

Tuesday, October 12, 2010 - 10:00 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100

BOARD BRIEFINGS

Chair Jeff Cogen convenes the meeting at 10:00 a.m. with Vice-Chair Diane McKeel and Commissioners Deborah Kafoury, Barbara Willer and Judy Shiprack present.

B-1 Business Process Re-engineering Presentation. Sponsor: Chair's Office. Presenters: Holly Valkama and Rob Fenty, Coraggio Group (30)

PRESENTATION & RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

ADJOURNMENT – 10:30 am

Chair Jeff Cogen adjourns the meeting.

THERE BEING NO FURTHER BUSINESS, THE MEETING IS ADJOURNED.

**Thursday, October 14, 2010 - 9:30 am
Board of Commissioners Meeting**

REGULAR MEETING

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

CONSENT CALENDAR - 9:30 am

- C-1 BUDGET MODIFICATION DCHS11-08, Reclassifying a Vacant 0.50 FTE Program Development Specialist Position to a Program Coordinator Position in the SUN Service System Division, as Determined by the Class/Comp Unit of Central Human Resources
- C-2 BUDGET MODIFICATION NOND-06, Reclassifying Three (3) Positions in the County Attorney's Office.
- C-3 Reappointing John Rettig to the Planning Commission.

MAY I HAVE A MOTION ON THE CONSENT CALENDAR?

**COMMISSIONER Shirley MOVES
COMMISSIONER _____ SECONDS
APPROVAL OF THE CONSENT CALENDAR**

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

**THE CONSENT CALENDAR IS APPROVED
OR - THE MOTION FAILS**

**IF YOU WANT - ACKNOWLEDGE AND THANK APPOINTEES TO
THEIR RESPECTIVE COMMITTEES**

**REGULAR AGENDA
PUBLIC COMMENT - 9:30 am**

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer.

LYNDA WILL LET YOU KNOW IF ANYONE HAS SIGNED UP.

SHERIFF'S OFFICE – 9:30 am

R-1 BUDGET MODIFICATION MCSO-07 - Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount \$209,656 for the Kyron Horman Investigation. Presenters: Sheriff Dan Staton and Lieutenant Ned Walls (10 min)

COMMISSIONER *Aug 1st* MOVES
COMMISSIONER _____ SECONDS
APPROVAL OF R-1

PRESENTATION & RESPONSE TO QUESTIONS

Chair Cogen: Media & public testimony are expected.

ANY PUBLIC TESTIMONY?

ANY BOARD COMMENTS?

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

R-2 BUDGET MODIFICATION - MCSO-05 - Appropriating \$101,525 in Edward Byrne Memorial Justice Assistance Grant (JAG) Funding. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis

COMMISSIONER *Staton* MOVES
COMMISSIONER *Walls* SECONDS
APPROVAL OF R-2

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

R-3 BUDGET MODIFICATION - MCSO-06 - Appropriating \$50,009 from the US Department of Justice, Awarded Under the FY 2010 BJA Anti-Human Trafficking Task Force Initiative Grant Program. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis (3 min)

COMMISSIONER Shupbach MOVES
COMMISSIONER McKel SECONDS
APPROVAL OF R-3

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

R-4 BUDGET MODIFICATION - MCSO-03 - Appropriating \$126,557 from the State of Oregon, Oregon Department of Transportation (ODOT) for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)

COMMISSIONER Shupbach MOVES
COMMISSIONER McKel SECONDS
APPROVAL OF R-4

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

R-5 BUDGET MODIFICATION - MCSO-04 - Appropriating \$126,557 from the City of Portland's Office of Transportation for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)

COMMISSIONER *[Signature]* MOVES
COMMISSIONER *[Signature]* SECONDS
APPROVAL OF R-5

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

COUNTY HUMAN SERVICES – 9:52 am

R-6 BUDGET MODIFICATION - DCHS11-04 - Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$25,000. Presenter: Sandy Haffey, MHASD Program Mgr. (4 min)

COMMISSIONER *[Signature]* MOVES
COMMISSIONER *[Signature]* SECONDS
APPROVAL OF R-6

*Carl
Brenner
MHASD*

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

R-7 BUDGET MODIFICATION - DCHS11-10 Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$26,025 and Adds 0.5 FTE Mental Health Consultant. Presenter: Godwin Nwerem, MHASD Program Manager (4 min)

COMMISSIONER Shirley MOVES
COMMISSIONER Mc SECONDS
APPROVAL OF R-7

PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

NON-DEPARTMENTAL – 10:00 am

R-8 PROCLAMATION Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon. Sponsor: Commissioner Deborah Kafoury, D-1. Presenters: Cathy Kaufman, Administrator, Healthy Kids, and Betse Thielman, School Based Health Care Network (20 min)

COMMISSIONER Kafoury MOVES
COMMISSIONER Mc SECONDS
APPROVAL OF R-8

Kafoury EXPLANATION, RESPONSES TO QUESTIONS
DESIGNEE READS PROCLAMATION

OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE PROCLAMATION IS ADOPTED
OR THE MOTION FAILS

R-9 Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members. Sponsor: Chair Jeff Cogen. Presenters: Kat West & Warren Fish – Chair's Office. Invited Guests: Jennifer Allen, Leslie Carlson, Sattie Clark, Angus Duncan, David Forman, Maggie Long, Kent Snyder & Justin Yuen and Other New Members of the Advisory Committee on Sustainability and Innovation (ACSI) (20 min) *COPIES IN BACK OF ROOM*

(Atty. Bernadette Nunley reviewed this Script.)

