceptable range and is not so substandard as would justify revocation, at least not until lesser corrective measures had failed.

However, while Ms. Dinnocenzo's care and treatment of her residents seems to fall within minimum acceptable parameters, her behavior towards persons other than residents does not. The record is replete with evidence that Ms. Dinnocenzo is simply unable to deal with persons she perceives as opposing her in an acceptable manner. When Ms. Dinnocenzo perceives opposition, she becomes confrontational and even paranoid. She is rude, angry, abusive, defensive, and hostile. She does not cooperate or seek understanding or accommodation but rather confronts, opposes, and reacts. She is, in the words of her own psychiatrist, "aggressive with those who conflict with her" and "a pain in the neck."

The reports of this rude, offensive, and hostile behavior come from a large number of people - County employees, employees and volunteers of the State Ombudsman's Office, friends and relatives of residents, neighbors, State Court personnel, and sheriff and animal control officers have all been victims of this type of behavior.

She engages in vindictive actions intended to "get" the person she perceives as having offended against her. She has filed internal investigation complaints against Sheriff's Department officers. She has made false allegations of sexual improprieties against State Ombudsman volunteers. Her report to Mental Health regarding Joey Hedlund was, if not false, certainly mean-spirited and intended to cause inconvenience and embarrassment to the Hedlunds. She hired private investigators to investigate both her neighbors and Multnomah County regulatory staff, apparently in pursuit of her belief that these persons were engaged in some sort of conspiracy against her. Her repeated actions in dismantling her neighbors' wood pile were videotaped and can only be described as bizarre.

In short, her seemingly consistent behavior in these types of interactions is clearly outside of normal and accepted limits. While perhaps not rising to the level of a mental illness or disorder, these behaviors are certainly evidence of a "psychiatric or psychological problem" which obviously affects her ability to deal with people she perceives as opposing or in conflict with her including government regulators and overseers.

However, given that Ms. Dinnocenzo's care and treatment of her residents apparently falls within acceptable limits, the question which must be resolved is whether her problems in dealing with others can fairly be deemed to "compromise ... her ability to operate or provide care in an Adult Care Home." With some hesitation, I have concluded that these problems do, indeed, compromise her ability to operate her adult care facility.

The operation of an adult care facility involves more than simply the care and treatment of the facility's residents. As the adult care industry is a highly regulated one, operation of an adult care home must, of necessity, involve frequent dealings with the governmental regulators and other authority figures. Almost inevitably, there will be times when the requests, instructions, inspections, requirements, and oversight of the government regulators will be perceived, rightly or wrongly, as in opposition to the interests of the adult care home operator. If the operator consistently reacts to this necessary government oversight with hostility, rudeness, defensiveness, non-cooperation, defiance, and the construction of conspiracy theories, then the government regulators cannot effectively perform their duties and the operation of the facility is most certainly compromised. In this case, Ms. Dinnocenzo's actions have clearly effected, substantially and in an adverse way, the effective government oversight of her adult care facility.

Finally, I have considered whether or not revocation is the appropriate remedy in this case or whether some sanction less than revocation might be more appropriate. Ultimately, I believe that the Manager's decision to revoke was the correct one. The testimony indicated that, of the approximately 600 adult care homes in Multnomah County, dealing with Ms. Dinnocenzo's required far and away the greatest allocation of government resources. The operation of the State

Ombudsman's Office was disrupted because volunteers and district managers no longer felt safe in dealing with Ms. Dinnocenzo. Other government employees have been reassigned because they could no longer endure Ms. Dinnocenzo's hostility. If Ms. Dinnocenzo's license were not revoked, I see no reason why this pattern would not continue. Continuation of her license would continue to disrupt the operation of the Adult Care Home Program and the effective regulation and supervision of her facility would continue to be difficult and problematic.

Accordingly, the determination of the Manager should be sustained, with appropriate modifications in the effective date to allow the orderly transfer of residents from the home.

ORDER AND DETERMINATION:

1. The determination of the Manager of the Multnomah County Adult Care Program dated September 22, 1993, revoking the Adult Care Home License of the appellant Charla Dinnocenzo is MODIFIED to provide that the revocation shall be effective March 30, 1994. Except as so modified, the determination is SUSTAINED.
2. This order and determination has been mailed to the parties on February 18, 1994, and shall become final on March 7, 1994, unless written exceptions are filed with the Board of County Commissioners prior to such date.

Dated:

February 18, 1994

WWS:db

William W. Stok
Code Hearings Officer



MULTNOMAH COUNTY OREGON

DEPARTMENT OF SOCIAL SERVICES
AGING SERVICES DIVISION (503) 248-3646
ADULT CARE HOME PROGRAM (503) 248-3000
421 S.W. 5TH, ROOM 405
PORTLAND, OREGON 97204-2221

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

CERTIFIED MAIL

September 22, 1993

Ms. Charla Dinnocenzo
3140 S.E. 129th
Portland, Oregon 97236

Dear Ms. Dinnocenzo:

I have carefully reviewed your file, the information provided at the administrative conference held on June 25, 1993 and information we have obtained subsequent to that conference. Based on this information and after careful consideration of all the circumstances, your license to operate an adult foster care home is hereby revoked effective immediately.

The specific reasons for this serious action are as follows:

1. In the two years you have been licensed to operate a home we have received 14 complaints about the operation of your home. These include substantiated lack of good judgment and uncooperative behavior, neglect of residents, poor record keeping, and poor sanitation. Many of these complaints involve situations where you have gotten overly involved in your resident's personal problems, resulting in their families filing complaints against you and indicating a profound lack of good judgment.
2. We have numerous reports and complaints of your rude, hostile, and often defensive behavior. The persons filing these complaints include residents and their families, Department staff personnel, Ombudsmen, and other professionals. They report having great difficulty dealing with you. Often they report a pattern of hostile, defensive behavior that has to be worked through before there is any meaningful interaction with you.
3. We have verifiable reports of bizarre behavior by you from your neighbors, the sheriff, the animal control staff, and others who have known you. This behavior can not in any way be considered within the range of good judgment. It is even beyond what I would consider normal behavior. It clearly shows that you do not possess the qualifications necessary to operate an adult care home in

EXHIBIT 2
PAGE 1 OF 4

Multnomah County and to provide for the health, safety and welfare of dependent persons in your home. Some persons who have indicated to us your bizarre behavior are unwilling to step forward to file a formal complaint because of fear of what they characterize as your vindictive behavior.

4. My staff has spent many hours trying to work with you to help you to become a better operator. They have documented many times where they have advised you to not become so hostile with people and to deal more courteously with people. Staff have suggested your own behavior is what causes most of the complaints and you have indicated your willingness to try to improve. Nevertheless, we continue to receive reports and complaints regularly.

5. Dr. Gary Nakao, Director of Social Services, and Mr. Jim McConnell, Director of Aging Services, recently met with you to discuss your concerns with the Adult Care Home Program. At that time you also agreed to be more cooperative. Subsequent to that meeting you have undertaken actions that have further convinced me that you simply do not have the qualifications to be a licensed operator. This includes complaints we have received that you have acted inappropriately in an investigation dealing with your call to Mt. Hood Mental Health regarding your neighbor, creating another complaint situation, hiring an investigator to investigate Aging Services Division and its' staff, and also another incident with your neighbor involving the woodpile. There is a video tape of this incident documenting what can only be called bizarre behavior on your part.

6. You have had previous incidents that merited an administrative sanction. This involved placing conditions on your license in May, 1992. This was because of mismanagement of medications and poor care.

Multnomah County Administrative Rules (MCAR) require operators to possess good mental health and good judgment needed to provide good care for their residents (MCAR 890-202-220 (b)). The Rules provide for administrative sanctions when an operator has a psychiatric or psychological problem which compromises her or her ability to operate an adult care home (MCAR 890-080-120 (k)(C)). The Rules also require an operator to cooperate with Department personnel (MCAR 890-020-260(a)). It is extremely clear to me that your behavior is so bizarre, erratic, hostile and defensive as to compromise your ability to operate an adult care home and to cause concern as to the health, safety and welfare of any residents in your care.

Authority to revoke your license is given to me in the following

references:

1. "The Director shall have the authority to revoke, suspend, or deny or attach conditions to any license...
 - (2) Where there exists a threat to the life, health, safety, or welfare of any resident...
 - (4) When the owner or operator has failed to comply with the provisions of this chapter;with the rules and standards duly promulgated by the Director for an adult care home;" (Multnomah County Code 8.90.080)
2. The Director has authority to take administrative action when "The ...operator...;
 - (C) Has a ... psychiatric or psychological problem...which compromises his or her ability to operate or provide care in an Adult Care Home;...
 - (I) Has acquired substantial complaints pertaining to the health, safety, and welfare of residents." (MCAR 890-080-120 (k) (C) and (I))
3. The rules require that operators have qualifications that you clearly do not have, namely:

"Operators...shall possess physical and mental health, good judgement and ability determined necessary by the Department to provide room, board, supervision care, and/or services to adults who are elderly, handicapped or dependent, and provide a statement from a physician or nurse practitioner to this effect..."

It is the judgement of this office that you do not possess the mental health, good judgement and ability determined necessary by this office to be an operator of an adult care home.

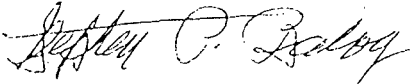
The county ordinance provides that you have the right to request a hearing before an independent hearings officer to contest my actions. If you want to request a hearing, you must send a written request to:

Mr. Stephen P. Balog
Adult Care Home Program
421 S.W. Fifth Street, Room 405
Portland, Oregon 97204

Your request for a hearing must be received by this office within twenty (20) days after the day you receive this letter. Your request should state the reasons you are requesting a hearing. Our department's file on your adult care home would automatically become part of the information available to the hearing officer. If you do not request a hearing within 20 days from the date you receive this letter my order will become final and you will no longer be able to request a hearing.

