

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 LUCETTI, 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 VERY 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*

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 HOOPEES 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 DOSE 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-Datacom 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.



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

May 2, 1994 - May 6, 1994

- Tuesday, May 3, 1994 - 9:00 AM - Budget Work Session Page 2*
- Tuesday, May 3, 1994 - 11:30 AM - Budget Public Hearing Page 2*
- Tuesday, May 3, 1994 - 1:00 PM - Board Briefing Page 2*
- Tuesday, May 3, 1994 - 1:30 PM - Executive Session Page 2*
- Wednesday, May 4, 1994 - 9:00 AM - Budget Work Session Page 3*
- Wednesday, May 4, 1994 - 11:15 AM - Board Briefing Page 3*
- Wednesday, May 4, 1994 - 11:30 AM - Budget Public Hearing Page 3*
- Wednesday, May 4, 1994 - 6:00 PM - Budget Orientation Page 3
& Public Hearing - at the **CENTRAL LIBRARY***
- Thursday, May 5, 1994 - 9:30 AM - Regular Meeting Page 4*
- Thursday, May 5, 1994 - 11:45 AM - Board Briefing Page 6*

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

- Thursday, 10:00 PM, Channel 11 for East and West side subscribers*
- Thursday, 10:00 PM, Channel 49 for Columbia Cable (Vancouver) subscribers*
- Friday, 6:00 PM, Channel 30 for Paragon Cable (Multnomah East) subscribers*
- Saturday 12:00 Noon, Channel 21 for East Portland and East County subscribers*

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.

Tuesday, May 3, 1994 - 9:00 AM

Multnomah County Courthouse, Room 602

BUDGET WORK SESSION

9:00 - 11:30 AM

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*

Tuesday, May 3, 1994 - 11:30 AM

Multnomah County Courthouse, Room 602

BUDGET PUBLIC HEARING

11:30 AM - Noon

PH-1 *Public Hearing and Testimony for the COMMUNITY AND FAMILY SERVICES BUDGET*

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. 1:00 PM TIME CERTAIN, 30 MINUTES REQUESTED.*

Tuesday, May 3, 1994 - 1:30 PM

Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

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 - 1:30 TIME CERTAIN, 1 HOUR REQUESTED.*

Wednesday, May 4, 1994 - 9:00 AM

Multnomah County Courthouse, Room 602

BUDGET WORK SESSION

9:00 - 11:15 AM

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

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. **11:15 AM TIME CERTAIN, 15 MINUTES REQUESTED.**

Wednesday, May 4, 1994 - 11:30 AM

Multnomah County Courthouse, Room 602

BUDGET PUBLIC HEARING

11:30 AM - Noon

PH-2 Public Hearing and Testimony for the **HEALTH DEPARTMENT BUDGET**

Wednesday, May 4, 1994 - 6:00 PM

Multnomah County Central Library - Auditorium
801 SW 10th Avenue

**BUDGET OVERVIEW & ORIENTATION and
PUBLIC HEARING**

6:00-7:00 PM Overview and Orientation of Multnomah County Chair's Proposed 1994-95 Budget

PH-3 7:00-8:00 PM Public Hearing and Testimony for the Multnomah County Proposed 1994-95 Budget

Thursday, May 5, 1994 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR MEETING

CONSENT CALENDAR

SHERIFF'S OFFICE

App 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. 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 94-80

to Ref. Agm. 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

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

Awards Presented R-1 Presentation in the Matter of Employee Service Awards Honoring Multnomah County Employees with Various Years of Service. 9:30 AM TIME CERTAIN, 20 MINUTES REQUESTED.

App R-2 PROCLAMATION in the Matter of Proclaiming May 12, 1994 as Chronic Fatigue Syndrome Awareness Day in Multnomah County, Oregon. 9:50 AM TIME CERTAIN, 10 MINUTES REQUESTED. 94-81

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. 10:00 AM TIME CERTAIN, 10 MINUTES REQUESTED.

MANAGEMENT SUPPORT

APP

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

94-82

SERVICE DISTRICTS

(Recess as the Board of County Commissioners and convene as the Governing Body of Dunthorpe-Riverdale Sanitary Service District No. 1)

APP w/ Service District

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

(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)

APP

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

(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

APP

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

DEPARTMENT OF ENVIRONMENTAL SERVICES

APP

R-8 RESOLUTION in the Mater 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

94-83

DEPARTMENT OF HEALTH

- ADP 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

PUBLIC CONTRACT REVIEW BOARD

(Recess as the Board of County Commissioners and convene as the Public Contract Review Board)

- ADP R-10 ORDER in the Matter of Exempting from Public Bidding a Contract with Racal-Datcom for the Provision of Modems 94-84

(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, 11:15 AM TIME CERTAIN, 30 MINUTES REQUESTED.

PUBLIC COMMENT

- R-12 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

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. 11:45 AM TIME CERTAIN, 15 MINUTES REQUESTED.

MULTNOMAH COUNTY BUDGET MEETING SCHEDULE

(April 22, 1994 Revision)

<i>Community & Family Services Division (CFS) Work Session</i>	<u>5/3/94</u>	<u>9:00-11:30 am - Board Room +</u>
<i><u>CFS Public Testimony</u></i>	<u>5/3/94</u>	<u>11:30-12:00 pm - Board Room</u>
<i>Health Department (HD) Work Session</i>	<u>5/4/94</u>	<u>9:00-11:30 am - Board Room</u>
<i><u>HD Public Testimony</u></i>	<u>5/4/94</u>	<u>11:30-12:00 pm - Board Room</u>
<i><u>*CFS/HD Public Testimony</u></i>	<u>5/4/94</u>	<u>1:30-4:30 pm - Board Room</u>
<i><u>Budget 101 Orientation</u></i>	<u>5/4/94</u>	<u>6:00-7:00 pm - Central Library</u>
<i><u>Public Hearing/Budget</u></i>	<u>5/4/94</u>	<u>7:00-8:00 pm - Central Library</u>
		<u>Auditorium, 801 SW 10th, Portland</u>
<i>Aging Services Division (ASD) Work Session</i>	<u>5/9/94</u>	<u>10:00-11:30 am - Board Room</u>
<i><u>ASD Public Testimony</u></i>	<u>5/9/94</u>	<u>11:30-12:00 pm - Board Room</u>
<i>Juvenile Justice Division (JJD) Work Session</i>	<u>5/9/94</u>	<u>1:30-3:00 pm - Board Room</u>
<i><u>JJD Public Testimony</u></i>	<u>5/9/94</u>	<u>3:00-3:30 pm - Board Room</u>
<i>District Attorney (DA) Work Session</i>	<u>5/9/94</u>	<u>3:30-4:30 pm - Board Room</u>
<i><u>DA Public Testimony</u></i>	<u>5/9/94</u>	<u>4:30-5:00 pm - Board Room</u>
<i>Multnomah County Sheriff's Office (MCSO) Work Session</i>	<u>5/10/94</u>	<u>9:00-11:30 am - Board Room</u>
<i><u>MCSO Public Testimony</u></i>	<u>5/10/94</u>	<u>11:30-12:00 pm - Board Room</u>
<i><u>*ASD/JJD Public Testimony</u></i>	<u>5/11/94</u>	<u>1:30-3:00 pm - Board Room</u>
<i><u>*DA/MCSO Public Testimony</u></i>	<u>5/13/94</u>	<u>9:30-12:00 pm - Board Room</u>
<i>Department of Environmental Services (DES) Work Session</i>	<u>5/23/94</u>	<u>9:00-11:30 am - Board Room</u>
<i><u>DES Public Testimony</u></i>	<u>5/23/94</u>	<u>11:30-12:00 pm - Board Room</u>
<i>Department of Community Corrections (DCC) Work Session</i>	<u>5/23/94</u>	<u>1:30-4:30 pm - Board Room</u>
<i><u>DCC Public Testimony</u></i>	<u>5/23/94</u>	<u>4:30-5:00 pm - Board Room</u>
<i>DES & Management Support Services (MSS) Work Session</i>	<u>5/24/94</u>	<u>9:00-11:30 am - Board Room</u>
<i><u>DES/MSS Public Testimony</u></i>	<u>5/24/94</u>	<u>11:30-12:00 pm - Board Room</u>

MULTNOMAH COUNTY BUDGET MEETING SCHEDULE - continued
(April 22, 1994 Revision)

<i>Department of Library Services (DLS) Work Session</i>	<u>5/31/94</u>	<i>9:00-11:30 am - Board Room</i>
<u><i>DLS Public Testimony</i></u>	<u>5/31/94</u>	<u><i>11:30-12:00 pm - Board Room</i></u>
<u><i>*DLS/DES/DCC Public Testimony</i></u>	<u>5/31/94</u>	<u><i>1:30-4:30 pm - Board Room</i></u>
<i>Independent Agencies & Other Government Support Work Session</i>	<u>6/1/94</u>	<i>9:00-11:30 am - Board Room</i>
<u><i>Ind/Other Public Testimony</i></u>	<u>6/1/94</u>	<u><i>11:30-12:00 pm - Board Room</i></u>
<u><i>Public Hearing/Budget</i></u>	<u>6/1/94</u>	<u><i>7:00-9:00 pm - Council Chambers, Gresham City Hall, 1333 NW Eastman Parkway, Gresham</i></u>
<i>General Work Session</i>	<u>6/7/94</u>	<i>9:30-12:00 pm - Board Room</i>
<u><i>Public Hearing/Budget</i></u>	<u>6/7/94</u>	<u><i>7:00-9:00 pm - Board Room</i></u>
<i>General Work Session</i>	<u>6/8/94</u>	<i>9:30-12:00 pm - Board Room</i>
<i>General Work Session</i>	<u>6/14/94</u>	<i>9:30-12:00 pm - Board Room</i>
<i>General Work Session</i>	<u>6/15/94</u>	<i>9:30-12:00 pm - Board Room</i>
<u><i>Public Hearing/Adopt Budget</i></u>	<u>6/16/94</u>	<u><i>9:30-12:00 pm - Board Room</i></u>

(* Denotes Additional Public Testimony As Needed)

+ Board Room Address:

Multnomah County Courthouse, Room 602
1021 SW Fourth Avenue, Portland, Oregon 97204

Contact the Office of the Board Clerk, 248-3277 or 248-5222
for Further Information

MEETING DATE MAY 05 1994

AGENDA NO. C-1

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

Subject: OLCC Application

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING Date Requested: _____

Amount of Time Needed: _____

DEPARTMENT Sheriff's Office DIVISION _____

CONTACT Sergeant Kathy Ferrell TELEPHONE 251-2431

BLDG/ROOM # 313/115

PERSON(S) MAKING PRESENTATION: Sergeant Ferrell

ACTION REQUESTED:

() INFORMATIONAL ONLY () POLICY DIRECTION () APPROVAL () OTHER

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

Attached is a dispenser, Class A/Greater Privilege OLCC application for the Club Genesis, located at 13639 SE Powell, Portland, Oregon, 97236.

The owner, Evelyn J. Webb, has no appreciable criminal history, and tax requirements have been met.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: Sgt. Kathy Ferrell

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

Any questions call the Office of the Board Clerk, 248-3277/248-5222

KF/lbs/6378 Original Sent to Kathy Ferrell on 5-5-94.

1994 APR 21 PM 3:35
MULTNOMAH COUNTY
OREGON
CLERK OF COUNTY COMMISSIONERS

GENERAL INFORMATION

A non-refundable processing fee is assessed when you submit this completed form to the Commission (except for Druggist and Health Care Facility Licenses). The filing of this application does not commit the Commission to the granting of the license for which you are applying nor does it permit you to operate the business named below.

(THIS SPACE IS FOR OLCC OFFICE USE)

(THIS SPACE IS FOR CITY OR COUNTY USE)

Application is being made for:

- DISPENSER, CLASS A
- DISPENSER, CLASS B
- DISPENSER, CLASS C
- PACKAGE STORE
- RESTAURANT
- RETAIL MALT BEVERAGE
- SEASONAL DISPENSER
- WHOLESALE MALT BEVERAGE & WINE
- WINERY
- Add Partner
- Additional Privilege
- Change Location
- Change Ownership
- Change of Privilege
- Greater Privilege from RMB
- Lesser Privilege
- New Outlet
- Other

NOTICE TO CITIES AND COUNTIES: Do not consider this application unless it has been stamped and signed at the left by an OLCC representative.

THE CITY COUNCIL, COUNTY COMMISSION, OR COUNTY

COURT OF Multnomah County
(Name of City or County)

RECOMMENDS THAT THIS LICENSE BE: GRANTED X

DATE May 5, 1994 DENIED _____

BY [Signature]
(Signature)

TITLE Multnomah County, Chair

OTHER:
\$102.62 Processing fee
\$7199
Larry Jacobson

1994

CAUTION: If your operation of this business depends on your receiving a liquor license, OLCC cautions you not to purchase, remodel, or start construction until your license is granted.

1. Name of Corporation, Partnership, or Individual Applicants:

- 1) WEBBS ROYAL TAP ENT. INC
- 2) _____
- 3) Evelyn J. Webb
- 4) _____
- 5) _____
- 6) _____

(EACH PERSON LISTED ABOVE MUST FILE AN INDIVIDUAL HISTORY AND A FINANCIAL STATEMENT)

2. Present Trade Name CLUB GENESIS

3. New Trade Name NONE Year filed 81
with Corporation Commissioner

4. Premises address 13639 SE. POWELL PORTLAND MULTNOMAH ORE 97236
(Number, Street, Rural Route) (City) (County) (State) (Zip)

5. Business mailing address 13639 SE. POWELL PORTLAND, ORE. 97236
(P.O. Box, Number, Street, Rural Route) (City) (State) (Zip)

6. Was premises previously licensed by OLCC? Yes X No _____ Year 83

7. If yes, to whom: TOM & EVELYN WEBB Type of license: RMB

8. Will you have a manager: Yes _____ No X Name _____
(Manager must fill out Individual History)

9. Will anyone else not signing this application share in the ownership or receive a percentage of profits or bonus from the business? Yes _____ No X

10. What is the local governing body where your premises is located? COUNTY - MULTNOMAH
(Name of City or County)

11. OLCC representative making investigation may contact: TOM OR EVELYN WEBB
(Name)
25996 HILLOCK Rd. ESTACADA 97023 630-3251 760-8128
(Address) (Tel. No. - home, business, message)

CAUTION: The Administrator of the Oregon Liquor Control Commission must be notified if you are contacted by anybody offering to influence the Commission on your behalf.

DATE 3-21-94

Applicant(s) Signature
(In case of corporation, duly authorized officer thereof)

- 1) Evelyn J. Webb
- 2) _____
- 3) _____
- 4) _____
- 5) _____
- 6) _____

Original - Local Government
Form 84545-480 (3-90)

MEETING DATE: MAY 05 1994

AGENDA NO: C-2

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Correction Deed to Purchaser

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: 5 minutes

DEPARTMENT: Environmental Services DIVISION: Assessment & Taxation

CONTACT: Kathy Tuneberg TELEPHONE #: 248-3590

BLDG/ROOM #: 166/200/Tax Title

PERSON(S) MAKING PRESENTATION: Rich Payne

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 a Correction Deed to the Multnomah County Tax Collector as required by Records Management. Original deed issued had incorrect legal description.

CORRECTION DEED D940971, and Board Orders attached.

BOARD OF
COUNTY COMMISSIONERS
1994 APR 26 AM 11:38
MULTNOMAH COUNTY
OREGON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: Jessie M. Davis Betty Willis

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

Original Order 94-79 & Deed sent to Beverly Scott 6/93 on 5-9-94.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Execution of)
Correction Deed D940971 for Certain) ORDER 94-79
Tax Acquired Property to)
AAA STRUCTURES INC.)

It appearing that heretofore Multnomah County executed a deed conveying the real property hereinafter described to AAA STRUCTURES INC. and that a correction in the legal description is needed.

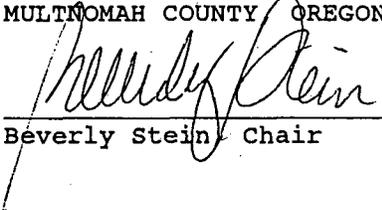
NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners execute a deed conveying to the former owner the following described real property, situated in the County of Multnomah, State of Oregon:

LINCOLN PARK
LOT 12, BLOCK 3

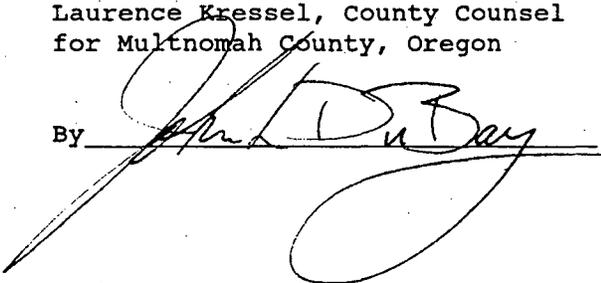
Dated at Portland, Oregon this 5th day of May, 1994.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY OREGON


Beverly Stein Chair

REVIEWED:
Laurence Kressel, County Counsel
for Multnomah County, Oregon

By 

CORRECTION DEED

THIS DEED IS EXECUTED TO CORRECT THE LEGAL DESCRIPTION ON DEED D940971 RECORDED DECEMBER 23, 1993 IN BOOK 2806, PAGE 227, MULTNOMAH COUNTY DEED RECORDS.

DEED D940971

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

LINCOLN PARK
LOT 12, BLOCK 3

The true and actual consideration paid for this transfer, stated in terms of dollars is \$6,860.29.

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:

10424 SE CHERRY BLOSSOM DR #105
PORTLAND OR 97216

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 5th day of May, 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

Beverly Stein, Chair

REVIEWED:
Laurence Kressel, County Counsel
for Multnomah County, Oregon

DEED APPROVED:
Janice Druian, Director
Assessment & Taxation

By *John L. DuBay*

By *K. A. Junberg*

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

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 5th day of May, 1994, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally know, who being duly sworn did sat that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is 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.



Notary Public for Oregon

My Commission expires: 1/24/97

MEETING DATE: MAY 05 1994

AGENDA NO: C-3

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Request Approval of Repurchase Contract to Former Owner

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: _____

Amount of Time Needed: 5 minutes

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 Repurchase Contract to former owner.

Contract #15765 and Board Orders attached.