MAY I HAVE A MOTION ON THE ORDINANCE UNDER R-9?

COMMISSIONER *Amir* MOVES
COMMISSIONER *Will* SECONDS

APPROVAL OF THE SECOND READING AND ADOPTION OF THE ORDINANCE

CHAIR COGEN – OPENING REMARKS

KAT & WARREN WILL PROVIDE EXPLANATION

(MEMBERS OF THE COMMITTEE WILL SPEAK UNDER THE RESOLUTION PORTION)

THE COMMITTEE MEMBERS WILL SPEAK LATER UNDER THE RESOLUTION PORTION. IS THERE ANY PUBLIC TESTIMONY PERTAINING TO THE ORDINANCE?

LYNDA WILL LET YOU KNOW IF THERE IS ANY PUBLIC TESTIMONY. If so:

AS THE BOARD CLERK CALLS YOUR NAME, PLEASE COME UP & HAVE A SEAT. PLEASE LIMIT YOUR TESTIMONY TO ____ MINUTES EACH

FOLLOWING PUBLIC TESTIMONY:

ANY BOARD COMMENTS ABOUT THE ORDINANCE?

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE SECOND READING IS APPROVED AND THE ORDINANCE IS
ADOPTED
OR THE MOTION FAILS

** SECOND, MAY I HAVE A MOTION ON THE RESOLUTION
UNDER R-9? **

COMMISSIONER Shirley Warren MOVES
COMMISSIONER Waller SECONDS
APPROVAL OF THE RESOLUTION UNDER R-9

KAT & WARREN WILL INTRODUCE COMMITTEE MEMBERS.
WARREN WILL INVITE THEM TO SIT IN FRONT OF THE POST.
8 ARE EXPECTED.

~~NOW WE WILL HEAR FROM MEMBERS OF THE ADVISORY
COMMITTEE. THE BOARD CLERK WILL CALL FOUR NAMES
AT A TIME TO SPEAK.~~

PLEASE IDENTIFY YOURSELF FOR THE AUDIO RECORD. DUE
TO THE NUMBER OF GUESTS, WE WILL LIMIT EVERYONE'S
TESTIMONY TO 2 MINUTES EACH.

KA1 ~~LYNDA~~ WILL CALL THE COMMITTEE MEMBERS DOWN. 

AFTER INVITED GUESTS SPEAK:
ANY BOARD COMMENTS ABOUT THE RESOLUTION?

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE RESOLUTION IS ADOPTED
OR THE MOTION FAILS

COMMUNITY SERVICES – 10:40 am

R-10 RESOLUTION Establishing A Policy For Acquisition Of Real Property For Transportation Projects. Presenters: Brian Vincent & Kim Peoples, Road Services (8 min)

MAY I HAVE A MOTION?

COMMISSIONER Shepard MOVES
COMMISSIONER Hartman SECONDS
APPROVAL OF R-10

**EXPLANATION, RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS**

**ALL IN FAVOR, VOTE AYE, OPPOSED ____?
THE RESOLUTION IS ADOPTED
OR THE MOTION FAILS**

R-11 Master Certification Agreement with the Oregon Department of Transportation (ODOT) for Agency Management of Federal Aid Transportation Projects. Presenters: Brian Vincent & Kim Peoples (7 min)

MAY I HAVE A MOTION?

COMMISSIONER Shepard MOVES
COMMISSIONER Weller SECONDS
APPROVAL OF R-11

**EXPLANATION, RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS**

**ALL IN FAVOR, VOTE AYE, OPPOSED ____?
THE AGREEMENT IS ADOPTED**

OR THE MOTION FAILS

COUNTY MANAGEMENT – 10:55 am

R-12 PROCLAMATION Declaring October 17 – 23, 2010 National Save for Retirement Week in Multnomah County, Oregon. Presenter: Mindy Harris, Interim DCM Director (10 min)

COMMISSIONER Shupman MOVES
COMMISSIONER McCluskey SECONDS
APPROVAL OF R-12

**EXPLANATION, DESIGNEE READS PROCLAMATION,
RESPONDS TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS**

ALL IN FAVOR, VOTE AYE, OPPOSED UNAN?