If you have any questions please call this office.

Sincerely,



Stephen P. Balog, Manager
Multnomah County Adult Care Home Program

cc: Mr. Melvin Jack Fisher, Attorney at Law
Mr. Chip Lazenby, Multnomah County Counsel
Ms. Eileen Brooks, Adult Care Home Licensing Staff

ANNOTATED MINUTES

*Tuesday, May 3, 1994 - 9:00 AM
Multnomah County Courthouse, Room 602*

BUDGET WORK SESSION

WS-1 *Work Session to Review and Discuss the COMMUNITY AND FAMILY SERVICES BUDGET for 1994-95 and CITIZENS BUDGET ADVISORY COMMITTEE (CBAC) REPORT - Presented by the Appropriate Department and Budget Staff*

LOLENZO POE, HOWARD KLINK, SUSAN CLARK, KATHY TINKLE, MURIEL GOLDMAN, BILL THOMAS AND JAMES EDMONDSON PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. STAFF TO RESPOND TO FOLLOW UP INFORMATION REQUESTS.

*Tuesday, May 3, 1994 - 11:30 AM
Multnomah County Courthouse, Room 602*

BUDGET PUBLIC HEARING

Chair Beverly Stein convened the hearing at 11:30 a.m., with Vice-Chair Tanya Collier, Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present.

PH-1 *Public Hearing and Testimony for the COMMUNITY AND FAMILY SERVICES BUDGET*

CHRISTINA GERMAIN, BILL MUIR, DIANE FELDT, JAN SAVIDGE, BOB BERNSTEIN, ERIK STEN, DEBBIE ARUENFELD, DAVID FUKS, LARRY SANCHEZ, RICHARD LUC CETTI, JUDY LOW AND VIEMG KHAMVOMGSA TESTIMONY IN SUPPORT OF PROPOSED BUDGET AND ADD PACKAGES.

There being no further public testimony, the hearing was adjourned at 12:15 p.m.

*Tuesday, May 3, 1994 - 1:00 PM
Multnomah County Courthouse, Room 602*

BOARD BRIEFING

B-1 *Briefing on the City of Portland's Approved Budget. Presented by Mayor Vera Katz.*

**MAYOR VERA KATZ PRESENTED AND RESPONSE TO
BOARD QUESTIONS AND DISCUSSION REGARDING
CITY OF PORTLAND'S APPROVED BUDGET.**

*Tuesday, May 3, 1994 - 1:30 PM
Multnomah County Courthouse, Room 602*

EXECUTIVE SESSION

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

E-1 *Multnomah County Board of Commissioners Will Meet in Executive Session Pursuant to ORS 192.660 (1)(e) for Deliberations Concerning Real Property Transactions*

**FOLLOWING THE EXECUTIVE SESSION, THE BOARD
CONVENED IN OPEN SESSION FOR DISCUSSION.**

*Wednesday, May 4, 1994 - 9:00 AM
Multnomah County Courthouse, Room 602*

BUDGET WORK SESSION

WS-2 *Work Session to Review and Discuss the HEALTH DEPARTMENT BUDGET for 1994-95 and CITIZENS BUDGET ADVISORY COMMITTEE (CBAC) REPORT - Presented by the Appropriate Department and Budget Staff*

**BILLI ODEGAARD, TOM FRONK, DR. GARY OXMAN,
MARGE JOZSA, JOANNE DeHOFF, GORDON EMPEY,
SHARI BLAKESLEE, MARY LOU HENNRICH, JAN
SINCLAIR, DATHY PAGE, DARLENE YOUNG AND
DWAYNE PRATHER PRESENTATIONS AND RESPONSE
TO BOARD QUESTIONS AND DISCUSSION. STAFF TO
RESPOND TO FOLLOW UP INFORMATION REQUESTS.**

*Wednesday, May 4, 1994 - 11:15 AM
Multnomah County Courthouse, Room 602*

BOARD BRIEFING

B-2 *Update and Presentation on the Community Strength Meetings. Presented by*

Jo Ann Allen, Helen Richardson and Steve Johnson.

BRIEFING CANCELLED.

*Wednesday, May 4, 1994 - 11:30 AM
Multnomah County Courthouse, Room 602*

BUDGET PUBLIC HEARING

Chair Beverly Stein convened the hearing at 11:30 a.m., with Vice-Chair Tanya Collier, Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present.

PH-2 Public Hearing and Testimony for the HEALTH DEPARTMENT BUDGET

**KENNETH YEE TESTIMONY IN OPPOSITION TO
CHAIR'S ENVIRONMENTAL HEALTH DIVISION
BUDGET PROPOSAL. BOB DONOUGH TESTIMONY IN
SUPPORT OF PUBLIC SAFETY ADD PACKAGES.**

*There being no further public testimony, the hearing was adjourned at 11:35
a.m.*

*Wednesday, May 4, 1994 - 1:30 PM
Multnomah County Courthouse, Room 602*

BUDGET PUBLIC HEARING

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

**PH-2A Public Hearing and Testimony for the COMMUNITY AND FAMILY
SERVICES DIVISION and HEALTH DEPARTMENT BUDGETS**

**MICHAEL BALTER, DR. DAVID ROSENSTEIN, ORIN
BOLSTAD, TOM TROXEL, JUDITH MAYER, VICKI
SMEAD, CHRISTINE BRUNO, DEBRA EVANS, LESLIE
HAINES, KATHY OLIVER, VALARIE FAGERBERG,
CAROL LAINE, RON HURL, JEAN WAGNER, MARY A.
MILLS, KATHY HAMMOCK, PATTI SWANSON, KINDA
DULIO, BUZZ MARRON, JANET ROSENSTEIN,
GERALDINE WILLIAMS, DIANE FELDT, LINDA
BIFANO, DON TRUE, JULIA LING, SUSIE SILVA-
STROMMER, NATALIA SANCHEZ, LUCY UBALDO,
KEVIN FITTS, MARY CLAIRE BUCKLEY, LAURIE
BENDER AND DONNA SHILTZ-MARESH TESTIMONY**

**IN SUPPORT OR PROPOSED BUDGET AND ADD
PACKAGES.**

*There being no further public testimony, the hearing was adjourned at 3:45
p.m.*

**Wednesday, May 4, 1994 - 6:00 PM
Multnomah County Central Library - Auditorium
801 SW 10th Avenue**

**BUDGET OVERVIEW & ORIENTATION and
PUBLIC HEARING**

*Overview and Orientation of Multnomah County Chair's Proposed 1994-95
Budget*

**CHAIR BEVERLY STEIN AND DAVE WARREN
PRESENTATION TO PUBLIC QUESTIONS REGARDING
THE PROPOSED 1994-1995 EXECUTIVE BUDGET.**

*Chair Beverly Stein convened the hearing at 7:00 p.m., with Vice-Chair Tanya
Collier, Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present.*

**PH-3 Public Hearing and Testimony for the Multnomah County Proposed 1994-95
Budget**

**JUDITH WILD, ARDEN BALLOU, TOMAS AMADOR,
FARM SAETERN, JENNIFER NINN, TERESA TAYLOR,
JUANITA GLASS, MELIZZA DELANEY, MARILYN
MILLER, VALENTINA CORTEZ, ROSY ORTEGA,
CHRISTINA GERMAIN, BARBARA SULEK, ELIZABETH
PERRY, TINI MATT, DIANET GOMEZ, KALE
SAETERN, JIM FRANCESCONI, JUDY LOW, TERSIA
RODRIQUEZ, SULUTASEN AMADOR, JON KART,
NICOLE RENSENBRINK, JOE NAZZARO, SHANNON
GILBERT, CINNAMON BANCROFT, KASEY SAE CHAO
AND ARMANDO MAFFIA TESTIMONY IN SUPPORT OF
PROPOSED BUDGET AND ADD PACKAGES.**

*There being no further public testimony, the hearing was adjourned at 8:20
p.m.*

**Thursday, May 5, 1994 - 9:30 AM
Multnomah County Courthouse, Room 602**

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:36 a.m., with Vice-Chair Tanya Collier, Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present.

CHAIR STEIN REQUESTED THAT C-4 BE CONSIDERED WITH THE REGULAR AGENDA. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER SALTZMAN, MOTION TO MOVE C-4 TO THE REGULAR AGENDA WAS UNANIMOUSLY APPROVED.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, THE CONSENT CALENDAR (ITEMS C-1, C-2, C-3 AND C-5) WAS UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

- C-1 *Dispenser Class C/Greater Privilege Liquor License Application Submitted by Sheriff's Office with Recommendation for Approval, for CLUB GENESIS, 13639 SE POWELL, PORTLAND*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-2 *ORDER in the Matter of the Execution of Correction Deed D940971 for Certain Tax Acquired Property to AAA STRUCTURES INC.*

ORDER 94-79.

- C-3 *ORDER in the Matter of Contract 15765 for the Sale of Certain Real Property to GREGORY V. WEIGEL, FRANCESCA W. ROSEMEYER AND JUDITH ANN DONALDSON*

ORDER 94-80.

