

ANNOTATED MINUTES

Tuesday, March 13, 1990 - 9:30 AM
Multnomah County Courthouse, Room 602

INFORMAL BRIEFINGS

1. Briefing regarding request of Association of Oregon Counties (AOC) for voluntary annual assessment to fund intensified staff on land use issues. Presented by Gordon Fultz and Russ Nebon
 2. Annual update on Data Processing Management Committee Long Range Plan. Presented by Linda Alexander
 3. Briefing on Children's Day Treatment for a joint proposal to fund day treatment services for children. Combining MED County General Funds with CSD Medicaid Funds through Intergovernmental Agreement. Presented by Gary Smith, Bill Carey, CSD; & Pam Patton, Morrison Center
 4. Informal Review of Formal Agenda of March 15, 1990
-

Thursday, March 15, 1990 - 9:30 AM
Multnomah County Courthouse, Room 602

FORMAL AGENDA

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

DEPARTMENT OF JUSTICE SERVICES

- C-1 In the Matter of Approval of transfer of found, unclaimed or unidentified property (List 90 -2) from Sheriff's Office to the Department of General Services for disposal (destroy) as provided by Multnomah County Code 7.70

**UPON MOTION OF COMMISSIONER ANDERSON,
SECONDED BY COMMISSIONER KELLEY,
CONSENT CALENDAR ITEM C-1 WAS
UNANIMOUSLY APPROVED.**

NON-DEPARTMENTAL

- R-2 In the Matter of the Appointments of Teresa Kasner; and alternate Sharon Timko to the Oregon Tourism Alliance Visitor Services Committee
- R-3 In the Matter of Appointments of Marie L. Dodds; and alternate Sharon Timko to the Oregon Tourism Alliance Marketing Committee
- R-3a In the Matter of the Appointments of Sharon Timko; and alternate Deborah A. Sagen to the Attraction Development Committee
- R-4 In the Matter of Re -Appointments of Pauline Anderson and Susie Lahsene to the Oregon Tourism Alliance Transportation Committee

***UPON MOTION OF COMMISSIONER KAFOURY,
SECONDED BY COMMISSIONER KELLEY,
AGENDA ITEMS R-2 THROUGH R-4 WERE
UNANIMOUSLY APPROVED.***

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-5 Order in the Matter of the Establishment of NW Reeder Rd. from Station 59+22.21, P.O.C., Northerly, to Station 72+05.95, E.C. as county road to be known as NW Reeder Road No. 4964

COMMISSIONER ANDERSON INTRODUCED BOB PEARSON. MR. PEARSON EXPLANATION. UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, ORDER 90-40 WAS UNANIMOUSLY APPROVED.

- R-6 Order in the Matter of the Establishment of SE 160th Avenue from a point 220.00 feet south of SE Clay Street, said point being the end of SE 160th Avenue, County Road No. 3489, south 137.40 feet, as a county road to be known as SE 160th Avenue, No. 4946

UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, ORDER 90-41 WAS UNANIMOUSLY APPROVED.

PUBLIC CONTRACT REVIEW BOARD

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

- R-7 Order in the Matter of an Exemption from Public Bidding to Exceed the 20% Limitation on Contract Change Orders for the Courthouse Rooms Project

***UPON MOTION OF COMMISSIONER KAFOURY,
SECONDED BY COMMISSIONER KELLEY, ORDER
90-42 WAS UNANIMOUSLY APPROVED.***

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

DEPARTMENT OF GENERAL SERVICES

- R-8 In the Matter of a request for execution of the contract amendment between the County and AFSCME Local 88 regarding the transfer of Library Association of Portland employees effective July 1, 1990

***COMMISSIONER ANDERSON INTRODUCED
KENNETH UPTON. MR. UPTON EXPLANATION.
UPON MOTION OF COMMISSIONER ANDERSON,
SECONDED BY COMMISSIONER KELLEY, R-8
WAS UNANIMOUSLY APPROVED. ARLENE
COLLINS OF AFSCME ARRIVED LATE AND
PRESENTED TESTIMONY IN SUPPORT.***

NON-DEPARTMENTAL

- R-9 First Reading - An Ordinance in the Matter of repealing Multnomah County Code chapter 6.80 and adopting Multnomah County Code chapter 6.81 regulating occasional secondhand dealers and secondhand dealers

***ORDINANCE READ BY TITLE ONLY. COPIES
AVAILABLE. MARGARET BAX AND
COMMISSIONER KAFOURY PRESENTATION AND
INTRODUCTION. COMMISSIONER KAFOURY
MOVED AND COMMISSIONER ANDERSON
SECONDED, APPROVAL OF THE FIRST READING.
DENNIS NELSON, LT. PAT NELSON, JAMES
GRAVELLE LT. CLYDE STITES EXPLANATION,***

TESTIMONY IN SUPPORT AND RESPONSE TO BOARD QUESTIONS. WALLACE WARNER, LESLIE JO GOLDSMITH, CURTIS CAMPBELL AND JODI TOMKINS TESTIMONY IN SUPPORT. ASSISTANT COUNTY COUNSEL SANDRA DUFFY EXPLANATION OF TECHNICAL AMENDMENTS MADE TO PAGES 14, 15, 17, 19 AND 27. UPON MOTION OF COMMISSIONER KAFOURY, SECONDED BY COMMISSIONER KELLEY, SUBSTITUTION OF THE AMENDED ORDINANCE WAS UNANIMOUSLY APPROVED. COMMISSIONERS KAFOURY, McCOY, ANDERSON AND KELLEY COMMENTS IN SUPPORT AND APPRECIATION FOR WORK OF TASKFORCE. FIRST READING UNANIMOUSLY APPROVED. SECOND READING OF ORDINANCE, AS SUBSTITUTED, SCHEDULED FOR THURSDAY, MARCH 22, 1990.

The regular meeting was adjourned at 10:20 a.m. and the work session convened at 10:30 a.m.

Thursday, March 15, 1990 - Following Formal
Multnomah County Courthouse, Room 602

WORK SESSION

1. Work Session Regarding Multnomah County Restitution Center (MCRC) and Correctional Alternatives

CANCELLED.

2. Work Session Regarding Proposal for Change to Current County Organizational Structure

BOARD DISCUSSION OF CHAIR McCOY AND SHERIFF SKIPPER PROPOSED HUMAN SERVICES AND JUSTICE SERVICES REORGANIZATION OPTIONS WITH CHAIR McCOY, GRANT NELSON, SHERIFF SKIPPER, BILL WOOD, GARY WALKER, JUDY PHELAN, BILL SLYTER, HAROLD AMIDON AND LINDA ALEXANDER. STAFF DIRECTED TO PREPARE

***INFORMATION CONCERNING MANAGEMENT
ANALYSIS AND BUDGETARY IMPACT FOR
BOARD CONSIDERATION PRIOR TO SECOND
WORK SESSION SCHEDULED FOR 1:30 P.M.,
THURSDAY, MARCH 29, 1990.***

*There being no further business, the meeting was adjourned at 11:35
a.m.*

OFFICE OF THE BOARD CLERK
FOR MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad

Deborah L. Bogstad



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

AGENDA OF
MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS
FOR THE WEEK OF
March 12 - 16, 1990

Tuesday, March 13, 1990 - 9:30 AM - Informal Briefings . Page 2
Thursday, March 15, 1990 - 9:30 AM - Formal. Page 3
Thursday, March 15, 1990 - (following Formal) Work
Session . Page 4

* * NOTE: Informal Review, Tuesday, March 13, 1990 in AM * *

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

Thursday, 10:00 PM, Channel 11 for East and West side subscribers
Friday, 6:00 PM, Channel 27 for Paragon Cable (Multnomah East) subscribers
Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

Tuesday, March 13, 1990 - 9:30 AM

Multnomah County Courthouse, Room 602

INFORMAL BRIEFINGS

1. Briefing regarding request of Association of Oregon Counties (AOC) for voluntary annual assessment to fund intensified staff on land use issues. Presented by Gordon Fultz and Russ Nebon - Time Certain 9:30 AM
2. Annual update on Data Processing Management Committee Long Range Plan. Presented by Linda Alexander
3. Briefing on Children's Day Treatment for a joint proposal to fund day treatment services for children. Combining MED County General Funds with CSD Medicaid Funds through Intergovernmental Agreement. Presented by Gary Smith, Bill Carey, CSD; & Pam Patton, Morrison Center
4. Informal Review of Formal Agenda of March 15, 1990

PUBLIC TESTIMONY WILL NOT BE TAKEN AT INFORMAL MEETINGS

Thursday, March 15, 1990, 9:30 AM

Multnomah County Courthouse, Room 602

Formal Agenda

CONSENT CALENDAR

DEPARTMENT OF JUSTICE SERVICES

- C-1 In the Matter of Approval of transfer of found, unclaimed or unidentified property (List 90-2) from Sheriff's Office to the Department of General Services for disposal (destroy) as provided by Multnomah County Code 7.70

REGULAR AGENDA

NONDEPARTMENTAL

- R-2 In the Matter of the Appointments of Teresa Kasner; and alternate Sharon Timko to the Oregon Tourism Alliance Visitor Services Committee
- R-3 In the Matter of Appointments of Marie L. Dodds; and alternate Sharon Timko to the Oregon Tourism Alliance Marketing Committee
- R-4 In the Matter of Re-Appointments of Pauline Anderson and Susie Lahsene to the Oregon Tourism Alliance Transportation Committee

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-5 Order in the Matter of the Establishment of N.W. Reeder Rd. from Station 59+22.21, P.O.C., Northerly, to Station 72+05.95, E.C. as county road to be known as N.W. Reeder Road No. 4964
- R-6 Order in the Matter of the Establishment of S.E. 160th Avenue from a point 220.00 feet south of S.E. Clay Street, said point being the end of S.E. 160th Avenue, County Road No. 3489, south 137.40 feet, as a county road to be known as S.E. 160th Avenue, No. 4946

PUBLIC CONTRACT REVIEW BOARD

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

- R-7 Order in the Matter of an Exemption from Public Bidding to Exceed the 20% Limitation on Contract Change Orders for the Courthouse Rooms Project

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

DEPARTMENT OF GENERAL SERVICES

- R-8 In the Matter of a request for execution of the contract amendment between the County and AFSCME Local 88 regarding the transfer of Library Association of Portland employees effective July 1, 1990

NONDEPARTMENTAL

- R-9 First Reading - An Ordinance in the Matter of repealing Multnomah County Code chapter 6.80 and adopting Multnomah County Code chapter 6.81 regulating occasional second hand dealers and second hand dealers

* * * * *

Thursday, March 15, 1990 - Following Formal

Multnomah County Courthouse, Room 602

WORK SESSION

Work Session Regarding Multnomah County Restitution Center (MCRC) and Correctional Alternatives

SUPPLEMENTAL AGENDA

Thursday, March 15, 1990 - 9:30 AM

R-3a In the Matter of the Appointments of Sharon Timko; and
alternate Deborah A. Sagen to the Attraction Development
Committee



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

SUPPLEMENTAL AGENDA

Thursday, March 15, 1990 - Following Formal

Multnomah County Courthouse, Room 602

WORK SESSION

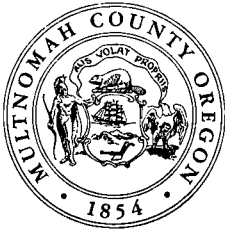
1. Work Session Regarding Multnomah County Restitution Center (MCRS) and Correctional Alternatives

CANCELLED

2. Work Session Regarding Proposal for Change to Current County Organizational Structure

SCHEDULED

0700C.70
cap



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

MEMORANDUM

TO : Clerk of the Board

FROM : Delma

DATE : 3/6/90

RE : Board Agenda Submissions
Week of March 12-16, 1990

BOARD OF
COUNTY COMMISSIONERS
1990 MAR -7 AM 9:27
MULTNOMAH COUNTY
OREGON

INFORMAL SUBMISSIONS

1. Submitted by Gary Smith and Jim Edmondson X-3691. Briefing on Children's Day Treatment.
2. Submitted by John Legry X-3450. CIC Semi-annual report.
3. Submitted by Jim Munz X-3749. Data Processing Management Committee long range plan.

FORMAL

4. Submitted by Bob Pearson X-3838. Order establishing county road - N. W. Reeder Road No. 4964 from Station 59+22.21, POC northerly to Station 72+05.95, EC as a County road.
5. Submitted by Bob Pearson X-3838. Order establishing S. E. 160th #4946 from a point 220.0 ft. south of S. E. Clay Street as a County road.
6. Submitted by Lillie Walker and Lennie Sobocinski X-5111 and X-3322. Request Board, acting as PCRB, to approve an exemption to exceed the 20% limitation on Change Orders for the Courthouse Rooms Project.
7. Submitted by Kenneth Upton X-5135. Request execution of the contract amendment between the County and AFSCME, Local 88 regarding the transfer of Library Association of Portland employees effective 7/1/90.
8. Submitted by Fred Neal. Appointments to the Oregon Tourism Alliance, Teresa Kasner, Marie Dodds, Sharon Rimko and reappointments Pauline Anderson and Susie Lahsene.

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. 71-1

REQUEST FOR PLACEMENT ON THE AGENDA

Disposal of Found/Unclaimed or
Subject: Unidentified Property - List.90-2

Informal Only* _____
(Date)

Formal Only 3/22/90 Consent Agenda
(Date)

DEPARTMENT Sheriff's Office DIVISION _____

CONTACT Bill Vandever TELEPHONE ~~255-3690~~ 251-2405

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD CONSENT AGENDA

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

In accordance with Multnomah County Code 7.70, transfer found/unclaimed or unidentified property from the Sheriff's Office to the Department of General Services for the disposal (destroy) as provided by the ordinance. List 90-2 (attached).

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

20vised Bill Vandever per Annotated Agenda 3/15/90 & telephone call 3/19/90

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Robert J. Roijzen/wm

BUDGET / PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



Multnomah County Sheriff's Office

12240 N.E. GLISAN ST., PORTLAND, OREGON 97230

ROBERT G. SKIPPER
SHERIFF

(503) 255-3600

MEMORANDUM

TO: JANE MCGARVIN
Clerk of the Board

FROM: ROBERT G. SKIPPER
Sheriff *RG Skipper*

DATE: February 12, 1990

SUBJECT: FOUND/UNCLAIMED PROPERTY - LIST 90-2

Attached is a listing of found/unclaimed or unidentified property. This property has been in the Sheriff's possession for over 30 days. All attempts to establish the rightful owners of the listed property have proven negative.

To comply with Multnomah County Code 7.70, I am requesting that this listing of property be placed on the Board of County Commissioners' agenda for approval of the transfer of these items to the Department of General Services for the sale or disposal as provided for within the listed ordinance.