1994 APR 26 AM 11:37
MULTNOMAH COUNTY
CLERK OF COUNTY COMMISSIONERS OFFICE
OREGON

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: *James M. Du* *Betsy Willia*

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

Sent Original Order 94-80 + ~~Check~~ to Beverly Scott on 5-9-94.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of Contract 15765)
for the Sale of Certain Real Property) ORDER 94-80
to)
GREGORY V. WEIGEL)
FRANCESCA W. ROSEMEYER)
JUDITH ANN DONALDSON)

It appearing that heretofore Multnomah County acquired the real property hereinafter described through the foreclosure of liens for delinquent taxes, and that GREGORY V. WEIGEL, FRANCESCA W. ROSEMEYER & JUDITH ANN DONALDSON are the former owners thereof and have applied to the county to enter into a contract to repurchase said property for the amount of \$27,684.91, which amount is not less than that required by ORS 275.180; and that it is for the best interest of the county that said application be accepted and that said property be sold to said former owners for said amount;

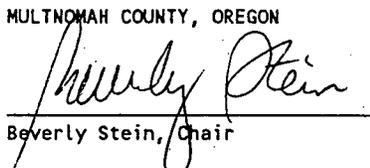
NOW THEREFORE, it is hereby ORDERED that the Chair of the Multnomah County Board of County Commissioners enter into a contract with GREGORY V. WEIGEL FRANCESCA W. ROSEMEYER JUDITH ANN DONALDSON for the sale of the following described real property situated in the County of Multnomah, State of Oregon:

CARUTHERS ADD
LOT 3, BLOCK 133

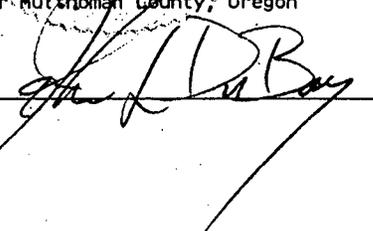
for the sum of \$27,684.91, payable as follows: \$2,768.49 in cash upon the execution of this agreement, and the balance in equal monthly installments of \$267.85 each, over a term of 180 months. Payments to include interest at the rate of 10 percent per annum on the entire unpaid balance of the purchase price accrued at the time of payment of each installment. Each payment to be first applied to interest to the date of payment, the balance to principal. Said contract to contain provisions requiring the purchaser to pay before delinquency all taxes thereafter assessed against said real property and to discharge before delinquency all municipal assessments and liens assessed thereon; to prevent the use of the property for any "prohibited conduct" as that term is defined in 1989 Or Law Ch 791, 1-14 and 22, or any "nuisance" as defined in ORS 105.555; comply with all laws, ordinances, regulations, directions, rules and other requirements of all governmental authorities applicable to the use or occupancy of the property and prohibit and prevent any act or omission on or about the property that could subject the property of the County's or Purchaser's interest therein to forfeiture or the risk of forfeiture.

Dated at Portland, Oregon this 5th day of May, 1994

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:
Laurence Kressel, County Counsel
for Multnomah County, Oregon

By 

Contract #15765

THIS AGREEMENT, made this 5th day of May, 1994 by and between MULTNOMAH COUNTY, a political subdivision of the State of Oregon, hereinafter called County, and GREGORY V. WEIGEL, FRANCESCA W. ROSEMEYER & JUDITH ANN DONALDSON hereinafter called Purchaser; the County agrees to sell to Purchaser the property hereinafter described situated in the County of Multnomah, State of Oregon for the price and on the terms and conditions set forth below:

CARUTHERS ADD LOT 3, BLOCK 133

A. Purchase Price.

Purchaser agrees to pay the sum of \$27,684.91, to be paid \$2,768.49 in cash upon the execution of this agreement, receipt whereof is hereby acknowledged, and the balance of said purchase price in equal monthly installments of not less than \$267.85 over a term of 180 months. Payment to include interest at the rate of 10 percent per annum on the entire unpaid balance of the purchase price remaining at the time of payment of each installment. Each payment shall first be applied to interest to date of payment; the balance to principal. First of said installments to be paid on April 15, 1994 and a like payment on the 15th of each and every month thereafter until the entire purchase price, both principal and interest, shall have been paid. Purchaser shall have the privilege of prepayment without penalty.

B. Terms and Conditions.

1. In addition to payment of installments hereinabove provided, Purchaser agrees to pay, before delinquency, all taxes lawfully assessed and levied against said property during the life of this agreement and to pay and discharge, before delinquency, all municipal liens and assessments of any kind and nature lawfully assessed against said property.

2. Purchaser will keep all improvements on the property in at least as good condition and repair as they were on the date of possession by purchaser and shall not permit any waste or removal of all or part of the improvement.

3. Purchaser will not use or permit others to use any of the property for any "prohibited conduct" as that term is defined in 1989 Or Law Ch 791, 1-14 and 22, or any "nuisance" as defined in ORS 105.555, as those statutes may now or hereafter be amended, supplemented or superseded, or otherwise do or allow any act or omission on or about the property that could subject the property or the County's or Purchasers' interest therein to forfeiture or the risk of forfeiture.

4. Purchaser will promptly comply with and cause all other persons to comply with all laws, ordinances, regulations, directions, rules and other requirements of all governmental authorities applicable to the use or occupancy of the property. In this connection, purchasers shall promptly make all required repairs, alterations and additions. These include, without limitation, any required alteration of the property because of the purchasers' specific use alterations or repairs necessary to comply with, and all applicable federal, state, local laws, regulations, or ordinances pertaining to air and water quality, hazardous materials as defined herein and other environmental zoning, and other land use statutes, ordinances and regulations.

5. Purchaser will not cause or permit any Hazardous Material to be brought upon, kept, or used in or about the property by Purchaser or their agents, employees, contractors, or invitees without the prior written consent of the County, which shall not be unreasonably withheld as long as Purchaser demonstrates to County's reasonable satisfaction that such Hazardous Material is necessary to Purchasers' business and will be used, kept, and stored in a manner that complies with all laws regulating any such Hazardous Materials brought upon or used or kept in or about the property;

6. As used in this Agreement, the term Hazardous Material means any hazardous or toxic substance, material, or waste, including, but not limited to, those substances, materials, and wastes listed in the United States Department of Transportation Hazardous Materials Table (49 CFR 172.101), or by the United States Environmental Protection Agency as hazardous substances (40 CFR pt 302) and amendments thereto, petroleum products, or other such substances, materials, and wastes that are or become regulated under any applicable local, state, or federal law.

7a. Purchaser will indemnify, defend, and hold harmless the County, its elected officials, officers, and employees from and against any claims, loss or liability of any kind arising out of or related to any activity on the property occurring while purchaser are entitled to occupy the property under this or any predecessor agreement, whether or not the property is leased to others.

7b. This indemnification of the County by Purchaser includes, without limitation, costs incurred in connection with any investigation of site conditions or any cleanup, remedial, removal, or restoration work required by any federal, state or local governmental agency or political subdivision because of Hazardous Material present in the soil or groundwater or under the property. Without limiting the foregoing, if the presence of any Hazardous Material on property caused or permitted by purchaser or purchasers' agents or contractors results in any contamination of the property, Purchaser shall promptly take all actions at Purchasers' sole expense as are necessary to return the property to the condition existing prior to the release of any such Hazardous Material onto the property, provided that the County's approval of such action shall first be obtained, and approval shall not be unreasonably withheld, as long as such actions would not potentially have any material adverse long-term or short-term effect on the property. This indemnification by Purchaser includes, without limitation, reimbursement for any diminution in the value of the property and reimbursement for sums paid in settlement of claims, attorney fees, consultant fees, and expert fees. The obligations of paragraph B7a. and B7b. shall survive any termination or cancellation of this agreement for any reason.

8. Purchaser will keep all improvements now existing or which shall hereafter be placed on the property insured against fire and other casualties covered by a standard policy of fire insurance with extended coverage endorsements. The policy shall be written to the full replacement value and loss payable to County and Purchaser as their respective interests may appear, and certificates evidencing the policy shall be delivered to County and shall contain a stipulation providing that coverage will not be canceled or diminished without a minimum of ten days' written notice to the County. In the event of a loss, Purchaser shall give immediate notice to County. County may make proof of loss if Purchaser fails to do so within fifteen days of casualty.

C. Default

Time is the essence of the Agreement; a default shall occur if:

1. Purchaser fails to make any payment within ten days after it is due;
2. Purchaser fails to perform or comply with any condition and does not commence corrective action within ten days after written notice from the County specifying the nature of the default, or, if the default cannot be cured within that time, fails to commence and pursue curative action with reasonable diligence.
3. Purchaser becomes insolvent; a receiver, trustee or custodian is appointed to take possession of all or a substantial part of Purchasers' property or properties; Purchaser makes an assignment for the benefit of creditors or files a voluntary petition in bankruptcy; or Purchaser is subject to an involuntary bankruptcy which is not dismissed within ninety days.
4. Purchaser makes or allows to be made a fraudulent transfer under applicable federal or state law, conceals any of their property from creditors; makes or allows to be made a preference within the meaning of the federal bankruptcy laws; or allows a lien or distraint upon any of their property.

D. Tax Notice

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

3425 SW WATER AVE PORTLAND, OR 97201

E. Assignment

No assignment of this agreement or any interest therein or of any interest in any of the property herein described shall be valid unless it is approved by the County and filed with the County Clerk of Multnomah County. Terms of this agreement may be amended by the County upon assignment.

F. Conveyance of Title

Upon complete performance by Purchaser of all the terms and conditions of this contract, County agrees to convey to Purchaser the title to the aforesaid property by Bargain & Sale Deed.

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 PERSONS ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

IN WITNESS WHEREOF, Purchaser has set their hand the year and day first above written, and County has caused these presents to be executed by the Chair of the Multnomah Board of County Commissioners heretofore entered of record.

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By

Beverly Stein
Beverly Stein, Chair



REVIEWED:

By

Laurence Kressel
Laurence Kressel, County Counsel
of Multnomah County, Oregon

GREGORY V. WEIGEL
GREGORY V. WEIGEL

FRANCESCA W. ROSEMEYER
FRANCESCA W. ROSEMEYER

JUDITH ANN DONALDSON
JUDITH ANN DONALDSON

CONTRACT APPROVED:

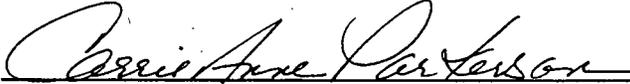
By

K. A. Juneberg
Janice M. Druian, Director
Assessment & Taxation

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 5th day of May, 1994, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally know, who being duly sworn did say that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is 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.


Notary Public for Oregon
My Commission expires: 1/24/97

BUDGET MODIFICATION NO.

DES-15

(For Clerk's Use) Meeting Date MAY 05 1994

Agenda No. C-4

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____

(Date)

DEPARTMENT Environmental Services

DIVISION County Fair

CONTACT Lance Duncan

TELEPHONE 248-5000

* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD

Betsy Williams

SUGGESTED

AGENDA TITLE (to assist in preparing a description for the printed agenda)

Budget Modification to fund Fair Administrator and temporary clerical help from Fair Fund Contingency
(temporary)

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION

(Explain the changes this Bud Mod makes. What budget does it increase? What do changes accomplish? Where does the money come from? What budget is reduced? Attach additional information if you need more space.)

Personnel changes are shown in detail on the attached sheet

This budget modification moves \$16,100 from Fair Fund Contingency into personal services to fully fund the Fair Administrator position and also temporary clerical help.

This budget modification increases the amount in personal services by \$16,100 and decreases Fair Fund Contingency from \$50,000 to \$33,900.

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

There is no revenue impact associated with this budget modification.

BOARD OF
JOINT COUNTY COMMISSIONERS
1994 APR 25 AM 11:32
MULTNOMAH COUNTY
OREGON

4. CONTINGENCY STATUS

(to be completed by Budget & Planning)

Fair Fund Contingency before this modification (as of

4/25
04/15/94

\$50,000

Date

After this modification:

\$33,900

SKH

Originated By <u>Lance Duncan</u>	Date <u>19-Apr-94</u>	Department Director <u>Betsy H. Wellis</u>	Date <u>19-Apr-94</u>
Plan/Budget Analyst <u>Keri Hadarick</u>	Date <u>4-25-94</u>	Employee Services <u>Donald H. Hinkley</u>	Date <u>4-25-94</u>
Board Approval <u>Craig A. Peterson</u>	Date <u>5-5-94</u>		

Sent Original to Keri Hadarick on 5-9-94.

BUDGET MODIFICATION NO

DES-15

EXPENDITURE
TRANSACTION EB GM []

TRANSACTION DATE _____

ACCOUNTING PERIOD _____

BUDGET FY

94

Document Number	Action	Fund	Agency	Organization	Activity	Reporting Category	Object	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
		164	030	5100			5200	12,000	26,184	14,184		Temporary
		164	030	5100			5500	977	2132	1,155		Fringe
		164	030	5100			5550	246	1007	761		Insurance
		164	030	5100			7700	50000	33900	(16,100)		Fair Fund Contingency
TOTAL EXPENDITURE CHANGE										0		

REVENUE
TRANSACTION EB GM []

TRANSACTION DATE _____

ACCOUNTING PERIOD _____

BUDGET FY

94

Document Number	Action	Fund	Agency	Organization	Activity	Reporting Category	Revenue	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
		400	050	7040			6600			760		Insurance Fund
												Fleet Fund
TOTAL REVENUE CHANGE										0		

MEETING DATE: MAY 05 1994

AGENDA NO.: C-5

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Ratification of intergovernmental agreement with Metro

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: 4/28/94

Amount of Time Needed: 5 minutes or less

DEPARTMENT: Health DIVISION: _____

CONTACT: Fronk TELEPHONE #: x4274

BLDG/ROOM #: 160/7

PERSON(S) MAKING PRESENTATION: _____

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 Metro for the provision of assistance and guidance in the completion of a bloodborne Pathogens program at Metro. Occupational Safety and Health rules 29 CFR 1910 specify that workplaces must establish programs that limit and control occupational exposure to blood and other potentially infectious body fluids. Metro will pay county for the services

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

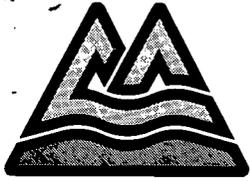
DEPARTMENT MANAGER: Bill Odegaard

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222
5654

Originals Sent to Tom Herman Brame on 5-9-94.

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1994 APR 26 AM 11:39



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: *[Signature]* Odegaard
REQUESTED PLACEMENT DATE: April 18, 1994
DATE: March 25, 1994
SUBJECT: Agreement with METRO

- I. Recommendation/Action Requested: The Board is requested to approve this agreement with METRO for the period May 2, 1994 to and including May 1, 1995.
- II. Background/Analysis: Occupational Safety and Health Rules 29 CFR 1910 specify that workplaces must establish programs that limit and control occupational exposure to blood and other potentially infectious body fluids. Such programs are designed to prevent employees from contracting Hepatitis B or Human Immunodeficiency Virus (HIV) from workplace exposure. On June 3, 1993 the county executed an agreement with METRO to provide them with the assistance and guidance in the completion of an Exposure Control Plan. The agreement is a renewal of the original agreement.
- III. Financial Impact:
- 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 # 202294
Amendment # _____

<p>CLASS I</p> <input type="checkbox"/> Professional Services under \$25,000	<p>CLASS II</p> <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	<p>CLASS III</p> <input checked="" type="checkbox"/> Intergovernmental Agreement APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS AGENDA # <u>C-5</u> DATE <u>5/5/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK REVENUE
---	---	---

Department HEALTH Division _____ Date _____

Contract Originator Brame Phone x2670 Bldg/Room 160/2

Administrative Contact Fronk Phone x4274 Bldg/Room 160/7

Description of Contract Provide bloodborne pathogens program services.

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

ORS/AR # _____ Contractor is MBE WBE QRF

Contractor Name Metro

Mailing Address 2000 S.W. First Avenue
Portland, Oregon 97201-5398

Phone 221-1646

Employer ID# or SS# _____

Effective Date May 2, 1994

Termination Date May 1, 1995

Original Contract Amount \$ Requirements

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 Belli Odegaard

Purchasing Director
(Class II Contracts Only) [Signature]

County Counsel [Signature]

County Chair / Sheriff [Signature]

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

Encumber: Yes No

Date 4/13/94

Date _____

Date 21 Apr 94

Date 5/5/94

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	015	0445			4144				Requirements		
02.												
03.												
* If additional space is needed, attach separate page. Write contract # on top of page.												

INSTRUCTIONS ON REVERSE SIDE

**MULTNOMAH COUNTY
AND
METRO**

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 to as "COUNTY"), and METRO (hereinafter referred to as "METRO").

WITNESSETH:

WHEREAS, METRO requires services which COUNTY is capable of providing, under terms and conditions hereinafter described, and

WHEREAS, COUNTY is able and prepared to provide such services as METRO does hereinafter require, under those terms and conditions set forth; now, and

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 May 2, 1994 to and including May 1, 1995, unless sooner terminated under the provisions hereof.

2. Services.

A. COUNTY services under this Agreement will consist of the following:

- 1) Assistance and guidance in the completion or modification of the Exposure Control Plan for all units as needed is determined. (A model Exposure Control Plan will be provided by COUNTY).
- 2) Annual Bloodborne Pathogen Training for all current employees in classifications where exposure to blood or body fluids is a possibility.
- 3) Hepatitis B vaccination to employees identified in (2) above. (Employees may opt to sign a refusal form if they wish to decline vaccination.)
- 4) Postexposure evaluation and follow-up should an employee have a blood or body fluid exposure or concern.

- 5) Initial education and vaccination for new employees hired into a classification where exposure to blood or body fluids is a possibility
- 6) Consultation and guidance regarding Occupational Safety & Health Administration (OSHA) Bloodborne Pathogen compliance (i.e., changes in OSHA rules, etc.).
- 7) Recordkeeping of training, vaccination, vaccine refusal, and postexposure evaluation and follow-up will be maintained by COUNTY in a confidential manner. Copies of these records will be made available to METRO as appropriate.

3. Compensation.

- A. METRO agrees to pay COUNTY a maximum of \$160/person based on the following terms:
 - 1) COUNTY will report quarterly to METRO the names of all individuals who have received training and/or vaccination.
 - 2) The cost per employee is broken down as follows:
 - a) Training: \$ 35
 - b) Vaccination: \$ 125
- B. METRO 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 METRO in the amounts anticipated, METRO will notify COUNTY as soon as it received notification from funding source. Reduction or termination will not affect payment for accountable expenses prior to the effective date of such action.
- C. All final billings affecting Agreement payments must be received within ninety (90) 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 County.

