

ANNOTATED MINUTES

Tuesday, March 5, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

BOARD BRIEFINGS

Chair Beverly Stein convened the meeting at 9:32 a.m., with Vice-Chair Dan Saltzman, Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present.

- B-1 Department of Community and Family Services, Community Action Program Office Update on Recommendation of Men's Housing Facility Programming Task Force to Portland City Council. Presented by Rey España.

***REY ESPAÑA, DAVID NEMO AND STEVE RUDMAN
PRESENTATION AND RESPONSE TO BOARD
QUESTIONS AND DISCUSSION.***

- B-2 Girlz in the Hood Video Presentation by Diane Feldt, Director, North Portland Youth and Family Center.

***DIANE FELDT, SANDRA JOHNSON AND REGENA
WARREN PRESENTATION AND RESPONSE TO
BOARD QUESTIONS AND DISCUSSION.***

There being no further business, the meeting was adjourned at 11:04 a.m.

Thursday, March 7, 1996 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:34 a.m., with Vice-Chair Dan Saltzman, Commissioners Sharron Kelley, Gary Hansen and Tanya Collier present.

CONSENT CALENDAR

***UPON MOTION OF COMMISSIONER HANSEN,
SECONDED BY COMMISSIONER KELLEY, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-6)
WAS UNANIMOUSLY APPROVED.***

NON-DEPARTMENTAL

- C-1 Appointment of Leon Fox to the METROPOLITAN HUMAN RIGHTS COMMISSION, Position No. 1
- C-2 Amendment to Intergovernmental Agreement 500096-1 with Portland Development Commission, for Disbursement Services on \$137,500 Bridge Loan to Brentwood-Darlington Community Resource Center Project

SHERIFF'S OFFICE

- C-3 Amendment to Intergovernmental Agreement 800416 with Oregon State Marine Board, Adding \$3,600 for Sheriff's Office River Patrol to Conduct Marine Law Enforcement Activities During Fiscal Year 1995-96
- C-4 Budget Modification MCSO 6 Adding \$3,600 to the Supplies Line Item in the Marine Board Portion of the Sheriff's River Patrol Budget

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-5 TP 3-95 Hearings Officer Decision APPROVING, With Conditions, Request to Locate Two Modular Classroom Units on Sauvie Island School District Property, 14445 NW CHARLTON

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

- C-6 RESOLUTION Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody

RESOLUTION 96-32.

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.

NON-DEPARTMENTAL

- R-2 Request for Approval of Mt. Hood Cable Regulatory Commission Proposed Budget for Fiscal Year 1996-1997

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-2. ERNIE BONNER AND MARY BETH HENRY PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. MS. HENRY ADVISED SHE WOULD UPDATE BOARD IN RESPONSE TO COMMISSIONER SALTZMAN'S REQUEST FOR CABLE ACCESS TO INMATES DURING CABLE BRIEFING SCHEDULED FOR THURSDAY, MARCH 21, 1996. CABLE BUDGET UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-3 RESOLUTION Commenting on a Locational Adjustment to the Metro Urban Growth Boundary Requested by the Open Door Baptist Church, Troutdale, Oregon

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-3. BOB HALL EXPLANATION. PAMELA JENSEN TESTIMONY IN SUPPORT. COMMISSIONER KELLEY COMMENTS IN SUPPORT. RESOLUTION 96-33 UNANIMOUSLY APPROVED.

- R-4 RESOLUTION Accepting the Multnomah County Strategic Plan for Information Technology, Commending the Strategic Planning for Information Technology Team, and Adopting Strategic Goals, Policies and Objectives for Multnomah County Information Technology

COMMISSIONER COLLIER MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-4. BETSY WILLIAMS PRESENTATION. BOARD COMMENTS IN SUPPORT AND ACKNOWLEDGEMENT OF TEAM EFFORTS. RESOLUTION 96-34 UNANIMOUSLY APPROVED.

DEPARTMENT OF LIBRARY SERVICES

- R-5 RESOLUTION Submitting to the Voters in a Countywide Election a Three Year Rate Based Serial Levy to Fund Library Services

COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-5. COMMISSIONER COLLIER EXPLANATION. RESOLUTION 96-35 UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

- R-6 RESOLUTION Submitting to the Voters in a Countywide Election a Three Year Rate Based Serial Levy to Fund Public Safety Operations

