

ANNOTATED MINUTES

Tuesday, August 4, 1992 - 8:30 AM  
Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

- E-1 *The Multnomah County Board of Commissioners will Meet in Executive Session to Discuss Collective Bargaining Negotiations Pursuant to ORS 192.660(1)(d)*

EXECUTIVE SESSION HELD.

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Tuesday, August 4, 1992 - 9:30 AM  
Multnomah County Courthouse, Room 602

BOARD BRIEFINGS

- B-1 *Advise the Board of County Commissioners of the Preliminary Decisions that the Library Board has made on the Library's Capital Needs at the Central Library and Midland Branch Library. Presented by Ginnie Cooper, Jim Emerson and Terry McCall, Chair of the Library Board's Capital Needs Subcommittee.*

**GINNIE COOPER, TERRY McCALL AND MIKE HARRINGTON PRESENTATION, DISCUSSION AND RESPONSE TO BOARD QUESTIONS. BOARD INVITED TO ATTEND TWO PUBLIC HEARINGS REGARDING LIBRARY BOARD RECOMMENDATIONS FOR LIBRARY FUNDING ON MONDAY, AUGUST 10, 1992 AT CENTRAL LIBRARY AND TUESDAY, AUGUST 11, 1992 AT MIDLAND LIBRARY. COMMISSIONER HANSEN REQUESTED SPECIFIC CAPITAL IMPROVEMENTS INFORMATION.**

- B-2 *Review and Discuss Replacement for Serial Levies in Coming Fiscal Year and Other Revenue Issues. Presented by Dave Warren and Ben Buisman.*

**DAVE WARREN, BEN BUISMAN, FRED NEAL, GARY WALKER AND BOARD DISCUSSION OF REVENUE SHORTFALL AND BUDGET NEEDS DUE TO EXPIRATION OF LIBRARY AND SHERIFF LEVIES, LIBRARY CONSTRUCTION COSTS, REDUCTION OF FEDERAL MARSHAL BEDS, CERTIFICATES OF PARTICIPATION FOR JUVENILE DETENTION FACILITY CONSTRUCTION AND CUTS IN STATE PASS THROUGH REVENUES. CHAIR DIRECTED BUDGET STAFF TO COORDINATE ELECTION DEADLINES WITH LEVY AND/OR TAX PROPOSAL SUBMITTAL.**

- B-3 *Update on Three Pending Statutory Way of Necessity Cases and Discussion of the Procedures Outlined in Resolution 92-51 Concerning Rules for the Conduct of*

Hearings. Presented by County Counsel Jacqueline Weber.

**MS. WEBER EXPLAINED THAT IN ADDITION TO TODAY'S HEARING, A HEARING ON ANOTHER CASE IS SET FOR SEPTEMBER 1, 1992 AND THE THIRD CASE IS NOT YET SCHEDULED DUE TO INADEQUACIES IN SUBMITTED PETITION. MS. WEBER PROVIDED AND DISCUSSED A SUMMARY OF THE ISSUES IN CONNECTION WITH THE CRITERIA NECESSARY TO ESTABLISH A STATUTORY WAY OF NECESSITY AND EXPLAINED THAT FOLLOWING THE HEARING, COUNTY COUNSEL WILL PREPARE A FINAL ORDER FOR ADOPTION, WHICH SETS FORTH THE BOARD'S DECISION AND THE AMOUNT OF ATTORNEY FEES COMPENSATION.**

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*Tuesday, August 4, 1992 - 11:30 AM  
Multnomah County Courthouse, Room 602*

