

ANNOTATED MINUTES

Tuesday, February 4, 1997 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:30 a.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley and Tanya Collier present.

CONSENT CALENDAR

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

DEPARTMENT OF AGING SERVICES

- C-1 Intergovernmental Revenue Agreement 400157 with Oregon Senior and Disabled Services, Providing Reimbursement for One Half of Consultant Expenses Incurred in Planning for Transfer of Disability Services Offices from State to County

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-2 Budget Modification CFSD 12 Correcting Job Classification in the Contracts and Evaluation Unit of Department's Management and Administration, and Moving \$14,600 from Personnel Services to Materials and Services

DEPARTMENT OF HEALTH

- C-3 Renewal of Intergovernmental Agreement 200897 with the State Health Division for the Provision of Research and Evaluation Required for the Health Department's Various Federal Grants

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-4 ORDER Authorizing Vacation of SW Hedlund Avenue from SW Comus Street South Approximately 375 Feet as Provided by ORS 368.366

ORDER 97-14.

REGULAR AGENDA

PUBLIC COMMENT

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

NO ONE WISHED TO COMMENT.

DEPARTMENT OF LIBRARY SERVICES

- R-2 RESOLUTION Exempting the Library from Resolution 90-2 and Allowing the Library Foundation to Serve Alcohol at the Library Gala Celebration

COMMISSIONER COLLIER MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-2. ITEM TABLED UNTIL ARRIVAL OF DON BARNEY.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-3 ORDER Approving an Intergovernmental Agreement with the City of Portland for County Lease of Space at the East Portland Community Center [SE 106th Avenue] for an Aging Services Department Office

Commissioner Dan Saltzman arrived at 9:36 a.m.

COMMISSIONER HANSEN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-3. BOB OBERST AND JUNE SCHUMANN EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION CONCERNING OWNERSHIP AND COSTS ISSUES. BOARD COMMENTS. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER SALTZMAN, IT WAS APPROVED THAT R-3 BE CONTINUED TO THURSDAY, FEBRUARY 13, 1997 FOR STAFF TO REVIEW COSTS ESTIMATES, WITH COMMISSIONERS KELLEY, HANSEN AND SALTZMAN VOTING AYE, AND COMMISSIONERS COLLIER AND STEIN VOTING NO.

DEPARTMENT OF LIBRARY SERVICES

RESOLUTION Exempting the Library from Resolution 90-2 and Allowing the Library Foundation to Serve Alcohol at the Library Gala Celebration

ITEM RESUMED. DON BARNEY EXPLANATION, COMMENTS IN SUPPORT OF EXEMPTION AND RESPONSE TO BOARD QUESTIONS. COMMISSIONER KELLEY COMMENTED IN OPPOSITION TO EXEMPTION ALLOWING ALCOHOL TO BE SERVED OR CONSUMED IN A COUNTY FACILITY. COMMISSIONER HANSEN ADVISED HE AGREES WITH COMMISSIONER KELLEY'S POSITION, BUT SUPPORTS THE MOTION IN DEFERENCE TO THE WISHES OF THE LIBRARY FOUNDATION. RESOLUTION 97-13 APPROVED, WITH COMMISSIONERS HANSEN, COLLIER, SALTZMAN AND STEIN VOTING AYE, AND COMMISSIONER KELLEY VOTING NO.

There being no further business, the regular meeting was adjourned at 10:06 a.m. and the policy discussion convened at 10:07 a.m.

Tuesday, February 4, 1997 - 9:40 AM
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BOARD POLICY DISCUSSION

As the County Reduces General Fund Support to the Primary Care Clinics, How Can we Minimize Client Impact? What Will be the Impact of Advocating for Assistance from an Expanded Oregon Health Plan and from the Local Health Maintenance Organizations? What Will be the Impact of Operating a Fee Supported Enrollment Plan? What Will be the Impact of the State Using the Cigarette Tax for Expanded Eligibility? Presented by Billi Odegaard, Sharon Armstrong, Tom Fronk, MaryLou Hennrich, Scott Clement, Marge Jozsa, Tim Goldfarb, Bob Pollari and Gary Oxman.

BILLI ODEGAARD, MARYLOU HENNRICH, GARY OXMAN, SCOTT CLEMENT, MARGE JOZSA, TOM FRONK, SHARON ARMSTRONG, TIM GOLDFARB PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS, COMMENTS AND DISCUSSION.

Tuesday, February 4, 1997 - 1:30 PM
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1021 SW Fourth, Portland

LAND USE PLANNING MEETING

Chair Beverly Stein convened the meeting at 1:34 p.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present.