THE PROCLAMATION IS ADOPTED

OR THE MOTION FAILS

R-13 BUDGET MODIFICATION DCM-06 Hydrokinetic Energy Production (HEP) Grant Award. Presenters: John Lindenthal, CIP Manager; Clark Jurgemeyer, Energy Manager; & John Muenchow, Project Manager - FPM (15 min)

COMMISSIONER Shupman MOVES
COMMISSIONER McCluskey SECONDS
APPROVAL OF R-13

**PRESENTATION & RESPONSE TO QUESTIONS
OPPORTUNITY FOR PUBLIC TESTIMONY
OPPORTUNITY FOR BOARD COMMENTS**

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

THE BUDGET MODIFICATION IS APPROVED

OR THE MOTION FAILS

*Ret sent on
Welcome
Please note
all times are
approximate
unless a
time
is shown
Please*

DEPARTMENT OF COMMUNITY JUSTICE - 11:15 am

R-14 BUDGET MODIFICATION - DCJ-07 - Appropriates \$150,000 to the Federal/State Fund from the US Department of Justice, Office of Justice Programs: Family Support for Treatment and Re-Entry Success Grant. Presenter: Liv Jenssen, Community Justice Mgr. (5 min)

→ **LYNDA WILL SAY: "ON BEHALF OF THE DEPARTMENT, THEY HAVE REQUESTED TO RESCHEDULE R-14 TO A TIME CERTAIN ON OCT. 28"** ←

MAY I HAVE A MOTION TO RESCHEDULE R-14

COMMISSIONER W. Allen MOVES

COMMISSIONER Steph SECONDS

APPROVAL TO RESCHEDULE A TIME CERTAIN

ALL IN FAVOR, VOTE AYE, OPPOSED ____?

R-14 IS RESCHEDULED FOR OCTOBER 28TH

NON-DEPARTMENTAL 11:20 am

Recess 109 fresh

R-15 RESOLUTION on Take Back the Tap: Restrictions on Bottled Water.
Sponsor: Commissioner Barbara Willer, D-2. Presenters: Julia DeGraw, NW Organizer - Food & Water Watch; Jon Schrotzberger, Director of Facilities and Property Maintenance; Sonia Manhas, Program Manager, Community Wellness and Prevention; ~~Kathleen West, Director~~ and Tim Lynch, Climate and Energy Specialist, Office of Sustainability; Sarah Brownstein, Staff Asst., D-2 (40 min)

MAY I HAVE A MOTION?

COMMISSIONER *Waller* **MOVES**
COMMISSIONER *Waller* **SECONDS**
APPROVAL OF R-15

- . COMMISSIONER WILLER WILL MAKE OPENING REMARKS
- . TIM LYNCH & SARAH BROWNSTEIN WILL PROVIDE EXPLANATION & INTRODUCE THE SPEAKERS
- . TIM WILL SHOW VIDEO ON SCREEN
- . GUESTS WILL BE INVITED TO SPEAK & RESPOND TO QUESTIONS
- . SARAH BROWNSTEIN WILL WRAP UP COMMENTS
- . AT COMMISSIONER WILLER'S REQUEST, SARAH BROWNSTEIN WILL READ THE RESOLUTION

**WE ARE EXPECTING PUBLIC TESTIMONY
ANY PUBLIC TESTIMONY?
ANY BOARD COMMENTS?**

**ALL IN FAVOR, VOTE AYE, OPPOSED ____?
THE RESOLUTION IS ADOPTED**

OR THE MOTION FAILS

CHAIR COGEN: AFTER THE VOTE, THEY HAVE ASKED FOR AN OPPORTUNITY TO PRESENT WATER BOTTLES TO THE BOARD MEMBERS, PROPOSE A TOAST AND TAKE A PICTURE

ADJOURNMENT – 12:00 pm

Chair Jeff Cogen adjourns the meeting.



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Jeff Cogen, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-3308 FAX (503) 988-3093

Email: mult.chair@co.multnomah.or.us

Deborah Kafoury, Commission Dist. 1

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5220 FAX (503) 988-5440

Email: district1@co.multnomah.or.us

Barbara Willer, Commission Dist. 2

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5219 FAX (503) 988-5440

Email: district2@co.multnomah.or.us

Judy Shiprack, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5217 FAX (503) 988-5262

Email: district3@co.multnomah.or.us

Diane McKeel, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5213 FAX (503) 988-5262

Email: district4@co.multnomah.or.us

Link to watch live Thursday Board meetings on-line:

www2.co.multnomah.or.us/cc/live_broadcast.shtml

Link for on-line agendas and agenda info:

www.co.multnomah.or.us/cc/agenda.shtml

Free public access to wireless internet M-F from 6 AM to 9 PM during meetings in the Boardroom

Americans with Disabilities Act Notice: If you need this agenda in an alternate format or wish to attend a Board Meeting, please call the Board Clerk (503) 988-3277. Call the City/County Information Center **TDD number (503) 823-6868** for info on available services and accessibility.