DEPARTMENT OF HEALTH

- C-5 *Ratification of an Intergovernmental Revenue Agreement, Contract #202294, between METRO and Multnomah County, Health Department to Provide Assistance and Guidance in the Completion of a Bloodborne Pathogens Program Services, Effective May 2, 1994 through May 1, 1995*

REGULAR AGENDA

NON-DEPARTMENTAL

- R-1 *Presentation in the Matter of Employee Service Awards Honoring Multnomah County Employees with Various Years of Service.*

BOARD GREETED, ACKNOWLEDGED AND PRESENTED 5 YEAR AWARDS TO CARRIE BUNCH OF DCC; NILS BITTNER DENNIS DEXTER, NASARIO GARCIA, DEBRA LONG, MARIA MALDONADO-KILIS, MICHAEL MATTHEW, PATRICIA THOMPSON AND CAROLYN ZWASCHKA OF DES; JAN MARIE COOPER AND NATALIE SHILLING OF LDS; RITA LYNE MARTIN, MARIA ROJO DE STEFFEY, JAY TUMBAGA AND BRYAN WALDEN OF NOND; DELORES ANDERSON, LISA DAVISON, VIRGINIA JONES, KATHERINE MARTIN, JAN OLSON, CAROLYN PFAENDER, CRYSTAL ROBINSON AND NANCY WILTON OF DSS; 10 YEAR AWARDS PRESENTED TO VICKI MARCH, GERARD WELCH AND SUSAN KAESER WINTERBOURNE OF DCC; CAROL BOWNE AND MARILYN HALL OF DA'S; KATHLEEN TUNEBERG OF DES; MEGAERA JARVIS, ELAINE MORGAN AND GAIL PARKER OF DLS; LAURA JEANETTE DEAN AND J. MICHAEL DOYLE OF NOND; STEPHEN BALOG AND KATHLEEN TINKLE OF DSS; 15 YEAR AWARDS PRESENTED TO BARBARA SKILES OF DA'S; ALLAN HOVDE, CAROL HOVDEY AND MURRAY SINGLETON OF DCC; GAIL ANDERSON AND DEANNA MAYER OF DES; MARGARET KHILNANI OF DSS; 20 YEAR AWARDS PRESENTED TO JEAN GUNN OF DA'S; LUCILLE BEIGHLEY AND HAROLD STANKEY OF DES; JOHN MILLER OF DSS; 25 YEAR AWARDS PRESENTED TO GREGG LOWE OF DA'S; LAWRENCE FLETCHER, LYNN LANGLEY, SHARON HOFFMANN AND NEWCOMBE WANG OF DES; 30 YEAR AWARDS PRESENTED TO W. REESE HOOPE OF DCC; AND MANUAL MIKE OF DSS.

- R-2 *PROCLAMATION in the Matter of Proclaiming May 12, 1994 as Chronic Fatigue Syndrome Awareness Day in Multnomah County, Oregon*

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-2. BILLI ODEGAARD INTRODUCED DEAN FLECK WHO PRESENTED VIDEO AND EXPLANATION. PATRICIA BERGIN-GALLUP READ PROCLAMATION FOR THE RECORD. PROCLAMATION 94-81 UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

R-3

Consideration in the Matter of Setting A Hearing Date Regarding an Appeal of the Revocation of an Adult Home Care License for Charla Dinnocenzo.

PETE KASTING, DEPUTY CITY ATTORNEY FOR THE CITY OF PORTLAND, REPRESENTING THE BOARD OF COUNTY COMMISSIONERS ON THIS ITEM, PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS REGARDING THE POSSIBLE DECISION TO SET A HEARING DATE TO REVIEW THE APPEAL OF CHARLA DINNOCENZO FROM THE HEARINGS OFFICER DECISION REVOKING APPELLANTS'S ADULT CARE HOME LICENSE.

CHAIR STEIN PROPOSED TO ALLOW THREE MINUTES TO EACH SIDE TO EXPLAIN IF HEARING SHOULD BE GRANTED OR NOT.

MARTIN REEVES, ATTORNEY FOR THE APPELLANT, PRESENTED AND EXPLAINED WHY HEARING WITH ADDITIONAL EVIDENCE SHOULD BE GRANTED AND SCHEDULED.

CHIP LAZENBY, ASSISTANT COUNTY COUNSEL, PRESENTED OPTIONS AND RULES AVAILABLE TO THE BOARD TO MAKE A DECISION WITHOUT GRANTING AND ADDITIONAL HEARING. THE COMPLETE HEARINGS OFFICER RECORD WILL BE ON FILE WITH THE OFFICE OF THE BOARD CLERK AND AVAILABLE FOR REVIEW. MR. LAZENBY SUGGESTED THAT THERE WAS NO NEED FOR A HEARING.

MR. KASTING LISTED POSSIBLE OPTIONS WITH PARAMETERS.

UPON MOTION OF COMMISSIONER COLLIER, TO UPHOLD THE HEARINGS OFFICERS DECISION, FAILED FOR LACK OF SECOND.

COMMISSIONER KELLEY MOVED TO LEAVE RECORD OPEN TO RECEIVE WRITTEN TESTIMONY ON THE ISSUE OF THE PSYCHOLOGICAL CONDITION OF THE APPELLANT, SECONDED BY COMMISSIONER SALTZMAN, WAS UNANIMOUSLY.

TIME LINES AGREED ON BY ALL TO ALLOW FIVE WEEKS, WITH THREE WEEKS FOR THE PURPOSE OF OBTAINING PSYCHOLOGICAL EVALUATIONS FROM EACH SIDE, AND TWO WEEKS FOR EACH SIDE TO RESPOND TO THE EVALUATIONS, THEN TO RETURN TO THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION.

COMMISSIONER COLLIER STATED CONCERN FOR ANYONE WHO REMAINS IN THIS FACILITY FOR CARE DURING THIS PERIOD OF TIME.

STEVE BALOG PRESENTED RESPONSE TO BOARD QUESTION AND EXPLANATION AS TO WHAT IS CURRENTLY BEING DONE AND THE CONCERNS OF THE COUNTY FOR THE WELL BEING OF ANY AND ALL RESIDENTS OF THIS FACILITY.

MR. KASTING SUGGESTED ASK MR. REEVES IF HE CAN ASSURE THAT ACCESS AS PROVIDED BY THE RULES WILL BE PROVIDED AND IF THIS IS NOT BEING DONE, IT WILL COME BACK BEFORE THE BOARD MORE EXPEDITIOUSLY.

MR. REEVES RESPONDED THAT HE WOULD MAKE THIS RECOMMENDATION TO HIS CLIENT AND EXPLAIN THAT SHE MUST COMPLY WITH THE COUNTY REGULATIONS.

MR. KASTING SUGGESTED THAT THE BOARD PROCEED AS DESCRIBED WITH THE FIVE WEEKS TO SUBMIT ADDITIONAL TESTIMONY, BUT TO MAKE THIS PROCEDURE CONTINGENT UPON THE APPELLANT COMPLYING FULLY WITH ADMINISTRATIVE STAFF AND IF APPELLANT FAILS THIS ISSUE WOULD COME BACK BEFORE THE BOARD IMMEDIATELY TO TAKE OTHER ACTION.

UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER HANSEN, IF THE APPELLANT IN THIS CASE DOES NOT COMPLY WITH COUNTY RULES IN REGARDS TO PROVIDING INFORMATION AND COMPLY WITH THE PSYCHIATRIC EVALUATIONS, THAT THIS ISSUE WILL IMMEDIATELY BE BROUGHT BACK BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR

IMMEDIATE ACTION. ALSO, THE DATE FOR CONSIDERATION AND POSSIBLE ACTION WILL BE DETERMINED AFTER ALL RESPONSES HAVE BEEN RECEIVED. MOTION WAS UNANIMOUSLY APPROVED.

MANAGEMENT SUPPORT

- R-4** *RESOLUTION in the Matter of the Issuance and Sale of Short-Term Promissory Notes (Tax and Revenue Anticipation Notes, Series 1994) in the Amount of \$11,000,000 for the Purpose of Meeting Current Expenses of the County for the 1994-95 Fiscal Year*

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-4. DAVE BOYER PRESENTED EXPLANATION AND RESPONDED TO BOARD QUESTIONS. RESOLUTION 94-82 UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-4** *Budget Modification DES #15 Requesting Authorization to Transfer \$16,100 from Fair Fund Contingency into Personal Services to Fully Fund the Fair Administrator Position and a Temporary Clerical Position*

COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF C-4. LANCE DUNCAN PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

SERVICE DISTRICTS

(Recess as the Board of County Commissioners and convene as the Governing Body of Dunthorpe-Riverdale Sanitary Service District No. 1)

- R-5** *PUBLIC HEARING and First Meeting of the Board of County Commissioners Sitting as the Budget Committee for Dunthorpe-Riverdale Sanitary Service District No. 1 Regarding Acceptance and Approval of Fiscal Year 1994-95 Budget*

COMMISSIONER COLLIER MOVED, AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-5. JOHN DORST PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. NO PUBLIC TESTIMONY RECEIVED. R-5 WAS UNANIMOUSLY APPROVED.

(Recess as the Governing Body of Dunthorpe-Riverdale Sanitary Service District No. 1 and convene as the Governing Body of Mid-County Street Lighting Service District No. 14)

- R-6 *PUBLIC HEARING and First Meeting of the Board of County Commissioners Sitting as the Budget Committee for Mid-County Street Lighting Service District No. 14, Regarding Acceptance and Approval of Fiscal Year 1994-95 Budget*

COMMISSIONER COLLIER MOVED, AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-6. JOHN DORST PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. NO PUBLIC TESTIMONY RECEIVED. R-6 WAS UNANIMOUSLY APPROVED.