4. Contractor is Independent Contractor.

- A. COUNTY is an independent contractor and is solely responsible for the conduct of its programs. COUNTY, its employees and agents shall not be deemed employees or agents of METRO.

B. COUNTY shall defend, hold and save harmless METRO, 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.

COUNTY 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.

COUNTY shall furnish to METRO its employer identification number, as designated by the Internal Revenue Service.

7. Subcontracts and Assignment.

COUNTY shall neither subcontract with others for any of the work prescribed herein, nor assign any of COUNTY'S rights acquired hereunder without obtaining prior written approval from METRO. METRO by this Agreement incurs no liability to third persons for payment of any compensation provided herein to COUNTY.

8. Access to Records.

COUNTY agrees to permit authorized representatives of METRO and/or the applicable federal or state government audit agency to make such review of the records of the COUNTY as METRO or auditor may deem necessary to satisfy audit and/or program evaluation purposes. COUNTY shall permit authorized representatives of METRO 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 COUNTY. If an Agreement cost is disallowed after reimbursement has occurred, COUNTY 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. Wavier 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. County 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. COUNTY 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 be subject to discrimination under any program or activity because of such individual's race, color, religion, sex, national origin, age or handicap. In that regard, COUNTY 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 197/64 (42 U.S.C. 2000(d) and Section 504 of the Rehabilitation Act of 1973 as implemented by 45 C.F.R. 84.4 and the Americans With Disabilities Act of 1990, Public Law Number 101-336 and all enacting regulations of the EEOC and Department of Justice. COUNTY 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 METRO's Agreement obligation is amended by a federal or state initiated change, METRO shall amend this Agreement through written notification of changes sent to COUNTY by mail. COUNTY shall sign the amendment and return to METRO within twenty (20) working days of receipt of METRO's notification document.
- B. Any other amendments to the provision of this Agreement, whether METRO or COUNTY 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.

COUNTY 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 METRO and services by COUNTY, 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 METRO may occur under any of the following conditions:
 - 1) Upon notice of denial, revocation, suspension or nonrenewal of any license or certificate required by law or regulation to be held by COUNTY to provide a service under this Agreement.
 - 2) Upon notice if COUNTY fails to start-up services on the date specified in this Agreement, or if COUNTY fails to continue to provide service for the entire Agreement period.
 - 3) Upon notice to METRO of evidence that county has endangered or is endangering the health and safety of clients/residents, staff, or the public.
 - 4) Upon evidence of COUNTY's financial instability which METRO deems sufficient to jeopardize customary level and/or quality of service.
- D. Payment to COUNTY will include all services provided through the day of termination and shall be in full satisfaction of all claims by COUNTY against METRO under this Agreement.

- E. Termination under any provision of this section shall not affect any right, obligation or liability of COUNTY or METRO which accrued prior to such termination.

15. Litigation.

COUNTY shall give METRO immediate notice in writing of any action or suit filed or any claim made against COUNTY or any subcontractor of which COUNTY 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 COUNTY, to any person for influencing or attempting to influence an officer of an employee of any agency, a member of Congress, an officer of 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, continuations, 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 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.

18. OMB Circular A-133.

If COUNTY is determined by METRO to be a subrecipient of federal funds passed through METRO, COUNTY 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 nonprofit organizations.

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

METRO

By _____

Date _____

Federal I.D. Number

MULTNOMAH COUNTY, OREGON

By Beverly Stein
Beverly Stein
Multnomah County Chair

Date 5-5-94

HEALTH DEPARTMENT

By Billi Odegaard
Billi Odegaard, Director

Date 4/18/94

HEALTH DEPARTMENT

By Jan Sendaur
Program Manager

Date 4-12-94

REVIEWED:

LAURENCE B. KRESSEL
County Counsel for Multnomah County

By [Signature]

Date 21 Apr 94

0910.doc

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-5 DATE 5-5-94
[Signature]
BOARD CLERK

Meeting Date: MAY 05 1994
Agenda Number: R-1

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: SERVICE AWARDS - Fourth Quarter, 1993 and First Quarter 1994

BOARD BRIEFING: Date Requested: _____
Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5, 1994
Amount of Time Needed: 20 minutes

DEPARTMENT: Non-Dept. DIVISION: Employee Services

CONTACT: Sara Martin TELEPHONE #: 248-5015
BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Sara Martin / Curtis Smith

ACTION REQUESTED

Informational Only Policy Direction Approval Other

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

Presentation of Employee Service Awards - 49 employees have indicated they plan to attend the meeting to receive their awards.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
OR

DEPARTMENT MANAGER: Curtis Smith

BOARD OF
COUNTY COMMISSIONERS
1994 APR 26 AM 11:38
MULTNOMAH COUNTY
OREGON

All Accompanying Documents Must Have Required Signatures

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

**SERVICE AWARDS - 1993 - FOURTH QUARTER , 1994 FIRST QUARTER
ATTENDEES - MAY 5, 1994 CEREMONY**

DCC - Five Year
Carrie Bunch ✓

DES - Five Year

Nils Bittner ✓
Dennis Dexter
Nasario Garcia
Debra Long ✓
Maria Maldonado-Kilis ✓
Michael Matthew ✓
Patricia Thompson ✓
Carolyn Zwaschka ✓

LIB - Five Year

Jan Marie Cooper ✓
Natalie Shilling ✓

NON-D - Five Year

Rita Lyne Martin ✓
Maria Rojo de Steffey ✓
Joy Tumbaga
Bryan Walden ✓

DSS - Five Year

Delores Anderson ✓
Lisa Davison
Virginia Jones
Jan Olson
Carolyn Pfaender ✓
Crystal Robinson ✓
Nancy Wilton ✓

Catherine Martin ✓

DCC - Ten Year

Vicki March ✓
Gerard Welch ✓
Susan Kaeser Winterbourne ✓

DA'S - Ten Year

Carol Bowne ✓
Marilyn Hall ✓

DES - Ten Year

Kathleen Tuneberg ✓

LIB - Ten Year

Elaine Morgan ✓
Gail Parker ✓

M. Davis ✓

NON-D - Ten Year

Laura Jeanette Dean ✓
J. Michael Doyle ✓

DSS - Ten Year

Stephen Balog ✓
Kathleen Tinkle ✓

BARBARA SCOTT ✓

DCC - Fifteen Year

Carol Hovdey ✓
Murray Singleton ✓

DES - Fifteen Year

Gail Anderson ✓
Deanna Mayer ✓

MARGARET K ✓

DA'S - Twenty Year

Jean Gunn ✓

DES - Twenty Year

Lucille Beighley ✓
Harold Stankey

DSS - Twenty Year

John Miller ✓

DA'S - Twenty-Five Year

Gregg Lowe ✓

DES - Twenty-Five Year

Lawrence Fletcher ✓
Lynn Langley ✓
Sharon Hoffmann ✓
Newcombe Wang ✓

DCC - Thirty Year

W. Reese Hoopes ✓

Jennie Burkman ✓

DSS - Thirty Year

Manual Mike ✓

SERVICE AWARDS - 1993 - FOURTH QUARTER , 1994 FIRST QUARTER
ATTENDEES - MAY 5, 1994 CEREMONY

DCC - Five Year

Carrie Bunch ✓

DES - Five Year

Nils Bittner ✓

Dennis Dexter

Nasario Garcia

Debra Long ✓

Maria Maldonado-Kilis ✓

Michael Matthew ✓

Patricia Thompson ✓

Carolyn Zwaschka ✓

LIB - Five Year

Jan Marie Cooper ✓

Natalie Shilling ✓

NON-D - Five Year

Rita Lyne Martin ✓

Maria Rojo de Steffey ✓

Joy Tumbaga

Bryan Walden ✓

DSS - Five Year

Delores Anderson ✓

Lisa Davison

Virginia Jones

Katherine Martin ✓

Jan Olson

Carolyn Pfaender ✓

Crystal Robinson ✓

Nancy Wilton ✓

DCC - Ten Year

Vicki March ✓

Gerard Welch ✓

Susan Kaeser ✓

Winterbourne

DA'S - Ten Year

Carol Bowne ✓

Marilyn Hall ✓

DES - Ten Year

Kathleen Tuneberg ✓

LIB - Ten Year

Megaera Jarvis ✓

Elaine Morgan ✓

Gail Parker ✓

NON-D - Ten Year

Laura Jeanette Dean ✓

J. Michael Doyle ✓

DSS - Ten Year

Stephen Balog ✓

Kathleen Tinkle ✓

DA's - Fifteen Year

Barbara Skiles ✓

DCC - Fifteen Year

Allan Hovde

Carol Hovdey ✓

Murray Singleton

DES - Fifteen Year

Gail Anderson ✓

Deanna Mayer ✓

DSS - Fifteen Year

Margaret Khilnani ✓

DA'S - Twenty Year

Jean Gunn ✓

DES - Twenty Year

Lucille Beighley ✓

Harold Stankey

DSS - Twenty Year

John Miller ✓

DA - Twenty-Five Year

Gregg Lowe ✓

DES - Twenty-Five Year

Lawrence Fletcher ✓

Lynn Langley ✓

Sharon Hoffmann ✓

Newcombe Wang ✓

DSS - Twenty-Five Year

Eugenie Bergemann ✓

DCC - Thirty Year

W. Reese Hoopes ✓

DSS - Thirty Year

Manual Mike ✓

MEETING DATE: MAY 05 1994

AGENDA NO.: R-2

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: PROCLAIMING MAY 12, 1994 CHRONIC FATIGUE SYNDROME AWARENESS DAY

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: MAY 5, 1994 (9:50 time certain)

Amount of Time Needed: 10 minutes

DEPARTMENT: HEALTH DIVISION: ADMINISTRATION

CONTACT: BILLI ODEGAARD TELEPHONE #: 248-3674
BLDG/ROOM #: 160/8

PERSON(S) MAKING PRESENTATION: BILLI ODEGAARD, DEAN FLECK AND PATRICIA BERGIN-GALLUP

ACTION REQUESTED:

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

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

Proclaiming May 12, 1994 Chronic Fatigue Syndrome Awareness Day in Multnomah County.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

or

DEPARTMENT MANAGER: Billi Odegaard

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

BOARD OF COUNTY COMMISSIONERS
1994 APR 26 AM 11:38
MULTNOMAH COUNTY
OREGON

Any Questions: Call the Office of the Board Clerk 248-3277/248-5222
Sent Original Proclamation 94-81 to Billi Odegaard on 5-9-94.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of Proclaiming)
May 12, 1994 as Chronic Fatigue)
Syndrome Awareness Day)
in Multnomah County, Oregon)

PROCLAMATION

94-81

WHEREAS: Chronic Fatigue Syndrome (a.k.a. Epstein-Barr Syndrome and Chronic Fatigue/Immune Dysfunction Syndrome) is a recently discovered (or re-discovered) illness for which there is presently no known cure or effective treatment; and

WHEREAS: Recent biomedical research has identified Chronic Fatigue Syndrome as a serious illness which affects a number of systems of the human body including the immune system; and

WHEREAS: The syndrome is characterized by chronic debilitating fatigue, influenza-like symptoms, and by a variety of cognitive dysfunctions; and

WHEREAS: More serious and longer-lasting neurologic impairments have also been observed in some of these patients; and

WHEREAS: Victims of this syndrome often experience symptoms of sufficient severity to legally qualify them for Social Security Disability; and

WHEREAS: Portland CFIDS Association and Oregon CFIDS Association, two organizations run by and for people with CFIDS, both heartily endorse this Proclamation; and

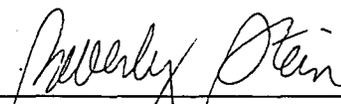
WHEREAS: There is a need for Multnomah County to participate in educating the public about this disease; and

WHEREAS: It is estimated that 1 1/2% of the population is afflicted, or approximately 18,600 individuals in the greater Portland area alone; and

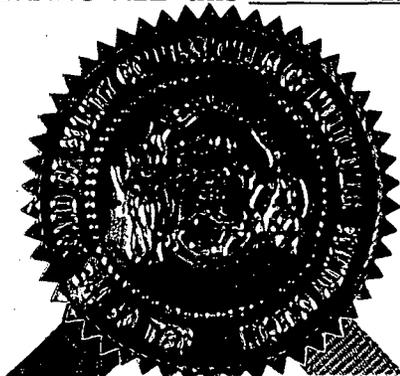
NOW THEREFORE, the Multnomah County Board of Commissioners Proclaim May 12, 1994 as "Chronic Fatigue Syndrome Awareness Day" in Multnomah County.

APPROVED this Fifth day of May, 1994.

MULTNOMAH COUNTY, OREGON



Beverly Stein
Multnomah County Chair



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 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 Dimmocenzo

BOARD OF COUNTY COMMISSIONERS
MULTI-NOMINAL COUNTY
OREGON
1994 APR 13 AM 10:18

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

0516C/63 *To come back before the BCC for Consideration on 7-7-94.*



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 Officer
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

1994 APR 16 AM 9 34
COMMUNITY COMMITTEE
OREGON
CITY OF PORTLAND

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BEFORE THE BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY

In the Matter of the Adult Home) No. 133117
Care License of)
CHARLA DINNOCENZO.) EXCEPTIONS TO HEARINGS
OFFICER'S DECISION

Licensee, Charla Dinnocenzo, by and through her attorney, Martin W. Reeves, of Reeves, Kahn & Eder, makes the following exceptions to the Hearings Officer, William Shatzer's, decision dated February 18, 1994, pursuant to Multnomah County Code (MCC) 8.90.090(I).

First Exception

The Findings of Fact and Conclusions of Law are not sufficiently stated.

Multnomah County Code (MCC) 8.90.090(H) requires the hearings officer to issue an order containing findings of fact and conclusions of law explaining the reason and rationale adopted by the hearings officer on arriving at his conclusion.

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

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4934 S.E. WOODSTOCK
PORTLAND, OREGON 97206

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- 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

Page

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
27 rules by the agency were legitimate differences of opinion over
28 the requirements of the Administrative Rules. Eileen Brooks, an
29 employee of the Multnomah County Adult Care Home Program,
30 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

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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

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By *Martin W. Reeves* #90357
Martin W. Reeves, OSB #81346
of Attorneys for Licensee
Charla Dinnocenzo

Page

8 - EXCEPTIONS TO HEARINGS OFFICER'S DECISION

REEVES, KAHN & EDER

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PORTLAND, OREGON 97206

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1
2 CERTIFICATE OF SERVICE

3 I hereby certify that I served the foregoing EXCEPTIONS TO
4 HEARINGS OFFICER'S DECISION on the following person(s) by mailing
5 to said person(s) a true copy thereof, certified by me as such,
6 contained in a sealed envelope, with postage paid, addressed to
7 said person(s) at said person(s) last known addresses, to-wit:

8 Beverly Stein, Chair
9 Multnomah County Board of Commissioners
1120 S.W. Fifth, Room 1410
Portland, OR 97204

10 Dan Saltzman, Commissioner
11 1120 S.W. Fifth, Room 1500
Portland OR 97204

12 Gary Hansen, Commissioner
13 1120 S.W. Fifth, Room 1500
Portland OR 97204

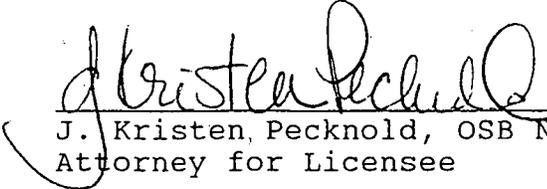
14 Tanya Collier, Commissioner
15 1120 S.W. Fifth, Room 1500
Portland OR 97204

16 Sharron Kelley, Commissioner
17 1120 S.W. Fifth, Room 1500
Portland OR 97204

18 H.H.- (Chip) Lazenby, Jr.
19 Multnomah County Counsel
1120 S.W. Fifth, Room 1530
20 P.O. Box 849
Portland OR 97207

21 and deposited in the post office at Portland, Oregon, on said
22 day.

23 Dated March 9, 1994.

24 
25 J. Kristen Pecknold, OSB No. 90357
26 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

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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

1 1. The Findings of Fact and Conclusions of Law are not
sufficiently stated;

2 2. There is not substantial evidence in the record to
3 support the Hearings Officer's decision;

4 3. The rule itself is unconstitutionally vague;

5 4. The sanction of revocation is excessive,
6 inappropriate, and not supported by the evidence.

7 This rebuttal will discuss each exception in turn.

8 **I. The Hearings Officer Made Sufficient Findings of Fact.**

9 The Hearings Officer's Determination and Order are attached for the
10 reference of the Board as Exhibit 1. Beginning at the top of page
11 2, the Hearings Officer summarizes some of the more outlandish
12 behavior on the part of appellant. He concluded the Appellant is
13 "rude, angry, abusive, defensive, and hostile. She does not
14 cooperate or seek understanding or accommodation but rather
15 confronts, opposes and reacts. She is, in the words of her own
16 psychiatrist, 'aggressive with those who conflict with her' and 'a
17 pain in the neck.'"

18 The Hearings Officer drew these conclusions after hearing from
19 numerous witnesses who confirmed these observations. Not only were
20 members of the Adult Care Home staff called as witnesses, but this
21 behavior was confirmed by employees of the State Ombudsman's
22 Office, including its Deputy Director, State Court personnel,
23 Multnomah County Sheriff's Officers and Animal Control Officers,
24 and others. All of these persons testified or submitted affidavits
25 about different incidents involving the appellant.

26 Paragraph three on page 2 of the Hearings Officer's Report

2 - REBUTTAL TO APPELLANT'S EXCEPTIONS

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;

The record is replete with evidence of this and other episodes
of serious irrational behavior. The focus in MCAR 890-020-222(b)
is that operators "possess mental health and good judgment * * *"
Contrary to the assertion made by Appellant's counsel, it is not

5 - REBUTTAL TO APPELLANT'S EXCEPTIONS

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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

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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

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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.

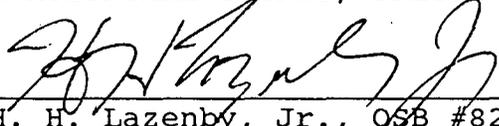
12 | **Conclusion**

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

26 | 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) 823-5870

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. Martin 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 file with the Board of County Commissioners prior to such date.

Dated: February 18, 1994

William W. Stof
Code Hearings Officer

WWS:db



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.

