

**ANNOTATED AGENDA FOR THE
MEETING OF THE
BOARD OF COMMISSIONERS**

Thursday, July 22, 2010 - 9:30 AM
Multnomah Building, Commissioners Board Room 100
501 SE Hawthorne Blvd., Portland, Oregon

REGULAR MEETING

Chair Jeff Cogen convened the meeting at 9:30 a.m. with Vice-Chair Diane McKeel and Commissioners Deborah Kafoury, Barbara Willer and Judy Shiprack present.

CONSENT CALENDAR

UPON MOTION MADE BY COMMISSIONER SHIPRACK AND SECONDED BY COMMISSIONER WILLER THE CONSENT CALENDAR WAS UNANIMOUSLY APPROVED.

- C-1 Proposed Amendment to Intergovernmental Agreement (IGA) with City of Portland for FY2010-11 Maintenance of County Roads in Unincorporated Western Multnomah County
- C-2 RESOLUTION No. 2010-107 Authorizing the Private Sale of Two Tax Foreclosed Properties to Matthew A. Todd.
- C-3 RESOLUTION No. 2010-108 Authorizing the Private Sale of a Tax Foreclosed Property to Frederick W. & Catherine Boggan

REGULAR AGENDA
PUBLIC COMMENT

Public testimony was given and received for the record.

- R-1 Board Briefing Concerning Accounts Payable: Continue Improvements. Presenters: Steve March, County Auditor; Judith DeVilliers, Principal Management Auditor; Mark Campbell, Acting Finance Director; and Satish Nath, Finance Manager.**

Mr. March introduced the other presenters.

Ms. DeVilliers stated that their audit focused on accounts payable (AP) and the data reviewed included over 450k invoices, totaling nearly \$2 billion from 2005-2009. The County has made progress in converting to electronic payments and the use of e-payments and purchase cards, and should continue these efforts, as they reduce costs and improve controls. The objective for this audit was to analyze AP tests, provide

management with a trend analysis of AP invoices and payments, and to identify possible areas of risk that would warrant additional review.

Mr. March also recommended expanding the use of P-cards and E-payments. Central AP should work with purchasing departments to better manage vendor master files. The County's Chief Finance Officer and AP Manager should review the use of direct payment invoices and contracting rules and one-time vendors to revise guidelines for one-time vendors and clarify contracting rules and exceptions for use of direct pay invoices. Additionally, they should increase monitoring compliance with the County's rules and guidelines for direct pay invoices and one-time vendors.

Vice-Chair McKeel thanked the presenters for providing this information. She stated that she found it very helpful and appreciated the Department's response.

Chair Cogen thanked the presenters for the important work they are doing.

R-2 Multnomah County Adopts the East Portland Action Plan as a Guide and as a Participatory and Advocacy Tool for Community Stakeholders. Sponsor: Commissioner Judy Shiprack. Presenters: Lore Wintergreen, EPAP Advocate; Arlene Kimura, EPAP; Larry Kotan, EPAP; Mary Li, MDCHS; and Invited Guests.

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

Commissioner Shiprack made the opening remarks and acknowledgements. Ms. Wintergreen introduced the speakers in attendance. The presenters provided the presentation and responded to Board questions and comments.

The Board thanked the presenters for their efforts.

Resolution No. 2010-112 was unanimously adopted.

R-3 BUDGET MODIFICATION MCSO - 01 Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount of \$242,609 and the District Attorney's Office in the Amount of \$196,034 for the Kyron Horman Investigation. The Total Contingency Request is \$438,643. Sheriff Dan Staton, District Attorney Mike Schrunk

Sheriff Staton extended his appreciation and gratitude to the District Attorney and Chair Cogen. They have been able to absorb internally within their existing budget the \$365,000 in this investigation to date. Their intent is to return the \$500,000 the Board approved in June 2010 to protect them against possible shortfalls in closing out last year's fiscal budget. They also will return \$400,000 from the last fiscal year to the County's general fund.

Sheriff Staton updated the Board on the Investigation of the Kyron Horman case. He stated that his Department has concluded the search phase and is moving into a full investigation. They are investigating the 3,000-plus leads generated in this case. They have served subpoenas and seized 200 sets of records regarding this investigation. Each set of records has resulted in vast documentation. The Sheriff's Office currently has 38 binders of information.