October 12 & 14, 2010

BOARD MEETINGS

HIGHLIGHTS

REVISED

TUES. @ 10:00 AM - Business Process Re-engineering Presentation

THUR. @ 9:30 AM - Opportunity for Public Comment on Non-Agenda Matters

9:30 am - BUDGET MODIFICATION MCSO-07 - Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount \$209,656 for the Kyron Horman Investigation

10:00 am - PROCLAMATION Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon

10:20 am - Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members

10:55 am - PROCLAMATION Declaring October 17 - 23, 2010 National Save for Retirement Week in Multnomah County, Oregon

11:20 am - RESOLUTION on Take Back the Tap: Restrictions on Bottled Water

Meetings of the Multnomah County Board of Commissioners are held at 501 SE Hawthorne Blvd. most usually in the Commissioners Chamber off of the main lobby, on the first floor.

Thursday meetings are cable-cast live and recorded and may be seen by Cable subscribers in Multnomah County at the following times

(Portland & East County)

Thursday, 9:30 AM, (LIVE) Channel 30

Sunday, 11:00 AM Channel 30

(East County Only)

Saturday, 10:00 AM, Channel 29

Tuesday, 8:15 PM, Channel 29

Produced through MetroEast Community Media

(503) 667-8848, ext. 332 for further info

or: <http://www.metroeast.org>

Tuesday, October 12, 2010 - 10:00 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100

BOARD BRIEFINGS

B-1 Business Process Re-engineering Presentation. Sponsor: Chair's Office. Presenters: Holly Valkama and Rob Fenty, Coraggio Group (30 min)

Thursday, October 14, 2010 - 9:30 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100
REVISED

REGULAR MEETING

CONSENT CALENDAR - 9:30 am

- C-1 BUDGET MODIFICATION DCHS11-08, Reclassifying a Vacant 0.50 FTE Program Development Specialist Position to a Program Coordinator Position in the SUN Service System Division, as Determined by the Class/Comp Unit of Central Human Resources
- C-2 BUDGET MODIFICATION NOND-06, Reclassifying Three (3) Positions in the County Attorney's Office.
- C-3 Reappointing John Rettig to the Planning Commission.

REGULAR AGENDA

PUBLIC COMMENT - 9:30 am

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer. This is a time for the Board to hear public testimony, not for Board deliberation. Fill out a yellow speaker form available at the back of the Boardroom and give it to the Board Clerk. Unless otherwise recognized by the presiding officer, testimony is taken in the order the forms are submitted.

SHERIFF'S OFFICE – 9:30 am

- R-1 BUDGET MODIFICATION MCSO-07 - Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount \$209,656 for the Kyron Horman Investigation. Presenters: Sheriff Dan Staton and Lieutenant Ned Walls (10 min)
- R-2 BUDGET MODIFICATION - MCSO-05 - Appropriating \$101,525 in Edward Byrne Memorial Justice Assistance Grant (JAG) Funding. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis (3 min)

- R-3 BUDGET MODIFICATION - MCSO-06 - Appropriating \$50,009 from the US Department of Justice, Awarded Under the FY 2010 BJA Anti-Human Trafficking Task Force Initiative Grant Program. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis (3 min)
- R-4 BUDGET MODIFICATION - MCSO-03 - Appropriating \$126,557 from the State of Oregon, Oregon Department of Transportation (ODOT) for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)
- R-5 BUDGET MODIFICATION - MCSO-04 - Appropriating \$126,557 from the City of Portland's Office of Transportation for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)

COUNTY HUMAN SERVICES – 9:52 am

- R-6 BUDGET MODIFICATION - DCHS11-04 - Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$25,000. Presenter: Sandy Haffey, MHASD Program Mgr. (4 min)
- R-7 BUDGET MODIFICATION - DCHS11-10 Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$26,025 and Adds 0.5 FTE Mental Health Consultant. Presenter: Godwin Nwerem, MHASD Program Manager (4 min)

NON-DEPARTMENTAL – 10:00 am

- R-8 PROCLAMATION Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon. Sponsor: Commissioner Deborah Kafoury, D-1. Presenters: Cathy Kaufman, Administrator, Healthy Kids and Betse Thielman, School Based Health Care Network (20 min)
- R-9 Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members. Sponsor: Chair Jeff Cogen. Presenters: Kat West & Warren Fish – Chair's Office. Invited Guests: Jennifer Allen, Leslie Carlson, Sattie Clark, Angus Duncan, David Forman, Maggie Long, Kent Snyder & Justin Yuen and Other New Members of the Advisory Committee on Sustainability and Innovation (ACSI) (20 min)

COMMUNITY SERVICES – 10:40 am

R-10 RESOLUTION Establishing A Policy For Acquisition Of Real Property For Transportation Projects. Presenters: Brian Vincent & Kim Peoples, Road Services (8 min)