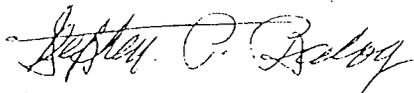
The county ordinance provides that you have the right to request a hearing before an independent hearings officer to contest my actions. If you want to request a hearing, you must send a written request to:

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

Meeting Date: MAY 05 1994
Agenda No.: R-4

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM

SUBJECT: Resolution Authorizing Sale of Tax and Revenue Anticipation Notes

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING Date Requested: May 5, 1994

Amount of Time Needed: 5 to 10 minutes

DEPARTMENT: MSS DIVISION: Finance

CONTACT: David Boyer TELEPHONE #: x3312
BLDG/ROOM #: 106/1430

PERSON(S) MAKING PRESENTATION: Dave Boyer

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

During the period July 1 to November prior to the collection of property taxes the County's General Fund incurs a cash flow deficit.

This resolution authorizes the County to issue short term promissory notes to meet anticipated cash deficits. (see attached)

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____
OR
DEPARTMENT MANAGER: *David Boyer*

BOARD OF
COUNTY COMMISSIONERS
1994 APR 26 AM 11:38
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

*Sent Certified True Copy of Resolution 94-82 to
Dave Boyer on 5-9-94.*



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

MEMORANDUM

To: Board of County Commissioners
From: Dave Boyer, Finance Director *DB*
Date: April 25, 1994
Requested Placement Date: May 5, 1994
RE: Short-Term Borrowing (Tax Anticipation Notes)

I. Recommendation/Action Requested:

Approve resolution authorizing the negotiated sale of \$11,000,000 Tax and Revenue Anticipation Notes Series 1994 (TANS).

II. Background/Analysis:

Each fiscal year, during the period July 1, to about November 15 the County's General Fund cash flow goes into a deficit because approximately 75% of the property taxes are collected in November and December. Last fiscal year we borrowed \$11,500,000 but due to anticipated better cash flows we are borrowing \$500,000 less.

This borrowing is for one year and will be repaid on June 30, 1995. The 1994-95 Executive budget includes \$402,000 of interest expense needed to repay this note. During the period July 1 to June 30, the County invests the TAN proceeds until needed for expenses and it is expected that we will earn approximately \$425,000 in interest earnings during this period resulting in about a \$23,000 gain to the General Fund.

III. Financial Impact: Financial impact to the General Fund is the interest expense of \$402,000 included in the 1994-95 budget.

IV. Legal Issues: The Short-Term Promissory Note resolution contains all legal requirements that need to be disclosed. This borrowing also meets the Internal Revenue Service requirements. Howard Rankin of Ater Wynne Hewitt Dodson & Skerritt is bond counsel to the County and County Counsel has reviewed the Resolution.

V. Controversial Issues: None that I am aware of.

VI. Link to Current County Policies: Is consistent with County policy.

VII. Citizen participation: None

VIII. Other Government Participation: None

BEFORE THE BOARD OF COUNTY COMMISSIONERS

MULTNOMAH COUNTY, OREGON

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.)

RESOLUTION NO. 94- 82

WHEREAS, the above-entitled matter is before the Board of County Commissioners of Multnomah County, Oregon (the "County"), upon a showing by the Director, Finance Division, that, prior to the receipt of sufficient moneys from tax collections and other budgeted and unpledged revenues which the County estimates will be received from other sources during the fiscal year 1994-95, there is a need for the County to borrow money and issue Short-Term Promissory Notes (Tax and Revenue Anticipation Notes, Series 1994) for the payment of fiscal year 1994-95 current expenses.

WHEREAS, it appearing to the Board, based upon the anticipated needs of the County for funds to meet such current expenses where provision therefor has been made in its duly adopted budget for the fiscal year 1994-95 that, until there is receipt of sufficient moneys from tax collections and other budgeted and unpledged revenues which the County estimates will be received from other sources during that fiscal year, the County must contract indebtedness by the issuance of Short-Term Promissory Notes (Tax and Revenue Anticipation Notes, Series 1994) (the "1994 Notes") in an amount not exceeding \$11,000,000; that provision for the 1994 Notes has been made, or shall be made, in the duly adopted budget of Multnomah County, Oregon for the fiscal year 1994-95; and that prior to the issuance of the 1994 Notes, the ad valorem tax levies upon real and personal property for the fiscal year 1994-95 shall be certified to the County Assessor for levy by Multnomah County, Oregon for such tax year; and

WHEREAS, it further appearing to the Board that the 1994 Notes be issued by the County pursuant to Oregon Revised Statutes Section 288.165; and the Board being fully advised,

THEREFORE, BE IT RESOLVED that Multnomah County, Oregon shall issue the 1994 Notes in an amount not exceeding \$11,000,000 to such purchasers as may be approved by the Chair of the Board of County Commissioners. The Board of County Commissioners delegates to the Director, Finance Division, or the Treasury Manager, the authority to determine the 1994 Notes principal amount, interest rate, denominations and to determine the Underwriter for the purchase of the 1994 Notes and the Expert Advisor to evaluate the terms of the Note Purchase Agreement, and to execute an appropriate Note Purchase Agreement. The 1994 Notes shall not be issued prior to the beginning of, and shall mature not later than, the end of the fiscal year in which such taxes or other revenues are expected to be received. The 1994 Notes issued in anticipation of taxes or other revenues shall

not be issued in an amount greater than 80 percent of the amount budgeted to be received in the fiscal year in which the obligations are issued.

BE IT FURTHER RESOLVED that Multnomah County, Oregon covenants for the benefit of the owners of the 1994 Notes to comply with all provisions of the Internal Revenue Code of 1986, as amended (the "Code") which are required for the 1994 Notes interest to be excluded from gross income for federal income tax purposes, unless the County obtains an opinion of nationally recognized bond counsel that such compliance is not required for the interest payable on the 1994 Notes to be excluded. The County makes the following specific covenants with respect to the Code:

- A. The County shall not take any action or omit any action, if it would cause the 1994 Notes to become "arbitrage bonds" under Section 148 of the Code and shall pay any rebates to the United States which are required by Section 148(f) of the Code.
- B. The County shall not use the proceeds of the 1994 Notes in a manner which would cause the 1994 Notes to be "private activity bonds" within the meaning of Section 141 of the Code.

The covenants contained herein and any covenants in the closing documents for the 1994 Notes shall constitute contracts with the owners of the 1994 Notes, and shall be enforceable by such owners.

BE IT FURTHER RESOLVED that, without further authorization by the Board of County Commissioners, the Director, Finance Division or the Treasury Manager may authorize the payment of interest on the 1994 Notes;

BE IT FURTHER RESOLVED that the 1994 Notes shall not exceed a maximum effective rate of interest of seven percent (7.0%) per annum; may be sold at private negotiated sale and at a discount of not less than 98% of par value of the 1994 Notes; may be issued as book-entry-only notes without printed certificates; shall mature June 30, 1995; and shall not be subject to redemption prior to maturity. The 1994 Notes may bear the seal of Multnomah County, Oregon and shall be executed by the manual or facsimile signature of the Chair and shall be attested by the manual or facsimile signature of the Director, Finance Division or Treasury Manager.

ADOPTED this 5th day of May, 1994.

**BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON**

By Beverly Stein
Beverly Stein, Chair

REVIEWED BY: [Signature]
COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON

By [Signature]
Laurence Kressel

MEETING DATE: MAY 05 1994

AGENDA NO: R-5

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: 1994-95 Budget for Dunthorpe-Riverdale Sanitary Service District No. 1

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5 1994

Amount of Time Needed: 15 Minutes

DEPARTMENT: Non-Departmental DIVISION: Budget

CONTACT: John Dorst or Keri Hardwick TELEPHONE #: 248-3599 (John)/248-3883 (Keri)

BLDG/ROOM #: 425 (John)/106/1400 (Keri)

PERSON(S) MAKING PRESENTATION: John Dorst

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

Presentation, discussion and approval of 1994-95 Budget for Dunthorpe-Riverdale Sanitary Service District No. 1.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

OR

DEPARTMENT MANAGER: _____

BOARD OF
SANITARY COMMISSIONERS
1994 APR 26 AM 11:39
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

PLANNING & BUDGET
PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

TO: Board of County Commissioners

FROM: Keri Hardwick, Budget Office

TODAY'S DATE: April 22, 1994

REQUESTED PLACEMENT DATE: May 5, 1994

SUBJECT: Dunthorpe-Riverdale Sanitary and Mid County Street Lighting Service District Budgets

I. Recommendation / Action Requested:

Approval of 1994-95 Budget for Dunthorpe-Riverdale Sanitary Service District No. 1 and the Mid County Street Lighting Service District No. 14.

II. Background / Analysis:

Oregon Budget Law requires that an approved budget for the next fiscal year be submitted to the Tax Supervising and Conservation Commission by May 15 of each year. The Board of County Commissioners is part of the Budget Committee for these two service districts.

III. Financial Impact:

None.

IV. Legal Issues:

No legal issues beyond the Budget Law requirements.

V. Controversial Issues:

None.

VI. Link to Current County Policies:

N/A

VII. Citizen Participation:

Members of the community are also part of the Budget Committee.

VIII. Other Government Participation:

None



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS

BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

PLANNING & BUDGET
PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

May 5, 1994

Tax Supervising and Conservation Commission
421 S.W. Fifth Ave., Suite 724
Portland, OR 97204

Commission Members:

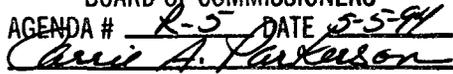
On May 5, 1994 at 9:30 a.m. in Room 602 of the Multnomah County Courthouse, the Budget Committee was regularly convened to hear the budget of the Dunthorpe-Riverdale Sanitary Service District No. 1.

The budget committee approved the attached budget.

Approved:

Dunthorpe-Riverdale Service District No. 1


Chair

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-5 DATE 5-5-94

BOARD CLERK


Secretary



Multnomah County

Service District Budgets Fiscal Year 94-95

TABLE OF CONTENTS

	<u>PAGE</u>
BUDGET STATEMENT	2
SUMMARY OF REQUIREMENTS - All Districts	3
DUNTHORPE RIVERDALE SANITARY SERVICE DISTRICT NO. 1	
Budget Message	4
General Fund	5-6
MID COUNTY STREET LIGHTING SERVICE DISTRICT NO. 14	
Budget Message	7
General Fund	8-9

INTRODUCTION

Multnomah County Service Districts have been created under the provisions of the Oregon Revised Statutes, Chapter 451, to provide construction and operation of sanitary sewer systems and to provide street lighting in particular areas of the County. The Multnomah County Board of Commissioners serves as the Governing Body of each Service District. The Budget Committee for each Service District consists of the members of the Governing Body and residents of the Service District appointed by the Governing Body for terms of three years.

The annual budget for each Service District is prepared under the direction of a Budget Officer designated by the Governing Body. The Budget Committee reviews the annual budget and approves it, either as submitted by the Budget Officer or with revisions requested by the Budget Committee.

This fulfills the requirements of Local Budget Law (ORS 294), which provides specific methods for obtaining public views and enable the public to be informed about financial policies and administration of the districts.

EXPLANATION OF THE BUDGET DOCUMENT

This document consists of a detailed display of the Resources and Requirements of each of the two Service Districts in Multnomah County.

Preceding the financial information for each Service District is a brief Budget Message which discusses special items pertaining to the individual Service District, including any major changes in either Resources or Requirements.

SERVICE DISTRICT FINANCIAL POLICIES

Management of all Service Districts is conducted by the Multnomah County Department of Environmental Services. Each Service District is, however, a separate and independent financial entity. To this end, all expenses incurred by a Service District, including contractual engineering support and management by Multnomah County Department of Environmental Services and Finance Division, are met with revenue from sewer user charges and connection fees and/or assessments to real property within the street lighting or sewer Service District.

Under the Accrual Basis of accounting, all revenues are recorded at the time they are earned and expenditures are recorded at the time liabilities are incurred. Budgets and comparative historical cost summaries are prepared utilizing these bases. This practice conforms to Oregon Budget Law.

For financial statement purposes, each Service District is treated as an Enterprise Fund and accounted for on the accrual basis of accounting. This practice conforms to generally accepted accounting principles (GAAP).

SUMMARY OF REQUIREMENTS

<u>DESCRIPTION</u>	<u>ACTUAL 91-92</u>	<u>ACTUAL 92-93</u>	<u>BUDGET 93-94</u>	<u>PROPOSED 94-95</u>
Sewer Service District No. 1 DUNTHORPE RIVERDALE	500,399	595,000	610,000	620,000
Street Lighting Svc. Dist. No. 14 MID COUNTY	<u>1,091,249</u>	<u>986,766</u>	<u>786,000</u>	<u>715,000</u>
TOTAL	<u>1,591,648</u>	<u>1,591,000</u>	<u>1,396,000</u>	<u>1,335,000</u>

REIMBURSEMENTS TO COUNTY
1994-95 CHARGES BY MULTNOMAH COUNTY TO SERVICE DISTRICTS

<u>SERVICE DISTRICT</u>	<u>ROAD FUND</u>	<u>GENERAL FUND</u>	<u>TOTAL</u>
Dunthorpe Riverdale	3,000	4,600	7,600
Mid County	<u>7,000</u>	<u>13,000</u>	<u>19,500</u>
TOTAL	<u>10,000</u>	<u>17,600</u>	<u>27,100</u>

0078j

BUDGET MESSAGE

DUNTHORPE RIVERDALE SERVICE DISTRICT NO. 1

This district was formed in the middle 1960's and by 1970 had removed a significant source of pollution from the Willamette River. Its 554 clients are mainly located in unincorporated Multnomah County with a few clients in northern Clackamas County and the City of Portland.

The district's lines are maintained by the City of Portland and its sewage flow is treated at Portland's Tryon Creek Treatment Plant, which is located in Lake Oswego.

The present service charge is \$18.50 per month.

In accordance with the stated position of the district's governing body, the unappropriated balance is intended to fund the depreciation of the district's facilities.

0078j

RESOURCES

FORM LB-20

General

Dunthorpe Riversdale Service Dist.

Name of Organizational Unit - Fund

Name of Municipal Corporation

	HISTORICAL DATA			RESOURCE DESCRIPTION	Budget for Next Year: 1994 - '95			
	Actual		Adopted Budget		Proposed By Budget Officer	Approved By Budget Committee	Adopted By Governing Body	
	Second Preceding Year: '91 - '92	First Preceding Year: '92 - '93	This Year '93 - '94					
				PERSONAL SERVICES				
1.				1. *Available Cash on Hand (Cash Basis), or				1.
2.	364,318	400,557	450,000	2. *Net Working Capital (Accrual Basis)	475,000			2.
3.				3. Previously Levied Taxes Estimated to be Received				3.
4.	21,552	17,538	25,000	4. Interest	15,000			4.
5.				OTHER RESOURCES				5.
6.	0	15,000	10,000	6. Connection Fees	10,000			6.
7.	114,529	115,312	125,000	7. Sewer Users Service Charge	120,000			7.
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27.				27.				27.
28.				28.				28.
29.	500,399	548,407	610,000	29. Total Resources, Except Taxes to be Levied	620,000			29.
30.				30. Taxes Necessary to Balance Budget				30.
31.	0	0		31. Taxes Collected in Year Levied				31.
32.	\$500,399	\$548,407	\$610,000	32. TOTAL RESOURCES	\$620,000			32.

**EXPENDITURE SUMMARY
BY FUND, ORGANIZATIONAL UNIT OR PROGRAM**

FORM LB-30

General

Dunthorpe Riversdale Service Dist.

Name of Organizational Unit - Fund

Name of Municipal Corporation

HISTORICAL DATA				EXPENDITURE DESCRIPTION	Budget for Next Year: 1994 - '95			
Actual		Adopted Budget This Year '93 - '94	Proposed By Budget Officer		Approved By Budget Committee	Adopted By Governing Body		
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				PERSONAL SERVICES				
1.				1				1
2.				2				2
3.				3				3
4.				4				4
5.				5				5
6.				6				6
7.				7 TOTAL PERSONAL SERVICES				7
				MATERIALS AND SERVICES				
8.				8 Multnomah County Charges:				8
9.	8,000	2,649	4,000	9 General Fund Service Reimbursement	4,600			9
10.	1,802	1,347	3,000	10 Road Fund Service Reimbursement	3,000			10
11.	86,200	91,504	125,000	11 City of Portland Charges	130,000			11
12.	165	271	500	12 Utilities	500			12
13.	3,675	3,883	3,500	13 Miscellaneous	3,500			13
14.	\$99,842	\$99,654	\$136,000	14 TOTAL MATERIAL AND SERVICES	\$141,600			14
				CAPITAL OUTLAY				
15.				15				15
16.				16				16
17.				17				17
18.				18				18
19.				19				19
20.				20				20
21.				21 TOTAL CAPITAL OUTLAY				21
				TRANSFERRED TO OTHER FUNDS				
22.				22				22
23.				23				23
24.				24				24
25.			20,000	25 General Operating Contingency	20,000			25
26.	- 0 -	- 0 -	20,000	26 TOTAL TRANSFERS & CONTINGENCIES	20,000			26
27.	99,842	99,654	156,000	27 TOTAL EXPENDITURES	161,600			27
28.	400,567	448,753	454,000	28 UNAPPROPRIATED ENDING FUND BALANCE	458,400			28
29.	\$500,409	\$548,407	\$650,000	29 TOTAL	\$660,000			29

BUDGET MESSAGE

MID COUNTY SERVICE DISTRICT NO. 14

This county service district (originally known as Tulip Acres Lighting District when formed in 1967), now includes virtually all the unincorporated urban area of Multnomah County, as well as the cities of Fairview, Maywood Park and Troutdale.

At this time, district growth is being outstripped by annexations to Portland and Gresham, which constitute automatic withdrawals from the district. Excellent working relationships between the effected agencies assure an orderly transition process.

Although the district continues to add lights as requested by its residents, its overall budget is diminishing because of the annexation to cities.

The district has been able to operate at the reduced rate of \$35 per home per year and projects next year to continue this rate.