Sheriff Staton informed the Board of the additional resources they need to continue the progress of this investigation for two investigators. His office is assigning a lead investigator from existing resources to devote full time to this investigation. He stated that his department has done an exceptional job creating savings for the County and absorbing the expenditures within their budget and emphasized he is unwilling to give up this investigation. Presently, they estimate that it will cost \$242,609 to fund activities over the next four months. He suggested that it is more fiscally responsible for them to continue to investigate using resources provided internally, track their expenditures and return to the Board in October with a full accounting.

He asked that the request for funding be tabled now, and return to the Board in October. The Sheriff stressed the importance of the investigation and his support of any request from the DA requesting more funding.

Chair Cogen commended and expressed his appreciation to Sheriff Staton and his team for their responsible use of resources. He clarified the Sheriff's request and then asked for a motion to entertain the amended Budget Modification.

Motion was made by Commissioner Shiprack and seconded by Vice-Chair McKeel, to consider the proposed amendment. It passed unanimously.

Motion was made by Commissioner Shiprack and seconded by Vice-Chair McKeel, to approve the amended Budget Modification MCSO-01 to authorize the request for the General Fund Contingency of \$196,034 approved for the District Attorney's Office and accept the Sheriff's request to withdraw the request of \$242,609 for the Sheriff's Office.

Mr. Schrunk expressed his wish to return funds but due to a reduced budget and increased expenses in this investigation, is unable to do so. He has put two senior chief deputies on, who are working this case daily. He has also brought in other deputy district attorneys. He outlined the steps their office has taken to obtain court orders and search warrants. More work continues and their office is doing everything possible to bring this case to a good resolution legally. The 38 binders are being assessed, processed and prepared for trial.

Mr. Schrunk asked that this appropriation be earmarked for one limited duration Deputy DA and one limited duration Investigator to help backfill through the remainder of the fiscal year. Chair Cogen asked the DA to return in October with an update for the Board, which Mr. Schrunk agreed to do.

The Chair and each of the Commissioners thanked the Sheriff and DA for their hard work and leadership on such a sensitive case. They additionally thanked everyone in the community who had donated time, food, and help.

The amended version of BudMod MCSO-01 was unanimously approved.

R-4 MCSO Intent to Apply as Part of the Office for Victims of Crime (OVC) Enhanced Collaborative Model to Combat Human Trafficking Program. Captain Monte Reiser and Wanda Yantis, Fiscal Manager.

Vice-Chair McKeel moved and Commissioner Shiprack seconded the request that R-4 be postponed indefinitely. It was unanimously approved.

R-5 MCSO Intent to Apply as Part of the COPS Hiring Recovery Program (CHRP). Captain Monte Reiser and Wanda Yantis.

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

Cpt. Reiser and Ms. Yantis provided an explanation and responded to Board questions and comments.

The MCSO NOI was unanimously approved.

R-6 BUDGET MODIFICATION DCJ-01 Reduces an Intergovernmental Agreement (IGA) with Portland Community College and Restores the Services by Adding 2.50 New FTE. Presenter: Carole A. Scholl, Manager, ASD Londer Learning Center, and Erin Russell, DCJ.

Commissioner Shiprack moved and Vice-Chair McKeel seconded the approval of R-6.

Ms. Scholl and Ms. Russell provided a presentation and responded to Board questions and comments.

BudMod DCJ-01 was unanimously approved.

R-7 Authorizing Settlement of *Arigbon v. Multnomah County*. Presenter: Jenny M. Morf, Sr. Assistant County Attorney.

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

Ms. Morf provided the presentation and responded to Board questions and comments.

The settlement was unanimously approved.

R-8 RESOLUTION Establishing Fees and Charges for Chapter 7, County Management, of the Multnomah County Code and Repealing Resolution No. 05-085. P. Presenter: Jenny M. Morf.

Commissioner Shiprack moved and Vice-Chair McKeel seconded the approval of R-8.

Ms. Morf provided the presentation and responded to Board questions and comments.

Resolution No. 2010-109 was unanimously approved.

R-9 RESOLUTION Establishing Fees and Charges for Chapter 27, Community Services, of the Multnomah County Code and Repealing Resolution No. 2010-067. Presenter: Jenny M. Morf.

Commissioner Shiprack moved and Commissioner Willer seconded the approval of R-9.

Ms. Morf provided the presentation and responded to Board questions and comments.

Resolution No. 2010-110 was unanimously approved.

R-10 Quarterly Report to Board on Feasibility Determinations Done on Certain Purchases During the Second Calendar Quarter of 2010. Presenter: Brian R. Smith, Finance Manager, Purchasing.