R-11 Master Certification Agreement with the Oregon Department of Transportation (ODOT) for Agency Management of Federal Aid Transportation Projects. Presenters: Brian Vincent & Kim Peoples (7 min)

COUNTY MANAGEMENT – 10:55 am

R-12 PROCLAMATION Declaring October 17 – 23, 2010 National Save for Retirement Week in Multnomah County, Oregon. Presenter: Mindy Harris, Interim DCM Director (10 min)

R-13 BUDGET MODIFICATION DCM-06 Hydrokinetic Energy Production (HEP) Grant Award. Presenters: John Lindenthal, CIP Manager; Clark Jurgemeyer, Energy Manager; & John Muenchow, Project Manager - FPM (15 min)

~~DEPARTMENT OF COMMUNITY JUSTICE – 11:15 am~~

~~R-14 BUDGET MODIFICATION DCJ-07 Appropriates \$150,000 to the Federal/State Fund from the US Department of Justice, Office of Justice Programs: Family Support for Treatment and Re-Entry Success Grant. Presenter: Liv Jenssen, Community Justice Mgr. (5 min)~~ REQUEST TO POSTPONE TO TIME CERTAIN: 10/28/2010

NON-DEPARTMENTAL 11:20 am

R-15 RESOLUTION on Take Back the Tap: Restrictions on Bottled Water. Sponsor: Commissioner Barbara Willer, D-2. Presenters: Julia DeGraw, NW Organizer - Food & Water Watch; Jon Schrotzberger, Director of Facilities and Property Maintenance; Sonia Manhas, Program Manager, Community Wellness and Prevention; Kathleen West, Director and Tim Lynch, Climate and Energy Specialist, Office of Sustainability; Sarah Brownstein, Staff Asst., D-2 (40 min)

ADJOURNMENT – 12:00 pm



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

Jeff Cogen, Chair

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-3308 FAX (503) 988-3093

Email: mult.chair@co.multnomah.or.us

Deborah Kafoury, Commission Dist. 1

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5220 FAX (503) 988-5440

Email: district1@co.multnomah.or.us

Barbara Willer, Commission Dist. 2

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5219 FAX (503) 988-5440

Email: district2@co.multnomah.or.us

Judy Shiprack, Commission Dist. 3

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5217 FAX (503) 988-5262

Email: district3@co.multnomah.or.us

Diane McKeel, Commission Dist. 4

501 SE Hawthorne Boulevard, Suite 600
Portland, Or 97214

Phone: (503) 988-5213 FAX (503) 988-5262

Email: district4@co.multnomah.or.us

Link to watch live Thursday Board meetings on-line:
www2.co.multnomah.or.us/cc/live_broadcast.shtml

Link for on-line agendas and agenda info:
www.co.multnomah.or.us/cc/agenda.shtml

Free public access to wireless internet M-F from 6 AM to 9 PM during meetings in the Boardroom
Americans with Disabilities Act Notice: If you need this agenda in an alternate format or wish to attend a Board Meeting, please call the Board Clerk (503) 988-3277. Call the City/County Information Center TDD number (503) 823-6868 for info on available services and accessibility.

October 12 & 14, 2010

BOARD MEETINGS HIGHLIGHTS

TUES. @ 10:00 AM - Business Process Re-engineering Presentation

THUR. @ 9:30 AM - Opportunity for Public Comment on Non-Agenda Matters

9:30 am - BUDGET MODIFICATION MCSO-07 - Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount \$209,656 for the Kyron Horman Investigation

10:00 am - PROCLAMATION Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon

10:20 am - Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members

10:55 am - PROCLAMATION Declaring October 17 - 23, 2010 National Save for Retirement Week in Multnomah County, Oregon

11:20 am - RESOLUTION on Take Back the Tap: Restrictions on Bottled Water

Meetings of the Multnomah County Board of Commissioners are held at 501 SE Hawthorne Blvd. most usually in the Commissioners Chamber off of the main lobby, on the first floor.

Thursday meetings are cable-cast live and recorded and may be seen by Cable subscribers in Multnomah County at the following times

(Portland & East County)

Thursday, 9:30 AM, (LIVE) Channel 30

Sunday, 11:00 AM Channel 30

(East County Only)

Saturday, 10:00 AM, Channel 29

Tuesday, 8:15 PM, Channel 29

Produced through MetroEast Community Media
(503) 667-8848, ext. 332 for further info
or: <http://www.metroeast.org>

Tuesday, October 12, 2010 - 10:00 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100

BOARD BRIEFINGS

B-1 Business Process Re-engineering Presentation. Sponsor: Chair's Office. Presenters: Holly Valkama and Rob Fenty, Coraggio Group (30 min)

Thursday, October 14, 2010 - 9:30 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100

REGULAR MEETING

CONSENT CALENDAR - 9:30 am

- C-1 BUDGET MODIFICATION DCHS11-08, Reclassifying a Vacant 0.50 FTE Program Development Specialist Position to a Program Coordinator Position in the SUN Service System Division, as Determined by the Class/Comp Unit of Central Human Resources
- C-2 BUDGET MODIFICATION NOND-06, Reclassifying Three (3) Positions in the County Attorney's Office.
- C-3 Reappointing John Rettig to the Planning Commission.