(Recess as the Governing Body of Mid-County Street Lighting Service District No. 14 and reconvene as the Board of County Commissioners)

SHERIFF'S OFFICE

- R-7 *Ratification of an Intergovernmental Agreement, Contract #800724, between the Metropolitan Explosive Disposal Unit (MEDU) and the Multnomah County Sheriff's Office to Participate in and Fund the Activities of the MEDU, Effective Upon Completion*

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

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-8 *RESOLUTION in the Matter of Exempting the Multnomah County Fair from Resolution 90-2 and Allowing the Multnomah County Fair to Serve Beer and Wine and to Enter into Sponsor Partnerships with Local Microbreweries and Wineries*

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-8. BARBARA RUTHERFORD-CREST PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. COMMISSIONER KELLEY AND COMMISSIONER HANSEN PRESENTED EXPLANATION WHY THEY WOULD NOT SUPPORT THIS RESOLUTION. RESOLUTION 94-83 APPROVED, WITH

CHAIR STEIN, VICE-CHAIR COLLIER AND COMMISSIONER SALTZMAN VOTING AYE, AND COMMISSIONER KELLEY AND COMMISSIONER HANSEN VOTING NO.

DEPARTMENT OF HEALTH

- R-9 *Request for Approval of a Notice of Intent to Apply for a Grant from the Department of Health and Human Services for Funding the Development of Integrated Service Networks*

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-9. TOM FRONK PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. R-9 WAS UNANIMOUSLY APPROVED.

PUBLIC CONTRACT REVIEW BOARD

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

- R-10 *ORDER in the Matter of Exempting from Public Bidding a Contract with Racal-Datcom for the Provision of Modems*

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-10. SUSAN KAESER PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 94-84 WAS UNANIMOUSLY APPROVED.

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

NON-DEPARTMENTAL

- R-11 *PUBLIC HEARING and Testimony in the Matter of the Proposed Midland Branch Library Relocation and Possible Board Decision*

PUBLIC TESTIMONY RECEIVED FROM MARK RUHLAND, ELMER SANKEY, KEN BRUNEAU, MAVIS HOLD, HOWARD HOLD, LELA JOANNE HILL, MARK CVETKO, MARIANNE FELT, LES PRATT, DENNIS RICHEY, MICHAEL DANA AND DIANE HARR.

PUBLIC COMMENT

R-12 *Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.*

NONE.

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

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


Carrie A. Parkerson

*Thursday, May 5, 1994 - 11:45 AM
Multnomah County Courthouse, Room 602*

BOARD BRIEFING

B-3 *Presentation and Discussion of Recommendations made by the 1994 Multnomah County Salary Commission, Presented by Judith Clark, Chair; Ron Craig and Mary Ann Wersch of the Multnomah County Salary Commission.*

MULTNOMAH COUNTY AUDITOR, GARY BLACKMER INTRODUCED JUDITH CLARK, CHAIR OF THE MULTNOMAH COUNTY SALARY COMMISSION, PRESENTED AND EXPLAINED THE DETAILED REPORT OF THE SALARY COMMISSION. INFORMATION ONLY, NO BOARD ACTION TAKEN AT THIS TIME.

BOARD OF
COUNTY COMMISSIONERS
1994 JUL - 5 PM 4:04
MULTNOMAH COUNTY
OREGON

BEFORE THE BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY

In the Matter of the Adult
Home Care License of,

CHARLA DINNOCENZO

City Hearing's Office
No. 133117

FINAL MEMORANDUM

The Board of County Commissioners should sustain the Hearings Officer's Order revoking Appellant's adult care home license. The Board now has before it two psychological or psychiatric evaluations of the Appellant. However, the Hearings Officer determined that her behavior "compromised * * * her ability to operate and provide care in an adult care home." Order p. 2.

There is no prerequisite in the rules for a finding of a clinical psychological or psychiatric disorder to revoke a license. The litany of bizarre events outlined in the Hearings Officer's Determination and Order and in the complete record before you is

1 -

1 substantial enough to justify the agency and the Hearings Officer's
2 determination that revocation is the appropriate remedy here.

3 DATED this 5th day of July, 1994.

4 Respectfully submitted,

5 LAURENCE KRESSEL, COUNTY COUNSEL
6 FOR MULTNOMAH COUNTY, OREGON

7 By H. H. Lazenby, Jr.
8 H. H. Lazenby, Jr., OSB #82078
9 Assistant County Counsel
10 Of Attorneys for Multnomah County
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CERTIFICATE OF MAILING

I hereby certify that on the 5th day of July, 1994, I served the within MEMORANDUM by depositing in the United States Post Office at Portland, Oregon, a full, true, and correct copy thereof, hand delivery to the following:

Beverly Stein, Chair

Board of County Commissioners

Tanya Collier

Gary Hansen

Sharron Kelley

Dan Saltzman

Office of the Board Clerk

1120 SW Fifth Avenue, Suite 1500

Portland, OR 97204

and

Peter Kasting

Senior Deputy City Attorney

City Attorney's Office

1220 SW Fifth, Room 315

Portland, OR 97204

and by facsimile to:

Martin Reeves, Attorney at Law

at (503) 227-2503


Denise L. Darby

CERTIFICATE OF MAILING

MULTNOMAH COUNTY COUNSEL

1120 S.W. Fifth Avenue, Suite 1530

P.O. Box 849

Portland, Oregon 97207-0849

(503) 248-3138

MEETING DATE: JUL 07 1994

AGENDA NO.: R-4

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: NOI - HEALTHY SCHOOLS/HEALTHY COMMUNITIES INITIATIVE

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: JULY 7, 1994

Amount of Time Needed: 5 to 10 minutes

DEPARTMENT: HEALTH DIVISION: SPECIALTY CARE AND
FIELD SERVICES

CONTACT: ANN BREMER TELEPHONE #: 248-3674
BLDG/ROOM #: 160/8

PERSON(S) MAKING PRESENTATION: ANN BREMER OR JEANNE GOULD

ACTION REQUESTED:

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

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

The Health Department is requesting approval to respond to a Request for Grant Applications issued by the Division of Special Populations of the Bureau of Primary Health Care. This funding would support the creation of school based health services and health education/promotion program for children at risk of homelessness.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

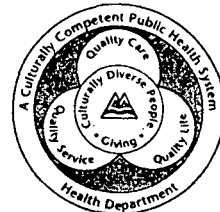
DEPARTMENT MANAGER: Billi Odegaard

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

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



MULTNOMAH COUNTY OREGON



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

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

MEMORANDUM

TO: Beverly Stein, Chair
Board of County Commissioners

FROM: Ann Bremer

THROUGH: Bill Odegaard

SUBJECT: Notice of Intent to Respond to a Request for Proposals from the
Office of Special Populations, Bureau of Primary Care

DATE: June 22, 1994

Full Cultural Competence In Service Delivery Is Our Destination

The Health Department is requesting approval to apply for funding from the Bureau of Primary Health Care, Division of Special Populations in response to their Healthy Schools, Healthy Communities Initiative. This funding would support the creation of school based health services and health education/promotion program for children at risk for homelessness. We have selected Lincoln Park elementary school in the David Douglas school district as a site for this school based health center.

Description of Grant Requirements and Proposed Project

The objectives of this project are:

1. Identify physical and mental health needs of this population of at risk youth.
2. Establish on site services to address these needs.
3. Provide outreach to the surrounding community (parents of the enrolled students, other at risk families, other agencies and associations serving families) to build on health promotion activities within the school.
4. Work with school staff and administration in developing partnerships with other community agencies to support families with children in this school's catchment area.

If funded, this project will be implemented and managed by the Health Department's Division of

Specialty Care and Field Services. Project staff will work closely with school staff and administration to integrate health promotion activities and education into the school classrooms. In addition, school health center staff will work closely with other social service agencies that may be working with families whose children attend the school.

Grant requirements include an agreement from the Health Department and the school district to participate in data collection specific to the services and outcomes of the project. Software will be selected and provided by the funder.

Funding Agency, Amount Requested, Timelines

The grant will be submitted to the Division of Special Populations, Bureau of Primary Healthcare of the Health Resources and Services Administration on July 15, 1994. The Amount requested is \$285,000 a year with a project period of three years. The notice of grant awards will be available September 30, 1994. If successful in our application, we will begin hiring staff immediately after notification. There is no anticipated cost to the County General Fund at this time.

Troutdale, Gresham considering speed humps

by JOHN HENDERER
of The Outlook staff

City officials in Troutdale and Gresham are mulling over plans to add speed humps on neighborhood streets.

The Troutdale City Council included \$10,000 in its annual budget to add speed humps, and it wants to hear recommendations from residents where to put the humps.

Troutdale has enough money to add six speed humps.

Mark Berrest, acting police chief, said the city is considering placing them at one of sev-

eral areas which generate speeding complaints. These include Southwest 27th Avenue, Southeast Evans in the Sandy Palisades area and Southwest 22nd Avenue in the Woodale area.

Berrest said residents have circulated about six petitions about town seeking attention to the speeding problem. The City Council added a new police officer to this year's budget who will focus on traffic safety.

In addition, the city uses two radar reader displays of drivers' speed. Berrest said people have expressed surprise at the speed they drive. "You get used to driving a road and after

a while you forget to check your speedometer," he said. "That's part of the education process."

The city is accepting public comment on where to put speed humps. Residents may contact the Police Department with their opinions.

The city has not adopted any criteria to decide where to place the speed humps, however, said Jim Galloway, public works director.

Speed humps extend from curb to curb and are 12 to 21 feet across and four inches high at the peak, said Galloway. Each would cost

about \$1,600, including line markings and signs.

They have been shown to reduce speeds by between 7 and 11 mph, according to a study by the city of Portland.

In Gresham, speed humps may be placed on Southwest Willow Parkway between Towle Avenue and 190th, said Dave Rouse, transportation manager.