RG/ksw/0333L

Attachment

MULTNOMAH COUNTY
SHERIFF'S OFFICE
FOUND/UNCLAIMED PROPERTY FOR DISPOSAL
LIST - 90-2

FILE NUMBER	PROPERTY DESCRIPTION	DISPOSITION
88-1251	Revolver/Rohn/.38/#259066.	Destroy
88-3014	Revolver/.38/#95604,	"
	Pistol/9mm/#206261.	"
88-1346	Revolver/H&R/.22/# None,	"
	Pistol/Colt/.32/#2187263.	"
89-11453	Handgun/Raven/.25/#973878.	"
87-13174	Sawed off shotgun/#2991.	"
87-12068	Pistol/Hi-Standard/.22/#1354683.	"
89-8114	Pistol/Jennings/.22/#580491.	"
	BB Pistol/Ser. # None.	"
87-10847	Revolver/Arminius/.32/#186346.	"
76-22485	Sawed off rifle/.30/#13105.	"
82-6218	Revolver/Hawes/.22/#77956.	"
89-4449	Revolver/Interarms/.38/#D778921.	"
87-10269	Air Pitol/# None.	"
83-16332	Handgun/9mm/Benelli/#003194.	"
87-9563	Revolver/RG/.22/# None,	"
	Revolver/H&R/.22/#588220.	"
87-12335	Pistol/Jennings/.22/#86265.	"
88-7801	Handgun/Browning/.25/# 314355.	"
87-10466	Pistol/Ser. #77335.	"
77-6205	Handgun/Sterling/.25/#013805.	"
87-1413	Handgun/Llama/9mm/#469978.	"
86-10913	Pistol/Jennings/.22/#281559,	"
	Pistol/Luger/.22/#29170.	"

MULTNOMAH COUNTY
SHERIFF'S OFFICE
FOUND/UNCLAIMED PROPERTY FOR DISPOSAL
LIST - 90-2

FILE NUMBER	PROPERTY DESCRIPTION	DISPOSITION
87-13228	Cut Down Pellet Rifle/#D80272567.	Destroy
89-11898	Pellet Gun/Sheridan/#227750.	"
89-12118	Shotgun/Freeport/#01134480.	"
88-655	Shotgun/Revelation/20ga/#P896145.	"
87-9975	Rifle/Shotgun/Savage/.22-20ga/#E488605.	"
87-10762	Rifle/Remington/.22/#A1690924.	"
87-10575	BB Rifle/Model 804.	"
88-887	Shotgun/Remington/Pump/# None.	"
88-2645	Rifle/Glenfield/.22/#24285856,	"
	Shotgun/Interarms/12ga/#T140306,	"
	Shotgun/Ithaca/20ga/#371116390.	"
88-2211	Rifle/J.C. Higgins/.22/# None.	"
87-9719	Rifle/Remington/30.06/#400158.	"
89-6628	Sawed off Shotgun/16ga/#514387.	"
89-4301	BB Rifle/Daisy/# None.	"
87-13348	Pellet Rifle/Daisy/#4M00561.	"

MULTNOMAH COUNTY
SHERIFF'S OFFICE
FOUND/UNCLAIMED PROPERTY FOR DISPOSAL
LIST - 90-2

FILE NUMBER	PROPERTY DESCRIPTION	DISPOSITION
87-10762	Pistol/Raven Arms/.25/#1237694,	Destroy
	Revolver/.32/# None.	"
88-887	Handgun/Dan Wesson/.357/#83627,	"
	Handgun/H&R/.22/# Ser. None.	"
88-888	Pistol/Colt/.45/#70N34484.	"

MULTNOMAH COUNTY
SHERIFF'S OFFICE
FOUND/UNCLAIMED PROPERTY FOR DISPOSAL
LIST - 90-2

FILE NUMBER	PROPERTY DESCRIPTION	DISPOSITION
88-888	Handgun/Sig Sauer/9mm/#S004452	MCSO use - Training Unit

DATE SUBMITTED 3-6-90

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R-2

REQUEST FOR PLACEMENT ON THE AGENDA

R-3
R-4 R-3a

Subject: Appointments

Informal Only* _____
(Date)

Formal Only Thurs. 3-15-90
(Date)

DEPARTMENT County Chair DIVISION _____

CONTACT Fred Neal TELEPHONE 248-3308

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

SEE ATTACHED

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

☐ PERSONNEL
☐ FISCAL/BUDGETARY
☐ General Fund

☐ Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: *Thaddeus McCarty*

BUDGET / PERSONNEL /

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

Oregon Tourism Alliance

Committee Appointments

R-2 Visitor Services Committee; Teresa Kasner
Alternate; Sharon Timko

R-3 Marketing Committee; Marie L. Dodds
Alternate; Sharon Timko

R-3a Attraction Development Committee; Sharon Timko (Mult Co. Staff)
(With emphasis on strategic administration)
Alternate; Deborah A. Sagen (City of Gresham Staff)

R-4 Re-Appointments

Transportation Committee; Pauline Anderson
Susie Lahsene



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

In order for the County Executive to more thoroughly assess the qualifications of persons interested in serving on a Multnomah County board or commission, you are requested to fill out this interest form as completely as possible. You are encouraged to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, published writing, affiliations, etc.

- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Oregon Tourism Alliance Visitor Services Committee

- B. Name

Jerusa Kasner

Address

33702 E. Bell Rd.

City

Corbett

State

OR

Zip

97019

Do you live in

☒

unincorporated Multnomah County or

☐ a city within Multnomah County.

Home Phone

695-5911

- C. Current Employer

Friends of Vista House

Address

P.O. Box 204

City

Corbett

State

OR

Zip

97019

Your Job Title

Director

Work Phone

695-2230

(Ext)

Is your place of employment located in Multnomah County? Yes ☒ No ☐

- D. Previous Employers

Dates

Job Title

Oregonian

1969

Ad Service

J.H. Gills

1968

Art Sales

CONTACT:

Sharon Timko

GLADYS McCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

(503) 248-3308

E. Please list all current and past volunteer/civic activities.

Name of Organization	Dates	Responsibilities
Corbett Area Economic Development Comm.	1989-90	Chairman
Arch Mt. Country Artisans	1980-90	President
Friends of Vista House	1982-90	Director

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
Portland State U.	1968-9	Arts
Univ. of S.W. Louisiana	1970-71	Arts
Mt. Hood Comm. College	1974-78	Arts

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

Sue Davis - 695-5744
Jed Norman - 695-5588

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

none

I. Affirmative Action Information

F CAUCASIAN/AMERICAN INDIAN
sex / racial ethnic background

birth date: Month APR Day 25 Year 1949

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature Teresa Fisher Date 2/10/90

lom
6/83



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

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- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Oregon Tourism Alliance Marketing Committee

- B. Name Marie L. Dodds

Address 9905 S.W. Quail Post Road

City Portland State OR Zip 97219

Do you live in _____ unincorporated Multnomah County or ☒ a city within Multnomah County.

Home Phone (503) 245-5209

- C. Current Employer Portland Rose Festival Association

Address 220 N.W. Second Ave.

City Portland State OR Zip 97209

Your Job Title Director of Public Relations

Work Phone (503) 227-2681 (Ext) _____

Is your place of employment located in Multnomah County? Yes ☒ No _____

- | D. Previous Employers | Dates | Job Title |
|-----------------------|-----------------------|--------------------------|
| KGW Radio | July 1983 - Aug. 1988 | News Reporter/
Anchor |
| | | |
| | | |

CONTACT:

GLADYS McCOY, MULTNOMAH COUNTY CHAIR
1021 SW 4TH, ROOM 134
PORTLAND, OREGON 97204
(503) 248-3308

E. Please list all current and past volunteer/civic activities.

<u>Name of Organization</u>	<u>Dates</u>	<u>Responsibilities</u>
<u>African American Festival</u>	<u>Aug. 1989 - present</u>	<u>volunteer public relations</u>
<u>NTA Convention, Spring 1990</u>	<u>Oct. 1989 - present</u>	<u>volunteer public relations</u>

F. Please list all post-secondary school education.

<u>Name of School</u>	<u>Dates</u>	<u>Degree/Course of Study</u>
<u>University of Oregon</u>	<u>1978 - 1983</u>	<u>B.A.s in Journalism and Germanic Language and Literature</u>
<u>University of Stuttgart, Stuttgart, West Germany</u>	<u>1980 - 1981</u>	<u>This was a year-long student exchange program. All course work was done in German.</u>

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

Gene Leo, 220 N.W. Second Ave., Portland, OR 97209 (503) 227-2681

El Sheldon, 26 S.W. Salmon, Portland, OR 97204 (503) 222-2223

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

There are no potential conflicts of interest.

I. Affirmative Action Information

Female / white
sex / racial ethnic background

birth date: Month June Day 11 Year 1960

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature Maure J. Dobbins Date 2/16/90



MULTNOMAH COUNTY OREGON

BOARDS AND COMMISSIONS

INTEREST FORM FOR BOARDS AND COMMISSIONS

In order for the County Executive to more thoroughly assess the qualifications of persons interested in serving on a Multnomah County board or commission, you are requested to fill out this interest form as completely as possible. You are encouraged to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, published writing, affiliations, etc.

- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Oregon Tourism Alliance

Attractions Development Committee

- B. Name Sharon Timko

Address 624 S.E. 146 Street

City Portland State Oregon Zip 97233

Do you live in ☒ unincorporated Multnomah County or _____ a city within Multnomah County.

Home Phone 253-3677

- C. Current Employer Multnomah County

Address 2115 S.E. Morrison Street

City Portland State Oregon Zip 97214

Your Job Title Columbia Gorge/ OTA Coordinator

Work Phone 248-3043 (Ext) 2728

Is your place of employment located in Multnomah County? Yes ☒ No _____

- | D. Previous Employers | Dates | Job Title |
|-----------------------|------------|--------------------|
| University of Idaho | 9/87-12/89 | Research Associate |
| | | |
| | | |

GLADYS McCOY, MULTNOMAH COUNTY CHAIR
1021 SW 4TH, ROOM 134
PORTLAND, OREGON 97204
(503) 248-3308

CONTACT:

E. Please list all current and past volunteer/civic activities.

<u>Name of Organization</u>	<u>Dates</u>	<u>Responsibilities</u>
<u>Special Olympics</u>	<u>5/88</u>	<u>Assisted with activities</u>
<u>Recycling at University of Idaho</u>	<u>9/87-12/89</u>	<u>Transporting</u>

F. Please list all post-secondary school education.

<u>Name of School</u>	<u>Dates</u>	<u>Degree/Course of Study</u>
<u>University of Idaho</u>	<u>9/87-8/89</u>	<u>M.S. Tourism Planning</u>
<u>University of Wisconsin</u>	<u>9/81-5/87</u>	<u>B.S. Park Management</u>

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

Bob Ratcliffe P.O. Box 1777 White Salmon, WA 98072 509-493-1822

Dr. Charles Harris Wildland Recreation University of Idaho Moscow, ID 83843
208-885-7911

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

None

I. Affirmative Action Information

Female/Caucasian
sex / racial ethnic background

birth date: Month 05 Day 23 Year 60

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature Sharon Timko Date 2/2/90

BOARDS AND COMMISSIONS



MULTNOMAH COUNTY OREGON

INTEREST FORM FOR BOARDS AND COMMISSIONS

In order for the County Executive to more thoroughly assess the qualifications of persons interested in serving on a Multnomah County board or commission, you are requested to fill out this interest form as completely as possible. You are encouraged to attach or enclose supplemental information or a resume which further details your involvement in volunteer activities, public affairs, civic services, published writing, affiliations, etc.

- A. Please list, in order of priority, any Multnomah County boards/commissions on which you would be interested in serving. (See attached list)

Oregon Tourism Alliance Attractions Development
Committee

- B. Name DEBORAH A. SAGEN

Address 1333 NW EASTMAN PKWY C/O CITY OF GRESHAM

City GRESHAM State OR Zip 97030

Do you live in _____ unincorporated Multnomah County or ☒ a city within Multnomah County.

Home Phone 666-1225

- C. Current Employer CITY OF GRESHAM

Address 1333 NW EASTMAN PARKWAY

City GRESHAM State OR Zip 97030

Your Job Title DIRECTOR OF COMMUNITY'S ECONOMIC DEV.

Work Phone 669-2301 (Ext) —

Is your place of employment located in Multnomah County? Yes ☒ No ☐

- D. Previous Employers
- | Employers | Dates | Job Title |
|---------------------------------|-------------------|-------------------------------|
| <u>CITY OF FORT COLLINS, CO</u> | <u>6/84-12/86</u> | <u>ORGANIZATIONAL ANALYST</u> |
| | | |
| | | |

CONTACT:

GLADYS McCOY, MULTNOMAH COUNTY CHAIR

1021 SW 4TH, ROOM 134

PORTLAND, OREGON 97204

(503) 248-3308

E. Please list all current and past volunteer/civic activities.

Name of Organization	Dates	Responsibilities
HUMAN SOLUTIONS, INC	6/88 - PRESENT	BOARD MEMBER
Mt. Hood Comm. College Found.	1/87 - PRESENT	AUCTION FUNDRAISER

F. Please list all post-secondary school education.

Name of School	Dates	Degree/Course of Study
LEBS SCHOOL OF PUBLIC AFFAIRS	82-84	M.P.A.
UNIV. OF WISCONSIN - MADISON	78-84	B.A. POLITICAL SCIENCE

G. Please list the name, address and telephone numbers of two people who may be contacted as references who know about your interests and qualifications to serve on a Multnomah County board/commission.

GRESHAM
F. WALLACE DOUTHWAITE - CITY MANAGER / 669-2300
MARY WALICER - GRESHAM CITY COUNCILLOR / 666-4545

H. Please list potential conflicts of interest between private life and public service which might result from service on a board/commission.

NONE.

I. Affirmative Action Information

F / CAUCASIAN
sex / racial ethnic background

birth date: Month 07 Day 14 Year 60

My signature affirms that all information is true to the best of my knowledge and that I understand that any misstatement of fact or misrepresentation of credentials may result in this application being disqualified from further consideration or, subsequent to my appointment to a board/commission, may result in my dismissal.

Signature

Deborah A. Siga

Date

2.26.90

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R 5

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Order Establishing County Road

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Environmental Services

DIVISION Transportation

CONTACT Bob Pearson

TELEPHONE 3838

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Bob Pearson

BRIEF SUMMARY

Order establishing N.W. Reeder Road, No. 4964, from Station 59+22.21, P.O.C., northerly, to Station 72+05.95, E.C., as a county road

The street has been constructed and improved according to Multnomah County specifications.

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

☐ PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

#90-40 Original to Bob Pearson,
copy to Dennis Fantz 3/19/90

BOARD OF
COUNTY COMMISSIONERS
1990 MAR - 7 AM 9:21
MULTNOMAH COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: _____

BUDGET/PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

3706V

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Establishment of N.W. Reeder Rd.)
from Station 59+22.21, P.O.C., Northerly, to Station)
72+05.95, E.C. as county road to be known as)
N.W. Reeder Road No. 4964.)