0078j

RESOURCES

FORM LB-20

General

Mid-County Service District

Name of Organizational Unit - Fund

Name of Municipal Corporation

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Actual		Adopted Budget		Proposed By Budget Officer	Approved By Budget Committee	Adopted By Governing Body
Second Preceding Year: '91 - '92	First Preceding Year: '92 - '93	This Year '93 - '94				
			PERSONAL SERVICES			
1.			1. *Available Cash on Hand (Cash Basis), or			1.
2.	531,483	549,375	2. *Net Working Capital (Accrual Basis)	350,000		2.
3.	40,182	30,793	3. Previously Levied Taxes Estimated to be Received	22,000		3.
4.	27,562	24,773	4. Interest	17,000		4.
5.			OTHER RESOURCES			5.
6.	483,913	380,985	6. Assessments	325,000		6.
7.	8,109	840	7. Sundry	1,000		7.
8.			8.			8.
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25.			25.			25.
26.			26.			26.
27.			27.			27.
28.			28.			28.
29.	1,091,249	986,766	29. Total Resources, Except Taxes to be Levied	715,000		29.
30.			30. Taxes Necessary to Balance Budget			30.
31.	0	0	31. Taxes Collected in Year Levied			31.
32.	\$1,091,249	\$986,766	32. TOTAL RESOURCES	\$715,000		32.

**EXPENDITURE SUMMARY
BY FUND, ORGANIZATIONAL UNIT OR PROGRAM**

FORM LB-30

General

Mid-County Service District

Name of Organizational Unit - Fund

Name of Municipal Corporation

	HISTORICAL DATA			EXPENDITURE DESCRIPTION	Budget for Next Year: 1994 - '95			
	Actual		Adopted Budget This Year '93 - '94		Proposed By Budget Officer	Approved By Budget Committee	Adopted By Governing Body	
	Second Preceding Year: '91 - '92	First Preceding Year: '92 - '93						
				PERSONAL SERVICES				
1.				1.				1.
2.				2.				2.
3.				3.				3.
4.				4.				4.
5.				5.				5.
6.				6.				6.
7.				7. TOTAL PERSONAL SERVICES				7.
8.	24,000	9,760	12,000	8. MULTCO General Fund Services	13,000			8.
9.	1,825	1,881	6,500	9. MULTCO Road Fund Services	7,000			9.
10.	396,966	360,242	400,000	10. Utilities	350,000			10.
11.	3,198	3,515	10,000	11. Miscellaneous	10,000			11.
12.				12.				12.
13.				13.				13.
14.	\$425,989	\$375,398	\$428,500	14. TOTAL MATERIAL AND SERVICES	\$380,000			14.
15.	115,885	16,173	100,000	15. Equipment	100,000			15.
16.				16.				16.
17.				17.				17.
18.				18.				18.
19.				19.				19.
20.				20.				20.
21.	\$115,885	\$16,173	\$100,000	21. TOTAL CAPITAL OUTLAY	\$100,000			21.
22.				22.				22.
23.				23.				23.
24.				24.				24.
25.			25,000	25. General Operating Contingency	25,000			25.
26.	- 0 -	- 0 -	25,000	26. TOTAL TRANSFERS & CONTINGENCIES	25,000			26.
27.	541,874	391,571	553,500	27. TOTAL EXPENDITURES	505,000			27.
28.	549,375	595,195	232,500	28. UNAPPROPRIATED ENDING FUND BALANCE	210,000			28.
29.	\$1,091,249	\$986,766	\$786,000	29. TOTAL	\$715,000			29.

MEETING DATE: MAY 05 1994

AGENDA NO: R-6

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: 1994-95 Budget for Mid County Street Lighting Service District No. 14

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5 1994

Amount of Time Needed: 15 Minutes

DEPARTMENT: Non-Departmental **DIVISION:** Budget

CONTACT: John Dorst or Keri Hardwick **TELEPHONE #:** 248-3599 (John)/248-3883 (Keri)
BLDG/ROOM #: 425 (John)/106/1400 (Keri)

PERSON(S) MAKING PRESENTATION: John Dorst

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

Presentation, discussion and approval of 1994-95 Budget for Mid County Street Lighting Service District No. 14.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Beverly Stein

OR

DEPARTMENT MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
1994 APR 26 AM 11:39
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
SHARRON KELLEY

PLANNING & BUDGET
PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

TO: Board of County Commissioners

FROM: Keri Hardwick, Budget Office

TODAY'S DATE: April 22, 1994

REQUESTED PLACEMENT DATE: May 5, 1994

SUBJECT: Dunthorpe-Riverdale Sanitary and Mid County Street Lighting Service District Budgets

I. Recommendation / Action Requested:

Approval of 1994-95 Budget for Dunthorpe-Riverdale Sanitary Service District No. 1 and the Mid County Street Lighting Service District No. 14.

II. Background / Analysis:

Oregon Budget Law requires that an approved budget for the next fiscal year be submitted to the Tax Supervising and Conservation Commission by May 15 of each year. The Board of County Commissioners is part of the Budget Committee for these two service districts.

III. Financial Impact:

None.

IV. Legal Issues:

No legal issues beyond the Budget Law requirements.

V. Controversial Issues:

None.

VI. Link to Current County Policies:

N/A

VII. Citizen Participation:

Members of the community are also part of the Budget Committee.

VIII. Other Government Participation:

None



MULTNOMAH COUNTY, OREGON

BOARD OF COUNTY COMMISSIONERS
BEVERLY STEIN
DAN SALTZMAN
GARY HANSEN
TANYA COLLIER
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PLANNING & BUDGET
PORTLAND BUILDING
1120 S.W. FIFTH - ROOM 1400
P. O. BOX 14700
PORTLAND, OR 97214
PHONE (503)248-3883

May 5, 1994

Tax Supervising and Conservation Commission
421 S.W. Fifth Ave., Suite 724
Portland, OR 97204

Commission Members:

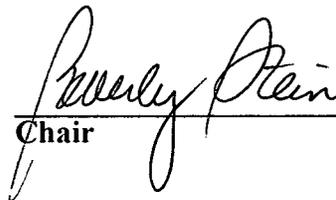
On May 5, 1994 at 9:30 a.m. in Room 602 of the Multnomah County Courthouse, the Budget Committee was regularly convened to hear the budget of the Mid County Street Lighting Service District No. 14.

The budget committee approved the attached budget.

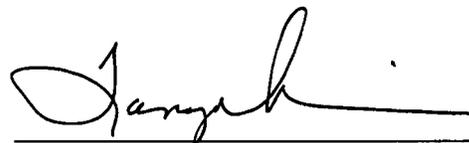
Approved:

Mid County Street Lighting Service District No. 14

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # 2-6 DATE 5-5-94
Carris A. Anderson
BOARD CLERK

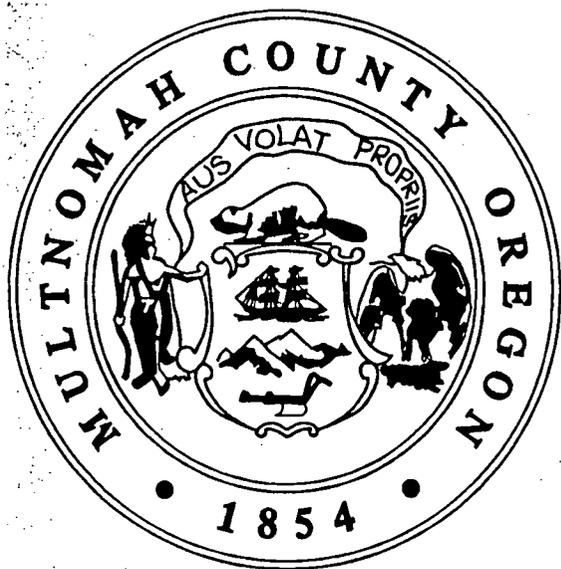


Chair



Secretary

Multnomah County



Service District Budgets Fiscal Year 94-95

TABLE OF CONTENTS

	<u>PAGE</u>
BUDGET STATEMENT	2
SUMMARY OF REQUIREMENTS - All Districts	3
DUNTHORPE RIVERDALE SANITARY SERVICE DISTRICT NO. 1	
Budget Message	4
General Fund	5-6
MID COUNTY STREET LIGHTING SERVICE DISTRICT NO. 14	
Budget Message	7
General Fund	8-9

INTRODUCTION

Multnomah County Service Districts have been created under the provisions of the Oregon Revised Statutes, Chapter 451, to provide construction and operation of sanitary sewer systems and to provide street lighting in particular areas of the County. The Multnomah County Board of Commissioners serves as the Governing Body of each Service District. The Budget Committee for each Service District consists of the members of the Governing Body and residents of the Service District appointed by the Governing Body for terms of three years.

The annual budget for each Service District is prepared under the direction of a Budget Officer designated by the Governing Body. The Budget Committee reviews the annual budget and approves it, either as submitted by the Budget Officer or with revisions requested by the Budget Committee.

This fulfills the requirements of Local Budget Law (ORS 294), which provides specific methods for obtaining public views and enable the public to be informed about financial policies and administration of the districts.

EXPLANATION OF THE BUDGET DOCUMENT

This document consists of a detailed display of the Resources and Requirements of each of the two Service Districts in Multnomah County.

Preceding the financial information for each Service District is a brief Budget Message which discusses special items pertaining to the individual Service District, including any major changes in either Resources or Requirements.

SERVICE DISTRICT FINANCIAL POLICIES

Management of all Service Districts is conducted by the Multnomah County Department of Environmental Services. Each Service District is, however, a separate and independent financial entity. To this end, all expenses incurred by a Service District, including contractual engineering support and management by Multnomah County Department of Environmental Services and Finance Division, are met with revenue from sewer user charges and connection fees and/or assessments to real property within the street lighting or sewer Service District.

Under the Accrual Basis of accounting, all revenues are recorded at the time they are earned and expenditures are recorded at the time liabilities are incurred. Budgets and comparative historical cost summaries are prepared utilizing these bases. This practice conforms to Oregon Budget Law.

For financial statement purposes, each Service District is treated as an Enterprise Fund and accounted for on the accrual basis of accounting. This practice conforms to generally accepted accounting principles (GAAP).

SUMMARY OF REQUIREMENTS

<u>DESCRIPTION</u>	<u>ACTUAL 91-92</u>	<u>ACTUAL 92-93</u>	<u>BUDGET 93-94</u>	<u>PROPOSED 94-95</u>
Sewer Service District No. 1 DUNTHORPE RIVERDALE	500,399	595,000	610,000	620,000
Street Lighting Svc. Dist. No. 14 MID COUNTY	<u>1,091,249</u>	<u>986,766</u>	<u>786,000</u>	<u>715,000</u>
TOTAL	<u>1,591,648</u>	<u>1,591,000</u>	<u>1,396,000</u>	<u>1,335,000</u>

REIMBURSEMENTS TO COUNTY
1994-95 CHARGES BY MULTNOMAH COUNTY TO SERVICE DISTRICTS

<u>SERVICE DISTRICT</u>	<u>ROAD FUND</u>	<u>GENERAL FUND</u>	<u>TOTAL</u>
Dunthorpe Riverdale	3,000	4,600	7,600
Mid County	<u>7,000</u>	<u>13,000</u>	<u>19,500</u>
TOTAL	<u>10,000</u>	<u>17,600</u>	<u>27,100</u>

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BUDGET MESSAGE

DUNTHORPE RIVERDALE SERVICE DISTRICT NO. 1

This district was formed in the middle 1960's and by 1970 had removed a significant source of pollution from the Willamette River. Its 554 clients are mainly located in unincorporated Multnomah County with a few clients in northern Clackamas County and the City of Portland.

The district's lines are maintained by the City of Portland and its sewage flow is treated at Portland's Tryon Creek Treatment Plant, which is located in Lake Oswego.

The present service charge is \$18.50 per month.

In accordance with the stated position of the district's governing body, the unappropriated balance is intended to fund the depreciation of the district's facilities.

0078j

RESOURCES

FORM LB-20

General

Dunthorpe Riversdale Service Dist.

Name of Organizational Unit - Fund

Name of Municipal Corporation

HISTORICAL DATA			RESOURCE DESCRIPTION	Budget for Next Year: 1994 - '95		
Actual		Adopted Budget		Proposed By Budget Officer	Approved By Budget Committee	Adopted By Governing Body
Second Preceding Year: '91 - '92	First Preceding Year: '92 - '93	This Year '93 - '94				
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1.			1. *Available Cash on Hand (Cash Basis), or			1.
2.	364,318	400,557	2. *Net Working Capital (Accrual Basis)	475,000		2.
3.			3. Previously Levied Taxes Estimated to be Received			3.
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5.			OTHER RESOURCES			5.
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29.	500,399	548,407	29. Total Resources, Except Taxes to be Levied	620,000		29.
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31.	0	0	31. Taxes Collected in Year Levied			31.
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FORM LB-30

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Name of Organizational Unit - Fund

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Mid-County Service District

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BY FUND, ORGANIZATIONAL UNIT OR PROGRAM**

FORM LB-30

General

Mid-County Service District

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Name of Municipal Corporation

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5.				5.				5.
6.				6.				6.
7.				7. TOTAL PERSONAL SERVICES				7.
8.	24,000	9,760	12,000	8. MULTCO General Fund Services	13,000			8.
9.	1,825	1,881	6,500	9. MULTCO Road Fund Services	7,000			9.
10.	396,966	360,242	400,000	10. Utilities	350,000			10.
11.	3,198	3,515	10,000	11. Miscellaneous	10,000			11.
12.				12.				12.
13.				13.				13.
14.	\$425,989	\$375,398	\$428,500	14. TOTAL MATERIAL AND SERVICES	\$380,000			14.
15.	115,885	16,173	100,000	15. Equipment	100,000			15.
16.				16.				16.
17.				17.				17.
18.				18.				18.
19.				19.				19.
20.				20.				20.
21.	\$115,885	\$16,173	\$100,000	21. TOTAL CAPITAL OUTLAY	\$100,000			21.
22.				22.				22.
23.				23.				23.
24.				24.				24.
25.			25,000	25. General Operating Contingency	25,000			25.
26.	- 0 -	- 0 -	25,000	26. TOTAL TRANSFERS & CONTINGENCIES	25,000			26.
27.	541,874	391,571	553,500	27. TOTAL EXPENDITURES	505,000			27.
28.	549,375	595,195	232,500	28. UNAPPROPRIATED ENDING FUND BALANCE	210,000			28.
29.	\$1,091,249	\$986,766	\$786,000	29. TOTAL	\$715,000			29.

CONTRACT #800724

MEETING DATE: MAY 05 1994

AGENDA NO: R-7

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: IGA between Metropolitan Explosive Disposal Unit (MEDU) and the Sheriff's Office

BOARD BRIEFING: Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5, 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 APPROVAL OTHER

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

Intergovernmental Agreement between Metropolitan Explosive Disposal Unit (MEDU) and the Sheriff's Office, contract #800724, to participate in and fund the activities of the MEDU.

REGULAR

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Bob Skipper

OR

DEPARTMENT MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1994 APR 26 AM 11:37

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 5-9-94* 6/93

BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT

TO: BOARD OF COUNTY COMMISSIONERS *AK*

FROM: LARRY AAB, FISCAL MANAGER *Larry*

TODAY'S DATE: April 18, 1994

REQUESTED PLACEMENT DATE: ~~May 5~~ 1994

RE: IGA Between MCSO and Metropolitan Explosive Disposal Unit (MEDU)

I. Recommendation/Action Requested:

Request commitment from the Board to approve this IGA.

II. Background/Analysis:

This IGA between MCSO and the Metropolitan Explosive Disposal Unit (MEDU) permits the MEDU to provide immediate response to County situations involving explosives and explosive disposal.

Under this IGA, Multnomah County is considered a "participating jurisdiction" that agrees to participate in and fund the activities of the MEDU.

The MEDU is authorized inter alia, to destroy or make safe contraband explosive devices or hazardous explosive chemicals; and to investigate criminal incidents involving explosives.

The MEDU will only respond to incidents when requested by a participating agency; for the County, the requesting agency will almost always be MCSO.

III. Financial Impact:

The County, as a participating jurisdiction, is responsible for all costs associated with or arising out of a County request for MEDU's assistance.

The County also agrees to participate in funding special equipment that may be needed, as the County's "management and fiscal constraints allow."

IV. Legal Issues:

Standard IGA indemnification issues regarding liability of employees acting within the scope of their employment or duties while participating in MEDU activities.

V. Controversial Issues:

None, other than recognizing that handling and disposing explosives may be considered an inherently dangerous activity that is necessary at times.

VI. Link to Current County Policies:

Fosters intergovernmental cooperation.

VII. Citizen Participation:

None.

VIII. Other Government Participation:

The following units of local government, other than Multnomah County, desire to participate in and fund the activities of the MEDU: City of Portland, City of Gresham, Clackamas County, Port of Portland, and Clark County, Washington.



CONTRACT APPROVAL FORM

(See Administrative Procedure #2106)

Contract # 800724

MULTNOMAH COUNTY OREGON

Amendment # _____

<p>CLASS I</p> <input type="checkbox"/> Professional Services under \$25,000	<p>CLASS II</p> <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	<p>CLASS III</p> <input checked="" type="checkbox"/> Intergovernmental Agreement <p>APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>R-7</u> DATE <u>5/5/94</u> <u>Carrie A. Parkerson</u> BOARD CLERK</p>
--	--	--

Department Sheriff's Office Division Enforcement Date March 29, 1994

Contract Originator Capt. Bud Johnson Phone 251-2425 Bldg/Room 313/

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

Description of Contract To participate in and fund the activities of the Metropolitan Explosive Disposal Unit (MEDU).

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

ORS/AR # _____ Contractor is MBE WBE QRF

Contractor Name Metropolitan Explosive Disposal Unit

Mailing Address 1220 SW 5th Ave
Portland, OR 97204
Attn: Bill Manlove, Deputy City Attorney
Phone 823-4047

Employer ID # or SS # _____

Effective Date upon completion

Termination Date N/A

Original Contract Amount \$ N/A

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 _____

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 _____

Date _____

Date 4/22/94

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			6230/8400					
02.											
03.											

* If additional space is needed, attach separate page. Write contract # on top of page.

INSTRUCTIONS ON REVERSE SIDE

WHITE - CONTRACT ADMINISTRATION
421/1st Flr

CANARY - INITIATOR

GREEN - FINANCE
106/1430

**METROPOLITAN EXPLOSIVE DISPOSAL UNIT
INTERGOVERNMENTAL AGREEMENT**

RECITALS:

Several units of local government in the Portland Metropolitan area recognize the ongoing need to maintain a highly trained and properly equipped unit capable of an immediate response to situations involving explosives and explosive disposal.

In recognition of that need, pursuant to ORS 190.010, and pursuant to RCW 39.34, the units of local government wish to participate in and fund the activities of the Metropolitan Explosive Disposal Unit (MEDU).