He said a neighborhood association requested the speed humps, but the city will consider other options as well.

"They do indeed have a speeding problem

out there," said Rouse. Tests found drivers average 10 mph higher than the posted speed limit, he said.

Gresham has already placed speed humps on southwest Roberts from Powell to Regner, on Northwest Wallula Avenue from Powell to Division and on Northwest Towle from Powell to Division. On Southwest Birdsdales, the city has installed traffic circles to slow drivers.

Anyone interested in commenting on Gresham's plans may contact the Bill Hobbs of the city at 669-2630 or Bob Anderson of the neighborhood group at 669-0258.

Regular Meeting
7-7-94
Handouts
Public Comment
R-5

JEAN M. RIDINGS

21510 NE Blue Lake Road
Troutdale, Oregon 97060-9790
(503) 666-6433

PLEASE PRINT LEGIBLY!

MEETING DATE

7-7-94

NAME

Jean M. Ridings

ADDRESS

21510 N.E. Blue Lake Rd

STREET

Troutdale OR 97060

CITY

ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM #

Public

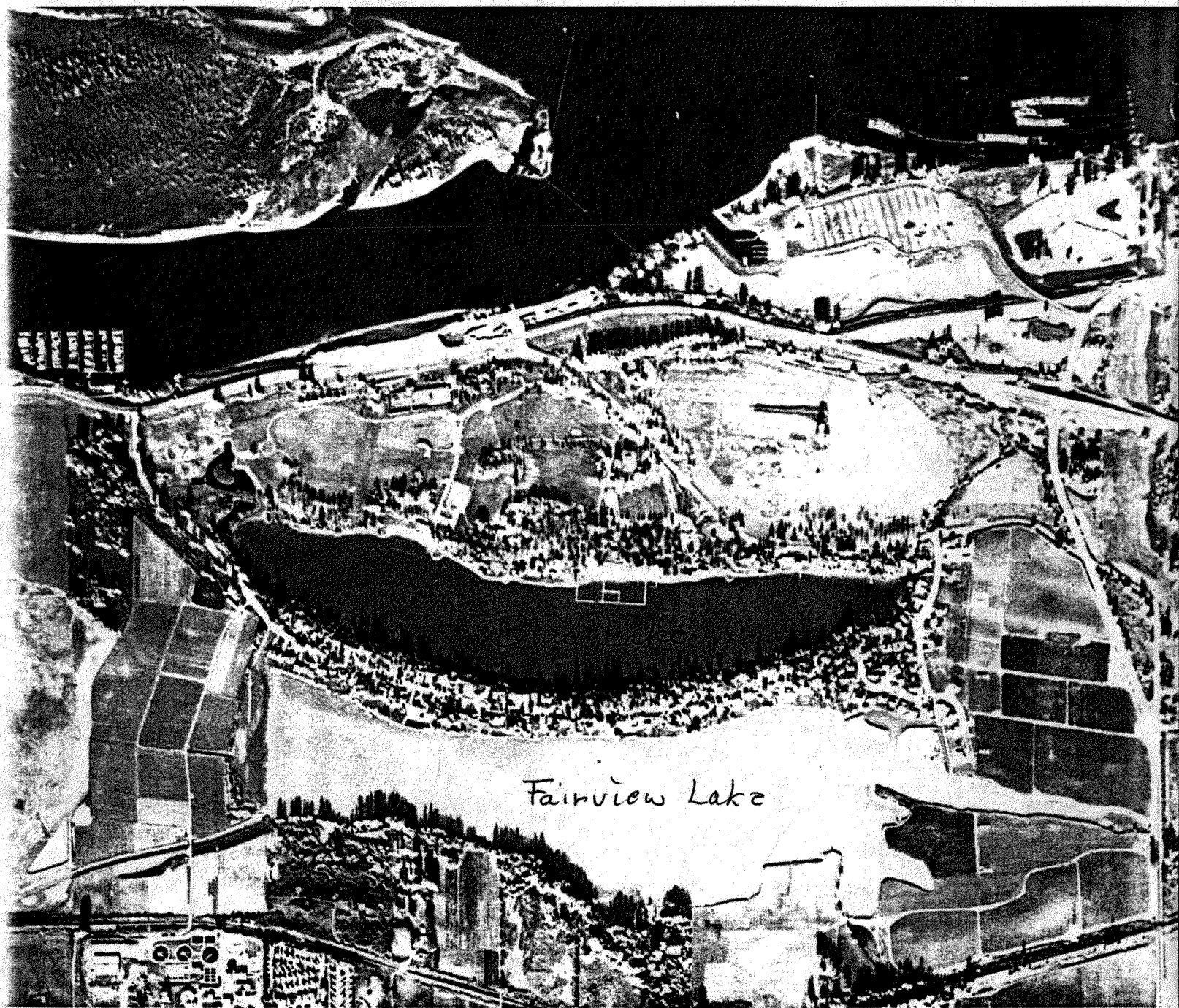
SUPPORT

OPPOSE

SUBMIT TO BOARD CLERK

Comment

period



INTERLACHEN, INC.
- 1930 -
STATE OF OREGON

WE, The undersigned voters, request the following:

1. Immediate placement of the new/approved SPEED REDUCTION HUMPS on Interlachen Lane & Blue Lake Road
2. The HUMPS are now in use in ^{Troutdale} Gresham and Multnomah County. They are approximately one car length & necessitate drivers to SLOW DOWN to the legal speed limit. School buses in Gresham are having no trouble with them.
3. There is an EXTREME NEED for the HUMPS in Interlachen, due to heavy increases in public activities in BLUE LAKE PARK attracting thousands, NO SIDEWALKS or BIKE TRAILS to help maintain traffic flow, VERY LIMITED TRAFFIC PATROLS, sharp increases in new home construction resulting in heavy truck traffic - ALL RESULTING IN DEGRADATION OF OUR QUALITY OF LIFE AND EXTREME DANGER TO US ALL

SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. <i>[Signature]</i>	4-11-94	JAMES R. GRAYBOW	21130 NE INTERLACHEN LN	Troutdale	97060	5401
2. <i>[Signature]</i>	4-11-94	DON LARSELL	21629 N.E. Interlachen Ln.	Troutdale	97060	✓
3. <i>[Signature]</i>	4-11-94	ROSALIE GOULD	21131 NE Interlachen Ln	"	"	✓
4. <i>[Signature]</i>	4-11-94	LARRY K. ZGONC	21230 NE " "	"	97060	"
5. <i>[Signature]</i>	4-11-94	KOREO. MARTHALER	21155 NE INTERLACHEN LN	Troutdale	97060	5401
6. <i>[Signature]</i>	4-11-94	Terry E. Schulz	21032 NE Interlachen Ln	Troutdale	97060	5401
7. <i>[Signature]</i>	4/11/94	Vera H. Grasser	21140 NE Interlachen Ln.	Troutdale	97060	5401
8. <i>[Signature]</i>	4/11/94	LINDA S. RAY	21645 NE INTERLACHEN LN	"	"	5401
9. <i>[Signature]</i>	4/11/94	BRENDA J. GOMEZ	4107 NE 216TH AVE	"	97060	
10. <i>[Signature]</i>	4/11/94	Ernest N. Brawley	20111 NE Interlachen Ln	Troutdale	97060	5401
11. <i>[Signature]</i>	4/11/94	Lynn Johns	21632 NE Lachenvue Lane	Troutdale	97060	5401
12. <i>[Signature]</i>	4-11-94	ANGELA LASHER	20800 NE INTERLACHEN LN	TROUTDALE	97060	5401
13. <i>[Signature]</i>	4-11-94	Jack W Taylor	21317 INTERLACHEN LN	Troutdale	97060	5401
14. <i>[Signature]</i>	4-11-94	Sharon H. Watson	20307 N.E. Interlachen Ln	Troutdale	97060	"
15. <i>[Signature]</i>	4/11/94	Ramon R. Paejo	20442 NE Interlachen	Troutdale	97060	"
16. <i>[Signature]</i>	4-11-94	HAROLD MANFREDI	21615 NE Interlachen	Troutdale	97060	"
17. <i>[Signature]</i>	7-2-94	Thomas J Burns	21029 NE Interlachen	Troutdale	97060	"
18. <i>[Signature]</i>	7/2/94	Vera H. Schorn	21140 NE Interlachen	" "	"	"
19. <i>[Signature]</i>	7/5/94	Jean M. Ridings	21510 N.E. Blue Lake Rd	" "	"	"
20. <i>[Signature]</i>						