O R D E R
Road No. 4964
#90-40

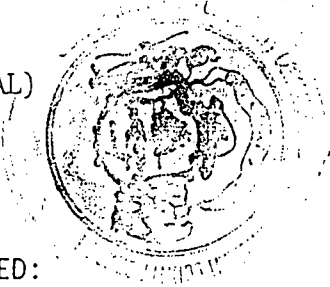
The above-described portion of N.W. Reeder Road is a regularly dedicated street, and the same has been constructed and improved according to Multnomah County specifications under Multnomah County Project No. B0052. The construction was performed by Edulay Brothers, 6920 NE 42nd Ave., Portland, Oregon, and the County Engineer has recommended to the Board that said portion of said N.W. Reeder Road be taken over as a county road, and the Board being fully advised,

IT IS HEREBY ORDERED that that portion of N.W. Reeder Road, from Station 59+22.21, P.O.C., Northerly, to Station 72+05.95, E.C., be and the same hereby is established as a county road, in accordance with ORS 368.016(2)(c) and with the center line and right-of-way boundary lines as dedicated by Order of Judgment No. A8807-03698 entered on 11-09-89, in the Circuit Court of the State of Oregon for Multnomah County, in accordance with Multnomah County Field Survey dated 1988. Said N.W. Reeder Road being all in Section 26, T3N, R1W, W.M. The right of way to be 50.00 feet in width.

FURTHER ORDERED, the County Surveyor is hereby directed to file a map of same as required by law.

FURTHER ORDERED, this Order establishing County Road No. 4964 be recorded in the Deed Records of Multnomah County, Oregon.

(SEAL)



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By

Gladys McCoy
Gladys McCoy, Chair

APPROVED:

Larry F. Nicholas
LARRY F. NICHOLAS, County Engineer
DEPARTMENT OF ENVIRONMENTAL SERVICES

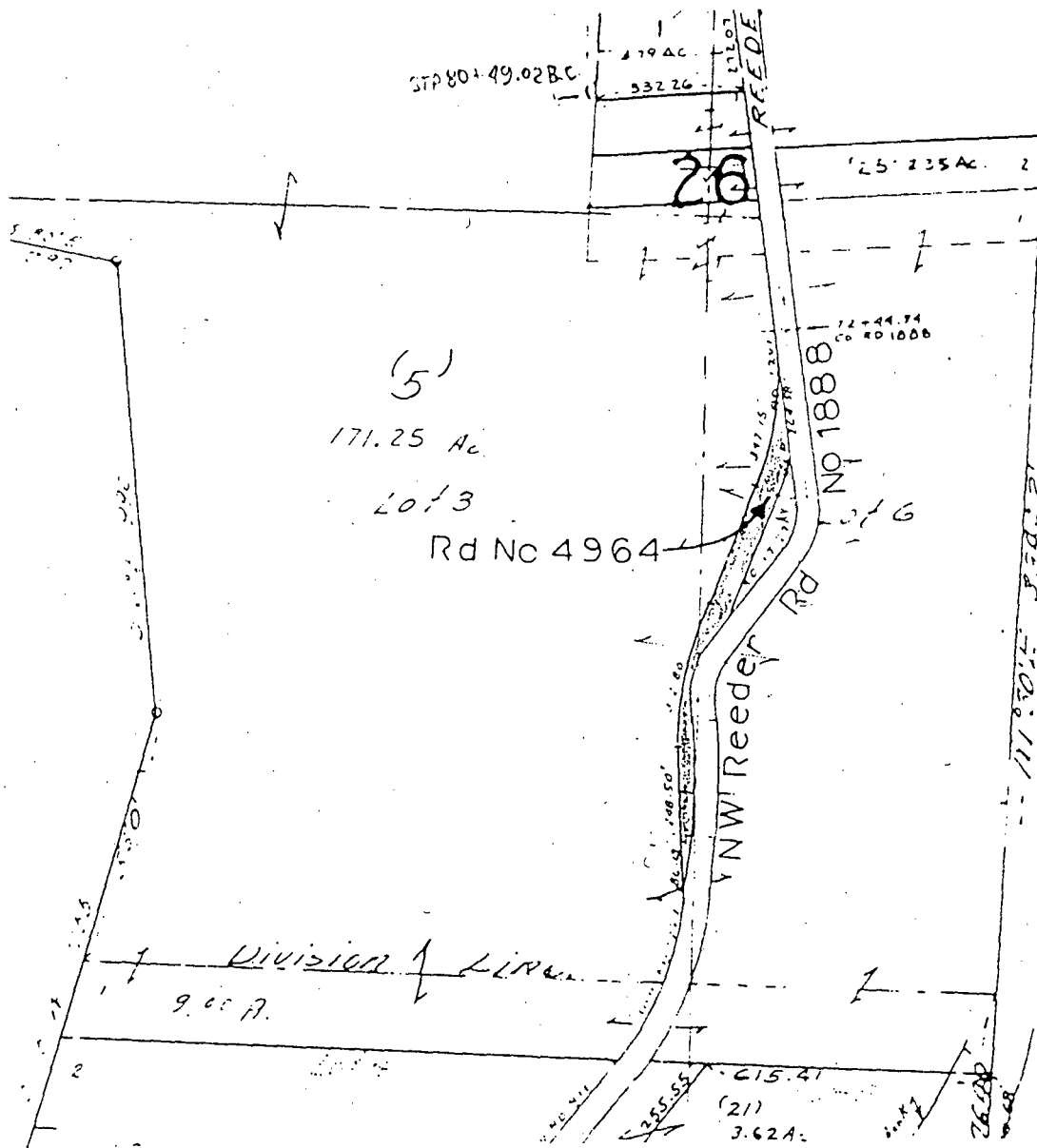
REVIEWED:

LAURENCE KRESSEL, County Counsel

By

John L. DuBay
DEPUTY

1482W



PLAT _____
 RECORDED BK. _____ DATE _____
 PG. _____
 DEVELOPER _____
 ADD. R/W REQUIRE. _____
 FIELD BOOK 960 P BOOK _____ CREW _____
 MAP FILE _____ DRAFTSMAN _____
 DIST. 600 PG
 SEC. 26 T3N R1W
 QUARTER SHEET _____

DESIGN ENGR. _____
 CONTRACTOR _____
 CONST. ENGR. _____
 INSPECTOR _____
 CONST. COMPLETE _____
 CLOSED OUT _____
 ENGRG. CHARGE CLEAR _____
 CONST. CLEARED FOR _____
 COUNTY ROAD _____
 B.O. TO COMMISSIONERS _____
 ESTABLISHED _____

RD. NO.	STREETS	FROM-TO	IMPROVEMENTS
---------	---------	---------	--------------

4964 NW Reeder Rd

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R-6

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Order Establishing County Road

Informal Only* _____
(Date)

Formal Only _____
(Date)

DEPARTMENT Environmental Services

DIVISION Transportation

CONTACT Bob Pearson

TELEPHONE 3838

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Bob Pearson

BRIEF SUMMARY

Order establishing S.E. 160th Avenue, No. 4946, from a point 220.00 feet south of S.E. Clay Street as a county road.

The street has been constructed and improved according to Multnomah County specifications under Project Agreement No. 5263 and Permit No. 661.

#90-41 original to Bob Pearson,
copy to Dennis Fantz 3/19/90

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

☐ PERSONNEL

☐ FISCAL/BUDGETARY

☐ General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: _____

BUDGET/PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

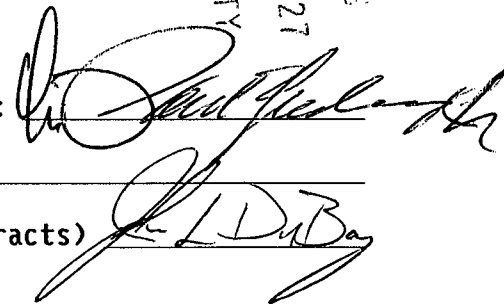
OTHER _____

(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

3706V/1517W

BOARD OF
COUNTY COMMISSIONERS
1990 MAR -7 AM 9:27
MULTNOMAH COUNTY
OREGON



In the Matter of the Establishment of S.E. 160th Avenue from a point 220.00 feet south of S.E. Clay Street, said point being the end of S.E. 160th Avenue, County Road No. 3489, south 137.40 feet, as a county road to be known as S.E. 160th Avenue, No. 4946

The above-described portion of S.E. 160th Avenue is a regularly dedicated street, and the same has been constructed and improved according to Multnomah County specifications under Project Agreement No. 5263 and Permit No. 661. The County Engineer has recommended to the Board that said portion of said S.E. 160th Avenue be taken over as a county road, and the Board being fully advised;

FURTHER ORDERED, the County Surveyor is hereby directed to file a map of same as required by law.

FURTHER ORDERED, this Order establishing County Road No. 4946 be recorded in the Deed Records of Multnomah County, Oregon.



APPROVED:

LARRY F. NICHOLAS, County Engineer
DEPARTMENT OF ENVIRONMENTAL SERVICES

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

By

1517W

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By Gladys McCoy
Gladys McCoy, Chair

[illegible]

PLAT _____
RECORDED BK. _____ DATE _____
PG. _____
DEVELOPER _____
ADD. R/W REQUIRE. _____
FIELD BOOK _____ P BOOK _____ CREW _____
MAP FILE _____ DRAFTSMAN _____
DIST. 3 _____ 600 PG. 39 _____
SEC. 1 _____ 1S _____ R 2E _____
QUARTER SHEET 3246 _____

DESIGN ENGR. _____
CONTRACTOR _____

CONST. ENGR. _____
INSPECTOR _____
CONST. COMPLETE _____
CLOSED OUT _____
ENGRG. CHARGE CLEAR _____
CONST. CLEARED FOR _____
COUNTY ROAD _____
B.O. TO COMMISSIONERS _____
ESTABLISHED _____

Permit 661
CEMENT 5263



OFFICE MEMORANDUM . . . DEPARTMENT OF ENVIRONMENTAL SERVICES

TO: Clerk of the Board's Office
Attn: Debbie

FROM: Cathey Kramer
Transportation Division, #425/Yeon

DATE: March 30, 1990

SUBJECT: Board Orders Establishing a County Road

Per our conversation this morning, following is the procedure we follow for the above orders:

1. The Board Order and Agenda Placement form and sketch are drafted, typed, and finalized at Transportation Division.
2. The required number of copies are made and submitted to Marie Rojo de Steffey, and she places the matter on the Board Agenda.
3. Following approval and signature by the Chair and County Counsel, the Clerk of the Board's office sends Transportation Division (Bldg. #425/Yeon) a photocopy of the signed order.
4. The Clerk's Office sends the original signed order, along with the sketch, to the Recording Office asking that the documents be recorded, and after recording that a photocopy of the recorded document(s) be sent to the Transportation Division for placement in the official road proceeding file.

If you have any questions about this, do not hesitate to call me at X2589. I am enclosing the two original orders with the accompanying sketches. Please forward them to Recording and ask them to send us a copy of the recorded documents.

Thank you.

Enclosures

BOARD OF
COUNTY COMMISSIONERS
1990 APR -2 AM 10:30
MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

M E M O R A N D U M

TO: 166/300 Recording Office
FROM: 101/606 Clerk of the Board *Dee Rogers*
DATE: April 2, 1990
RE: Board Orders Establishing a County Road

Please record the enclosed original Orders #90-40 and #90-41 with accompanying sketches. Thereafter, we would appreciate if you would forward a photocopy of the recorded documents to 425/Transportation Division for placement in the official road proceeding file.

If you have any questions, do not hesitate to call. Thank you for your courtesies and assistance in this matter.

0699C/14/dr
Enclosures

04-03-90

0001

27565

27566

*

97242

A

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R-7

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: PCRB Exemption

Informal Only * _____
(Date)

Formal Only _____
(Date)

DEPARTMENT of Environmental Services

DIVISION Administrative Services/Purchasing

CONTACT Lillie Walker / Lennie Sobocinski

TELEPHONE 248-5111 / 248-3322

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Lennie Sobocinski

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Request of the Board of County Commissioners, acting as Public Contract Review Board, to approve an exemption to exceed the 20% limitation on Change Orders for the Courthouse Rooms Project.

hearing notice to PCRB list & Purchasing, DGS & Fm 3/9/90 CAP
approval Notice to PCRB list & Purchasing, DGS & Fm 3/19/90 DR

ACTION REQUESTED:

ORDER # 90-42 3/24/90 Original Change Orders
Returned to Purchasing

☐ INFORMATION ONLY

☐ PRELIMINARY APPROVAL

☐ POLICY DIRECTION

☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 10 Minutes

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ GENERAL FUND

OTHER _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: KB Lynda Alexander

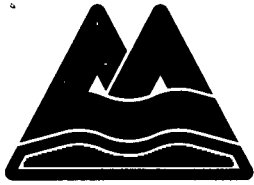
BUDGET / PERSONNEL 1

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) LD DeBar

OTHER Lillie M. Walker 2/26/90
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

CLERK OF
COUNTY COMMISSIONERS
1990 MAR - / AM 9:27
MULTI-COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
JANE McGARVIN • Clerk • 248-3277

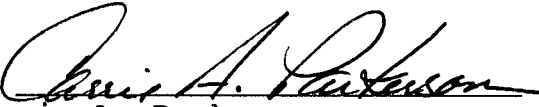
NOTICE OF HEARING

The Multnomah County Board of Commissioners, sitting as the Public Contract Review Board, will consider an application on Thursday, March 15, 1990, at 9:30 A.M. in Room 602 of the Multnomah County Courthouse, 1021 SW Fourth, Portland, Oregon, to consider exemption from public bidding to exceed the 20% limitation on contract change orders for the courthouse rooms project..

A copy of the application is attached.

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

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

By 
Carrie A. Parkerson
Asst. Clerk of the Board

0523C.71
cap

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

In the Matter of Exemption from)
Public Bidding to Exceed the 20%)
Limitation on Contract Change)
Orders for the Courthouse Rooms)
Project)


A P P L I C A T I O N

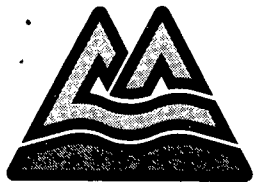
Application to the Public Contract Review Board on behalf of a request from DES, Facilities Management Division, is hereby made pursuant to the Board's Administrative Rules AR 10.010, adopted under the provisions of ORS 279.015 and 279.017, for an order exempting from the requirements of public bidding the 20% limitation on contract Change Orders for the Courthouse Rooms Project. The amount in excess of the 20% is \$5,636.78 or 7%

This request is made by the Facilities Management Division because Facilities Management Division states that two requirements of the project were unforeseen which caused the project to exceed the normal 20% contingency expectation. This included additional costs for seismic reinforcement of existing unreinforced cinder block walls, and user request for modifications to add Room 221.

The DES, Facilities Management Division, has sufficient funds for this cost overrun in the FY 1989-90 budget.

Dated this 26th day of February, 1990.