COMMISSIONER COLLIER MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-6. FOLLOWING DISCUSSION, COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF AMENDMENT TO SUBSTITUTE THE FOLLOWING LANGUAGE: "THE NEW LEVY WILL END THE UNSUPERVISED RELEASE OF OFFENDERS DUE TO LACK OF JAIL SPACE". BARBARA SIMON TESTIMONY REGARDING SHERIFF NOELLE CONCERNS, ADVISING THE SHERIFF IS ADAMANT ABOUT ENDING THE UNSUPERVISED EARLY RELEASE OF PRISONERS. FOLLOWING BOARD DISCUSSION, MS. SIMON SUGGESTED CORRECTING TYPOGRAPHICAL ERRORS AND OTHER MINOR WORDSMITHING. COUNSEL LARRY KRESSEL RESPONSE TO QUESTION OF CHAIR STEIN. AT CHAIR STEIN'S REQUEST AND UPON MOTION OF COMMISSIONER COLLIER, SECONDED BY COMMISSIONER HANSEN, R-6 WAS UNANIMOUSLY TABLED TO THE END OF MEETING IN ORDER TO ALLOW MS. SIMON AND BOARD STAFF TO MAKE THE APPROPRIATE CORRECTIONS AND BRING AN AMENDED DOCUMENT BACK TO THE BOARD FOR FINAL CONSIDERATION. AT 11:50 AM, CONSIDERATION OF R-6 WAS RESUMED WHEREIN THE BOARD WAS FURNISHED COPIES OF AN AMENDED RESOLUTION. UPON MOTION OF

COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, RESOLUTION 96-36 WAS UNANIMOUSLY APPROVED, AS AMENDED.

NON-DEPARTMENTAL

R-7 Intergovernmental Agreement 500636 with Metro Regional Government for Phase II, Transfer of Ownership of Regional Parks, Natural Areas, Golf Courses, Cemeteries, and Trade/Spectator Facilities Presently Owned by Multnomah County to Metro

COMMISSIONER COLLIER MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-7. CHAIR STEIN EXPLANATION, ADVISING COMMISSIONER COLLIER WILL BE OFFERING A VARIETY OF AMENDMENTS. DAN OLDHAM TESTIMONY REGARDING SHERIFF'S OFFICE CONCERNS AND RESPONSE TO BOARD QUESTIONS. TOM CROPPER TESTIMONY IN OPPOSITION TO TRANSFER OF EXPO FACILITY. IN RESPONSE TO A QUESTION OF CHAIR STEIN, MR. KRESSEL EXPLAINED THE FRIENDS OF THE FAIR LAWSUIT WAS RESOLVED IN FAVOR OF THE COUNTY AT THE TRIAL COURT AND IN THE COURT OF APPEALS, AND ADVISED THE SUPREME COURT REFUSED TO REVIEW THE CASE, THUS ENDING THE LITIGATION. METRO EXECUTIVE OFFICER MIKE BURTON TESTIMONY IN SUPPORT OF TRANSFER AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. FOLLOWING DISCUSSION, COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF TECHNICAL AMENDMENTS TO PAGES 3, 5 AND 8 AS PROPOSED BY METRO AND RECOMMENDED BY COUNTY COUNSEL. MR. BURTON ADVISED AMENDMENTS WOULD ALSO BE SUBJECT TO METRO COUNCIL APPROVAL. TECHNICAL AMENDMENTS UNANIMOUSLY APPROVED. COMMISSIONER COLLIER MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF AMENDMENT TO PAGE 10 REGARDING COUNTY'S DUTY OF INDEMNIFICATION NOT EXTENDING BEYOND A MAXIMUM OF \$50,000 TO ANY POLLUTION CONDITION, CONTAMINATION,

FUEL LEAK, DISCHARGE OR RELEASE OF TOXIC MATERIALS OR HAZARDOUS SUBSTANCES AS DEFINED IN LAW. BOARD DISCUSSION. MR. BURTON AND DAVE BOYER RESPONSE TO BOARD QUESTIONS AND DISCUSSION.. MR. BURTON AND CONVENTION CENTER DIRECTOR JEFFREY BLOSSER RESPONSE TO BOARD QUESTIONS CONCERNING SMITHSONIAN EXHIBIT AND CONSTRUCTION BUDGET. COMMISSIONER KELLEY DISCUSSED HER CONCERNS REGARDING PROVISIONS FOR COUNTY FAIR AND GREENSPACE ACQUISITION ISSUES. INDEMNIFICATION AMENDMENT APPROVED, WITH COMMISSIONERS HANSEN, COLLIER, SALTZMAN AND STEIN VOTING AYE, AND COMMISSIONER KELLEY VOTING NO. COMMISSIONER COLLIER MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF AMENDMENT TO REVERSIONARY CLAUSE PAGE 5, AS FOLLOWS: "WITH RESPECT TO TRANSFERRED PARKS, THE DEEDS SHALL INCLUDE REVERSIONARY RIGHTS IN COUNTY IN THE EVENT THE LAND CEASES TO BE USED FOR PARK PURPOSES, NOT INCLUDING THE EXCHANGE OR SALE OF THE PROPERTIES KNOWN AS _____ OR _____ AND UTILITY/INFRASTRUCTURE EASEMENTS SO LONG AS THESE ACTIONS ARE FOR A PUBLIC PURPOSE AND ENHANCE THE ENTIRE PARK SYSTEM." MR. BURTON COMMENTS IN SUPPORT. REGIONAL PARKS AND GREENSPACES DIRECTOR CHARLES CIECKO ADVISED THE TWO PROPERTIES ARE KNOWN AS MASON HILL AND BELLVIEW POINT, AND COMMENTED IN SUPPORT OF REVERSIONARY CLAUSE. MR. CIECKO EXPRESSED CONCERNS REGARDING CERTAIN PROVISIONS OF THE BLUE LAKE PARK MASTER PLAN AND RESPONDED TO BOARD QUESTIONS AND DISCUSSION. MR. KRESSEL AND CHAIR STEIN RESPONSE TO QUESTION OF COMMISSIONER COLLIER. COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED AN AMENDMENT "NOT INCLUDING THE EXCHANGE OR SALE OF PROPERTIES KNOWN AS MASON HILL OR BELLVIEW POINT,