REGULAR AGENDA

PUBLIC COMMENT - 9:30 am

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer. This is a time for the Board to hear public testimony, not for Board deliberation. Fill out a yellow speaker form available at the back of the Boardroom and give it to the Board Clerk. Unless otherwise recognized by the presiding officer, testimony is taken in the order the forms are submitted.

SHERIFF'S OFFICE – 9:30 am

- R-1 BUDGET MODIFICATION MCSO-07 - Requesting General Fund Contingency Transfer to the Sheriff's Office in the Amount \$209,656 for the Kyron Horman Investigation. Presenters: Sheriff Dan Staton and Lieutenant Ned Walls (10 min)
- R-2 BUDGET MODIFICATION - MCSO-05 - Appropriating \$101,525 in Edward Byrne Memorial Justice Assistance Grant (JAG) Funding. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis (3 min)
- R-3 BUDGET MODIFICATION - MCSO-06 - Appropriating \$50,009 from the US Department of Justice, Awarded Under the FY 2010 BJA Anti-

Human Trafficking Task Force Initiative Grant Program. Presenters: Lieutenant Ned Walls and Fiscal Manager Wanda Yantis (3 min)

R-4 BUDGET MODIFICATION - MCSO-03 - Appropriating \$126,557 from the State of Oregon, Oregon Department of Transportation (ODOT) for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)

R-5 BUDGET MODIFICATION - MCSO-04 - Appropriating \$126,557 from the City of Portland's Office of Transportation for Inmate Work Crew Services. Presenters: Captain Drew Brosh, Sgt. Tina Breiten and Fiscal Manager Wanda Yantis (3 min)

COUNTY HUMAN SERVICES – 9:52 am

R-6 BUDGET MODIFICATION - DCHS11-04 - Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$25,000. Presenter: Sandy Haffey, MHASD Program Mgr. (4 min)

R-7 BUDGET MODIFICATION - DCHS11-10 Increasing Mental Health and Addiction Services Division Federal/State Appropriation by \$26,025 and Adds 0.5 FTE Mental Health Consultant. Presenter: Godwin Nwerem, MHASD Program Manager (4 min)

NON-DEPARTMENTAL – 10:00 am

R-8 PROCLAMATION Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon. Sponsor: Commissioner Deborah Kafoury, D-1. Presenters: Cathy Kaufman, Administrator, Healthy Kids, and Invited Guests (20 min)

R-9 Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members. Sponsor: Chair Jeff Cogen. Presenters: Kat West & Warren Fish – Chair's Office; and, Justin Yuen, Kent Snyder, Angus Duncan with Other New Members of the Advisory Committee on Sustainability and Innovation (ACSI) (20 min)

COMMUNITY SERVICES – 10:40 am

R-10 RESOLUTION Establishing A Policy For Acquisition Of Real Property For Transportation Projects. Presenters: Brian Vincent & Kim Peoples, Road Services (8 min)

R-11 Master Certification Agreement with the Oregon Department of Transportation (ODOT) for Agency Management of Federal Aid Transportation Projects. Presenters: Brian Vincent & Kim Peoples (7 min)

COUNTY MANAGEMENT – 10:55 am

R-12 PROCLAMATION Declaring October 17 – 23, 2010 National Save for Retirement Week in Multnomah County, Oregon. Presenter: Mindy Harris, Interim DCM Director (10 min)

R-13 BUDGET MODIFICATION DCM-06 Hydrokinetic Energy Production (HEP) Grant Award. Presenters: John Lindenthal, CIP Manager; Clark Jurgemeyer, Energy Manager; & John Muenchow, Project Manager - FPM (10 min)

DEPARTMENT OF COMMUNITY JUSTICE – 11:15 am

R-14 BUDGET MODIFICATION - DCJ-07 - Appropriates \$150,000 to the Federal/State Fund from the US Department of Justice, Office of Justice Programs: Family Support for Treatment and Re-Entry Success Grant. Presenter: Liv Jenssen, Community Justice Mgr. (5 min)

NON-DEPARTMENTAL 11:20 am

R-15 RESOLUTION on Take Back the Tap: Restrictions on Bottled Water. Sponsor: Commissioner Barbara Willer, D-2. Presenters: Julia DeGraw, NW Organizer - Food & Water Watch; Jon Schrotzberger, Director of Facilities and Property Maintenance; Sonia Manhas, Program Manager, Community Wellness and Prevention; Kathleen West, Director and Tim Lynch, Climate and Energy Specialist, Office of Sustainability; Sarah Brownstein, Staff Asst., D-2 (40 min)