The following units of local government wish to participate in and fund the activities of MEDU: City of Portland, City of Gresham, Multnomah County, Clackamas County, Port of Portland and Clark County, Washington.

These units of local government will be referred to in this Agreement as a "participating jurisdiction". The respective law enforcement agencies for each of these participating jurisdictions will be referred to in this Agreement as a "participating agency". Any other governmental body, unit or authority of each of these participating jurisdictions will be referred to in this Agreement as a "participating body".

AGREEMENT:

NOW, THEREFORE, in consideration of their mutual promises, the participating jurisdictions agree as follows:

1. **MEDU.** The participating jurisdictions to this Agreement hereby agree to participate in and to fund the activities of the Metropolitan Explosive Disposal Unit (MEDU).
2. **POWERS AND AUTHORITY.** The MEDU is vested with all powers, rights and duties necessary for performing those functions to coordinate disposal of explosive devices in the participating jurisdictions. Those functions include, but are not limited to:
 - A. Rendering safe improvised or contraband explosive devices;
 - B. Destroying unsafe or contraband explosives, or hazardous explosive chemicals;
 - C. Investigating criminal incidents involving explosives; and,

- D. Preserving physical evidence and providing expert testimony on matters pertaining to explosives.
- E. Nothing contained in this Agreement shall affect the ability of any of the participating jurisdictions or their agencies to maintain, at their own expense, a "bomb squad" or explosive device unit. It is further understood and agreed that participating jurisdictions shall have the right to own, use and control all equipment, supplies, personnel and animals maintained by them in such a manner or fashion as they deem appropriate.

3. JURISDICTION.

- A. The MEDU shall operate when and as requested by a participating agency or body within any of the jurisdictions of the participating agencies or bodies. Any participating agency or body making a request for assistance shall be known as a "requesting agency." Once a request for assistance is made, MEDU shall be an agent of the requesting agency for purposes of ORS 30.260 to 30.300 for the duration of the MEDU mission arising from the request.

A MEDU mission begins when a requesting agency makes a request for assistance to the MEDU contact person within the City of Portland's Bureau of Police and terminates when all MEDU personnel have returned to their respective participating agencies.

The MEDU may respond to requests of other than the participating agencies or bodies if capable of providing such assistance, if the MEDU has the available resources, and if the non-participating requesting agency is willing to indemnify and hold harmless the MEDU, each of the participating jurisdictions and their officers, agents, commissioners, directors, agents and employees consistent with the terms of paragraph 10 of this Agreement and to cover any and all extraordinary costs and liabilities consistent with the provisions of paragraph 8(B) of this Agreement.

- B. The requesting agency will retain primary investigative responsibility of any criminal or other incident. Responding MEDU personnel will provide technical and investigative support.

4. PARTICIPATING JURISDICTION RESPONSIBILITIES.

- A. Each participating jurisdiction, through its participating agency, will:

- (1) Provide trained and accredited hazardous device technicians, as agency management and fiscal constraints may allow, to participate in MEDU operations. Whenever the use of the Port of Portland's bomb dog is deemed by MEDU to be appropriate, the Port shall only have to provide the dog and its handler rather than a doghandler, dog and MEDU technician, absent extraordinary circumstances.
- (2) Provide funds, as agency management and fiscal constraints allow, to the City of Portland's Bureau of Police for the purchase of special equipment specifically for MEDU, (e.g., new robot). Such equipment, will be controlled by the City of Portland's Bureau of Police and dedicated exclusively to MEDU.
- (3) Grant MEDU personnel complete authority to determine the manner of disposition of any explosive or chemical incident.
- (4) Grant MEDU personnel the right to participate in any investigation where the expertise of MEDU personnel is necessary in the judgment of MEDU personnel.
- (5) Designate an appropriate contact person within the jurisdiction's participating agency to receive information from the City of Portland's Bureau of Police on MEDU matters.

5. MEDU ADMINISTRATIVE RESPONSIBILITIES.

- A. MEDU shall have no employees. Those individuals participating in MEDU shall remain employees of their respective jurisdictions notwithstanding their participation in MEDU, and they shall remain on their respective jurisdiction's payroll for the duration of their involvement with MEDU.
- B. The City of Portland's Bureau of Police shall have the administrative authority and responsibility for directing all MEDU matters, including training personnel, equipment maintenance and storage, and developing formal operational policies and procedures. The City of Portland's Bureau of Police shall provide a copy of these policies and procedures to all participating agencies.
- C. The City of Portland's Bureau of Police shall distribute a monthly call-up roster to the City of Portland's Bureau of Emergency Communications and to each MEDU technician.

- D. The City of Portland's Bureau of Police shall coordinate training, with notification of training dates and topics provided to each participating agency and MEDU technician.
6. INCREASING MEMBERSHIP. This Agreement may be amended on the unanimous approval of the parties to allow other units of local government to participate in and fund the activities of the MEDU.
7. DURATION, WITHDRAWAL, AND TERMINATION. This Agreement is perpetual and the MEDU shall continue from year-to-year, provided however:
- A. Any participating jurisdiction may withdraw from this Agreement upon providing not less than 90 days written notice to the City of Portland's Bureau of Police; or
- B. This Agreement may be terminated upon either the withdrawal of all the participating jurisdictions or upon their unanimous agreement for termination.
8. DIVISION OF MEDU COSTS AND LIABILITIES.
- A. Costs for Special Equipment
- In the event MEDU needs to purchase special equipment (e.g., a new robot), the participating jurisdictions agree to help purchase that equipment as their respective management and fiscal constraints allow.
- B. Extraordinary Costs and Liabilities. Extraordinary costs and liabilities are defined as any costs incurred or liabilities suffered by MEDU arising out of a request for assistance pursuant to paragraph 3(A). Any participating jurisdiction whose participating agency or body requests assistance pursuant to paragraph 3(A) shall be solely responsible for all costs and liabilities associated with or arising out of that agency's request except for the gross negligence of any MEDU member as noted in Section 10, Indemnity, infra. Notwithstanding the above, costs and liabilities associated with workers' compensation or other employee benefits including payroll shall remain the responsibility of the respective employers of the MEDU members.
- C. Liability Arising Out of MEDU Activities Not Associated With Any Request For Assistance. With the exception of those extraordinary costs and liabilities discussed in 8(B) above, pursuant to and as limited by ORS 30.265, each participating jurisdiction shall remain responsible for the torts of its employees acting within the scope of their employment or duties while those employees participate in MEDU activities.

9. **INDEMNITY AND HOLD HARMLESS.** Any participating jurisdiction whose participating agency or body requests operation of the MEDU within that participating agency or body's jurisdiction pursuant to paragraph 3(A) shall, to the extent permitted by Oregon law (or Washington law if the requesting agency is a Washington agency or body), hold harmless, defend and indemnify the other participating jurisdictions, their officers, commissioners, directors, agents and employees against all claims, demands, actions and suits (including all attorney's fees and costs) brought against any of them arising out of the requested operation of MEDU within that participating agency or body's jurisdiction.

Notwithstanding the above, any claims, demands, actions or suits solely attributable to the gross negligence of a particular MEDU member shall remain the responsibility of that member's particular employer. However, in no event shall this responsibility for gross negligence be any different than that provided for under ORS 30.260 to 30.300.

10. **AMENDMENTS.** This Agreement may only be changed, modified, or amended upon the unanimous written approval of all the parties.
11. **EFFECTIVE DATE.** This Agreement shall be effective when it has been properly authorized and executed by the governing bodies of two (2) or more participating jurisdictions.
12. **SEVERABILITY.** The terms of this Agreement are severable and a determination by an appropriate body having jurisdiction over the subject matter of this Agreement that results in the invalidity of any part shall not affect the remainder of the Agreement.
13. **INTERPRETATION.** The terms and conditions of this Agreement shall be liberally construed in accordance with the general purposes of this Agreement.
14. **GOVERNING LAW AND FORUM.**
- A. This agreement shall be governed by the laws of the State of Oregon.
 - B. Any litigation or arbitration arising out of this Agreement shall be conducted in an appropriate forum in Portland, Oregon.
15. **AUTHORITY.** Each party has full power and authority to enter into and perform this Agreement, and the person signing this Agreement on behalf of each party has been properly authorized and empowered to enter into this Agreement. Each party further acknowledges that it has read this Agreement, understands it, and agrees to be bound by it.

16. SIGNATURES TO THIS AGREEMENT. The parties shall sign this agreement as follows:

- A. City of Portland at Page 7.
- B. City of Gresham at Page 7.
- C. Multnomah County at Page 8.
- D. Clackamas County at Page 8.
- E. Port of Portland at Page 9.
- F. Clark County, Washington at Page 9.

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) to be duly executed on the day and year provided below.

Approved as to Form:

William W. Manlove III
City of Portland, City Attorney
Deputy

Date: 12/17/93

Charles A. Moore
City of Portland, Chief of Police

Date: 12-20-93

Vera Katz
City of Portland, Mayor

Date: 11/23/93

Barbara Clark
City of Portland, Auditor

Date: 11/18/93

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) Task Force to be duly executed on the day and year provided below.

Approved as to Form:

EJK Reed
City of Gresham, City Attorney
Ass't

Date: _____

Arthur J. Kudic
City of Gresham, Chief of Police

Date: Oct. 1, 1993

City of Gresham, Mayor

Date: _____

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) Task Force to be duly executed on the day and year provided below.

Approved as to form:

Multnomah County Counsel

Date: _____

Multnomah County Sheriff

Date: _____

Barry Stein

Multnomah County
Board of Commissioners, Chair

Date: 5-5-94

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-7 DATE 5-5-94
Carrie A. Peterson
BOARD CLERK

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) Task Force to be duly executed on the day and year provided below.

Approved as to Form:

Clackamas County Counsel

Date: _____

Clackamas County Sheriff

Date: _____

Clackamas County
Board of Commissioners, Chair

Date: _____

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) Task Force to be duly executed on the day and year provided below.

Approved as to Form:

Paul C. Brown
Port of Portland
Assistant General Counsel

Date: 9 December 1993

Michael E. Burt
Chief, Port of Portland Police

Date: DEC 9, 1993

Mark Thomas
Port of Portland
Executive Director

Date: 12/10/93

IN WITNESS WHEREOF, the parties hereto have entered into this Intergovernmental Agreement for participation in the Metropolitan Explosive Disposal Unit (MEDU) Task Force to be duly executed on the day and year provided below.

Approved as to Form:

E. B. B.
Clark County Counsel

Date: _____

Larry E. Lucas
Clark County Sheriff

Date: 09/01/93

W. W. Sandmann
Clark County
Board of Commissioners, Chair

Date: 11-3-93

APPROVED AS TO LEGAL SUFFICIENCY

Lynn Rosik
Assistant Attorney General

Date: 12-1-93

contract\medu.bm\agreement

MEETING DATE: MAY 05 1994

AGENDA NO: R-8

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

Resolution in Exempting the MultCo Fair from Resolution 90-2 and
SUBJECT: Allowing Multco Fair to serve Beer and Wine and enter into sponsor partnerships with local microbreweries and wineries

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5, 1994

Amount of Time Needed: 10 min.

DEPARTMENT: Environmental Services DIVISION: Administration

CONTACT: Betsy Williams TELEPHONE #: 248-5012
Barbara Rutherford-Crest BLDG/ROOM #: 412/206

PERSON(S) MAKING PRESENTATION: Betsy Williams

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

Approval of the 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 in Sponsor Partnerships with Local Microbreweries and Wineries.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

OR

DEPARTMENT MANAGER: Betsy Williams

MULTNOMAH COUNTY
BOARD OF
COUNTY COMMISSIONERS
1994 APR 28 AM 11:07
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

0516C/163 *Copies of Resolution 94-83 Sent to Betsy Williams, Larry Kessel & Maria Lojo DeSteffe on 5-9-94.* 6193

MEMORANDUM

TO: Multnomah County Board of Commissioners

FROM: Multnomah County Fair Advisory Board

DATE: April 28, 1994

SUBJECT: Multnomah County Commission Draft Resolution

In its work plan for the 1994 Multnomah County Fair, the Fair Advisory Board ("FAB") has undertaken the task of developing new revenue sources for the Fair to offset the decline or elimination of revenue sources historically relied upon by the Fair for its operation. One of the new sources under consideration is the sale of beer and wine from local producers. Although the FAB is cognizant of potential negative issues surrounding the sale of alcohol, the FAB, after extensive discussion, concluded that the sale of local beer and wine, if managed in a conservative and controlled manner, could provide an opportunity to showcase a growing, nationally recognized sector of our economy, and in addition provide a significant alternative monetary resource for the Fair. After weighing all the issues surrounding the sale of beer and wine, the FAB concluded that it was in the best interest of the Fair to approach the Commissioners about instituting a special dispensation from the no alcohol policy currently in place.

The FAB is aware that the Commissioners have wrestled with this proposal and have deep concerns about the presence of alcohol at the Fair. Recently, the Commissioners were asked to consider a draft resolution entitled "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", incorporating the FAB's request for a special dispensation.

In response to this draft resolution, the FAB would like to make the following comments. First, although its duties have never been specifically defined, the FAB views itself as simply an advisory body that is to oversee the development and operation of the 1994 Fair, as well as to provide advice as to development of the 1995 Fair and possibly fairs beyond.

At its most recent meeting on April 25, 1994, the FAB received feedback regarding the draft resolution from the Commissioners via the Fair Administrator Barbara Rutherford Crest. Certain proposed changes, such as a limitation that Oregon, versus "regional" beer and wine be served were not considered significant enough to stand in the way of getting the resolution adopted.

The proposed change of greatest concern was the resolution statement "Be it further resolved, that the proceeds generated by this exemption shall be dedicated to the 1995 and future Multnomah County Fairs in lieu of further General Fund support from Multnomah County for the County Fair." The FAB experienced some confusion as to why the resolution regarding a special dispensation for beer and wine service was coupled with a resolution regarding a promise to seek no further General Fund support. The FAB simply does not see a logical connection between the two resolutions.

It is the FAB's understanding that the County already has sole discretion as to whether it will allocate General Funds for fair purposes. The FAB is only in a position to ask for funding. Naturally the FAB believes it is in the best interest of the Fair to seek and obtain funding from a variety of sources, including the County. The proposed resolution regarding funding is not in the best interest of the Fair and consequently the FAB would hope that the County would not close off General Fund support of the Fair.

However, as was stated above, the County has complete discretion as to the extent it will allocate funds to the Fair. If the County will only adopt the beer and wine resolution coupled with the funding resolution, so be it. This is the County's decision.

Finally, on a more positive note, the FAB is pleased that the County is considering the special dispensation, and the FAB would like to state that the beer and wine service will be closely scrutinized in terms of its appropriateness for future Fairs. All comments and recommendations regarding the service will be incorporated in the FAB's final report.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF MULTNOMAH COUNTY, OREGON**

In the Matter of Exempting the Multnomah)
County Fair from Resolution 90-2 and)
Allowing the Multnomah County Fair to) **RESOLUTION**
Serve Beer and Wine and to Enter) 94-83
into Sponsor Partnerships with Local)
Microbreweries and Wineries)

WHEREAS, Multnomah County Resolution 90-2 prohibits the sale or serving of alcohol at or use of alcohol-related sponsorships for County sponsored events; and

WHEREAS, the Multnomah County Fair is facing a financial crisis due to diminishing state funds and the elimination of racing revenue received by the Fair in past years; and

WHEREAS, the Multnomah County Fair must find other revenue sources in 1994 and beyond to continue to exist; and

WHEREAS, the Multnomah County Fair Advisory Board has made a series of recommendations to ensure the future of the Multnomah County Fair, including the promotion and celebration of regional business and industry, as well as beer and wine concessions and sponsorships to generate revenue for the County Fair; and

WHEREAS, Multnomah County is the home of nationally known microbreweries and is surrounded by award winning wineries that contribute to the economic development of the region; and

WHEREAS, the Multnomah County Fair Advisory Board estimates that beer and wine concessions at the County Fair and sponsorships by local microbreweries and wineries could substantially increase revenues to the County Fair; and

WHEREAS, due to continued fiscal pressures to fund essential human and public safety services, Multnomah County is reluctant to allocate scarce General Fund dollars to support the County Fair; and

WHEREAS, the Multnomah County Fair Advisory Board and the Friends of the Multnomah County Fair are sensitive to the social dilemmas created by alcohol abuse and ensure that wine and beer will be served at the County Fair in a responsible and conservative manner;

THEREFORE BE IT RESOLVED, that the Multnomah County Board of Commissioners hereby exempts the Multnomah County Fair from Resolution 90-2 and allows a special dispensation to serve Oregon beer and wine at the County Fair and to allow the County Fair to seek sponsorships with Oregon breweries and wineries to help finance the event.

BE IT FURTHER RESOLVED, that information about sponsorships related to beer and wine will not be included in advertising paid for by the Multnomah County Fair fund (print, radio, television), but information will be included in appropriate Fair publications, and signage for these companies will be allowed on the Fair site.

BE IT FURTHER RESOLVED, that the proceeds generated by this exemption shall be dedicated to the 1995 and future Multnomah County Fairs in lieu of further General Fund support from Multnomah County for the County Fair.

BE IT FURTHER RESOLVED, that the Multnomah County Fair will take extraordinary precautions to encourage responsible consumption and to promote a family oriented environment at the Multnomah County Fair.

ADOPTED this Fifth day of May, 1994



By

Beverly Stein
BEVERLY STEIN, CHAIR
MULTNOMAH COUNTY, OREGON

REVIEWED:

Laurence Kressel
Laurence Kressel, County Counsel
of Multnomah County, Oregon

MEETING DATE: MAY 05 1994

AGENDA NO.: R-9

(Above space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: NOI - INTEGRATED SERVICE NETWORK

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5, 1994

Amount of Time Needed: 10 - 15 minutes

DEPARTMENT: HEALTH DIVISION: CAREOREGON

CONTACT: IAN TIMM TELEPHONE #: 494-1831

BLDG/ROOM #: 104/CAREOREGON

PERSON(S) MAKING PRESENTATION: IAN TIMM or TOM FRONK

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

The Health Department, on behalf of the Oregon Primary Care Association (OPCA), is requesting approval to respond to a Request for Grant Applications issued by the Department of Health and Human Services (DHHS). DHHS is making available funds for the development of Integrated Service Networks (ISN) tying federally funded health centers in a region together. The OPCA proposal would extend the currently successful Multnomah County Health Department ISN (CareOregon) to federally funded rural and frontier clinics in Oregon which were not able to participate in CareOregon on February 1, 1994.