INTERLACHEN, INC.
- 1930 -
STATE OF OREGON

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SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. <i>[Signature]</i>	4-11-94	11-44-94	20420 NE INTERLACHEN LN	TROUTDALE	97060	
2. <i>Carol Manfredi</i>	4-11-94	CAROL MANFREDI	21615 N.E. Interlachen Ln	Troutdale	97060	
3. <i>Julia Warner</i>	4-11-94	JULIA WARNER	21047 NE INTERLACHEN LN	TROUTDALE	97060	
4. <i>Jean M. Ridings</i>	4-11-94	Jean M. Ridings	21510 N.E. Blue Lake Rd	"	"	
5. <i>Dave Brown</i>	4-11-94	Dave Brown	20912 NE INTERLACHEN	"	"	
6. <i>Bob Boughton</i>	4-11-94	Bob Boughton	21596 NE Interlachen Ln	"	"	
7. <i>Galen Gunderson</i>	4-11-94	Galen Gunderson	21508 NE Lachenview	"	"	
8. <i>Ron Miller</i>	4-11-94	RON MILLER	20820 NE INTERLACHEN	"	"	
9. <i>Sheldon Arnslie</i>	4-11-94	Sheldon Arnslie	20334 NE INTERLACHEN LN	"	"	
10. <i>Donald Harrison</i>	4-11-94	Donald Harrison	21323 N.E. Interlachen	"	"	
11. <i>Robert J. Kaiser</i>	4-11-94	ROBERT J. KAISER	20415 NE INTERLACHEN	"	"	
12. <i>Herman Winterholler</i>	4-11-94	HERMAN WINTERHOLLER	20425 NE INTERLACHEN	"	"	
13. <i>Norlann Lutz</i>	4-11-94	Norlann Lutz	21445 N.E. Interlachen	"	"	
14. <i>Steve Dawn Adams</i>	4-11-94	STEVE DAWN ADAMS	21253 NE Interlachen	"	"	
15. <i>Jack Charles McCoy</i>	4-11-94	Jack Charles McCoy	20901 NE Interlachen	"	"	
16. <i>Stephen W. Peterson</i>	4-11-94	Stephen W. Peterson	21410 NE Blue Lake Rd.	"	"	
17. <i>David C. Crockett</i>	4-11-94	David C. Crockett	21533 NE Lachenview Ln	"	"	
18. <i>Dave L. Hyde</i>	4-11-94	DAVE L. HYDE	21560 NE LACHENVIEW	"	"	
19. <i>Larry Barnett</i>	4-11-94	LARRY BARNETT	20247 INTERLACHEN	"	"	
20. <i>Marcella M. Larsen</i>	4-11-94	Marcella Larsen	20627 N.E. Interlachen	"	"	

July 7 @ 9:30 A

Rm 602
Co. Court House

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SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. <i>Christine Hardacre-Shult</i>	4-11-94	Christine Hardacre-Shult	20924 NE Interlachen	Troutdale	97060	
2. <i>Doug Walker</i>	4-11-94	Doug Walker	20101 NE Interlachen	Troutdale	97060	
3. <i>Peter Johnson</i>	4-11-94	Peter Johnson	20212 NE Interlachen	Troutdale	97060	
4. <i>Linda Ferris</i>	4-11-94	Linda Ferris	21342 NE Interlachen Lane	Troutdale	97060	
5. <i>Leland P. Johnson</i>	4-11-94	Leland P. Johnson	21518 N.E. Blue Lake Rd.	Troutdale	97060	
6. <i>Calvin P. Hartnell</i>	4/11/94	Calvin P. Hartnell	21171 " "	" "	" "	
7. <i>Kay Moultrie</i>	4/11/94	KAY J. MOULTRIE	21213 NE INTERLACHEN	TROUTDALE	97060	
8. <i>Sherre Barnett</i>	4/11/94	SHERRE BARNETT	20247 NE INTERLACHEN	TROUTDALE	97060	
9. <i>Bethanne Goetz</i>	4/11/94	Bethanne Goetz	21208 " is on page (5)	"	"	
10. <i>Corinne Tuttle</i>	4/11/94	CORINNE TUTTLE	21420 "	"	"	
11. <i>Robert Stafford</i>	4-11-94	ROBERT STAFFORD	21650 NE Blue Lk Rd.	"	"	
12. <i>Donna Harrison</i>	4-11-94	DONNA HARRISON	21323 NE Interlachen	Troutdale	"	
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INTERLACHEN, INC.
- 1930 -
STATE OF OREGON

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SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. Jane A. Graybill	4/11/94	Jane A. Graybill	21130 NE Interlachen Ln	Troutdale	97060	5401
2. Christine L. Noble	4-11-94	Christine L. Noble	20118 NE Interlachen Ln	Troutdale	97060	5401
3. JEANNE BURNS	4-11-94	JEANNE BURNS	21029 N.E. INTERLACHEN	TROUTDALE	97060	5401
4. Evans G Nelson	4-11-94	EVANS G NELSON	21507 NE Interlachen	TROUTDALE	97060	5401
5. Karen A. Swenson	4/11/94	KAREN A. SWENSON	80819 NE Interlachen, Ln.	Troutdale	97060	5401
6. Michael E. Whitson	4/11/94	MICHAEL E. WHITSON	20819 NE INTERLACHEN LN	TROUTDALE	97060	5401
7. Bruce Exau	4/11/94	BRUCE EXAU	20926 " " "	"	"	"
8. Art L. Laws	4/11/94	ART L. LAWS	20721 NE INTERLACHEN	"	"	"
9. Robert Johnson	4/11/94	Robert Johnson	20244 NE Interlachen	Troutdale	97060	5401
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INTERLACHEN, INC.
- 1930 -
STATE OF OREGON

Thursday 20th 9:30
Rumour County Court House

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2. The HUMPS are now in use in Gresham and Multnomah County. They are approximately one car length & necessitate drivers to SLOW DOWN to the legal speed limit. School buses in Gresham are having no trouble with them.
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SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. Bettianne Goetz	7/4/94	Bettianne Goetz	21208 NE Interlachen	Troutdale	97060	5401
2. Carl & Marking	7/4/94	Carl & Marking	21516 Lachenview	Troutdale	97060	5401
3. Mary Marking	7/4/94	Mary Marking	21516 Lachenview	Troutdale	97060	5401
4. Katharine Marking	7/4/94	Katharine Marking	21516 Lachenview	"	"	"
5. Peter W. Marking	7/4/94	Peter W. Marking	21516 NE Lachenview	Troutdale	97060	
6. Willow Marking	7/4/94	Willow Marking	21516 NE Lachenview	Troutdale	97060	
7. Suzanne Auvil	7/4/94	Suzanne Auvil	21765 NE Lachenview	Troutdale	97060	5401
8. Dale W. Auvil	7/4/94	Dale W. Auvil	" "	"	"	"
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INTERLACHEN, INC.

- 1930 -

STATE OF OREGON

WE, The undersigned voters, request the following:

1. Immediate placement of the new/approved SPEED REDUCTION HUMPS on Interlachen Lane & Blue Lake Road
2. The HUMPS are now in use in Gresham and Multnomah County. They are approximately one car length & necessitate drivers to SLOW DOWN to the legal speed limit. School buses in Gresham are having no trouble with them.
3. There is an EXTREME NEED for the HUMPS in Interlachen, due to heavy increases in public activities in BLUE LAKE PARK attracting thousands, NO SIDEWALKS or BIKE TRAILS to help maintain traffic flow, VERY LIMITED TRAFFIC PATROLS, sharp increases in new home construction resulting in heavy truck traffic - ALL RESULTING IN DEGRADATION OF OUR QUALITY OF LIFE AND EXTREME DANGER TO US ALL

SIGNATURE	DATE SIGNED MO./DAY/YR.	PRINT NAME	RESIDENCE ADDRESS STREET AND NUMBER	CITY OR POST OFFICE	ZIP CODE	PRECINCT (IF KNOWN)
1. <i>Earl J. Ridings</i>	7/4/94	EARL J. RIDINGS	21510 N.E. BLUE LAKE	TROUTDALE	97060	5401
2. <i>Linda S. Ray</i>	7/4/94	LINDA S. RAY	21645 NE Interlachen Ln	Troutdale	97060	5401
3. <i>Billie Jean Walrood</i>	7/4/94	BILLIE JEAN WALROOD	21646 " " "	"	"	"
4. <i>Christine M. Broughton</i>	7/4/94	CHRISTINE M. BROUGHTON	21596 " " "	"	"	5401
5. <i>R. D. H. Simpson Jr</i>	7/4/94	RICHARD H SIMPSON JR	20915 NE INTERLACHEN	"	"	5401
6. <i>Eirik Schuk</i>	7/4/94	EIRIK SCHUK	21032 NE "	"	"	"
7. <i>Sharon Pence</i>	7-4-94	SHARON PENCE	21032 NE " "	"	"	"
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Meeting Date: JUN 30 1994 JUL 07 1994
Agenda No: R-5 R-6

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Exempt employee job title and salary range revisions.

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: July 7, 1994

Amount of Time Needed: 10 minutes

DEPARTMENT: Nondepartmental DIVISION: Employee Services

CONTACT: Curtis Smith TELEPHONE #: 248-5015

BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Billie Odegaard

ACTION REQUESTED:

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

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

This proposed Ordinance reflects the most recent work of the Personnel Section to keep the exempt employee compensation system, which was installed in 1991, up to date. The Ordinance provides for the following: (1) Create the new classification of EMS Medical Director and set the salary range; (2) Increase the salary ranges for all other classifications that require physician credentials; (3) Award special adjustments, on a phase-in plan, to all employees in these classifications.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

OR

DEPARTMENT MANAGER: Paul

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 21 PM 12:18
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

DATA\WP\CENTER\PERSON\SSA0019 Copy of Ordinance 793 Sent to Curtis Smith
& Susan Myers and Ordin. Sub-list on 7/1-94.



MULTNOMAH COUNTY OREGON

BEVERLY STEIN
COUNTY CHAIR

EMPLOYEE SERVICES
FINANCE
LABOR RELATIONS
PLANNING & BUDGET
RISK MANAGEMENT

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

(503) 248-5170 TDD

PORTLAND BUILDING
1120 S.W. FIFTH, 14TH FLOOR
P.O. BOX 14700
PORTLAND, OREGON 97214

PURCHASING, CONTRACTS
& CENTRAL STORES

(503) 248-5111

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

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Curtis Smith

DATE: June 20, 1994

REQUESTED PLACEMENT DATE: July 7, 1994

RE: Ordinance amending Ordinance No. 792 in order to add, delete, and revise exempt pay ranges.