Lillie M. Walker, Director
Purchasing Section



MULTNOMAH COUNTY OREGON

DEPARTMENT OF ENVIRONMENTAL SERVICES
DIVISION OF FACILITIES AND
PROPERTY MANAGEMENT
2505 S.E. 11TH AVENUE
PORTLAND, OREGON 97202
(503) 248-3322

GLADYS McCOY
MULTNOMAH COUNTY CHAIR

MEMORANDUM

TO: Larry Weaver, Purchasing *[Signature]*
FROM: F. Wayne George, Director
Facilities & Property Management
DATE: February 26, 1990
RE: Cost Overruns on Remodel CH RMS 214, 215, 220, 222, 221

This is to clarify the need for board approval to complete the following project.

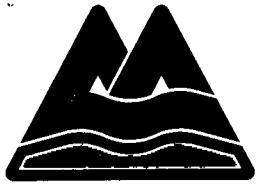
Two requirements of the project not foreseen in the design of the space required additional funds to complete the project beyond normal contingency expectations of 20%.

1. Additional cost for seismic reinforcement of existing unreinforced cinder block walls. Cost Change Order #1 \$10,142.78.
2. User request for modifications to add Room 221 in Change Order #2 \$2,310.88.

There are sufficient funds for these costs in the design and construction budget for jury rooms in the Courthouse.

If you have any questions, please contact me.

FWG/LS/md



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 605, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

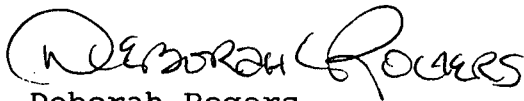
GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GRETCHEN KAFOURY • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
JANE MCGARVIN • Clerk • 248-3277

NOTICE OF APPROVAL

The Multnomah County Board of Commissioners, sitting as the Public Contract Review Board, considered an application on Thursday, March 15, 1990, and approved Order 90-42 In the Matter of an Exemption from Public Bidding to Exceed the 20% Limitation on Contract Change Orders for the Courthouse Rooms Project.

A copy of the order is attached.

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


Deborah Rogers
Asst. Clerk of the Board

0523C/72/dr
3/19/90
Enclosure

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

In the Matter of an Exemption from Public)
Bidding to Exceed the 20% Limitation on)
Contract Change Orders for the Courthouse)
Rooms Project)

O R D E R
#90-42

The above entitled matter is before the Board of County Commissioners, acting in its capacity as the Multnomah County Public Contract Review Board, to consider a request from DES, Facilities Management Division for an order of exemption to exceed the 20% limitation on contract change orders in the Courthouse Rooms Project. The amount in excess of the 20% limitation is \$5,636.78 or 7%.

It appearing to the Board that the recommendation for exemption, as it appears in the application, is based upon the fact that there were two unforeseen factors which caused the excess. Those factors were: 1) seismic reinforcement of existing unreinforced cinder block walls; and 2) User request for modifications to add Room 221.

It appearing to the Board that this request for an exemption is in accord with the requirements of the Multnomah County Public Contract Review Board Administrative Rules AR 10.100, 20.030, and 30.010. It is, therefore,

ORDERED that an excess of 7% on the Courthouse Rooms Project be exempted from the 20% limitation on contract change orders.

Dated this 15th day of March , 1990.

REVIEWED:

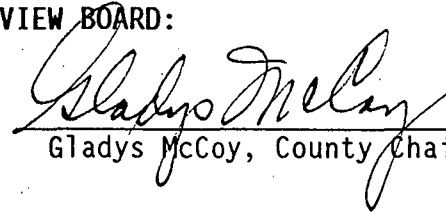
Laurence Kressel, County Counsel
for Multnomah County, Oregon

By


Assistant County Counsel

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

By


Gladys McCoy, County Chair

(SEAL)



NAME

Arlene Collins

Date

3/15/90

ADDRESS

Chai McCon

Street

City

Zip

Please may I speak out of order on

I wish to speak on Agenda Item #

Subject

RS# library

☒ FOR

☐ AGAINST

PLEASE WRITE LEGIBLY!

DATE SUBMITTED March 5, 1990

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R-8

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Local 88 Contract Amendment - Library Transfer

Informal Only* _____
(Date)

Formal Only March 15, 1990
(Date)

DEPARTMENT General Services DIVISION Labor Relations

CONTACT Kenneth Upton TELEPHONE 248-5135

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD Kenneth Upton

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Request execution of the contract amendment between the County and AFSCME Local 88 regarding the transfer of Library Association of Portland employees effective July 1, 1990.

3/15/90 10 executed original signature pages
Returned to Labor Relations

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ RATIFICATION

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 10 minutes

IMPACT:

☒ PERSONNEL

☒ FISCAL/BUDGETARY

☒ General Fund
Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Linda Alexander

BUDGET / PERSONNEL David C. Orr / Susan Ayers

COUNTY COUNSEL (Ordinances, Resolution, Agreements, Contracts) [Signature]

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

BOARD OF
COUNTY COMMISSIONERS
1990 MAR - 7
MULTI-COUNTY
OREGON
MAR 9 2 1990

AMENDMENT TO
COLLECTIVE BARGAINING
AGREEMENT

Witnesseth

WHEREAS, Multnomah County, Oregon ("the County") and Multnomah County Employees Union Local 88, AFSCME, AFL-CIO ("the Union") entered into a collective bargaining agreement dated September 1, 1989, effective for the period July 1, 1988 through June 30, 1991 ("the Agreement"), and

WHEREAS, the County contemplates the possible transfer of Library Association of Portland employees to County employment on or about July 1, 1990, and

WHEREAS, Article 3 (Recognition) of the Agreement provides that many transferred employees would be represented by the Union, and

WHEREAS, the terms of the current collective bargaining agreement would have adverse effects on both the interests of transferred employees and the County, and

WHEREAS, Article 26, "Entire Agreement," provides for voluntary amendment of the Agreement during its term.

NOW THEREFORE, it is agreed that the Agreement is amended to add Addendum I, "Wages, Hours and Working Conditions of Transferred Library Association of Portland Employees."

Except as modified by this Amendment the 1988-1991 Agreement between the parties shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have set their hands this

15th day of March, 1990

MULTNOMAH COUNTY EMPLOYEES
UNION, LOCAL 88, AFSCME,
AFL-CIO

BY

Eileen Collins
President

BY

Charles D. Davis
Vice President

BY

Dinda B. Davis
Secretary

BY

Joseph J. Turbannick
Treasurer

BY

Jim Smith
Jim Smith
Council Representative
AFSCME Council 75

NEGOTIATED BY:

BY

Kenneth Upton
Kenneth Upton
Labor Relations Manager
Multnomah County, Oregon

Reviewed:

BY

Lawrence Kressel
Lawrence Kressel
County Counsel
Multnomah County, Oregon

MULTNOMAH COUNTY, OREGON
CHAIR

BY

Gladys McCoy
County Chair

MULTNOMAH COUNTY, OREGON
BOARD OF COUNTY COMMISSIONERS

BY

Richard K. K. K.
Commissioner

BY

Pauline Anderson
Commissioner

BY

Sharon Kelly
Commissioner

BY

Absent
Commissioner

BY

Steve B. B.
Auditor

ADDENDUM I
WAGES, HOURS AND WORKING
CONDITIONS OF
TRANSFERRED LIBRARY
ASSOCIATION OF
PORTLAND EMPLOYEES

In the event Library Association of Portland employees are transferred to Multnomah County as a result of the County opting for direct governance of the Multnomah County Library System, the terms of the 1988-1991 Agreement between the parties shall apply except as indicated below.

(Note: For ease of review of the scope of the Agreement where articles are not modified in applicability to library employees, the phrase "No modification" is utilized. "LAP Agreement" refers to the 1989-1992 Agreement between the Library Association of Portland and the Multnomah County Library Union.)

- Article 1

Preamble

No modification.

- Article 2

Definitions

Article 2 shall apply except that:

1. With respect to the definition of "Permanent Employee", a transferred LAP employee given Classified Civil Service Status by County Ordinance shall be deemed "appointed from a list of eligibles" on the date the County Ordinance grants status.
2. For employees hired prior to transfer, the definition of "Probationary Employee" and the terms of calculations of time service and termination of such employees shall be in accordance with the LAP Agreement.

- Article 3

Recognition

Section 1 of this Article shall not apply except as follows. Local 88, AFSCME, AFL-CIO, is recognized as the sole and exclusive bargaining agent of certain transferred LAP employees and classifications as follows. Transferred LAP employees governed by this bargaining unit include those regularly

scheduled employees allocated to classifications in the bargaining unit represented by the Library Employees Union who work for forty (40) hours or more per pay period except as described below. In the event of disagreement as to the status of newly created or modified classifications or positions, determination of status shall be in accordance with unit clarification procedures as provided by Oregon Law.

The parties recognize that certain LAP employees working less than 20 hours per week were given the status of regular employees in the LAP, with certain rights and benefits, whereas these individuals would not be Classified employees with attendant rights in the County system and would be afforded no benefits. As a transition rule to deal with these individuals to minimize any adverse impact of transfer:

A. These employees will be "grand personed" with the following and only the following rights and benefits:

- The same wage range as other employees in the same classification.
- Vacation accrual on a County per hour pro rata basis.

- For all classifications except Page sick leave accrual on a County per hour pro rata basis.
- 2 hours personal holiday for each fixed holiday.
- Application of Article 17, Disciplinary Action.
- Accrual of seniority on a half time basis upon transfer.
- Layoff and recall rights exercised solely within the bounds of "grandpersoned" employees.
- Application of Article 18, Settlement of Disputes, solely and exclusively for enforcement of the specific rights and benefits cited above.
- Article 5, Union Security and Check-Off.
- Article 16, Pensions.

B. Employees hired by the library subsequent to the transfer to the County in the category working less than 20 hours per week cited above shall be deemed temporary employees not governed by the bargaining agreement or represented by the Union.

- Article 4

Management Rights

No modification.

- Article 5

Union Security and Check Off

No modification.

Article 6

No Strike Clause

No modification.

- Article 7

Holidays

No modification except that in Section 1 Christmas Eve Day will be recognized as a holiday for library employees; Veterans Day will not.

- Article 8

Vacation Leave

The terms of Article 8 shall apply except that vacation time accrued while an employee of the LAP shall be deemed County accrued vacation and no professional librarian shall suffer a reduction of accrual rate, to include any bonus vacation, but shall be "red circled" at this level of vacation entitlement until such time as this entitlement is less than the amount which would be received utilizing the general terms of the Agreement, at which times the rate specified by the Agreement shall apply.

- Article 9

Sick Leave

The terms of Article 9 shall apply except that sick leave accrued while an employee of LAP shall be deemed County accrued sick leave.

- Article 10

Other Leaves

No modification except that LAP Agreement Article 19 "Professional Meetings" shall apply.

- Article 11

Health and Welfare

No modification except:

1. Waiting Periods

The parties recognize that the waiting periods of the LAP and County Medical and Dental plans differ. To ensure an equitable transition:

- Employees covered by a form of insurance, e.g., Dental, at time of transfer shall serve no waiting period.
- Employees not covered by a form of insurance shall serve the County's waiting period from the date of transfer, provided that prior LAP time served shall count toward this period.

2. Section 5, Retirees

Section 5 is modified to insert (as underscored) in line 4: ". . . (non-disability), the Library Association of Portland Plan, or Article 16 (3), . . ."

- Article 12

Workers' Compensation

The terms of Article 12 shall apply except no supplemental payment shall be made to any individual whose first date of compensable injury was prior to transfer to the County.

- Article 13

General Work Provisions

The terms of this Article shall not apply except for 13.3, "Schedules," and 13.7, "Flextime." With respect to the application of Article 13.3, in the event of an unanticipated absence beyond the control of management, and following a reasonable effort by management to staff a position with other personnel, an employee in the same classification as the vacancy may be ordered in to provide continued service subject to the provision of Article 14, Section 5. It is further understood that transferred employees may job share in accordance with the same terms and limitations as other employees covered by the bargaining unit. All other terms covered by this Article will be in accordance with Article 14 of the LAP Agreement.

- Article 14

Compensation

The terms of Article 14 shall not apply except for:

Section 3. Pay Periods

Section 4. Reporting Time

Section 5. Call-Out Pay

Section 6. Overtime, excepting "b" and amending "e" to read in the final sentence:

"An employee required to work both days off during a work week (FLSA), and then required to work both days off in a second work week (FLSA), shall be compensated at the rate of two (2) times his or her hourly rate for the first day and two and one-half (2 1/2) times his or her normal rate for the second day.

Section 9. Promotional Increase

Section 10. Working in a Higher Class

Section 12. Deferred Compensation

Section 13. Payments in Error and Payments in Violation of Contract

Section 14. On-Call Pay

All other compensation terms governed by this Article shall be in accordance with Article 28 of the LAP Agreement, specifically including but not limited to continuation of payment within the current LAP Agreement classification and compensation plan, to include any pay increase scheduled for July 1, 1990, provided that the July 1, 1990 increase will be subject to reopener under the terms of Section 1.f. of the Local 88 Agreement in the event of a revenue shortfall.

- Article 15

Anniversary Step Increases

The terms of this Article shall not apply. Anniversary Step Increases shall be in accordance with the terms of the LAP Agreement until such time as LAP employees are integrated into the Classification and Compensation System as is provided in Article 23.

- Article 16

Pensions

With respect to pension benefits for employees transferred from the LAP to the County:

1. PERS

There shall be no modification of the existing terms of Article 16.

2. LAP Retirement Plan (LAP Plan)

With respect to employees vested at the time of transfer in the Retirement Plan for Employees of the Library Association of Portland (the LAP Plan), the parties recognize that the County has several options dealing with this plan, including but not limited to change of Plan sponsorship from the LAP to the County, Plan termination, etc. The County shall have the sole, exclusive, and non-grievable discretion to choose the mechanism for dealing with the Plan. However, regardless of the mechanism chosen, the following terms shall apply with respect to benefits accrued under the Plan, regardless of the source of payment to such Plan vested County employees transferred from LAP:

- A. Accrual of service credit under the LAP Plan shall cease upon transfer to the County except as provided in "D" below.
- B. Final average salary (FAS) calculations for the LAP Plan shall be based on salary actually received during tenure with the County as well as prior service with the LAP, but shall not include any sick leave in application to such FAS calculation.

C. Upon retirement, a transferred employee shall be eligible January 1 of each year for a cost of living increase in the employee's LAP pension benefit not to exceed two percent (2.0%). This increase shall be based on the percentage increase in the Consumer Price Index (National All Urban) in the preceding year, specifically October to October. In the event the above index shall cease to be published, or ceased to be published for the control months cited, a reasonable substitute may be utilized.

D. In the event a transferred employee does not serve sufficient time with the County to vest in PERS, the employee shall, upon receipt within thirty (30) days of termination of all employee monies withdrawable from PERS, be credited with LAP Plan service credit for time as a County employee.

- Article 17

Disciplinary Action

No modification.

- Article 18

Settlement of Disputes

No modification.

- Article 19

Contract Work

No modification.

- Article 20

Productivity Training & Performance Evaluation

The terms of this Article shall not apply except for Sections 1, 2, 3, 4 (excepting 4.a.iii) and 6.