SIGNATURES REQUIRED:

ELECTED OFFICIAL: _____

Or

DEPARTMENT MANAGER: Billi Odegaard

(ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES)

1994 APR 26 AM 11:38
MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS

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

M E M O R A N D U M

TO: Beverly Stein, Chair
Board of County Commissioners

FROM: Mary Lou Hennrich, CareOregon *MH*

VIA: Bill Odegaard *Bill*

SUBJECT: Notice of Intent to respond to a request for Grant application issued by the Department of Health and Human Services for Integrated Service Network Demonstration Initiative

DATE: April 19, 1994

The Health Department is requesting approval to respond to an offering by the federal Department of Health and Human Services (DHHS) for funding the development of Integrated Service Networks (ISN). The intent is to tie multiple federally funded health centers together to allow the sharing of scarce medical resources using technology that is available today. The Health Department, as a current federally funded clinic, would apply on behalf of the Oregon Primary Care Association (OPCA). If the County is awarded the grant it would serve as the fiscal agent for the project.

DESCRIPTION OF THE PROPOSED PROJECT

Throughout the development of CareOregon, which has included several OPCA member clinics, obtaining agreements with consulting physicians in those clinic's communities has been difficult. Inability to obtain agreements caused several OPCA clinics to pull out of CareOregon during the implementation phase.

In addition, for clinics located in rural and frontier areas of the State, simply obtaining consultant services may be impossible, which reduces the quality of patient care, reduces the efficiency of the medical care, and impedes recruitment and retention of primary care providers.

NOI - Integrated Service Network
Page 2

OPCA proposes the use of current video technology to bring consulting physician services into these areas electronically. The primary care provider will be able to communicate visually with consulting physicians at OHSU through video links carried over telephone lines. Many consultations that now occur will be eliminated through the video consultation; many other consults that now require the patient to physically present with the consultant will also be handled through video consultation.

The quality and access to care at these clinics will improve. The cost of care will be reduced. The model, if successful, may be expanded.

ESTIMATED PROJECT COST AND EXPLANATION OF COUNTY SHARE

DHHS invited proposals of \$100,000 to \$250,000. The application would be for the higher amount. A draft budget, as it stood April 19, is attached. Indirect Costs are allowed. There is no significant County cost, other than the space for an employee at CareOregon and the administrative cost to the Department of managing the contracts and grant accounting.

ISN Development Initiative

DRAFT BUDGET - April 19, 1994
September 1994 to August 1995 - Year 1

FTE	CLASS	SALARY	FRINGE	TOTAL	OPCA CONTRACT	OHSU CONTRACT	CareOregon (DIRECT)	Federally Funded
0.80	Project Coordinator	32,247	14,197	46,444	46,444			46,444
0.10	Medical Consultation	9,482	3,312	12,794		12,794		12,794
1.00	Provider Relations Specialist	31,236	13,759	44,995			44,995	44,995
0.50	Secretarial Support	9,866	2,853	12,719	12,719			12,719
0.25	Community Organizer	6,463	3,035	9,498	9,498			9,498
2.65		89,294	37,156	126,450	68,661	12,794	44,995	126,450

TRAVEL

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Automobile Travel, to Oregon clinics participating in project, at \$.25 per mile, est. 6,720 mi.	1,680	0	0	1,680
Overnight lodging, est. 26 nights at \$60	1,560	0	0	1,560
Per Diem, est. 41 days at \$28	<u>1,148</u>	<u>0</u>	<u>0</u>	<u>1,148</u>
	4,388	0	0	4,388

All travel is related to in State travel to participating sites for training, installation, etc.

EQUIPMENT

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Interactive Video - Two sites at \$12,500	0	0	25,000	25,000
Picasso telemedicine modules and cameras, six sites at \$3,350	0	0	20,100	20,100
Lap Top PC for Project Manager	<u>0</u>	<u>0</u>	<u>3,100</u>	<u>3,100</u>
	0	0	48,200	48,200

E. SUPPLIES

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Telephones, est. \$40/mo. for four phones	1,440	0	480	1,920
General Office Supplies	400	0	400	800
Copies	250	0	250	500
Postage	250	0	250	500
PC Software	<u>0</u>	<u>0</u>	<u>1,150</u>	<u>1,150</u>
	2,340	0	2,530	4,870

CONTRACTUAL

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Telecommunication Field Coordination	0	32,000	0	32,000
Evaluation of Clinical Software and MIS evaluations	4,400	0	0	4,400
Evaluations of Telecommunications options	4,400	0	0	4,400
Actuarial support - negotiation of Specialty Medical Contracts	<u>15,000</u>	<u>0</u>	<u>0</u>	<u>15,000</u>
	23,800	32,000	0	55,800

OTHER

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Maintenance of Telemedicine Equipment	4,000	0	0	4,000

SUBTOTAL OF DIRECT COSTS

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
	103,189	44,794	95,725	243,708

INDIRECT COSTS

	OPCA CONTRACT	OHSU CONTRACT	CareOregon	Federally Funded
Calculated at County 1995 rates (12.7% of County services, 0.7% on pass through, and 0% on Capital).	722	314	6,036	7,072

TOTAL FEDERAL REQUEST

250,780

MEETING DATE: MAY 05 1994

AGENDA NO: R-10

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: PCRB Exemption for Telecommunications Hardware

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: Thursday, April 28, 1994

Amount of Time Needed: 15 MINUTES

DEPARTMENT: Community Corrections DIVISION: Purchasing/DCC

CONTACT: Lillie Walker/Susan Kaeser TELEPHONE #: 248-5111/248-3701

BLDG/ROOM #: 421/1st / 161/600

PERSON(S) MAKING PRESENTATION: Lillie Walker

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

Request of Board of County Commissioners, acting as PCRB, for an exemption to contract with Racal-Datacom for the purchase of proprietary modems.

SIGNATURE REQUIRED:

ELECTED OFFICIAL: _____
OR
DEPARTMENT MANAGER: Lillie Walker

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1994 APR 26 AM 11:36

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES
Any Questions: Call the Office of the Board Clerk 248-3277/248-5222

*Copy of Order 94-84 sent to Roger Bruno & Susan Kaeser
on 5-9-94.*
215PUR:1/94

**AGENDA ITEM BRIEFING
STAFF REPORT SUPPLEMENT**

TO: BOARD OF COUNTY COMMISSIONERS

FROM: Lillie Walker, Purchasing Director

TODAY'S DATE: April 13, 1994

REQUESTED PLACEMENT DATE: April 28, 1994

RE: Exemption request from formal competitive bid process for the Department of Community Corrections (DCC) to provide telecommunications hardware.

I. RECOMMENDATION: The DCC requests a PCRB Exemption from the Competitive Bidding Process to contract with Racal-Datacom for the provision of Excalibur modems, a proprietary product.

II. Background/Analysis:

A. **Compatibility with Oregon Department of Corrections Information Systems**

In order for our sites to achieve efficient and reliable access to Oregon Department of Corrections Offender Profile System (OPS), we must become compatible with Oregon DOC telecommunications equipment. The Oregon DOC has installed, and will continue to install, Racal-Datacom modems at all of their remote parole and probation offices and remote institutions.

The Oregon DOC uses the Racal-Datacom modems to diagnose and manage all communications to those sites using these modems. Diagnostic assistance from Oregon DOC Information Systems is vital for our maintaining a continuous flow of offender information to our community corrections sites. In order for us to receive this service from Oregon DOC ISU, our equipment must be compatible with their telecommunications equipment; namely, we must install Racal-Datacom modems at our sites.

B. Racal-Datacom is the only available source for these modems.

III. Financial Impact: The cost for this equipment is \$17,420.00.

IV. Legal Issues:

There are no legal issues anticipated.

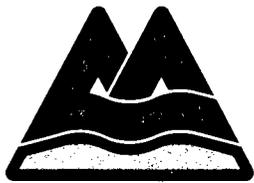
V. Controversial Issues:

N/A

VI. Link to Current County Policies:

Current County policies require a competitive process for the purchase of telephone services that exceed \$1,000.00.

VII. Other Government Participation: The resulting exemption will be open to other county departments and other government agencies.



MULTNOMAH COUNTY OREGON

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

BOARD OF COUNTY COMMISSIONERS
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SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277 • 248-5222

NOTICE OF HEARING

The Multnomah County Board of Commissioners, sitting as the Public Contract Review Board, will consider an application of Thursday, May 5, 1994, at 9:30 A.M. in Room 602 of the Multnomah County Courthouse, 1021 SW Fourth, Portland, Oregon, in the Matter of Exempting from Public Bidding a Contract with Racal-Datacom for the Provision of Modems.

A copy of the application is attached.

For additional information, contact Lillie Walker, Purchasing Director at 248-5111, or the Office of the Board Clerk at 248-3277 or 248-5222.

**BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON
PUBLIC CONTRACT REVIEW BOARD**



Carrie A. Parkerson
Office of the Board Clerk

enclosure

*cc:Lillie Walker
Susan Kaeser*

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

In the Matter of Exempting From Public)
Bidding a contract with Racal-Datacom)
for the provision of Modems.)

A P P L I C A T I O N

Application to the Public Contract Review Board on behalf of a request from the Department of Community Corrections (DCC) is hereby made pursuant to the Board's Administrative Rule AR 10.140 and 10.100 and adopted under the provisions of ORS 279.015 for an order of exemption to contract telecommunications hardware.

This Exemption Request is supported by the following facts:

1. The attached memorandum from DCC requests a PCRFB exemption from the competitive bidding process to contract with Racal-Datacom for the provision of modems. This equipment is needed to meet compatibility requirements to access Oregon Department of Corrections offender Profile System (OPS).
2. The cost to the County is \$17,200.
3. Competitive bidding for this item is not feasible because Racal-Datacom is the sole provider for this compatible equipment.
4. This is an ongoing exemption.
5. The Purchasing Contracts and Central Stores Section has reviewed the information provided by DCC and found that it is compatible with proper purchasing procedures.
6. The Purchasing Section recommends approval of the requested exemption.

Dated this 18th day of April, 1994.



Lillie Walker, Director
Purchasing, Contracts, & Central Stores

Attachments



MULTNOMAH COUNTY OREGON

DEPARTMENT OF COMMUNITY CORRECTIONS
421 S.W. 5TH, SUITE 600
PORTLAND, OREGON 97204
(503) 248-3701
FAX (503) 248-3990

BEVERLY STEIN
COUNTY CHAIR

MEMORANDUM

DATE: March 21, 1994

TO: Lillie Walker
Purchasing Director

FROM: Susan Kaeser, Management Assistant
Department of Community Corrections

SUBJECT: Request for Exemption from Bid Process

RECEIVED
PURCHASING SECTION
94 MAR 23 PM 3:31
MULTNOMAH COUNTY

We are proposing to purchase telecommunications hardware from Racal-Datacom Corporation and Memorex Telex Corporation.

The reasons for our request for an exemption to the competitive bidding process are as follows:

I. Compatibility with Oregon Department of Corrections Information Systems

In order for our sites to achieve efficient and reliable access to Oregon Department of Corrections Offender Profile System (OPS), we must become compatible with Oregon DOC telecommunications equipment. The Oregon DOC has installed, and will continue to install, Racal-Datacom modems and IBM 5494 remote control units at all of their remote parole and probation offices and remote institutions.

The Oregon DOC uses the Racal-Datacom modems to diagnose and manage all communications to those sites using these modems. Diagnostic assistance from Oregon DOC Information Systems is vital for our maintaining a continuous flow of offender information to our community corrections sites. In order for us to receive this service from Oregon DOC ISU, our equipment must be compatible with their telecommunications equipment; nameiy, we must install Racal-Datacom modems at our sites.

Oregon DOC also uses IBM 5494 control units at all remote state parole and probation offices and remote institutions. The replacement of our existing Perle control units with Memorex-Telex IBM 5494 control units will enable us to add the remainder of our community corrections sites to our communications network with Oregon DOC.

II. Oregon Department of Corrections Evaluation

Oregon DOC Information Systems Unit (ISU) had previously purchased the control units from IBM but have just recently begun purchasing the equipment from Memorex Telex. There are only two vendors who supply the IBM 5494 control units, International Business Machines (IBM) and Memorex Telex. Oregon DOC ISU evaluated service and pricing between IBM and Memorex Telex and found that Memorex provided service compatible with IBM and that Memorex's prices were lower than IBM's.

Oregon DOC purchases their Racal-Datacom modems through Racal-Datacom, who is the sole source for these modems.

Thank you for your time and consideration.

cc: Tamara Holden
Laura Atanes

TO: ATANESL CRCI400 Atanes, Laura - MTCE

FROM: TRUMAN DOC400 Mike Truman Data Communications Analyst

DATE: MARCH 21, 1994 02:38:08 PM

SUBJECT: Equipment options for attaching to DOC Network

The Department of Corrections has employed rigorous standards in purchasing equipment for its statewide network of AS/400's to ensure that all network equipment will be compatible with a single system of remote diagnostics. Because of this, when a communications crisis develops anywhere in the state, we are able to perform trouble-shooting from Salem quickly and accurately.

To support this system, remote workstation controllers on the network must be compatible with SNA/Netview diagnostics for both Token Ring and 5250 emulation devices, able to pass Netview alerts back to our AS/400, and able to support the Remote Response Time (Performance) Monitor. The only workstation controller I know of that can do this is made by IBM; it is sold by IBM as an IBM 5494 and also by Memorex, as a Memorex-Telex 5494.

In addition, "modems" (DSU/CSU's or DAP's) must be capable of splitting their 56 kbps bandwidth into two parts, to accommodate a sideband channel that will run Racal Milgo diagnostics. Currently diagnostics from over 50 remote sites reach DOC in Salem on this sideband and are transferred into a PC-based Racal-Milgo Communications Management System (CMS/400). Only Racal-Milgo manufactures DSU/CSU's which support CMS/400 diagnostics.

Without these diagnostic tools, ISU personnel in Salem would be unable to run any of our usual trouble-shooting procedures when one of your sites experiences problems. In that case, our role in supporting your data communications network would necessarily be limited to verbal advice over the phone. Communications Management System,



MULTNOMAH COUNTY OREGON

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

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TANYA COLLIER • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277 • 248-5222

NOTICE OF APPROVAL

On Thursday, May 5, 1994, the Multnomah County Board of Commissioners, sitting as the Public Contract Review Board, considered and approved a request for approval in the Matter of Exempting from Public Bidding a Contract with Racal-Datacom for the Provision of Modems.

For additional information, please contact Lillie Walker, Multnomah County Purchasing Director, (503) 248-5111.

**BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON
PUBLIC CONTRACT REVIEW BOARD**


Carrie A. Parkerson
Office of the Board Clerk

*cc:Lillie Walker
Susan Kaeser*

5/6/94

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT REVIEW BOARD

In the Matter of Exempting from Public)
Bidding a contract with Racal-Datacom)
for the provision of Modems.) O R D E R 94-84

The above entitled matter is before the Board of County Commissioners, acting in its capacity as the Multnomah County Public Contract Review Board, to review, pursuant to ORS 279.015(3) (A) through (5) (B) and PCRB Rule 10.140, an exemption for the Department of Community Corrections (DCC) to contract with Racal-Datacom for the provision of Excalibur Modems, a proprietary product. The cost of this equipment is \$17,420.00.

It appearing to the Board that the request for exemption, as it appears in the order, is based upon the fact that it is needed to meet compatibility requirements with the State of Oregon and Racal-Datacom is the sole provider.

It appearing to the Board that this exemption request is in accord with the requirements of ORS 279.015 and PCRB Rule AR 10.100; now therefore,

IT IS ORDERED that the purchase of Excalibur Modems be exempted from the requirement of formal competitive bid process.

Dated this 5th day of May, 1994.



LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

By John L. DuBay
Assistant County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
ACTING AS THE PUBLIC CONTRACT
REVIEW BOARD:

By Beverly Stein
Beverly Stein, County Chair

✓
PLEASE PRINT LEGIBLY!

MEETING DATE 5-5-94

NAME MARK C. RUHLAND

ADDRESS 1973 SE 122nd #69

STREET

Portland, OR 97233

CITY

ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____ **OPPOSE**

SUBMIT TO BOARD CLERK

2/✓

PLEASE PRINT LEGIBLY!

MEETING DATE 5 MAY 97

NAME ELMER SANKEY

ADDRESS 11819 SE Madras
STREET

PORTLAND
CITY **ZIP CODE**

I WISH TO SPEAK ON AGENDA ITEM # R11

SUPPORT _____ **OPPOSE**

SUBMIT TO BOARD CLERK

3/

PLEASE PRINT LEGIBLY!

MEETING DATE 5/5/94

NAME KEN BRUNEAU

ADDRESS 12326 SE MILL ST
STREET

PORTLAND OR 97233
CITY **ZIP CODE**

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____ **OPPOSE** ✓
SUBMIT TO BOARD CLERK

4 ✓
PLEASE PRINT LEGIBLY!

NAME MAVIS **MEETING DATE** 5/5/99
Mavis Holt Holt

ADDRESS

1235 SE 175th
STREET

Portland OR
CITY

97216
ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # P011

SUPPORT _____ **OPPOSE** X

SUBMIT TO BOARD CLERK

6 ✓
PLEASE PRINT LEGIBLY!

MEETING DATE 5-5-94

NAME Lela Joanne Hill

ADDRESS 2016 S.E. 122nd Ave, Apt 1

STREET

CITY Portland, Oregon

ZIP CODE 97233

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____

OPPOSE ✓

SUBMIT TO BOARD CLERK

8 ✓
PLEASE PRINT LEGIBLY!

Marianne MEETING DATE 5-4-94
NAME MARIANNE FELT

ADDRESS 2265 SE 113th AVE
STREET
FORTLAND CITY 97124 ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____ OPPOSE X
SUBMIT TO BOARD CLERK _____

9
✓

PLEASE PRINT LEGIBLY!

MEETING DATE 5-5-94

NAME Les PRATT

ADDRESS 11845 S.E MORRISON

STREET
PORT 99216

CITY ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____ OPPOSE _____

SUBMIT TO BOARD CLERK

10 ✓

PLEASE PRINT LEGIBLY!

MEETING DATE 5-5-94

NAME Dennis Richey

ADDRESS Chair East Portland Dist.
STREET

Coalition of Neighborhood Assns.
CITY **ZIP CODE**

I WISH TO SPEAK ON AGENDA ITEM # R-11

SUPPORT _____ **OPPOSE** A
SUBMIT TO BOARD CLERK

11 ✓

PLEASE PRINT LEGIBLY!