I. Recommendation/Action Requested: Adoption of Ordinance

II. Background/Analysis: The Board adopted a new exempt employee compensation system, effective July 1, 1991. Since that time, the Personnel Section has kept the system up to date by bringing periodic changes to the Board to adopt. This is the most recent update.

III. Financial Impact: The FY 94-95 cost will be approximately \$129,000. This includes salary and fringe costs. The money to cover this cost has been included in the Health Department 94-95 Budget.

IV. Legal Issues: None.

V. Controversial Issues: None.

VI. Link to Current County Policies: Ordinance No. 778 requires that the exempt compensation plan be kept current.

VII. Citizen Participation: None.

VIII. Other Government Participation: None.

ORDINANCE FACT SHEET

Ordinance Title: Ordinance amending Ordinance No. 792 in order to add, delete, and revise exempt pay ranges.

Give a brief statement of the purpose of the ordinance (include the rationale for adoption of ordinance, description of persons benefitted, other alternatives explored):

This proposed Ordinance reflects the most recent work of the Personnel Section to keep the exempt employee compensation system, which was installed in 1991, up to date. The Ordinance provides for the following: (1) Create the new classification of EMS Medical Director and set the salary range; (2) Increase the salary ranges for all other classifications that require physician credentials; (3) Award special adjustments, on a phase-in plan, to all employees in these classifications.

What other local jurisdictions in the metropolitan area have enacted similar legislation?

N/A.

What has been the experience in other areas with this type of legislation?

N/A.

What is the fiscal impact, if any?

The FY 94-95 cost will be approximately \$129,000. This includes salary and fringe costs. The money to cover this cost has been included in the Health Department 94-95 Budget.

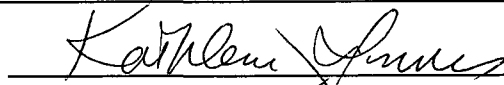
(If space is inadequate, please use other side)

SIGNATURES:

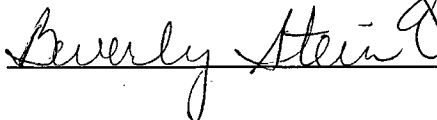
Person Filling Out Form:



Planning & Budget Division (if fiscal impact):



Department Manager/Elected Official:



1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY OREGON

3 ORDINANCE NO. 793

4 An ordinance amending Ordinance No. 792, in order to add and revise exempt
5 pay ranges.

6 MULTNOMAH COUNTY ORDAINS AS FOLLOWS:

7 Section I. Findings.

8 (A) Multnomah County, Oregon employs a variety of individuals excluded from
9 any collective bargaining agreement referred to as "exempt" employees.

10 (B) It is the County's policy to establish an exempt compensation plan that
11 provides such pay as necessary for the County to recruit, select, and retain qualified
12 management, supervisory, administrative, and professional employees; that recognizes
13 employee performance, growth, and development; that maintains an appropriate internal
14 relationship among classifications and employees based on job responsibilities,
15 qualifications, and authority; and that maintains parity between equivalent exempt and
16 non-exempt positions.

17 (C) The Personnel Officer is responsible for developing and recommending
18 compensation plan adjustments to the Multnomah County Board of Commissioners.

19 Section II. Addition and Revision of Job Titles and Ranges.

20 (A) The following job title and pay range is added to Exhibit A of Ordinance No.
21 792, effective July 1, 1994:

<u>Job Title</u>	<u>Min</u>	<u>Mid</u>	<u>Max</u>
EMS Medical Director *	\$91,698	\$107,530	\$123,362

24 * Unclassified, non-Civil Service position pursuant to MCC 3.10.100.

25 (B) The following job titles and pay ranges established in Exhibit A of
26 Ordinance No. 792 are revised, effective August 1, 1994:

<u>Job Title</u>	<u>Min</u>	<u>Mid</u>	<u>Max</u>
Physician **	\$ 75,142	\$ 88,316	\$101,489
Medical Director */**	\$ 82,849	\$ 97,371	\$111,892
Health Officer *	\$ 82,849	\$ 97,371	\$111,892

** Premium pay up to 10% over base pay when Physician or Medical Director is assigned extra responsibilities for medical program or is responsible for in-patient hospital care; premium pay up to 10% over base pay when Physician or Dentist is assigned to one of the correctional facilities.

* Unclassified, non-Civil Service position pursuant to MCC 3.10.100.

Section III. Special Adjustments.

(A) Each employee in the classifications of Physician and Medical Director shall receive a one-time 5% salary increase, effective August 1, 1994.

(B) Each employee in the classifications of Physician, Medical Director and Health Officer shall receive a one-time 5% salary increase, effective April 1, 1995.

ADOPTED the 7th day of July, 1994, being the date of its second reading before the Board of County Commissioners of Multnomah County.



By

Beverly Stein
Beverly Stein, Chair
MULTNOMAH COUNTY, OREGON

Laurence Kressel
Laurence Kressel, County Counsel
of Multnomah County, Oregon

N:\DATA\EMP\SERI\WPD\DATA\ISJA074

MEETING DATE: JUN 30 1994 JUL 07 1994

AGENDA NO.: C-24 R-7

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Ratification of agreement with Oregon Health Sciences University

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: 6/23/94

Amount of Time Needed: 5 minutes or less

DEPARTMENT: Health DIVISION: _____

CONTACT: Fronk TELEPHONE #: 4274
BLDG/ROOM #: 160/7

PERSON(S) MAKING PRESENTATION: Fronk

ACTION REQUESTED:

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

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

Ratification of agreement with Oregon Health Sciences University to provide on-line medical direction to the county's Emergency Medical Services (EMS) in accordance with Multnomah County Code (MCC). County will pay the state for the services.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

DEPARTMENT MANAGER: Bill Odgaard

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222
5654

Originals sent to Herman Brane on 7-11-94.

BOARD OF
COUNTY COMMISSIONERS
1994 JUN 21 PM 2:21
MULTNOMAH COUNTY
RECEIVED



MULTNOMAH COUNTY OREGON



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

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

MEMORANDUM

TO: Board of County Commissioners

FROM: Billi Odegaard

REQUESTED PLACEMENT DATE: 6/23/94

DATE: June 6, 1994

SUBJECT: Ratification of agreement with Oregon Health Sciences University

- I. Recommendation/Action Requested: The board is requested to approve this intergovernmental agreement Oregon Health Sciences University for the period July 1, 1994 to and including June 30, 1995.
- II. Background/Analysis: The Multnomah County Code (MCC) and Emergency Medical Services (EMS) rules require a single point for medical direction, data collection and research. Oregon Health Sciences University has been able to provide the required services and can continue to do so.
- III. Financial Impact: The County has budgeted \$10,200 to pay for the services.
- IV. Legal Issues: None.
- V. Controversial Issues: None.
- VI. Link to Current County Policies: Continuing to cooperate with other governmental entities in the provision of health care.
- VII. Citizens Participation: None.
- VIII. Other Government Participation: None.

**CONTRACT APPROVAL FORM**

(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 200125

Amendment # _____

CLASS I	CLASS II	CLASS III
<input type="checkbox"/> Professional Services under \$25,000	<input type="checkbox"/> Professional Services over \$25,000 (RFP, Exemption) <input type="checkbox"/> PCRB Contract <input type="checkbox"/> Maintenance Agreement <input type="checkbox"/> Licensing Agreement <input type="checkbox"/> Construction <input type="checkbox"/> Grant <input type="checkbox"/> Revenue	<input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>R-7</u> DATE <u>7/7/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK

Department HEALTH Division _____ Date _____Contract Originator Brame Phone x2670 Bldg/Room 160/8Administrative Contact Fronk Phone x4274 Bldg/Room 160/7Description of Contract Collection and correlation of data related to trauma care in Multnomah county.

RFP/BID # _____ Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is ☐ MBE ☐ WBE ☐ QRF
 Contractor Name Oregon Health Sciences University
MRH Ambulance/Emergency Services
 Mailing Address 3181 S.W. Sam Jackson Park Road
Portland, Oregon 97201 MBS
Phone 270-7500 / 279-8525Employer ID# or SS# 93-6001-786WEffective Date July 1, 1994Termination Date June 30, 1995Original Contract Amount \$ 10,200

Total Amount of Previous Amendments \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ _____

Remittance Address _____
(If Different) _____

Payment Schedule _____ Terms _____

☐ Lump Sum \$ _____ ☐ Due on receipt☐ Monthly \$ _____ ☐ Net 30☐ Other \$ _____ ☐ Other _____☐ Requirements contract - Requisition required.

Purchase Order No. _____

☐ Requirements Not to Exceed \$ _____**REQUIRED SIGNATURES:**Department Manager Bruce DeGard

Purchasing Director _____

(Class II Contracts Only)

County Counsel [Signature]County Chair / Sheriff [Signature]

Contract Administration _____

(Class I, Class II Contracts Only)

Encumber: Yes ☐ No ☐Date 6/10/94

Date _____

Date June 20, 1994Date 7/7/94

Date _____

VENDOR CODE			VENDOR NAME						TOTAL AMOUNT		\$	
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT/ REV SRC	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND	
01.	<u>156</u>	<u>015</u>								<u>\$10,200</u>		
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION

CANARY - INITIATION

PINK - FINANCE

MULTNOMAH COUNTY
AND
OREGON HEALTH SCIENCES UNIVERSITY
EMERGENCY MEDICAL SERVICE AGREEMENT

THIS INTERGOVERNMENTAL AGREEMENT is made and entered into this _____ day of _____ 1994, by and between MULTNOMAH COUNTY, a political subdivision of the State of Oregon (hereinafter referred as "COUNTY"), and the OREGON HEALTH SCIENCES UNIVERSITY, acting by and through the Oregon State Board of Higher Education on behalf of the State of Oregon (hereinafter referred to as "STATE"),

WITNESSETH:

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

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

WHEREAS, Multnomah County Code (MCC) and Emergency Medical Services (EMS) rules require a single medical direction point, a single point of data collection, and research, therefore

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

1. Term.

The term of this Agreement shall be from July 1, 1994 , to and including June 30, 1995, unless sooner terminated under the provisions hereof.