- Article 21

Seniority and Layoff

The terms of this Article shall apply except:

1. Time served with the LAP shall be treated as previous government service in accordance with Section 2.b.8. The agreed upon adjusted service date provided to employees by LAP prior to transfer shall not be subject to grievance.
2. Regardless of ultimate organizational placement, the Library shall be deemed a department for reasons of seniority and layoff.
3. The terms of Section 9-7 of the LAP Agreement shall apply for the purpose of bumping of bargaining unit employees by exempt library employees.

- Article 22

Shift and Work Assignments

The terms of this Article shall not apply and the terms governed by the Article shall be governed by the terms of the LAP Agreement.

- Article 23

General Personnel Procedures

The terms of Article 23 shall apply provided that all matters of reclassification and wage comparisons shall be exclusively determined within the LAP Agreement Classification and Compensation system which

is to be adopted by the County on an interim basis. It is recognized by the parties, however, that a full integration is necessary into the County's classification and compensation system, therefore:

1. On or before October 1, 1990 the County shall begin a classification and compensation study of all library employees to ensure integration into the County system. In this study these positions will be treated as newly created positions for purposes of determining classifications, allocations to classifications, and compensation.
2. The appeals mechanism for employees or the Union in dealing with allocations to classifications and wage determination shall be the same afforded other County employees at the time of the Countywide study as per Article 14.1.d.
3. For the purpose of finalizing integration into the County classification and compensation system at no cost during FY 90-91, the classifications, allocations, and compensation resulting from the study process cited in "1 and 2" above will be implemented for library employees at one minute until midnight June 30, 1991.

- Article 24

General Provisions

The terms of Article 24 shall apply except:

- Section 5. Rules (Amended to add)

With respect to Library employees the County will, either before or after the transition of governance, but in no event later than thirty (30) days after transition, and with ten (10) days notice to the Union, promulgate rules to govern library employees. These rules shall be subject to review as to reasonableness in accordance with Section 5.e. above.

- Section 6. Change in existing conditions (Amended to add)

With respect to Library employees, existing conditions which meet the criteria cited in 6.a. above in the relationship between the LAP and the Library Union shall be deemed existing conditions upon transition to the County, provided the matter:

- (1) Is not covered by the Agreement or County Personnel Rules, or
- (2) Has not been discussed or negotiated as part of the bargaining process related to the Library transition.

- Section 8. Contract Negotiations (Amended)

Section 8.a. is amended to read in sentence 1:

"The Union's Negotiating Team shall consist of not more than nine (9) members, eight (8) of whom may be employees."

- New Language

(1) The terms of Article 27 of the LAP Agreement shall be deemed an existing condition.

(2) An orientation session for Library Management and Library Union Stewards shall be conducted by the Union Representative and the County Labor Relations Manager.

- Article 25

Savings Clause and Funding

No modification.

- Article 26

Entire Agreement

No modification.

- Article 27

Termination

No modification.

- Addendum A

Classifications Included in the Bargaining Unit

No modification. The County shall provide a listing to the Union within 30 days of the execution of this Agreement of all classifications included and excluded from Union representation under the terms of the current LAP Agreement.

- Addendum B

Dues Deduction Authorization

No modification.

- Addendum C

People Deduction Authorization

No modification.

- Addendum D

Leadworker Assignment and Pay

No modification.

- Addendum E

Premium Pay and Other Special Provisions

This addendum shall not apply and the terms of the LAP Agreement shall govern.

- Addendum F

Emergency Conditions Provisions (Environmental Services)

This addendum shall not apply.

- Addendum G

Auto Allowance and Compensation

This addendum shall not apply and the terms of the LAP Agreement shall govern.

• Addendum H

Project Save - Memorandum of Agreement

No modification.

9341LABREL

#1
Date 3-15

NAME

Dennis Nelson

ADDRESS

City of Portland

Street

City

Zip

I wish to speak on Agenda Item # 9

Subject 2ND HAND CODE

X FOR

AGAINST

PLEASE WRITE LEGIBLY!

Date _____

NAME

Lt. Pat Nelson

ADDRESS

Portland Police Bureau

Street

City

Zip

I wish to speak on Agenda Item #

9

Subject

2nd HAND CODE

X

FOR

 AGAINST

PLEASE WRITE LEGIBLY!

Date 3/15/90

NAME JAMES GRAVELLE

ADDRESS 7035 SE 82nd AVE

Portland Street
City Zip J.R.

I wish to speak on Agenda Item # 6.81

Subject ORDINANCE

X FOR

____ AGAINST

PLEASE WRITE LEGIBLY!

Date 3/15

NAME

Lt. Clyde Stiles

ADDRESS

Sherriff's Detective

Street

Section

City

Zip

I wish to speak on Agenda Item #

9

Subject



FOR

AGAINST

PLEASE WRITE LEGIBLY!

NAME

Wallace Warner

Date

3-15-90

ADDRESS

4145 NE Cully

Street

Portland Ore

City

Zip

I wish to speak on Agenda Item

#

#5

Subject

Second Hand

X

FOR

AGAINST

PLEASE WRITE LEGIBLY!

NAME

Leslie G Goldsmith

Date

3/15

ADDRESS

8012 SE 13th

Street

Portland Or 97202

City

Zip

I wish to speak on Agenda Item #

6081

Subject

☒ FOR

☐ AGAINST

PLEASE WRITE LEGIBLY!

Date 3-15-90

NAME

Curtis Campbell

ADDRESS

12401 SE DIVISION

Street

Portland

City

ORE 97236

Zip

I wish to speak on Agenda Item #

6.81

Subject

☒ FOR

☐ AGAINST

PLEASE WRITE LEGIBLY!

Date 3-15-90

NAME

Gadi Tompkins

ADDRESS

12315 SE Division

Street

Portland
City

97236

Zip

I wish to speak on Agenda Item #

Subject

Second Hand

X FOR

AGAINST

PLEASE WRITE LEGIBLY!

DATE SUBMITTED March 8, 1990

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. R-9

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Ordinance regulating Second Hand Dealers
and Occasional Second Hand Dealers

Informal Only* March 13, 1990
(Date)

Formal Only March 15, 1990
(Date)

DEPARTMENT BCC Non Departmental DIVISION Commissioner Kafoury

CONTACT Margaret Bax TELEPHONE 248-5239

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Repeals current Ordinance relating to Second Hand Dealers. Adopting a New ordinance which requires Second Hand Dealers and Occasional Second Hand Dealers to have a current permit, report certain items to law enforcement agencies, and establishes uniform holding period for regulated items. Reduces the list of regulated items to include only the types of property that are commonly stolen and resold in the County.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☒ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA One hour

IMPACT:

PERSONNEL

☐ FISCAL/BUDGETARY

☐ - General Fund

Other _____

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: [Signature]

BUDGET / PERSONNEL /

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) Sandra Duff

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY, OREGON

3 ORDINANCE NO. _____

4 An Ordinance repealing Multnomah County Code Chapter 6.80
5 and adopting Multnomah County Code Chapter 6.81 regulating
6 occasional secondhand dealers and secondhand dealers.

7 Multnomah County ordains as follows:

8
9 Section 1. Findings

10
11 1. Multnomah County has regulated secondhand dealers
12 since 1983. However, enforcement of the code has been time
13 consuming and ineffective in controlling the activities of some
14 dealers who exploit loopholes in the code to their own benefit.

15 2. The City of Portland has experienced similar problems
16 with the enforcement of its City Code regulating secondhand
17 dealers.

18 3. In 1989 a Task Force was formed comprised of
19 representatives from the City, the County, law enforcement
20 agencies, secondhand dealers and others.

21 4. The Task Force was given the charge to review
22 appropriate methods for controlling the distribution of stolen
23 goods in the Portland/Multnomah County area.

24 5. The Task Force concluded that the problems associated
25 with the distribution of stolen property are regional and
26 adoption of a similar code by the City of Portland and

Page

1 Multnomah County was essential.

2 6. The Task Force determined that over \$50 million in
3 burglary/theft crime was reported in the metropolitan area in
4 1988.

5 7. The Task Force recommended changes in the secondhand
6 dealer code to crack down on businesses and individuals who are
7 to some degree openly profiting from dealing in stolen goods.
8 The Task Force recognized that some legitimate businesses not
9 currently subject to the code will now be faced with
10 regulation. The recommended code changes attempted to mitigate
11 the regulatory burden while keeping the tools necessary to
12 control the most flagrant of those who would profit from this
13 illegal activity.

14 8. The Board of County Commissioners adopts the
15 recommendations set out in the Final Report of the Task Force
16 on Controlling Distribution of Stolen Property dated
17 February 12, 1990, and incorporates it by reference as attached
18 as Exhibit A.

19
20 Section 2. Repeal of Multnomah County Code Chapter 6.80.

21 Multnomah County Code Chapter 6.80 is hereby repealed in
22 its entirety.

23
24 Section 3. Adoption of Multnomah County Code Chapter 6.81.

25 Multnomah County Code Chapter 6.81 is adopted to read as
26 follows:

6.81.005 Title and Scope.

This Chapter shall be known as the Multnomah County Occasional Secondhand Dealers and Secondhand Dealers Ordinance, hereinafter "this Chapter".

6.81.010 Purpose.

The Board's purpose in adopting this Chapter is to strictly regulate certain business activities that present an extraordinary risk of being used to conceal criminal behavior, including the theft of property. The Board finds that this risk is present despite the best efforts of legitimate businesses, because these businesses process large volumes of goods and materials that are frequently the subject of theft. This Chapter is intended to reduce this type of criminal activity by providing more timely police awareness of such property transactions, and by regulating the conduct of persons engaged in this business activity. The Board finds that these regulations are necessary and the need for the regulations outweighs any anti-competitive effect that may result from their adoption.

6.81.020 Definitions.

As used in this Chapter, unless the context requires otherwise:

(A) "Acceptable identification" means either a valid

1 driver's license, or two pieces of identification issued by a
2 government agency, one of which shall include a physical
3 description and a photograph of the person from whom the
4 secondhand goods are being purchased.

5 (B) "Sheriff" means the Sheriff of Multnomah County, or
6 his or her designee.

7 (C) "Criminal arrests or convictions" means any offense
8 defined by the Statutes of the State of Oregon or ordinances of
9 Multnomah County, unless otherwise specified. Any arrest or
10 conviction for conduct other than that denoted by the Statutes
11 of the State of Oregon or Ordinances of Multnomah County, as
12 specified herein, shall be considered to be equivalent to one
13 of such offenses if the elements of such offense for which the
14 person was arrested or convicted would have constituted one of
15 the above offenses under the applicable Oregon Statutes or
16 Multnomah County ordinance provisions.

17 (D) "Investment purposes" means the purchase of personal
18 property by businesses, and the retention of that property in
19 the same form as purchased, for resale to persons who are
20 purchasing the property primarily as an investment.

21 (E) "Manager" means the Chief Civil Deputy of the
22 Multnomah County Sheriff's Office, or his or her designee. The
23 Manager has the authority to contract for personal services for
24 the performance of his or her duties with a public or a private
25 contractor.

26 (F) "Occasional secondhand dealer" means any person:

1 (1) Who engages in, conducts, manages or carries on a
2 business as defined by Multnomah County Code 5.70.010(B); and

3 (2) Who purchases or offers for sale no more than 50
4 items of regulated property in any one year period; and

5 (3) Who purchases regulated property at or from
6 premises located within Multnomah County, or on behalf of such
7 a business regardless of where the purchase occurs.

8 (G) "Person" means any real person, or any partnership,
9 association, organization, or corporation.

10 (H) "Purchase" means to take or transfer any interest in
11 personal property in a voluntary transaction, including but not
12 limited to: sales, consignments, leases, trade-ins, loans or
13 any transfer involving a condition of selling the property back
14 at a stipulated price in the future. "Purchase" does not
15 include any loans made in compliance with state laws by pawn
16 brokers licensed by the State of Oregon.

17 (I) "Secondhand dealer" means any person:

18 (1) Who engages in, conducts, manages or carries on a
19 business as defined by Multnomah County Code 5.70.010(B); and

20 (2) Who purchases or offers for sale 51 or more items
21 of regulated property in any one year period; and

22 (3) Who purchases regulated property at or from
23 business premises located within Multnomah County, or on behalf
24 of such a business regardless of where the purchase occurs.

25 (J) "Regulated property" means any of the following
26 property which is used or secondhand:

Page

1 (1) Precious metals including but not limited to: any
2 metal that is valued for its character, rarity, beauty or
3 quality, including gold, silver, platinum or any other metals,
4 whether as a separate item or in combination as a piece of
5 jewelry.

6 (2) Precious gems including but not limited to: any
7 gem that is valued for its character, rarity, beauty or
8 quality, including diamonds, rubies, emeralds, sapphires or
9 pearls, or any other such precious or semi-precious gems or
10 stones, whether as a separate item or in combination as a piece
11 of jewelry.

12 (3) Watches and jewelry containing precious metals or
13 precious gems including but not limited to: rings, necklaces,
14 pendants, earrings, brooches, chains, pocket watches, wrist
15 watches, or stop watches.

16 (4) Sterling silver including but not limited to:
17 flatware, candleholders, coffee and tea sets, or ornamental
18 objects.

19 (5) Audio equipment including but not limited to:
20 tape players, tape decks or players, compact/digital disc
21 players, sound metering devices, tuners, amplifiers, speakers,
22 transceivers, equalizers, receivers, phonographs, turntables,
23 stereos, radios, clock radios, car stereos, car speakers, radar
24 detectors, or citizen band radios/transceivers.

25 (6) Video equipment including but not limited to:
26 color televisions, black and white televisions, videotape or

1 videodisc recorders, videotape or videodisc players, video
2 cameras, or video monitors.

3 (7) Photographic and optical equipment including but
4 not limited to: cameras, camera lenses, camera filters, camera
5 motor drives, light meters, flash equipment, movie projectors,
6 slide projectors, photography processing equipment, photography
7 enlarging equipment, binoculars, telescopes, opera glasses,
8 microscopes, surveying equipment, rifle scopes, spotting
9 scopes, or electronic sighting equipment.

10 (8) Electrical office equipment including but not
11 limited to: telefax machines, laser printers, copiers,
12 duplicators, typewriters, calculators, cash registers,
13 transcribers, dictaphones, computers, home computers, modems,
14 monitors, or any computer equipment or accessories.

15 (9) Power yard and garden tools including but not
16 limited to: garden tractors, lawn mowers, rototillers, lawn
17 sweepers, weed or brush cutters, edgers, trimmers, or blowers.

18 (10) Power equipment and tools including but not
19 limited to: air hammers, air tools, nail guns, power staplers,
20 power saws, power sanders, chainsaws, power planers, power
21 drills, routers, lathes, joiners, shop vacuums, paint sprayers
22 and accessory equipment, generators, air compressors, pressure
23 washers, or logging equipment.

24 (11) Automotive hand tools including but not limited
25 to: wrench sets, socket sets, screw driver sets, pliers, vise
26 grips, tool boxes, auto body hammers, jacks, or timing lights.

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(12) Telephones or telephone equipment limited to office telephones, portable home telephones, mobile telephones, cellular telephones, or answering machines.