ADJOURNMENT – 12:00 pm



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

Board Clerk Use Only

Meeting Date: 10/12/2010
Agenda Item #: B-1
Est. Start Time: 10:00 am

Agenda Title: Business Process Re-engineering presentation

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date: Tuesday, October 12th, 2010
Amount of Time Needed: 30 minutes
Department: Chair's Office
Division:
Contact(s): Jana McLellan, COO
Phone: 503.988.5545 **Ext.** **I/O Address:**
Presenter Name(s) & Title(s): Holly Valkama, Rob Fenty, Coraggio Group

General Information

1. What action are you requesting from the Board?

This item requests a Board briefing regarding the work produced by Coraggio Group for FY10. This briefing will outline the original work plan, the actual work achieved through the process, analysis on individual cost savings options and system improvements for potential cost savings. It is intended to be an active dialogue with the Board regarding their interest in system opportunities for Facilities and Property Management.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The work of the Coraggio group was supported by program offer #XXXX as part of Chair Wheeler's initiative on good government practices and evaluating where cost savings and system improvements might exist for Multnomah County. An approach of continuous improvement was directed through the Chair's Office as well as supported by a competitive RFP process. FPM was targeted for the initial work of analysis and improvement opportunities. For FY11, Program offer XXXXX was submitted that would have continued this effort. The Board agreed to place the money in contingency awaiting the results for the Coraggio work and the state of the county's budget. It has since been determined that no further requests will be made for contingency dollars and the Working Smart initiative in the current fiscal year.

Agenda Placement Request
Submit to Board Clerk

3. Explain the fiscal impact (current year and ongoing).

No fiscal impact with this briefing.

4. Explain any legal and/or policy issues involved.

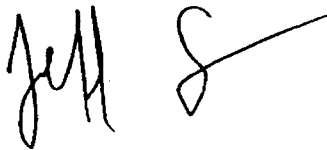
None known at this time.

5. Explain any citizen and/or other government participation that has or will take place.

None.

Required Signature

**Elected Official or
Department/
Agency Director:**

A handwritten signature in black ink, appearing to be "Jell S", written over a horizontal line.

Date: 10/6/2010

**Agenda Placement Request
Submit to Board Clerk**

Multnomah County Business Process Reengineering Overview of Work & Recommendations for Moving Forward

October 12, 2010

coraggio group



Overview of Business Process Reengineering Work

- **Purpose:** Identify opportunities and alternative models that make Central Services work better
- **Approach:** Focus on one DCM Division (Facilities) with the intent of piloting specific improvements and applying key learnings to other divisions

Scope of Work:

1. **Strategic Context & Readiness Assessment**—Clarity and readiness regarding change
2. **Business Model Analysis**—Analysis of FPM cost drivers and benchmarking of other counties
3. **Recommendations—Opportunities & Process Improvements**—Process areas & alternative models
4. **Process Redesign**—Implement 2 process redesigns (FPM working teams)
5. **Organizational Planning**—Counsel to management team around required change actions

Deliverables:

- **Assessment Findings**—Internal FPM (1/14/10) and “Customer” Groups (1/28/10)
- **FPM Strategic Clarity Brief** (2/22/10)
- **FPM Business Model Analysis** (3/19/10)
- **Benchmarking Report & Recommendations** (4/8/10)
- **Analysis on Two Model Scenarios** (5/17/10)
- **Implementation of 3 Process Redesigns**
 - Work Order Communication Flow (5/20/10)
 - Project Management (7/1/10)
 - Work Order Improvement (7/19/10)
- **Draft Process and Templates for Countywide Divisional Planning Process** (6/27/10)
- **Regular FPM Management & BPR Steering Team meetings** around change planning

Opportunities Identified Out of BPR

Facilities & Property Mgmt:

- **Operational Improvements**
 - ✓ Accountability & Follow Through
 - ✓ Process Improvements
 - ✓ Planning & Expectation Management (Internal & Departments)
- **Specific Model Opportunities**
 - ✓ Continuous Improvement & Outsourcing
 - ✓ Sale-Leaseback Options
 - ✓ Best Practice Strategic Sourcing
 - ✓ Reinstitute Disposition Plan

Countywide:

- **Collaborative Business Line Planning Process**
 - ✓ Better ability for trade-off decisions based on County priorities
 - ✓ Clear service expectations between departments and internal services
- **Countywide Efficiencies in Administrative Services**
 - ✓ Duplication/Shadowing
 - ✓ Process improvement

Most significant opportunities for efficiencies exist at the Countywide level

Key Learnings Moving Forward

- **Observations and Learnings from BPR Process**

- ✓ Strong, long-standing culture
- ✓ High department autonomy—
 - Countywide opportunities for efficiency and effectiveness
- ✓ Recognized need for more accountability