2. Services.

A. STATE shall furnish on-line medical direction and comply with the following performance indicators:

1) All calls requesting on-line medical direction must be answered by the appropriate physician in fifty-five (55) seconds at least ninety percent (90%) of the time.

2) STATE must provide a process to assure that staff physicians are knowledgeable of the protocols. This process may include but not be limited to: educational sessions, tests, and inservice for protocol updates. The process must be approved by COUNTY.

3) STATE will develop a process for Standard Operating Procedures (SOP) adoption which governs on-line medical direction. COUNTY will review operating procedures prior to their implementation. STATE will adhere to the SOPs at all times. Failure to provide these SOP's for COUNTY review is a breach of Contract.

4) A plan must be developed and approved by the COUNTY which details a problem solving process for any complaint or issues presented to the STATE's medical director or communications coordinator. This plan must assure a complaint resolution which will be furnished to the COUNTY no more than thirty (30) days from date of complaint filing.

5) The STATE will implement a quality assurance/quality improvement process that reviews standards, operations, and performance, identifying problems and their solutions. This process will allow for input from COUNTY, and will report summary data and findings to the Medical Advisory Board Quality Assurance Subcommittee on a quarterly basis.

6) The STATE will participate in the COUNTY's quality assurance process by providing a staff member, when requested, and by providing medical resource hospital data and information on a timely basis as requested by the Quality Assurance Committee.

7) The Medical Resource Hospital medical director shall meet with the Multnomah County physician supervisors at their regularly scheduled meetings to discuss online medical control issues and exchange information.

B. The STATE shall provide trauma communications coordination and comply with the following performance indicators. The trauma communications coordination function is being provided at the request of the Area Trauma Advisory Board (ATAB I).

1) All trauma communication coordination requests must be answered within ten (10) seconds ninety percent (90%) of the time.

2) The STATE must develop a process which allows for Standard Operating Procedures (SOP) adoption and includes the Area Trauma Advisory Board and COUNTY review prior to implementation. The STATE will adhere to the SOPs at all times.

3) The STATE must provide a plan which details a problem solving process for any complaint. The plan must assure that the STATE has an outcome from the complaint which will be furnished to the COUNTY no more than thirty (30) days from the date of complaint filing.

C. The state will assist in provision of inservice training to emergency medical technicians in Multnomah County and comply with the following performance indicators:

1) The number of inservices which will be offered in each year is twelve (12), but is adjustable to more or fewer at COUNTY and STATE discretion.

2) The coordination of those courses will be carried out through a joint arrangement with the STATE, COUNTY, and other hospitals in Multnomah County.

3) STATE services required are that cases and case summary for case review will be provided. One MRH physician will be in attendance to provide the case review.

D. STATE shall be responsible for central data collection for medical direction and trauma communication coordination activities. STATE shall comply with the following performance indicators:

1) STATE is to collect this data from Emergency Medical Technicians at the time that they contact STATE for on-line medical direction or Trauma Communications Coordination (TCC) functions.

2) The specific data points to be collected are referenced in appendix A.

3) Raw data points are to be provided to COUNTY for monthly periods. These will be in the form of diskettes in dBase 3 form, provided no later than the 30th of the following month.

4) The data points as described in appendix A may be modified upon the concurrence of COUNTY and STATE.

5) STATE shall provide a trauma communications center monthly report which complies with the format in appendix B.

6) The data (voice tapes, written reports, and all data points collected) is the sole property of COUNTY, which has the sole authority for release of the data. COUNTY shall prescribe guidelines to be used for the release of the data and STATE must follow these guidelines. It is the intent of guidelines that they facilitate and not impede academic research (see appendix C).

7) STATE shall also provide COUNTY proof of Joint Commission of American Hospitals (JCAH) accreditation and that it meets or exceeds all requirements of MCC 6.31.060 (A-6) and rules adopted pursuant thereto.

3. Compensation.

A. COUNTY agrees to pay STATE \$10,200 based on the following terms:

1) COUNTY agrees to provide and maintain two 800 MHz radios and a multichannel recorder used to provide MRH communications.

2) One quarter advance of the total amount upon execution of this Agreement, balance payable in three (3) quarterly installments upon receipt of billings from STATE.

3) Expenditure reports are to be sent to the EMS Director, Health Department, 426 SW Stark, 9th Floor, Portland, Oregon 97204.

B. COUNTY certifies that either federal, state or local funds are available and authorized to finance the costs of this Agreement. In the event that funds cease to be available to COUNTY in the amounts anticipated, COUNTY may terminate or reduce Agreement funding accordingly. COUNTY will notify STATE as soon as it receives notification from funding source. Reduction or termination will not effect payment for accountable expenses prior to the effective date of such action.

C. All final billings affecting Agreement payments must be received within thirty (30) days after the end of the Agreement period. Agreement payments not triggered or billed within this specified time period will be the sole responsibility of STATE.

4. Contractor is Independent Contractor

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

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

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

5. Workers Compensation

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

6. Contractor Identification

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

7. Subcontracts and Assignment

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

8. Access to Records

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

9. Waiver of Default.

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

10. Adherence to Law

A. STATE shall adhere to all applicable laws governing its relationship with its employees, including but not limited to laws, rules, regulations and policies concerning workers' compensation, and minimum and prevailing wage requirements.

B. STATE shall not unlawfully discriminate against any individual with respect to hiring, compensation, terms, conditions or privileges or employment, nor shall any person be excluded from participation in, be denied the benefits or, or be subjected to discrimination under any program or activity because of such individual's race, color, religion, sex, national origin, age or handicap. In that regard, STATE must comply with all applicable provisions of Executive Order Number 11246 as amended by Executive Order Number 11375 of the President of the United States dated September 24, 1965, Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000(d)) and Section 504 of the Rehabilitation Act of 1973 as implemented by 45 C.F.R. 84.4. STATE will also comply with all applicable rules, regulations and orders of the Secretary of Labor concerning equal opportunity in employment and the provisions of ORS Chapter 659.

11. Modification

A. In the event that COUNTY's Agreement obligation is amended by a federal or state initiated change, COUNTY shall amend this Agreement through written notification of changes sent to STATE by mail. STATE shall sign the amendment and return to COUNTY within twenty (20) working days of receipt of COUNTY's notification document.

B. Any other amendments to the provisions of this Agreement, whether COUNTY or STATE initiated, shall be reduced to writing and signed by both parties.

12. Integration

This Agreement contains the entire Agreement between the parties and supersedes all prior written or oral discussions or Agreements.

13. Record Confidentiality

STATE agrees to keep all client records confidential in accordance with State and Federal statutes and rules governing confidentiality.

14. Early Termination

A. Violation of any of the rules, procedures, attachments, or conditions of this Agreement may, at the option of either party, be cause for termination of the Agreement and, unless and until corrected, of funding support by COUNTY and services by STATE, or be cause for placing conditions on said funding and/or services, which may include withholding of funds. Waiver

by either party of any violation of this Agreement shall not prevent said party from invoking the remedies of this paragraph for any succeeding violations of this Agreement.

B. This Agreement may be terminated by either party by sixty (60) days written notice to the other party.

C. Immediate termination or amendment by COUNTY may occur under any of the following conditions; or

1) Upon notice of denial, revocation, suspension or nonrenewal of any license or certificate required by law or regulation to be held by STATE to provide a service under this Agreement.

2) Upon notice if STATE fails to start-up services on the date specified in this Agreement, or if STATE fails to continue to provide service for the entire Agreement period.

3) Upon notice to COUNTY of evidence that STATE has endangered or is endangering the health and safety of clients/residents, staff, or the public.

D. Payment to STATE will include all services provided through the day of termination and shall be in full satisfaction of all claims by STATE against COUNTY under this Agreement.

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

15. Litigation.

A. STATE shall give COUNTY immediate notice in writing of any action or suit filed or any claim made against STATE or any subcontractor of which STATE may be aware of which may result in litigation related in any way to this Agreement.

16. Oregon Law and Forum

This Agreement shall be construed according to the law of the state of Oregon.

17. Certification Regarding Lobbying

A. No federal appropriated funds can be or will be paid, by or on behalf of the contractor, to any person for influencing or attempting to influence an officer or an employee of any agency, a member of congress, an officer or employee of congress, or an employee of a member of congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of congress, an officer or employee of congress, or an employee of a member of congress in connection with this contract, the contractor shall complete and submit Standard Form-111, "Disclosure Form to Report Lobbying," in accordance with its instructions.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly appointed officers the date first written above.

OREGON HEALTH SCIENCES UNIVERSITY

By _____

Thomas G. Fox

Vice President

Date _____

93-6001786W

MULTNOMAH COUNTY, OREGON

By Beverly Stein

Beverly Stein, County Chair

Date 7-7-94

HEALTH DEPARTMENT

By Billi Odegard

Billi Odegard, Director

Date 6/10/94

EMERGENCY MEDICAL
SERVICES

By William Collins

William Collins, Director

Date 6-7-94

REVIEWED:

LAURENCE KRESSEL, County
Counsel for Multnomah County,

By Laurence Kessel

Date June 20, 1994

5024.doc

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS

AGENDA # 2-7 DATE 7-7-94

Carrie A. Peterson

BOARD CLERK