(13) Musical instruments including but not limited to: pianos, organs, guitars, violins, cellos, trumpets, trombones, saxophones, flutes, drums, percussion instruments, or electronic synthesizers.

(14) Firearms including but not limited to: rifles, shotguns, hand guns, revolvers, pellet guns, or BB guns.

(15) Sporting equipment limited to bicycles, golf clubs, skis, and ski boots.

(16) Outboard motors, props, and outdrives.

(17) Regulated property does not include any of the following property:

(a) Vehicles required to be registered with the Oregon Motor Vehicles Division;

(b) Boats required to be certified by the Oregon Marine Board;

(c) Books;

(d) Glassware;

(e) Furniture;

(f) Refrigerators, stoves, washers, dryers and other similar major household appliances.

(g) Property which is purchased by a bona fide business for investment purposes; limited to:

(1) Gold bullion bars (0.995 fine or better);

Page

(2) Silver bullion bars (0.995 fine or better);

(3) All tokens, coins, or money, whether commemorative or an actual medium of exchange adopted by a domestic or foreign government as part of its currency; or

(4) Postage stamps, stamp collections and philatelic items.

6.81.030 Permit Required.

(A) No person shall engage in, conduct or carry on an occasional secondhand dealer business or a secondhand dealer business in Multnomah County without a valid occasional secondhand dealer permit or a valid secondhand dealer permit issued by the Manager.

(B) Upon purchasing 50 items of regulated property during any one year period, an occasional secondhand dealer shall apply for and obtain a secondhand dealer permit before purchasing any more items of regulated property.

(C) Any person who advertises or otherwise holds themselves out to be purchasing regulated property within Multnomah County shall be presumed to be operating a business subject to the terms of Chapter 6.81.

6.81.040 Application for Permit.

(A) An application for an occasional secondhand dealer's permit or a secondhand dealer's permit shall set forth the

1 following information:

2 (1) The name, address, telephone number, birth date
3 and principal occupation of the applicant and any other person
4 who will be directly engaged or employed in the management or
5 operation of the business or the proposed business;

6 (2) The name, address and telephone number of the
7 business or proposed business and a description of the exact
8 nature of the business to be operated;

9 (3) Written proof that the applicant is at least 18
10 years of age;

11 (4) The applicant's business occupation or employment
12 for the 3 years immediately preceding the date of application;

13 (5) The business permit history of the applicant in
14 operating a business identical to or similar to those regulated
15 by this Chapter.

16 (6) A brief summary of the applicant's business
17 history in Multnomah County or in any other city, county or
18 state including:

19 (a) the business license or permit history of
20 the applicant; and

21 (b) whether the applicant has ever had any
22 license or permit revoked or suspended, the reasons therefor,
23 and the business activity or occupation of the applicant
24 subsequent to the suspension or revocation.

25 (7) If the business or proposed business is the
26 undertaking of a sole proprietorship, partnership or

Page

1 corporation:

2 (a) If a partnership, the application shall set
3 forth the names, birth dates, addresses, telephone numbers,
4 principal occupations, along with all other information
5 required of any individual applicant of each partner, whether
6 general, limited, or silent, and the respective ownership
7 shares owned by each.

8 (b) If a corporation, the application shall set
9 forth the corporate name, copies of the articles of
10 incorporation and the corporate bylaws, and the names,
11 addresses, birth dates, telephone numbers, and principal
12 occupations, along with all other information required of any
13 individual applicant, of every officer, director and
14 shareholder (owning more than five percent of the outstanding
15 shares) and the number of shares held by each;

16 (8) Any criminal arrests or convictions relating to
17 fraud or theft of each applicant and all natural persons
18 enumerated in paragraphs 1 through 7 of this Section; and

19 (9) Any other information which the Manager may
20 reasonably feel is necessary to accomplish the goals of this
21 Chapter.

22 (B) The personal and business information contained in the
23 application forms required pursuant to Section 6.81 040 A shall
24 be treated as confidential and exempted from disclosure to the
25 maximum extent permitted by law.

26

Page

1 6.81.050 Issuance and Renewal of Permit.

2 (A) Upon the filing of an application for an occasional
3 secondhand dealer or secondhand dealer permit and payment of
4 the required fee, the Sheriff shall conduct an investigation of
5 the applicant. The Manager shall issue such permit within 90
6 days of receiving a complete application if no cause for denial
7 as noted herein exists.

8 (B) The Manager shall deny an application for an
9 occasional secondhand dealer's permit or a secondhand dealer's
10 permit if:

11 (1) The applicant, or any other person who will be
12 directly engaged in the management or operation of the
13 business, or any person who owns a five percent or more
14 interest in the business has previously owned or operated a
15 business regulated by this Chapter; and

16 (a) The license or permit for the business has
17 been revoked for cause which would be grounds for revocation
18 pursuant to this Chapter; or

19 (b) The business has been found to constitute a
20 public nuisance and abatement has been ordered; or,

21 (c) Any of the persons involved in the business
22 has been convicted of any criminal offense noted in Section
23 6.81.040 (A)8. or Section 6.81.120; or

24 (2) The operation as proposed by the applicant would
25 not comply with all applicable requirements of the Multnomah
26 County Code including but not limited to: the building, health,

Page

1 planning, zoning and fire codes of the County.

2 (3) Any statement in the application is found to be
3 false or any required information is withheld.

4 (4) Any employee is found to have committed any
5 criminal offense relating to fraud or theft and the offense
6 either occurred on the premises of the business subject to the
7 permit or was connected in a time and manner with the operation
8 of the business so that the person(s) in charge of such
9 business knew, or should reasonably have known, that such
10 violation(s) would occur.

11 (5) Evidence exists to support a finding that either:

12 (a) The location of the business for which the
13 application has been filed has a history of violations of the
14 provisions of this Chapter; or,

15 (b) A statistically significant record exists of
16 criminal offenses relating to fraud or theft in the area
17 located within 500 feet of the premises.

18 (6) The operation does not comply with applicable
19 Federal or State licensing requirements.

20 (C) Notwithstanding Section 6.81.050 (B), the Manager may
21 grant a permit with the concurrence of the Sheriff despite the
22 presence of one or more of the enumerated factors if the
23 applicant establishes to the Manager's satisfaction that:

24 (1) The behavior evidenced by such factor is not
25 likely to recur,

26

Page

1 (2) The behavior evidenced by such factor is remote
2 in time; and

3 (3) The behavior evidenced by such factor occurred
4 under circumstances which diminish the seriousness of the
5 factor as it relates to the purpose of Chapter 6.81.

6 (D) Occasional secondhand dealer permits and secondhand
7 dealer permits shall be for a term of one year and shall expire
8 on the anniversary of their issuance. The permits shall be
9 nontransferable and shall be valid only for a single location.
10 When the business location is to be changed, the permit holder
11 shall provide the address of the new location in writing to the
12 Manager for approval at least 10 days prior to such change.

13 (E) All occasional secondhand and secondhand dealer
14 permits shall be displayed on the business premises in a manner
15 readily visible to patrons.

16 (F) Denial of a permit may be appealed to the Board of
17 County Commissioners by filing written notice of an appeal with
18 the Clerk of the Board within 10 days of the date of denial, in
19 accordance with Section 6.81.150.

20
21 **6.81.060 Permit Fees.**

22 (A) Every person engaged in, conducting or carrying on an
23 occasional secondhand dealer business shall:

24 (1) For an occasional secondhand dealer's permit,
25 file an application with the Manager and pay a nonrefundable
26 fee of \$25.00.

Page

1 (2) For renewal of an occasional secondhand dealer's
2 permit, shall pay a nonrefundable fee of \$25.00.

3 (B) Every person engaged in, conducting or carrying on a
4 secondhand dealer's business shall:

5 (1) File an application with the Manager and pay a
6 nonrefundable fee of \$150.00. The Manager shall allow
7 occasional secondhand dealer application fee against the charge
8 for the secondhand dealer application fee.

9 (2) For renewal of a secondhand dealer's permit, pay
10 a nonrefundable fee of \$75.00.

11
12 **6.81.070 Subsequent Locations.**

13 (A) The holder of a valid occasional secondhand dealer's
14 permit or a secondhand dealer's permit shall file an
15 application for a permit for an additional location with the
16 Manager and shall not be required to pay any fee provided the
17 information required for the subsequent location is identical
18 to that provided in the application for the prior location with
19 the exception of that required by Section 6.81.040(A)(6).

20 (B) Permits issued for subsequent locations shall be
21 subject to all the requirements of this Chapter, and the term
22 of any permit issued for a subsequent location shall expire on
23 the same date as the initial permit.

24
25 **6.81.080 Seller Identification; Purchase Report Forms.**

26 (A) The Manager shall provide all occasional secondhand

1 dealers and secondhand dealers with purchase report forms at
2 cost. The Sheriff may specify the size, shape and color of the
3 purchase report form. The Sheriff may require the purchase
4 report forms to provide any information relating to the
5 regulations of this Chapter. Occasional secondhand dealers and
6 secondhand dealers may utilize their own forms, in lieu of
7 those supplied by the Sheriff, if such forms have been approved
8 by the Sheriff.

9 (B) (1) When purchasing regulated property, occasional
10 secondhand dealers and secondhand dealers shall obtain
11 acceptable identification and a current, valid residential
12 address from the seller.

13 (2) All occasional secondhand dealers and secondhand
14 dealers shall write a description of the purchased property
15 upon a purchase report form at the time of purchasing any item
16 of regulated property. The description of the purchased
17 property shall be as called for by the purchase report form.
18 Dealers shall fill in all of the blank spaces on the purchase
19 report forms with the data required by the form and require the
20 person selling any regulated property to sign his or her name
21 on the form. All purchase report forms shall be filled out in
22 clearly legible, printed English.

23 (3) The information required to be furnished on
24 purchase report forms is to assist in the investigation of the
25 theft of property. The information is of a confidential nature
26 and related to the personal privacy of persons doing business

Page

1 with the dealer, as well as certain trade secrets and practices
2 of occasional secondhand dealers and secondhand dealers. The
3 information shall be treated as confidential and exempt from
4 disclosure to the maximum extent possible under applicable laws.

5 (C) All occasional secondhand dealers and secondhand
6 dealers shall mail or deliver to the Sheriff at the close of
7 each business day the original and second copy of all report
8 forms describing articles purchased that business day.

9 (D) The third copy of all completed report forms shall be
10 retained by occasional secondhand dealers and secondhand
11 dealers for a period of not less than 1 year from the date of
12 purchase on their business premises.

13 14 6.81.090 Regulated Property Sale Limitations.

15 (A) No regulated property purchased by any occasional
16 secondhand dealer or secondhand dealer shall be sold for a
17 period of 15 full days after the date of purchase. The dealer
18 shall maintain the purchased property in substantially the same
19 form as purchased and shall not commingle the property to
20 preclude identification during this 15-day holding period. The
21 purchased property shall be located on the business premises
22 during normal business hours during this holding period so that
23 it can be inspected as provided in Section 6.81.110.

24 Notwithstanding this requirement, the Manager may authorize the
25 sale or transfer of an item of purchased regulated property
26 before the expiration of this period, in cases in which the

1 dealers shows that extreme financial hardship will result from
2 holding such property for the 15-day period.

3 (B) The Sheriff may provide written notice, upon
4 reasonable belief that the purchased property is the subject of
5 theft, to any occasional secondhand dealer or secondhand dealer
6 not to dispose of any specifically described property
7 purchased. The dealer shall retain the property in
8 substantially the same form as purchased. The dealer shall not
9 sell, exchange, dismantle or otherwise dispose of the property
10 for a period of time, as determined by the Sheriff, not to
11 exceed 180 days from the date of purchase.

12 (C) If an occasional secondhand dealer or secondhand
13 dealer purchases regulated property with serial numbers,
14 personalized inscriptions or initials, or other identifying
15 marks which are or have been altered, obliterated, removed, or
16 otherwise rendered illegible, the occasional secondhand dealer
17 or secondhand dealer shall hold such property on the business
18 premises for a period of 90 full days after purchase. The
19 dealer shall maintain the purchased regulated property in
20 substantially the same form as purchased and shall not
21 commingle the property so as to preclude identification during
22 this 90-day holding period. Such property shall be located on
23 the business premises during normal business hours during this
24 holding period so that it can be inspected, as provided in
25 Section 6.81.110.
26

Page

1 **6.81.100 Tagging Regulated Property for Identification.**

2 Any occasional secondhand dealer or secondhand dealer
3 purchasing any regulated property shall affix to such property
4 a tag upon which shall be written a number in legible
5 characters. The number shall correspond to the number on the
6 purchase report forms required by Section 6.81.080.

7
8 **6.81.110 Inspection of Property and Records.** Upon

9 presentation of official identification, the Multnomah County
10 Sheriff's Office or the Manager may enter onto the business
11 premises of any person with an occasional secondhand dealer or
12 secondhand dealer permit to ensure compliance with the
13 provisions of Chapter 6.81. The inspection shall be for the
14 limited purpose of inspecting any regulated property purchased
15 by the dealer, held by the dealer pursuant to Section 6.81.090,
16 or the records incident thereto. Any such inspection shall
17 only be authorized to occur during normal business hours.

18
19 **6.81.120 Prohibited Acts.**

20 (A) It shall be unlawful for any person acting as owner,
21 manager, agent or employee of a business regulated by Chapter
22 6.81:

23 (1) To engage in, conduct or carry on the operation
24 of any occasional secondhand dealer business or secondhand
25 dealer business within Multnomah County, unless a permit for
26 such business has first been obtained from the Manager;

1 (2) To fail to obtain acceptable identification from
2 the person selling any regulated property;

3 (3) To fail to have the person selling any regulated
4 property sign the purchase report form describing the article
5 purchased;

6 (4) To fail to retain on the business premises a copy
7 of the purchase report form describing the purchased regulated
8 property for a period of 1 year from the date of purchase;

9 (5) To fail to mail or deliver to the Sheriff at the
10 close of each business day the original and second copy of all
11 purchase report forms describing regulated property purchased
12 during that business day;

13 (6) To fail to include on the purchase report form
14 all readily available information required by the form;

15 (7) To fail to withhold from sale any regulated
16 property for the required holding period after purchase;

17 (8) To fail, after purchasing regulated property, to
18 retain during normal business hours on the business premises
19 for the required holding period after its purchase;

20 (9) To fail to allow inspection by the Manager or
21 Sheriff of any regulated property being retained pursuant to
22 Chapter 6.81;

23 (10) To fail to allow inspection by the Manager of any
24 records required by Chapter 6.81;

25 (11) To fail to have affixed to any purchased
26 regulated property, during the required holding period, a tag

Page

1 upon which is written a number in legible characters which
2 corresponds to the number on the purchase record form required
3 by Chapter 6.81; or

4 (12) To continue activities as an occasional
5 secondhand dealer or secondhand dealer after suspension or
6 revocation of a permit.