**AGENDA REVIEW**

*B-4 Review of Agenda for Regular Meeting of August 6, 1992.*

- R-3 CHAIR McCOY ADVISED HER STAFF IS WORKING ON A PROCESS TO EXPEDITE FUTURE NOTICE OF INTENT SUBMITTALS TO THE BOARD.**
- R-5 CHAIR McCOY ADVISED SHE WILL REQUEST THAT THIS ITEM BE HELD OVER.**
- R-6 STAFF EXPLAINED THAT BUDGET MODIFICATION DES #1 SHOULD BE CONSIDERED ALONG WITH THIS ITEM.**
- R-10 VICE-CHAIR KELLEY REQUESTED THAT AN ANALYSIS BE DONE TO SEE IF THERE IS A BETTER WAY OF DOING BUSINESS, SUCH AS SELLING CONTRACTS TO A BANK.**
- R-14 STAFF EXPLANATION AND DISCUSSION OF PROCESS AND APPLICATION SUBMITTALS.**
- R-17 BOARD AND STAFF EXPLANATION AND DISCUSSION OF IMPLICATIONS OF REQUEST FOR DECLARATION OF DROUGHT EMERGENCY AND FINANCIAL ASSISTANCE AVAILABLE UNDER SAME.**
- R-18 COMMISSIONER HANSEN EXPLAINED THIS ORDINANCE IS ADVISORY ONLY AND WILL ALLOW VOTERS IN UNINCORPORATED MULTNOMAH COUNTY AN OPPORTUNITY TO ADDRESS THE ISSUE. COUNTY COUNSEL ADVISED A CERTIFIED COPY OF THE**

**ORDINANCE NEEDS TO BE FILED WITH ELECTIONS BY  
SEPTEMBER 3, 1992.**

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*Tuesday, August 4, 1992 - 1:30 PM  
Multnomah County Courthouse, Room 602*

**WAY OF NECESSITY HEARING**

*Chair Gladys McCoy convened the hearing at 1:35 p.m., with Vice-Chair Sharron Kelley, Commissioners Pauline Anderson and Gary Hansen present, and Commissioner Rick Bauman excused.*

*PH-1 Quasi-Judicial Hearing Followed by Board Deliberations and Order in the Matter of a Petition to Establish a Way of Necessity for Property Located on Sauvie Island Known as Tax Lot 8, Section 9, 2N, 1W, Multnomah County, Oregon, Filed by Mr. and Mrs. Ronald Brown and Mr. and Mrs. David Smith; Case No. 92-51B*

**MS. WEBER REPORTED THAT PETITIONERS AND RESPONDENTS HAVE AGREED TO WITHDRAW THE PETITION IN ORDER TO PURSUE OTHER LEGAL MEANS FOR OBTAINING AN EASEMENT. MS. WEBER DISCUSSED THE \$334.79 SURVEYOR'S REPORT AND REQUESTED THAT THE PARTIES LEGAL COUNSEL HELP HER RESEARCH THE STATUTE TO SEE WHETHER ATTORNEY FEES NEED TO BE PAID IF A PETITION IS WITHDRAWN PRIOR TO THE ACTUAL HEARING. RESPONDENTS' ATTORNEY LES BUSH, AND PETITIONERS' ATTORNEY MR. MARTIN EXPLAINED THEY WILL ATTEMPT TO SETTLE THE AMOUNT AND PAYMENT OF ATTORNEY FEES AND COSTS BEFORE FORMAL WITHDRAWAL OF PETITION. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER ANDERSON, IT WAS UNANIMOUSLY APPROVED THAT THE HEARING BE POSTPONED INDEFINITELY. MS. WEBER TO SUBMIT DOCUMENTATION FOR FINAL BOARD ACTION FOLLOWING NOTIFICATION OF A SETTLEMENT AGREEMENT BETWEEN THE PARTIES.**

*There being no further business, the hearing was adjourned at 1:45 p.m.*

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



**Deborah L. Bogstad**

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*Thursday, August 6, 1992 - 9:30 AM  
Multnomah County Courthouse, Room 602*

REGULAR MEETING

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

CONSENT CALENDAR

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-3) WAS UNANIMOUSLY APPROVED.**

JUSTICE SERVICES

SHERIFF'S OFFICE

- C-1 *In the Matter of a Restaurant/New Outlet Liquor License Application Submitted by the Sheriff's Office with Recommendation for APPROVAL, for ROYAL CHINOOK INN, 2609 SE CORBETT HILL ROAD, CORBETT*
- C-2 *In the Matter of a Malt Beverage/Change of Ownership Liquor License Application Submitted by the Sheriff's Office with Recommendation for DENIAL, for the BOTTOMS UP, 16900 SW ST. HELENS HWY.*