AND OTHER PROPERTIES CONSISTENT WITH THE BLUE LAKE PARK MASTER PLAN." BOARD, MR. BURTON AND MR. KRESSEL COMMENTS AND DISCUSSION. COMMISSIONER COLLIER ADVISED SHE WITHDRAWS HER PREVIOUS REVERSIONARY CLAUSE AMENDMENTS. COMMISSIONER COLLIER MOVED, SECONDED BY COMMISSIONER KELLEY, APPROVAL OF THE FOLLOWING AMENDMENT TO THE REVERSIONARY CLAUSE ON PAGE 5: "TRANSFERRED PARKS SHALL BE USED SOLELY FOR PARK PURPOSES UNLESS THE BOARD OF COUNTY COMMISSIONERS APPROVES ANOTHER PUBLIC USE FOR A SPECIFIC PROPERTY." MR. KRESSEL RESPONSE TO QUESTION OF CHAIR STEIN. BOARD DISCUSSION. MR. BURTON, BOARD AND MR. KRESSEL COMMENTS AND DISCUSSION. CHAIR STEIN ADVISED HER INTENT IS THAT IF METRO IS GOING TO PROPOSE TO SELL OR TRADE PARK LAND FOR ANY USE, THAT THEY WOULD ADVISE US, CONSULT US, AND HAVE A PUBLIC HEARING BEFORE THAT TRADE OR SALE OCCURRED. FOLLOWING COUNSEL AND BOARD CONSENSUS, COMMISSIONER COLLIER MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF THE FOLLOWING AMENDMENT TO THE REVERSIONARY CLAUSE ON PAGE 5: "IF METRO PROPOSES TO SELL OR TRADE PARK LANDS, IT WOULD BE IN CONSULTATION WITH MULTNOMAH COUNTY AND AFTER A PUBLIC HEARING WAS HELD BY METRO." AMENDMENT UNANIMOUSLY APPROVED. COMMISSIONER SALTZMAN COMMENTS IN SUPPORT. CHAIR STEIN, COMMISSIONER COLLIER, COUNSEL MATT RYAN, FINANCE DIRECTOR DAVE BOYER, MR. CIECKO AND MR. BURTON EXPLANATION IN RESPONSE TO MR. OLDHAM'S CONCERNS, ADVISING MARINE BOARD FUNDS FOR OPERATION OF RIVER PATROL; MARINE FUEL TAX FUNDS FOR RECREATIONAL BOATING FACILITIES; AND COUNTY MAINTENANCE OF SHERIFF'S RIVER PATROL FACILITIES WILL CONTINUE AS USUAL AFTER THE TRANSFER. IN RESPONSE TO A

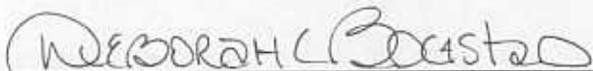
QUESTION OF MR. OLDHAM, MR. CIECKO ADVISED METRO WILL CONTINUE TO PAY ITS PRO RATA SHARE OF CAPITAL COSTS AND ANNUAL SERVICE FEES ASSOCIATED WITH USE OF BOEC 9-1-1 EMERGENCY RADIO SYSTEM. BOARD COMMENTS IN SUPPORT OF TRANSFER. AGREEMENT UNANIMOUSLY APPROVED, AS AMENDED.

R-8 First Reading of an ORDINANCE Amending Multnomah County Code Chapter 5.50.050 (Transient Lodging Tax) to Allow Certain Tax Receipts to be Used to Finance Construction of a New Hall at the Expo Center

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, TO CONTINUE THE FIRST READING FOR ONE WEEK UNTIL THE ISSUE OF OWNERSHIP OF EXPO IS SETTLED. COMMISSIONER COLLIER COMMENTS IN SUPPORT OF HER MOTION. MR. KRESSEL AND MR. BURTON RESPONSE TO BOARD DISCUSSION. MR. BURTON TESTIMONY IN SUPPORT. TOM CROPPER TESTIMONY IN OPPOSITION. COMMISSIONERS COLLIER AND KELLEY WITHDREW THEIR MOTION AND SECOND. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER SALTZMAN, THE FIRST READING WAS UNANIMOUSLY APPROVED. SECOND READING THURSDAY, MARCH 14, 1996.

There being no further business, the meeting was adjourned at 11:52 a.m.

OFFICE OF THE BOARD CLERK
FOR MULTNOMAH COUNTY, OREGON



Deborah L. Bogstad