MEETING DATE 5-5-94

NAME Michael R Dana

ADDRESS 12826 SE Main

STREET

Portland

CITY

97233

ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM #Library

SUPPORT

OPPOSE

X

SUBMIT TO BOARD CLERK

12 ✓

PLEASE PRINT LEGIBLY!

MEETING DATE May 5, 1994

NAME Diane Harr

ADDRESS 4127 NE 131st Place

STREET
Portland, OR 97230
CITY **ZIP CODE**

I WISH TO SPEAK ON AGENDA ITEM # ~~R-12~~
R-11

SUPPORT _____ **OPPOSE** _____
SUBMIT TO BOARD CLERK

MEETING DATE: May 5, 1994

AGENDA NO: R-11

(Above Space for Board Clerk's Use ONLY)

AGENDA PLACEMENT FORM

SUBJECT: Opportunity for Public Testimony - Proposed Midland Branch Library Relocation

BOARD BRIEFING Date Requested: _____

Amount of Time Needed: _____

REGULAR MEETING: Date Requested: May 5, 1994

Amount of Time Needed: 30-45 minutes

DEPARTMENT: Non-Departmental DIVISION: Commission District #4

CONTACT: Commissioner Sharron Kelley TELEPHONE #: 248-5213

BLDG/ROOM #: 106/1500

PERSON(S) MAKING PRESENTATION: Commissioner Sharron Kelley

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL OTHER

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

PUBLIC HEARING in the Matter of the Proposed Midland Branch Library Relocation and Possible Board Decision

SIGNATURES REQUIRED:

ELECTED OFFICIAL: Sharron Kelley

OR

DEPARTMENT MANAGER: _____

BOARD OF
COUNTY COMMISSIONERS
1994 APR 26 AM 9:57
MULTNOMAH COUNTY
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES

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

EAST PORTLAND DISTRICT COALITION

1917 Southeast 122nd Avenue, Portland, Oregon 97233-1303
(503) 256-0014, FAX (503) 256-1421

Regular Meeting
5-5-94
Handout #2
R-11

"Neighbors working together for a better community"

Dennis Richey, Chair
G. Mel Hill, Vice Chair
Bob Jones, Secretary

Tom Waltz, Coordinator

April 28, 1994

Sharron Kelley, Commissioner
Multnomah Board of County Commissioners
1120 SW Fifth Street
Portland, OR 97204

Dear Commissioner Kelley:

During the EPDC Board of Director's April 27, 1994 meeting a motion was entertained to leave the Midland Branch of the Multnomah County Library at its present location on 122nd Avenue. After a brief discussion it was agreed unanimously by all members present, that the library should be left at its current location and expanded.

The Board's position on this matter is supported by the fact that the library will be able to serve a greater number of residents in East Portland if left in its present location. Indeed, the County recognizes this branch as "one of the County's busiest" library locations. Its central location contributes to its heavy use. For this reason we feel that establishing the Midland Branch at any other site is not in the interest of the community.

The Board was also made aware of the fact that the bond measure passed by voters (Measure Number 26-3) only specifies that the Midland Branch Library is to be reconstructed and to possibly buy land. The language does not mention the branch's relocation. Any plans to do so should have been disclosed at the time the bond measure was presented to the voters.

We trust you will strongly consider the position of East Portland's neighborhood associations, community groups and business associations regarding this important matter.

Sincerely Yours,

Dennis Richey, Chair
Board of Directors
East Portland District Coalition



c: David Douglas School Board
Parkrose School Board
Multnomah County Board of Commissioners
Portland City Council

Argay Neighborhood Association, Gateway Boosters, Hazelwood Community Group, Mill Park Neighborhood Association, Parkrose Business Association, Parkrose Neighborhood Association, Parkrose Heights Association of Neighbors, Parkrose Community Group, Powellhurst/Gilbert Neighborhood Association, Wilkes Community Group

PAPYAC

Youth Support Group

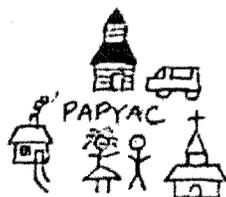
Regular Meeting
5-5-94
R-11
Handout #1

Promoting community awareness by encouraging youth support groups by parents, youth, Churches, businesses, schools, and government officials, in class 42.

March 8, 1994 M. Holt

Mark is to used in advertisements and other promotional materials.

These are perilous times. We need your help to create a safe environment for youth. LET US BEGIN TODAY!



257-9903

Peers and Parents
Who Interact and Care
"You are Caring"

Mavis Holt

PAPYAC

Not to be copied. All rights are exclusive for the owner - Mavis Holt.
September 12, 1990.

What is PAPYAC? Peers and parents who interact and care. A support group for youth.

What is PAPYACing? PAPYACing is a way of communicating to youth, children, and adults. A person listens to what a person is saying. You reply to what has been said word for word. If a person says they want something, you don't talk about what Aunt Carol says and wants. You pay attention to the needs and wishes of the individual. You notice the person's need for belonging.

Belonging is so important to all of us. Belonging to one's family, friends, neighborhood, church, and community is the best deterrent to gang and gang-like activities such as cruising. Belonging means you have found a place for yourself in this "Very Harsh World."

Belonging is the reason why youths join gangs. Gang leaders and members appeal to their sense of loneliness. They appeal to the abilities of the person, build them up, and make the person feel important. Now the person feels acceptance for the first time, love, and a sense of being wanted. They don't yet understand there is a price to pay for this acceptance. The price is no less than to participate in illegal activities. This gang member could even go to church. It's a secret pact. I will give you something you want (belonging and acceptance) for something you will do for me.

Because the person is so hungry for attention he or she is not getting anywhere else, the person thinks the idea of belonging is so good to have at last. They don't stop to think about the price, just about how good it feels to be accepted, to have friends.

Where does PAPYAC come in? It gives the person attention and works on behalf of the individual, to help them feel accepted in the family, neighborhood and community. It is a support group for a youth or person who wants and needs support.

Who helps? The community consisting of family, schools, churches, business, and the community at large.

How? By contributing creative ideas and making them fun. Then the idea will be acceptable to the person. The person will want to participate in the activity or project. They will respond because you have been able to catch their attention. The person talked and you listened in a way that was understood by both individuals - saying you cared for them.



CITY OF
PORTLAND, OREGON
BUREAU OF POLICE

J.E. BID CLARK, MAYOR
Tom Potter, Chief of Police
1111 S.W. 2nd Avenue
Portland, OR 97204

July 9, 1991

Ms. Mavis Holt
1235 SE 115th
Portland OR 97216

Dear Ms. Holt:

Thank you for your letter advising me of your new venture. I believe that you may be proceeding with the proper emphasis.

I believe that young people are important assets and need to be given the attention and opportunities to succeed in today's environment. Young people are certainly the future leaders of society and we will depend on their abilities to guide us.

I wish you the best of luck in your work.

Very truly yours,

TOM POTTER
Chief of Police

TJP/ckf
Holt, TJP

Mavis Holt

Copyright pending

3/2/91 Papyac

Prelude

One's desire can be met. Some may say what can one person possibly do to help change the world and his environment and community that he or she lives in. Simply, just by starting talking. A person talks to one other person and learns from that person. He or she takes it back to group of people. The group talks the ideas and puts them into form. Soon you have ideas to hand out. Now more people are talking. The process has been multiplied. Now instead of one person, several are acting on the talking.

Do we notice a change. Yes there are signs of a change. Why? Someone started to communicate how they saw things and what they felt inside. Instead of just talking, he or she decided to find someone to work with and find solutions.

Here we have the basis for what we are set about to accomplish. Do we dare take the risk? Do we accept the challenge? Time will tell. The process is not an easy task. We face people feeling guilt, despair and somewhat violated in their private world. We need to help them separate themselves from their actions. It's okay to make mistakes. We are not perfect individuals. Together we can grow and learn. We will become better, not bitter people for the process.

Copyright pending March 11, 1991
First date Oct 1991
Copyright date - March 11, 1991

STATEMENT

1. We need to be creative to solve our complex problems today. Recognizing people learn by images.
2. Recognizing people learn by visual, audio, and tactile.
3. Recognizing youth must grow and learn at their own pace with adult support and advise.
4. Recognizing that youth and adults are isolated one from another which causes mistrust.
 - a. That we are talking at one another, not to one another.
 - b. That when talking stops, people begin to act out behavior in an unhealthy manner and create social problems.

Therefore, I propose we start an organization called PEERS AND PARENTS WHO INTERACT AND CARE.

AIM - To build a support group for youth.

GOALS - 1. To educate youth in caring.

2. To be role models.

3. To give parents parenting skills.

4. To promote peers talking to one another to find solutions.

5. To promote parents talking to one another to find solutions.

6. To promote peers and parents to talk to one another to find solutions to problems.

7. To have a week where community devotes time to plan activities for peers and parents.

8. To find recreational and positive activities for peers and parents.

9. FIND A PLACE FOR THE CRUISERS.

Who is needed - PEERS, PARENTS, the community, schools, churches, businesses, social services, neighborhood associations, city and county officials.

To promote: YOUTH OUR MOST VALUABLE ASSET

Logo - POPYAC

Slogans - POPYAK

POPYAKER

POPYAKING

ARE YOU A POPYAKER

OTHER NEEDS PRESENTED

1. Educate junior high and grade school children.
2. Day camps for 10-13 year-olds. June 15 thru July 15.
3. Mentor programs for troubled youth.
4. Community support for troubled youth (gangs, crime related problems, drugs, alcohol interdiction).
5. Latch Key program for single parents.

Non-profit corporation status so ideas benefit youth not others.

BARRIERS, HURDLES AND OBJECTIONS:

1. Don't need another organization.
 - a. Need an identity.
 - b. Neighborhood needs cause to rally.
 - c. Group needs name.
 - d. Group needs to go through process to accomplish goals.

COMMUNITY SCHOOLS
COMMUNITY POLICING

FAMILIES

Not to copied. Owned exclusively by the owner Mavis Holt

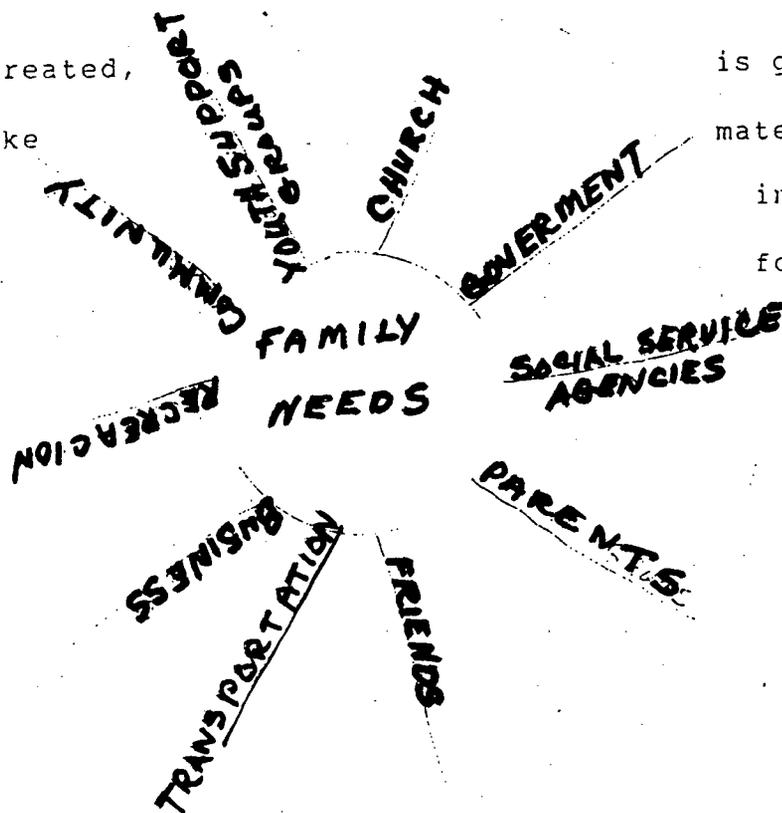
March 9, 1991

Families are at the heart of all outside structures and organizations. Each component is a different support group. All benefit the family. They each have a different aspect or role. But they are part of the whole picture. Society does not benefit when they are fragmented.

Each component is planned for the benefit to help the family (family members) to become whole persons. That is to develop the family which consists of individuals to become mentally, physically, spiritually, and emotionally whole.

Man, who is created, ability to take fashion. them objects

is given the materials and into tangible for man's use.



MILL PARK NEIGHBORHOOD ASSOC.
BY FORMER VICE-CHAIRMAN 1987-89

One of the things our association wanted to do was to work with the local schools and churches. We begin to contact them, and we had the first, "It's Your Neighborhood Rally". It was held in Ventura Park in 1988.

Cruising was a big issue. Under the guidance of Commissioner Koch we begin to work on the idea that the youth needed activities to help them find things to do, and to stay out of trouble. The youth needed something to do that would cost little money. With the help of the members of our neighborhoods, we held some events. Cruising was not a big issue as yet, we had few players,

Mill Park was instrumental in starting the first all City Task Force involving both the city and the county. We had had several meetings in our Neighborhood Association to deal with the problem.

This later lead to the 2nd Task Force when the problem became much larger. Members of the community came to us to ask how to deal with the problem.

In the meantime the youth were asking for a place to have fun, and some parents in the community wanted to end the "Throw-away" generation of our children.

What was the solution? We had had a group of people in David Douglas who went by the name of "Parents Who Care". They were involved with the Drug Intervention Program.

Thus while working with the youth, I could see that society was fragmented. The adults and youth were trying to reach out to one another. They just needed a little nudge.

The idea came of youth and adults interacting together.

The name of "PEERS AND PARENTS WHO INTERACT AND CARE" was beginning to birth.

I showed the idea to the youth at a Cruising meeting, and they liked the it. One parent said, Start the organization. Would the idea catch on. Many people helped, and encouraged me to keep agoing. I presented the idea to many groups for feedback. The journey begin. The idea was catching on.

Many people encouraged me. The idea was presented to City Council on Feb, 11, 1991, and it is in the public record, as later presented.

On March 11, 1991, the goals and ideas of "Peers and Parents who Interact and Care" was copyrighted. Thus the word "PAPYAC" was coined. What does "PAPYAC" mean? It is a way that a person communications showing that you listened to the person, and respond in a way that shows you care.

"PAPYAC" is now a Non-Profit Corporation that is a

Youth Support Group. It embodies the idea that it takes a "WHOLE" community to raise a child. BUT FIRST WE MUST BUILD a community. The community consists of parents, youth, extended family, neighbors, friends, churches, schools, businesses, government, and social agencies.

The idea is ready to go public. We must end the apathy. Others are becoming interested in the project.

. A trademark is being looked into at the present time, and near completion. It is the intent for the ideas to be used to help our youth.

A dream is about to become a reality. A memorial to Paul and all the other Paul's is birthed. "PAPYAC", an EAST Portland Organization for Youth has become a reality.

Thanks go to the Mill Park Neighborhood, which is my community and the staff of David Douglas High School. With out their support, I never would have finished the project started in 1984.

At the present time I am enrolled in the LONGRIDGEWRITERSGROUP, and I am working on "Breaking INTO PRINT." I attended the Reno's Writers Conference in Reno this year where I met many magazine editors.

Yours truly,

Mavis Holt
Founder +
Executive Director
of
Papyac
1235 S. E. 115th
Portland, Oregon 97216
257-7476

WELCOME

NEIGHBORS



WHERE DO YOU SEE YOURSELF ON THE

TEAM?

NATIONAL NIGHT-OUT AGAINST CRIME

GIVE CRIME A GOING AWAY PARTY

TUESDAY AUGUST 3 7:00-9:00 PM

MILL PARK - MILL PARK SCHOOL
meet in area behind Gym

PICNIC
Barbecue

SAFETY ACTION TEAM
SAFETY PATROL
122nd

VOLLEY BALL GAME

★ UPDATE

FRIENDS OF MILL PARK

Bring own barbecue grill
x meat or

BRING A LAWN CHAIR

have someone donate! VRSP - 257-7476
buns, hotdogs, relish, etc.

PAPYAC

Youth Support Group

April 12, 1994

Today's Youth
need our
support in this
hour!

They have
many pressures
and temptations.



Fall in Step!

Join with
Papyac to
Support Youth



257-9903

Peers and Parents
Who Interact and Care
"You are Caring"

Regular Meeting
5-5-94
R-11
Handout

EAST PORTLAND DISTRICT COALITION

1917 Southeast 122nd Avenue, Portland, Oregon 97233-1303
(503) 256-0014, FAX (503) 256-1421

"Neighbors working together for a better community"

Dennis Richey, Chair
G. Mel Hill, Vice Chair
Bob Jones, Secretary

Tom Waltz, Coordinator

April 28, 1994

Sharron Kelley, Commissioner
Multnomah Board of County Commissioners
1120 SW Fifth Street
Portland, OR 97204

Dear Commissioner Kelley:

During the EPDC Board of Director's April 27, 1994 meeting a motion was entertained to leave the Midland Branch of the Multnomah County Library at its present location on 122nd Avenue. After a brief discussion it was agreed unanimously by all members present, that the library should be left at its current location and expanded.

The Board's position on this matter is supported by the fact that the library will be able to serve a greater number of residents in East Portland if left in its present location. Indeed, the County recognizes this branch as "one of the County's busiest " library locations. Its central location contributes to its heavy use. For this reason we feel that establishing the Midland Branch at any other site is not in the interest of the community.

The Board was also made aware of the fact that the bond measure passed by voters (Measure Number 26-3) only specifies that the Midland Branch Library is to be reconstructed and to possibly buy land. The language does not mention the branch's relocation. Any plans to do so should have been disclosed at the time the bond measure was presented to the voters.

We trust you will strongly consider the position of East Portland's neighborhood associations, community groups and business associations regarding this important matter.

Sincerely Yours,

Dennis Richey, Chair
Board of Directors
East Portland District Coalition



c: David Douglas School Board
Parkrose School Board
Multnomah County Board of Commissioners
Portland City Council

Argay Neighborhood Association, Gateway Boosters, Hazelwood Community Group, Mill Park Neighborhood Association, Parkrose Business Association, Parkrose Neighborhood Association, Parkrose Heights Association of Neighbors, Parkrose Community Group, Powellhurst/Gilbert Neighborhood Association, Wilkes Community Group