7 (B) Any violation of any prohibited act listed in Section
8 6.81.120 (A) is punishable, upon conviction, by a fine of not
9 more than \$500.00 and a jail sentence up to one year.

10
11 6.81.130 Civil Penalties. Notwithstanding the provisions
12 of Section 6.81.120, the Manager may seek civil penalties for
13 violations of Chapter 6.81 in accordance with the following
14 schedule:

15 (A) To engage in, conduct or carry on the operation of any
16 occasional secondhand dealer business or secondhand dealer
17 business within Multnomah County, unless a permit for such
18 business has first been obtained from the Manager. The penalty
19 shall be \$500.00 per day.

20 (B) To fail to obtain acceptable identification from the
21 person selling regulated property: The penalty shall be
22 \$100.00 per occurrence.

23 (C) To fail to have the person selling any regulated
24 property sign the purchase report form describing the purchased
25 property: The penalty shall be \$100.00 per occurrence.

26 (D) To fail to retain on the permitted business premises a

1 copy of the purchase report form describing the purchased
2 regulated property for a period of one year from the date of
3 purchase: The penalty shall be \$100.00 per occurrence.

4 (E) To fail to mail or deliver to the Sheriff at the close
5 of each business day the original and second copy of all
6 purchase report forms, describing regulated property purchased
7 during that business day: The penalty shall be \$100.00 per
8 occurrence.

9 (F) To fail to include on the purchase report form all
10 readily available information as required by the form: The
11 penalty shall be \$100.00 per occurrence.

12 (G) To fail to hold from sale any purchased regulated
13 property for the required holding period after purchase: The
14 penalty shall be \$500.00 per occurrence.

15 (H) Having purchased any regulated property, to fail to
16 retain the property during normal business hours on the
17 permitted business premises for the required holding period
18 after purchase: The penalty shall be \$500 per occurrence.

19 (I) To fail to allow inspection by the Sheriff or the
20 Manager of any regulated property being retained pursuant to
21 Chapter 6.81: The penalty shall be \$500.00 per occurrence.

22 (J) To fail to allow inspection by the Sheriff or the
23 Manager of any records required by Chapter 6.81: The penalty
24 shall be \$500.00 per occurrence.

25 (K) To fail to have affixed to any purchased regulated
26 property, during the required holding period, a tag upon which

Page

1 is written a number in legible characters which corresponds to
2 the numbers on the purchase report form required by Chapter
3 6.81: The penalty shall be \$100.00 per occurrence.

4 (L) To fail to allow inspection by the Sheriff or the
5 Manager of any business premises regulated by this Chapter:
6 The penalty shall be \$500.00 per occurrence.

7 (M) To continue activities as an occasional secondhand
8 dealer or secondhand dealer after suspension or revocation of a
9 permit: The penalty shall be \$500.00 per day.

10 (N) For any other violation of the terms or provisions of
11 Chapter 6.81 not otherwise set forth herein: The penalty shall
12 be \$500 per day or occurrence.

13
14 **6.81.140 Revocation or Suspension of Permit.**

15 (A) The Manager shall revoke or suspend any permit issued
16 pursuant to this Chapter:

17 (1) Upon the recommendation of the Sheriff:

18 (a) For any cause which would be grounds for
19 denial of a permit;

20 (b) Where investigation reveals that any
21 violation of the provisions of Chapter 6.81 or any offense
22 noted in Section 6.81.120 has been committed by any person and
23 such offense is connected in time and manner with the operation
24 of the business so that the person(s) in charge of such
25 establishment knew, or should reasonably have known, that such
26 violations have been permitted to occur on the premises by the

1 permit holder or any employee; or,

2 (2) A lawful inspection has been refused; or,

3 (3) Upon a finding by the Manager that the business
4 activities cause significant litter, noise, vandalism,
5 vehicular or pedestrian traffic congestion or other locational
6 problems in the area around such premises; or,

7 (4) If payment of civil penalties has not been
8 received by the Manager within ten (10) working days after the
9 penalty becomes final; or,

10 (5) If any statement contained in the application for
11 the permit is found to have been false; or

12 (6) If any occasional secondhand dealer business or
13 secondhand dealer business fails to meet the Federal or State
14 licensing requirements.

15 (B) (1) The Manager, upon revocation or suspension of any
16 permit issued pursuant to this Chapter, shall give the
17 permittee written notice of such revocation or suspension by
18 causing notice to be served upon the permit holder at the
19 business or residence address listed on the permit application.

20 (2) Service of the notice shall be accomplished
21 either by mailing the notice by certified mail, return receipt
22 requested, or at the option of the Manager, by personal service
23 in the same manner as a summons served in an action at law.

24 (3) Refusal of the service by the person whose permit
25 is suspended or revoked shall be prima facie evidence of
26 receipt of the notice. Service of notice upon the person in

Page

1 charge of a business during its hours of operation shall
2 constitute prima facie evidence of notice to the person holding
3 the permit to operate the business.

4 (C) Suspension or revocation shall be effective and final
5 10 days after the giving of such notice unless such suspension
6 or revocation is appealed, in accordance with Section 6.81.150.

7
8 **6.81.150 Appeals.**

9 (A) (1) The filing of a notice of appeal of revocation or
10 suspension of a permit, or of a civil penalty imposed by the
11 Manager, under this Chapter shall stay the effective date of
12 the action until the appeal is determined by the Board.

13 (2) The notice of appeal shall state the name and
14 address of the appellant to which all notices required herein
15 may be mailed. The notice shall also indicate the reasons why
16 the action was incorrect and what the correct determination
17 should be.

18 (3) The appellant shall be deemed to have waived the
19 right to object and the appeal shall be dismissed if:

20 (a) The notice of appeal is not filed within the
21 specified time; or,

22 (b) The notice of appeal does not otherwise
23 conform to these requirements.

24 (B) (1) Upon receipt of notice of the appeal, the Clerk
25 of the Board shall give notice of the filing of the appeal to
26 the Manager, who shall file a report with the Board containing

1 the reasons for such action. Upon receiving the Manager's
2 report, the Clerk of the Board shall set a date for a Board
3 hearing of the appeal and shall notify the appellant of the
4 hearing date.

5 (2) At the Board hearing, the Manager shall report to
6 the Board the Manager's reasons for the action. The appellant
7 shall have the opportunity to present oral argument to the
8 Board and to file a written statement. At the conclusion of
9 the hearing, the Board shall determine the appeal and the
10 decision of the Board shall be final. If the Board denies the
11 appeal, the revocation, suspension, or civil penalty shall be
12 effective immediately.

13
14 **6.81.160 Maintenance of Regulated Business Activity in**
15 **Violation Declared a Nuisance; Abatement.** Any business
16 maintained in violation of the provisions of this Chapter is
17 hereby declared to be a public nuisance. The County Counsel is
18 authorized to bring any action or suit to abate such nuisance
19 by seeking injunctive or other appropriate relief to:

- 20 (A) Cease all unlawful activities; or
- 21 (B) Close the unlawful business establishment; or
- 22 (C) Return property obtained through unlawful activities
23 to the rightful owners; or
- 24 (D) Seek payment of civil penalties assessed by the
25 Manager; or
- 26 (E) Seek such other relief as may be appropriate.

Section 4. Adoption of Ordinance.

This Ordinance, being necessary for the health, safety, and general welfare of the people of Multnomah County, shall take effect on the thirtieth (30th) day after its adoption, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this _____ day of _____, 1990, being the date of its _____ reading before the Board of County Commissioners of Multnomah County.

(SEAL)

By _____
Gladys McCoy, Chair
Multnomah County, Oregon

REVIEWED:

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

03/08/90:2

6ATTY.36/ac



MULTNOMAH COUNTY OREGON

OFFICE OF COUNTY COUNSEL
1120 S.W. FIFTH AVENUE, SUITE 1530
P.O. BOX 849
PORTLAND, OREGON 97207-0849
(503) 248-3138
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BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY, CHAIR
PAULINE ANDERSON
RICK BAUMAN
GRETCHEN KAFOURY
SHARRON KELLEY

M E M O R A N D U M

TO: Board of County Commissioners
Gladys McCoy, Chair
Pauline Anderson
Rick Bauman
Gretchen Kafoury
Sharron Kelley

FROM: Sandra Duffy
Assistant County Counsel (106/1530)

DATE: March 14, 1990

RE: Occasional Secondhand Dealers and
Secondhand Dealers Ordinance

COUNTY COUNSEL
LAURENCE KRESSEL
CHIEF ASSISTANT
JOHN L. DU BAY
ASSISTANTS
SANDRA N. DUFFY
J. MICHAEL DOYLE
GERALD H. ITKIN
H. H. LAZENBY, JR.
PAUL G. MACKEY
MATTHEW O. RYAN
MARK B. WILLIAMS

Some technical amendments have been made to the Ordinance as follows:

(1) MCC 6.81.050 (F) (page 14) was added to provide for formal notification to the applicant of a permit denial. MCC 6.81.050 (G) provides for an appeal of the denial, but there was no "trigger date" from which to calculate the running of the 10 days in which an applicant could appeal. This notification provision is identical to the notification provision for revocation or suspension of a permit in MCC 6.81.140 (B).

(2) MCC 6.81.060 (A) (1) and (B) (1) (page 15) was amended to provide that an occasional secondhand dealer and secondhand dealer must file an application for a permit within 60 days of the effective date of the Ordinance. Without this "grace period" all dealers will be in violation of the Ordinance the day it becomes effective.

(3) MCC 6.81.080 (B) (2) (page 17) clarifies that the reference to "dealers" includes both occasional secondhand dealers and secondhand dealers (City of Portland made this change).

Board of County Commissioners
March 14, 1990
Page Two

(4) MCC 6.81.100 (page 19) clarifies that the identification tag required to be placed on regulated property by the occasional secondhand dealer or secondhand dealer is only necessary during the holding period required by MCC 6.81.090 (City of Portland made this change).

(5) MCC 6.81.150 (B) (2) (page 27) clarifies that the appeal to the Board of County Commissioners is evidentiary and adjudicatory. As such, the County needs to: (a) allow presentation of any evidence (not just oral); (b) provide for a permanent record of the hearing for Circuit Court review (through a Writ of Review which is "on the record"); and (c) provide written findings which set out the "substantial evidence" that supports the Board's decision. This section now also clarifies that the final action by the Board which triggers the time running for an appeal to the Circuit Court takes place on the date the findings are signed by the Board.

6ATTY.48/ac

cc: Ben Walters

SAMUELS, YOELIN, WEINER, KANTOR & SEYMOUR
ATTORNEYS AT LAW

STEPHEN E. KANTOR, P.C.
HY SAMUELS
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200 WILLAMETTE WHARF
4640 S.W. MACADAM AVENUE
PORTLAND, OREGON 97201
(503) 226-2966
TELECOPIER (503) 222-2937

March 14, 1990

* Also admitted in California
** Also admitted in Washington

HAND DELIVERED

Ms. Gretchen Kafoury
Multnomah County Commissioner
Multnomah County Courthouse
1021 S.W. Fourth
Portland, Oregon 97207

Re: Multnomah County Code Chapter 6.81
Secondhand Dealer Ordinance

Dear Ms. Kafoury:

This office represents H & B Jewelry & Loan Co., an Oregon corporation. H & B Jewelry & Loan Co. is the largest licensed pawn broker in the State of Oregon. Earl Oller, Vice President of H & B Jewelry & Loan Co. was an active participant in the Task Force on controlling distribution of stolen property which worked with both your office and that of Commissioner Bogle in preparing changes to the City and County ordinances on secondhand dealers. This office worked closely with Lt. Pat Nelson of the Portland Police Department in reviewing the proposed City Ordinance. This morning I received a copy of the proposed Multnomah County Ordinance. I would like to call your attention to a small change which was made in the City Ordinance at the time of its submission. On page 16, line 11 of the County Ordinance, the word "valid" should be deleted. The inclusion of this word seemed to impose additional duty upon the secondhand dealer to determine whether or not the residence address was in fact "valid".

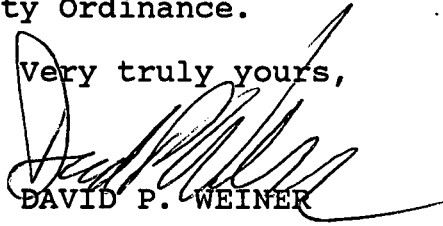
This letter shall serve as my testimony on behalf of H & B Jewelry & Loan Co. in support of the proposed Multnomah County Ordinance repealing Multnomah County Code Chapter 6.80 and adopting Multnomah County Chapter 6.81 regulating occasional secondhand dealer and secondhand dealers. I will be appearing at the public hearing on the City of Portland Ordinance on Thursday, March 15, 1990 and testifying in support the City Ordinance.

March 14, 1990

Ms. Gretchen Kafoury

Please see that this letter is made a part of the records in support of the Multnomah County Ordinance.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'David P. Weiner', is written over the typed name. The signature is fluid and cursive.

DAVID P. WEINER

DPW:vs:1350c

cc: H & B Jewelry & Loan Co.

Lt. Pat Nelson, Portland Police

Testimony submitted by:

Leslie Jo Goldsmith
owner, with husband, Den of Antiquity
member, Sellwood Antique Dealers' Association
member, Oregon Antiques Dealers Association
author, antiques column, "Treasures From The Past"

March 15, 1990

Testimony submitted to:

Portland City Council
Multnomah County Commissioners

TESTIMONY

When we, as antiques dealers, first learned about the formation of this task force--several months after the fact--our initial reaction was that, once again, we wished that we could have had a representative as part of that task force rather than occupying our usual position of reacting to proposals already made by people outside of our business. The current 13 member task force is comprised of 11 members whose jobs are related to enforcement, one secondhand dealer, and one pawn shop operator. I must admit that I feel strongly that the integrity of this committee would not have suffered unduly by either the elimination of one regulator nor the inclusion of one antiques dealer on this very significant task force!

Considering the fact that this committee's only contact with the antiques and collectibles community was one brief afternoon of testimony, I do applaud its ability to listen and its subsequent recommendation of certain changes.

From the beginning, our primary goal has been that we as antiques and collectibles dealers and estate sale dealers be permitted the option to choose not to be categorized and/or licensed as secondhand dealers.

With the establishment of an official list of those items to be regulated, each merchant is now, once more, allowed to make a choice whether he or she wishes to be considered an antiques and collectibles dealer or a secondhand dealer. While all of us who are aware of the proposed regulations remain cognizant that such a list may need periodic revisions, the very existence of such a list continues to provide a freedom of choice for business owners--based on whether or not they care to handle regulated items.

The second part of our concern has also been dealt with

Leslie Jo Goldsmith--Page 2

under these proposals in a fair and logical manner. Estate sale dealers acting as agents for elderly clients or heirs would be exempt from compliance because of their status as agents only--not owners. Conversely, estate sale persons who offer regulated property "which is owned by any person other than the estate or private party" [represented] does, indeed, come under the jurisdiction and subsequent regulation of this code--a situation we also applaud.

With these new and much more well defined regulations, we would hope that, when passed, enforcement can become a real probability.