DEPARTMENT OF SOCIAL SERVICES

- C-3 *Ratification of an Intergovernmental Revenue Agreement, Contract #102853, Between Multnomah County, Social Services Division and the City of Portland, Bureau of Community Development, to Help Fund \$52,000 of the Homeless Shelter for Chronically Mentally Ill Clients, for the Period July 1, 1992 to June 30, 1993*

REGULAR AGENDA

DEPARTMENT OF SOCIAL SERVICES

- R-1 *Ratification of an Intergovernmental Revenue Agreement, Contract #102873, Between Multnomah County, Housing & Community Services Division and the City of Portland, Bureau of Community Development, to Provide Contract Funds, \$96,765, for the City's Portion of Emergency Services Clearinghouse Operations and Client Assistance Vouchers for Homeless People through the American Red Cross, for the Period July 1, 1992 to June 30, 1993*

**UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, R-1 WAS UNANIMOUSLY APPROVED.**

- R-2 *Budget Modification DSS #2 Requesting Authorization to Add \$122,265 of City of Portland Revenues to the Housing and Community Services Division, Community Action Program Pass-Through Budget to Pay for Designated Emergency Assistance Clearinghouse and Relocation Services for Homeless and Low Income People through*

*County Administered Subcontracts*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, R-2 WAS UNANIMOUSLY APPROVED.**

- R-3 *NOTICE OF INTENT Requesting Approval for Multnomah County Housing & Community Services Division to Submit a Grant Application to the U.S. Department of Housing and Urban Development for \$1,222,055 Federal Funds Over Five Years to Pay for Operational and Supportive Services at the Turning Point Transitional Housing Project for Homeless Families with Children*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, R-3 WAS UNANIMOUSLY APPROVED.**

NON-DEPARTMENTAL  
MANAGEMENT SUPPORT

- R-4 *First Reading of an ORDINANCE Amending Ordinance No. 709, in Order to Revise, Add and Delete Exempt Salary Ranges*

**PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER ANDERSON MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF THE FIRST READING. NO ONE WISHED TO TESTIFY. FIRST READING UNANIMOUSLY APPROVED. SECOND READING SCHEDULED FOR THURSDAY, AUGUST 13, 1992.**

- R-5 *Ratification of an Intergovernmental Agreement, Contract #500083, Between Multnomah County, Finance Division and the State of Oregon, Department of General Services to Provide Travel Management Services to the County through the State Department of General Services Contract*

**AT THE REQUEST OF CHAIR McCOY AND UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT R-5 BE HELD OVER FOR ONE WEEK, TO THURSDAY, AUGUST 13, 1992.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-6 *Ratification of an Intergovernmental Agreement, Contract #300283, Between the City of Gresham and Multnomah County, Fleet & Electronic Services Division to Provide Electronic Equipment Maintenance to the City of Gresham*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, R-6 WAS UNANIMOUSLY APPROVED.**

**UPON MOTION OF COMMISSIONER ANDERSON,  
SECONDED BY COMMISSIONER KELLEY, CONSIDERATION  
OF THE FOLLOWING ITEM WAS UNANIMOUSLY  
APPROVED.**

- UC-1 *Budget Modification DES #1 Requesting Authorization to Increase the General Fund by \$21,015 in Revenues to be Received in Connection with Intergovernmental Agreement Contract #300283 (R-6) Between Multnomah County and the City of Gresham for Electronics Equipment Maintenance for FY 92/93*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER ANDERSON, BUDGET MODIFICATION  
DES #1 WAS UNANIMOUSLY APPROVED.**

- R-7 *RESOLUTION in the Matter of the Improvement of S.E. Hogan Road, No. 4974*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER ANDERSON, RESOLUTION 92-135 WAS  
UNANIMOUSLY APPROVED.**

- R-8 *RESOLUTION in the Matter of the Improvement of S.E. 242nd Drive, No. 4997*

**UPON MOTION OF COMMISSIONER HANSEN, SECONDED  
BY COMMISSIONER KELLEY, RESOLUTION 92-136 WAS  
UNANIMOUSLY APPROVED.**

- R-9 *Ratification of an Intergovernmental Agreement, Contract #300733, Between Multnomah County Transportation Division and the Oregon Department of Transportation, Highway Division Regarding County and State Obligations on the S.E. Water Avenue Ramps for the Morrison Bridge*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER HANSEN, R-9 WAS UNANIMOUSLY  
APPROVED.**