Mr. Smith stated that the Legislature requires the County to perform a feasibility determination and potentially, a cost analysis prior to procurement for certain services exceeding \$250,000 under HB2867. PCRB 47-0250 requires the Purchasing Manager to report to the Board quarterly and provide copies of each written determination and cost analysis done.

During the second quarter of the calendar year 2010, two feasibility determinations were done. 1) Third Party Administrator services for Mental Health and Addiction Services Division, and 2) Inverness Jail Roof Restoration and Mechanical Replacement. No cost analysis was required for either of those determinations. Copies of the determinations were provided for the record.

R-11 Approval to Lease Approximately 11,004 Square Feet of Space for a New Rockwood Clinic. Presenter: Vanetta Abdellatif, DHS.

Commissioner Shiprack moved and Vice-Chair McKeel seconded the approval of R-11.

Ms. Abdellatif provided an explanation and responded to Board questions and comments.

Resolution No. 2010-111 was unanimously approved.

R-12 NOTICE OF INTENT to Apply for \$40 Million from the TIGER II Grant Program for the Sellwood Bridge. Presenter: Karen C. Schilling, Sr. Program Manager, LUTP.

Commissioner Willer moved and Commissioner Shiprack seconded approval of R-12.

Ms. Schilling provided an explanation and responded to Board questions and comments.

The NOI was unanimously approved.

R-13 Approval of Amendment No. 1 to Existing Intergovernmental Agreement (IGA) with Oregon Dept. of Transportation (ODOT) for Morrison Bridge Rehabilitation. Presenter: Jon Henrichsen, Engineering Services Manager, WRBE.

Commissioner Shiprack moved and Commissioner Willer seconded approval of R-13.

Mr. Henrichsen provided an explanation and responded to Board questions and comments.

The IGA No. 0708053 was unanimously approved.

R-14 Intergovernmental Agreement and First Amendment with Oregon Dept. of Transportation and the City of Fairview for Halsey Street – Bicycle and Pedestrian Improvement. Presenters: Brian S. Vincent, Engineering Services Manager.

Commissioner Shiprack moved and Vice-Chair McKeel seconded the approval of R-14.

Mr. Vincent provided an explanation and responded to Board questions and comments.

The IGA No. 4600008384 was unanimously approved.

R-15 Intergovernmental Agreement with the City of Fairview for Halsey Street Bicycle and Pedestrian Improvement. Presenters: Brian Vincent, Engineering Services Manager.

Commissioner Shiprack moved and Vice-Chair McKeel seconded the approval of R-15.

Mr. Vincent provided an explanation and responded to Board questions and comments.

The IGA No. 4600008385 was unanimously approved.

R-16 Intergovernmental Agreement (IGA) between Multnomah County and Portland Parks and Recreation (PPR) in Connection with *Powers Marine Park* and the Sellwood Bridge Project. (*Postponed from 7/15*) Presenters: Jon Henrichsen and Michael Eaton, Project Manager.

Commissioner Kafoury moved and Commissioner Willer seconded approval of R-16.

Mr. Henrichsen provided an explanation and responded to Board questions and comments.

The IGA STIP Key No. 13762 was unanimously approved.

R-17 Intergovernmental Agreement (IGA) between Multnomah County and Portland Parks and Recreation (PPR) in Connection with *Willamette Moorage Park* and the Sellwood Bridge Project. (*Postponed from 7/15*) Presenters: Jon Henrichsen and Michael Eaton.

Commissioner Willer moved and Commissioner Kafoury seconded approval of R-17.

Mr. Henrichsen provided an explanation and responded to Board questions and comments.

The IGA STIP Key No. 13762 was unanimously approved.

R-18 Animal House Adoption Event and Toga Party. Presenter: Michael L. Oswald, Program Manager, Animal Services.

Mr. Oswald announced the 3rd annual Animal House Adoption Event and Toga Party to occur on Saturday July 31, 2010. It is designed to encourage people to adopt animals, especially cats and will include vendor booths, live music, and celebrities broadcasting live from K103. Attendees are encouraged to dress in togas. This will also be the last chance people will have to get pet licenses at a lower rate before the fees increase.

The Board thanked Mr. Oswald for his presentation and enthusiasm.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:06 a.m.

Submitted by:
Lynda J. Grow, Board Clerk,
Marina Baker, Assistant Board Clerk and
Shirley Luo, Intern
Board of County Commissioners
Multnomah County