DATE SUBMITTED _____

(For Clerk's Use)
Meeting Date MAR 15 1990
Agenda No. _____

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Work Session

Informal Only* _____
(Date)

Formal Only March 15, 1990
(Date)

DEPARTMENT Nondepartmental DIVISION County Chair's Office

CONTACT Gladys McCoy TELEPHONE X-3308

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Cancelled

Work Session regarding future of MCRC and correctional alternatives

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☐ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

☐ PERSONNEL
☐ FISCAL/BUDGETARY
☐ General Fund
☐ Other _____

BOARD OF
COUNTY COMMISSIONERS
1990 MAR -8 AM 11:12
MULTI-COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: Gladys McCoy

BUDGET / PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

M E M O R A N D U M

TO : Clerk of the Board
FROM : Delma Farrell, Office Manager
DATE : March 12, 1990
RE : MCRC Work Session

Please cancel the work session on MCRC which is scheduled to occur after the formal Board session on Thursday March 15. A work session will be held at that time but with a different topic which I will forward to you with the appropriate Agenda Placement Form.

Thank you.

BOARD OF
COUNTY COMMISSIONERS
1990 MAR 12 PM 4:09
MULTNOMAH COUNTY
OREGON

DATE SUBMITTED _____

(For Clerk's Use)

Meeting Date _____

Agenda No. _____

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: Work Session

Informal Only* _____
(Date)

Formal Only 3/15/90
(Date)

DEPARTMENT Nondepartmental DIVISION County Chair's Office

Following Formal

CONTACT _____ TELEPHONE _____

*NAME(s) OF PERSON MAKING PRESENTATION TO BOARD _____

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Work session regarding proposal for change to current county organizational structure.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

☐ INFORMATION ONLY ☐ PRELIMINARY APPROVAL ☐ POLICY DIRECTION ☐ APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA _____

IMPACT:

☐ PERSONNEL
☐ FISCAL/BUDGETARY
☐ General Fund
☐ Other _____

BOARD OF
COUNTY COMMISSIONERS
1990 MAR 12 PM 1:46
MULTI-COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: *Madeline C...*

BUDGET / PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

M E M O R A N D U M

TO: Commissioners Anderson
Bauman
Kafoury
Kelley

FROM: Gladys McCoy
Multnomah County Chair

DATE: March 12, 1990

RE: Proposal for Change to Current County
Organizational Structure

As you are well aware, we have long sought a better solution to the question of how Multnomah County might best be organized in order to properly recognize the unique roles and responsibilities of the Sheriff and District Attorney as elected officials. We have also recognized the need to integrate the delivery of services along the "Human Services/Justice Services Continuum". Over the past several years we have tried a number of different approaches, none of which have really produced the results for which we had hoped. In this context, I have been meeting with my management team since the Board's recent decision concerning the Office of Justice Planning in an effort to develop an approach that will satisfy both of the needs mentioned above and will provide a stable and efficient organizational structure to support the realization of our shared vision.

First, I propose to clearly recognize the Sheriff and District Attorney as separate operating Departments headed by their respective elected officials. These Departments will report directly to the Board on policy matters while answering through the Chair for budgetary purposes.

Second, I propose to create a Health Department, comprised of Primary Care Clinics, Specialty Care Clinics, Field Services, Dental Services, Regulatory Health Services, the HIV Program, the Medical Examiner and Corrections Health together with the Services and Support Unit. This is a move that has been considered several times over the past few years which now needs to be taken along with other necessary organizational changes. Clearly, this implies the need to restructure the remainder of the present Department of Human Services.

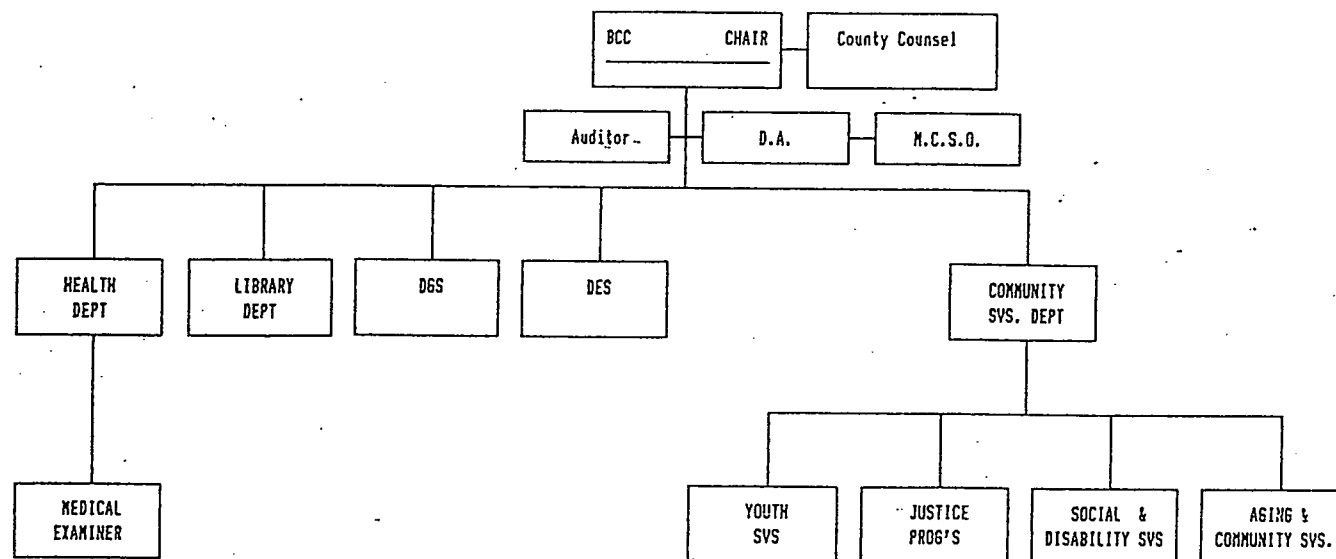
In doing this, I propose to create another department--the Department of Community Services--comprised of the remaining functions presently housed within the Departments of Human Services and Justice Services. Specifically, I envision a Department that would have four major operating Divisions--Social and Disabilities Services, Justice Programs, Youth Services and Aging Services.

Within this structure, I propose to create a unit that, in consultation with the Sheriff, the District Attorney, the Courts and other members of the Justice Coordinating Council, will have the capability to develop the information the Board Members require concerning county-wide justice systems.

The attached organizational chart will provide you with a clear overview of the realignments I am proposing. Clearly, certain of these changes will require Board action to revise the ordinances which implement the present charter. I have asked County Counsel to prepare the necessary ordinance changes for our joint consideration.

It is my desire for us to work through these changes in time for the final decision to be reflected in our FY 90-91 budget for implementation on July 1.

I will meet with each of you, the Sheriff and the D.A. before scheduling a public briefing.





Multnomah County
Sheriff's Office

ROBERT G. SKIPPER
SHERIFF

12240 N.E. GLISAN ST., PORTLAND, OREGON 97230

(503) 255-3600

MEMORANDUM

TO: GLADYS McCOY
Multnomah County Chair

cc: Sharron Kelley, Commissioner
Pauline Anderson, Commissioner
Gretchen Kafoury, Commissioner
Rick Bauman, Commissioner

FROM: ROBERT G. SKIPPER
Sheriff *[Signature]*

DATE: March 13, 1990

SUBJECT: PROPOSED REORGANIZATION OF DEPARTMENT OF JUSTICE SERVICES

You have asked for comment on the possible reorganization or abolition of the Department of Justice Services. We reviewed the data, talked to yourself and other concerned individuals and have put together a concept paper with a table of organization.

I would like to highlight some areas which may be of interest or concern. In our proposal, the Corrections Continuum and programmatic services would continue without interruption. The new line of responsibility would result in more trust, better coordination, and better service delivery.

A real dollar savings would result from our proposed restructuring. Reviewing the projected 90-91 budget proposal, we project a dollar savings of at least \$400,000. We have heard concerns from Commissioners and involved citizenry for expanding the MCRC to provide restitution beds for 160 inmate or increasing the Intensive Probation program. These revenues could be applied to meet these ends.

We hope that you would consider our proposal and help this County achieve some of its goals with limited resources.

Attached you will find a copy of our entire proposal.

We would welcome the opportunity to discuss our proposal at your convenience to achieve consensus.

RGS/ksw/176-APLAN

A UNIFIED CORRECTIONAL SYSTEM

At the present time there is considerable activity in the area of Corrections in Multnomah County. The voters have passed a levy for the expansion of the Inverness facility and the addition of 120 residential substance abuse treatment beds. Through the assistance of the Federal Government we have seen the development of drug abuse treatment for the correctional client both in the facilities and in the community. It appears that this effort will expand in the coming years.

The County has developed a continuum of correctional services through a healthy combination of contracted services and county operated programs. The County has developed specialized correctional services for women. We have the potential of becoming a Community Corrections Option I county. This would centralize all correctional services within the County's governmental structure.

While considerable progress has been made, we have a long way to go to markedly reduce crime in our neighborhoods. The public is demanding community protection by way of a strong probation system, appropriate treatment, and secure jails. Our correctional system must be responsive to the needs of the community.

The County's Correctional Services have developed under two management structures: the Sheriff's Office and the Department of Justice Services. The various units, with separate management, regularly find themselves competing for scarce resources. This results in mistrust, lack of coordination, and generally unhealthy competition. The whole correctional system, the County and the citizens lose as a result of the fragmentation that currently exists.

The County Commissioners have an opportunity at this time to make changes which could combine all correctional services, supervision, treatment, and sanctions into one management structure. This could be done, while at the same time saving approximately \$350,000: the Community Corrections Manager has resigned; the Justice Services Department Director position has not been filled on a permanent basis; and the Board has recently decided to eliminate the Office of Justice Planning.

A window of opportunity exists for the Board of County Commissioners to make a lasting commitment to a coordinated correctional system in Multnomah County. The time has come to coordinate all correctional services under the Sheriff's Office. This would eliminate the need and expense to maintain dual management structures. It would place all correctional services within a coordinated continuum, from maximum security confinement to treatment services in the community.

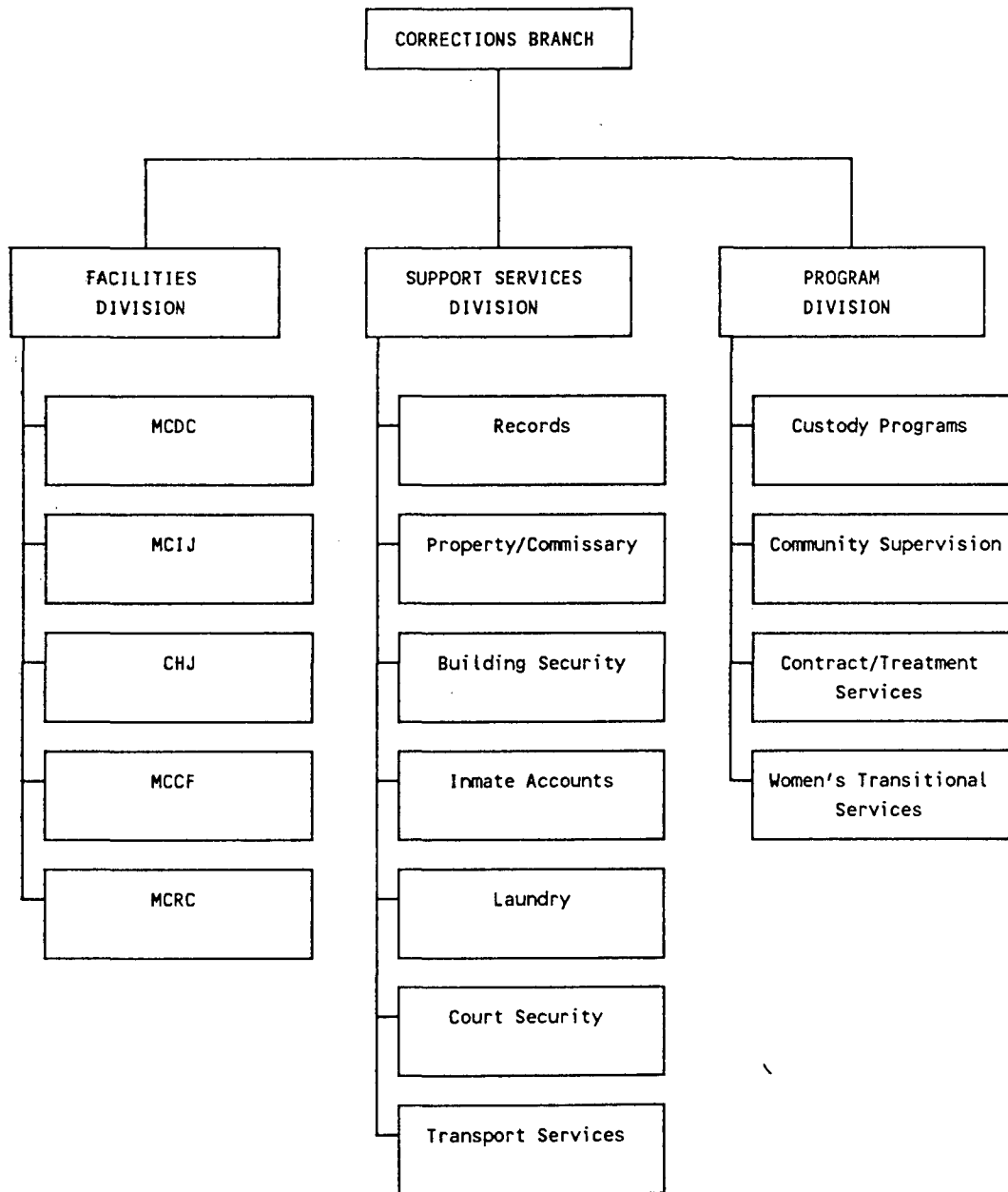
The Board of County Commissioners would, of course, maintain fiscal control and therefore would provide critical oversight to the maintenance of a responsive and accountable correctional system. This is not dissimilar to the existing State Corrections Division which functions well, yet is controlled by the Governor and the Legislature. The Sheriff, who would be responsible for both the Community Correctional Programs and the Correctional Facilities, would have a system-wide focus. It is fully understood that a healthy correctional system needs a strong community treatment focus, with jail as the means to encourage program participation, and as a last resort to ensure community protection.

We would recommend a structure that brings together Probation Services, the existing Community Corrections programs and the Office of Women's Transitional Services into a Program Division comparable to the Facilities Division within the Corrections Branch of the Sheriff's Office. (Attached you will find an organizational chart identifying this recommended structure.)

The benefits of a combined correctional system are enormous. The system, for once, can speak with one voice to the Board of Commissioners and to the community. An expanded Community Corrections Advisory Board would continue its much needed involvement in the Unified System. Thus, the community would be fully represented and involved in all phases of the correctional system. With a Unified System in place, we will be better able to successfully address the changes and growth that will occur in the next few years.

510-ZPLAN

A Unified Correctional System
March 9, 1990



A Unified Correctional System
March 9, 1990