- R-10 *In the Matter of the Return of the Proceedings on the Sale of Tax Foreclosed Properties, June 29, 1992*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER HANSEN, R-10 WAS UNANIMOUSLY  
APPROVED.**

- R-11 *ORDER in the Matter of Declaring Various Tax Foreclosed Properties Abandoned and Subject to Waste and Ordering the Tax Collector to Issue a Deed*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED  
BY COMMISSIONER HANSEN, ORDER 92-137 WAS  
UNANIMOUSLY APPROVED.**

- R-12 *ORDER in the Matter of Vacation of Second Street in Section 20, T2N, R1W, W.M.,*

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, ORDER 92-138 WAS UNANIMOUSLY APPROVED.**

- R-13 *ORDER in the Matter of Setting a Hearing Date to Consider Transfer of Tax Foreclosed Property to the City of Portland for a Continuing Public Use*

**UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER ANDERSON, ORDER 92-139 SETTING A HEARING DATE FOR THURSDAY, AUGUST 20, 1992, WAS UNANIMOUSLY APPROVED.**

- R-14 *ORDER Setting a Hearing Date in the Matter of Request for Transfer of Tax Foreclosed Property Under the County Housing Affordability Demonstration Program*

**UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, ORDER 92-140 SETTING A HEARING DATE FOR THURSDAY, AUGUST 27, 1992, WAS UNANIMOUSLY APPROVED.**

- R-15 *First Reading of an ORDINANCE Amending Multnomah County Code Chapter 9.10 [Uniform Mechanical Permit Fees]*

**PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. NO ONE WISHED TO TESTIFY. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER ANDERSON, THE FIRST READING WAS UNANIMOUSLY APPROVED. SECOND READING SCHEDULED FOR THURSDAY, AUGUST 13, 1992.**

- R-16 *First Reading of an ORDINANCE Amending Multnomah County Code Chapter 9.30 [Uniform Plumbing Permit Fees]*

**PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. NO ONE WISHED TO TESTIFY. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, THE FIRST READING WAS UNANIMOUSLY APPROVED. SECOND READING SCHEDULED FOR THURSDAY, AUGUST 13, 1992.**

NON-DEPARTMENTAL

- R-17 *RESOLUTION in the Matter of Requesting Governor Roberts to Declare Multnomah County a Drought Emergency Area*

**ROBERT TRACHTENBERG, BILL BACH, REBECCA BULLOCK, DENNIS HICKETHIER, JOHN KELLER, DAVID LEEN, AMY DANIELSON, PAUL DANIELSON, AMANDA**

**FERGUSON-CRADLER, ERICA DAGLE AND STEVE VARGA TESTIMONY IN SUPPORT. KAREN RUSSELL TESTIMONY IN OPPOSITION AND RESPONSE TO BOARD QUESTIONS. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, RESOLUTION 92-141 WAS UNANIMOUSLY APPROVED.**

R-18 *First Reading of an ORDINANCE Submitting to the Voters the Question of Whether Legislation Should Be Adopted to Authorize the Voters to Abolish Multnomah, Washington and Clackamas Counties, the Metropolitan Service District and Tri-Met, and Create a Single Consolidated Government*

**PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER HANSEN MOVED AND COMMISSIONER ANDERSON SECONDED, APPROVAL OF THE FIRST READING. TOM CROPPER TESTIMONY IN OPPOSITION AND RESPONSE TO BOARD QUESTIONS. FIRST READING UNANIMOUSLY APPROVED. SECOND READING SCHEDULED FOR THURSDAY, AUGUST 13, 1992.**

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**COMMISSIONER HANSEN REQUESTED THAT A LETTER OR RESOLUTION COMMENDING METRO CHARTER COMMITTEE MEMBER MATT HENNESSEE BE SENT ON BEHALF OF THE BOARD.**

*There being no further business, the meeting was adjourned at 10:35 a.m.*

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



**Deborah L. Bogstad**