P-1 MC 3-96 DE NOVO HEARING in the Matter of an Appeal of the Hearings Officer's Decision Regarding the Denial of a Building Permit for a Replacement Dwelling in an Area Zoned Exclusive Farm Use and Rural Center on Property Located at 29306 SE ORIENT DRIVE, GRESHAM. TESTIMONY LIMITED TO 20 MINUTES PER SIDE.

CHAIR STEIN EXPLAINED QUASI-JUDICIAL PROCESS. AT CHAIR STEIN'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR STEIN'S REQUEST FOR CHALLENGES AND/OR OBJECTIONS, NONE WERE OFFERED. PLANNER CHUCK BEASLEY PRESENTED CASE HISTORY. HEARINGS OFFICER LIZ FRANCHER PRESENTED CONDITIONS, FINDINGS OF FACT AND CRITERIA USED IN DETERMINATION TO DENY APPLICATION. APPLICANT'S ATTORNEY DAVE HUNNICUTT ENTERED INTO THE RECORD COPIES OF HIS MEMORANDUM OF LAW, PORTIONS OF SECTIONAL ZONING MAPS 704 AND 706, LEGAL DESCRIPTION OF TAX LOT 28, WARRANTY DEED, PERSONAL REPRESENTATIVE DEED, AND NICHOLS COURT OF APPEALS DECISION. MR. HUNNICUTT AND APPLICANT DENNIS BROWN TESTIFIED IN SUPPORT OF REVERSAL OF THE HEARINGS OFFICER DECISION, ADVISING APPLICANT REQUESTS APPROVAL TO DEMOLISH THE EXISTING RESIDENCE SITED ON PROPERTY ZONED RURAL CENTER IN ORDER TO REPLACE IT WITH A

LARGER HOME FURTHER AWAY FROM ORIENT DRIVE ON PROPERTY ZONED EXCLUSIVE FARM USE. ARNOLD ROCHLIN TESTIMONY IN OPPOSITION TO APPLICANT'S REQUEST, REBUTTAL TO MR. HUNNICUTT'S ARGUMENTS AND INTERPRETATION OF A LUBA CASE, AND IN SUPPORT OF THE HEARINGS OFFICER DECISION. CHRIS FOSTER TESTIMONY IN SUPPORT OF MR. ARNOLD'S TESTIMONY AND THE HEARINGS OFFICER DECISION. MR. HUNNICUTT REBUTTAL. IN RESPONSE TO CHAIR STEIN'S REQUEST FOR CONTINUANCE OR OBJECTION TO HEARING, NONE WERE OFFERED. HEARING CLOSED. CHAIR STEIN ADVISED ALL PARTIES WILL RECEIVE A COPY OF THE BOARD'S WRITTEN DECISION, WHICH MAY BE APPEALED TO LUBA. COUNTY COUNSEL SANDRA DUFFY RESPONSE TO BOARD QUESTIONS. UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER KELLEY, THE HEARINGS OFFICER DECISION WAS UNANIMOUSLY UPHELD.

P-2 CU 5-96, HV 10-96, SECh 13-96 DE NOVO HEARING in the Matter of an Appeal of the Hearings Officer's Decision Regarding a Denial of a Conditional Use Permit, Major Variance and Significant Environmental Concern Permit to Establish a Single Family Residence, Barn and Arena on Property Designated as Commercial Forest Use on NW SKYLINE BOULEVARD, PORTLAND. TESTIMONY LIMITED TO 20 MINUTES PER SIDE.

APPLICANT'S ATTORNEY JON GILBERT SUBMITTED A LETTER ADVISING HIS CLIENT HAS WITHDRAWN THE APPEAL.

There being no further business, the meeting was adjourned at 2:20 p.m.

OFFICE OF THE BOARD CLERK
FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad
Deborah L. Bogstad

Wednesday, February 5, 1997 - 7:00 PM
Southwest Neighbors Incorporated
Mittleman Jewish Community Center
6651 SW Capitol Highway, Portland

CITY/COUNTY JOINT COMMUNITY FORUM

- JM- Community Meeting on Impact of Measure 47, Providing the Opportunity to Meet with Your Local Elected Officials and Discuss Government Services; Learn More about Budget Cuts and Service Reduction Options; and Share Your Opinions and Suggestions, in an Informal, Group Discussion Format. Facilitated by City and County Elected Officials and Staff.
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Thursday, February 6, 1997 - 7:00 PM
Troutdale City Hall, Council Chambers
104 SE Kibling Avenue, Troutdale

COMMUNITY FORUM MEETING

- JM-2 Community Meeting on Impact of Measure 47, Providing the Opportunity to Meet with Your Local Elected Officials and Discuss Government Services; Learn More about Budget Cuts and Service Reduction Options; and Share Your Opinions and Suggestions, in an Informal, Group Discussion Format. Facilitated by County Elected Officials and Staff.