- **Recommendations**

- ✓ Countywide look at administrative services
 - Significant improvements in efficiency and/or budget will require top-down leadership and process to surface opportunities beyond organizational lines.
- ✓ Leadership alignment around County priorities
- ✓ Collaborative business line planning process
 - Link department and division planning to county priorities

Countywide Analysis of Administrative Services

- **Intent:**

- ✓ Identify actionable recommendations within administrative services that will provide measurable efficiencies for the County
- ✓ Provide information and analysis that supports leadership decision making

- **Process**

- ✓ Analyze cost drivers at department and divisional levels (Countywide)
- ✓ Engage expertise within County to identify opportunities
- ✓ Prioritize opportunities based on potential savings, risks, timing and implications
- ✓ Provide recommendations for specific actions

- **Analysis and recommendations will be complete by the end of December**

1

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 10/14/2010

SUBJECT: 9/9/2010/+9/23/2010

OBAMA HEALTHCARE

AGENDA NUMBER OR TOPIC:

FOR: AGAINST: THE ABOVE AGENDA ITEM

NAME: PAUL, ADOLPH, PHILLIPS

ADDRESS: 1212 SW CLAY APT #217

CITY/STATE/ZIP: PORTLAND, OREGON 97201

PHONE:

DAYS:

EVES:

EMAIL:

FAX:

SPECIFIC ISSUE: OBAMA HEALTH CARE

WRITTEN TESTIMONY: YES

OPEN LETTER TO
JOHN KITZ HABER

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

and many local companies will be involved in the project. The Carnegie project will help the local economy while also providing the region with a center for art exhibits, classes and performances.

The community already has shown its interest in seeing the historic Carnegie building pre-

At a time when the downtown area is reeling from the loss of structures due to fires, it is especially timely to invest in the preservation of this architecturally interesting building. To help with the Carnegie Campaign, contact the arts center at 278-9201.

Dave with the raising. from seem point tain to die In t pour build All anctl proc good Th for shoe othe ente that of s and Al the prop smol the towa

East Oregonian Sept. 4, 1999 page 8A

Open forum

Don't get hurt while working at the hospital

Open letter to Gov. John Kitzhaber:

SDSD is going to terminate my medical health insurance after almost a year.

I have growth rings (don't laugh) and my right thumb and forearm were broken and injured at a hospital Oct. 7, 1981. My right thumb has had cartilage at both ends dislocated out of socket

from the broken thumb and my forearm broken at two places. I'm blind 20/400.

In the one year of health insurance, I got rides to medical appointments using Oregon state vehicles, gasoline, and of course drivers. I sure learned my lesson.

The worst place in the world to get injured is at a hospital as an employee. I was put in a cast that day and have never recovered from the injury.

PAUL A. PHILLIPS
Pendleton



②

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk
This form is a public record

MEETING DATE: _____

SUBJECT: Sellwood Bridge Project: Deal with
Mayor Adams

AGENDA NUMBER OR TOPIC: _____

FOR: _____ AGAINST: X THE ABOVE AGENDA ITEM

NAME: Robert Clark

ADDRESS: 3207 SE Brooklyn Street

CITY/STATE/ZIP: Portland, Or 97202

PHONE: _____ DAYS: 503 233 2073 EVES: _____

EMAIL: Elvs Y3k@yahoo.com FAX: _____

SPECIFIC ISSUE: _____

WRITTEN TESTIMONY: Oppose this deal. (1) transfer of funds
based on estimated ("unrealized") savings. (2) So called savings may
well include scaling back ^{Sellwood} bridge project. (3) What about other
stakeholders in bridge. e.g. car registration fees should reduced for
savings. (4) Local governments are too stretched for the Portland-milwaukee
light rail project.

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 10/14/10

SUBJECT: Sherrick Office

AGENDA NUMBER OR TOPIC: _____

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: PATRICK DINNAN

ADDRESS: P.O. Box 5755

CITY/STATE/ZIP: Portland, OR 97228

PHONE: _____ DAYS: 503-28330-4661 EVES: Same

EMAIL: PATDINNAN@COMCAST.NET FAX: N/A

SPECIFIC ISSUE: _____

WRITTEN TESTIMONY: not today

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST BUDGET MODIFICATION

(revised 12/31/09)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-1 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: C-1
Est. Start Time: 9:30 am

BUDGET MODIFICATION: DCHS11 - 08

BUDGET MODIFICATION DCHS11-08, Reclassifying a vacant 0.50 FTE Program Development Specialist position to a Program Coordinator position in the SUN Service System Division, as determined by the Class/Comp unit of Central Human Resources.

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested
Meeting Date: Next Available **Amount of**
Time Needed: N/A

Department: County Human Services **Division:** SUN Service System

Contact(s): Kathy Tinkle

Phone: 988-3691 **Ext.** 26858 **I/O Address:** 167/240

Presenter(s): Consent Agenda

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS11-08, reclassifying a vacant 0.50 FTE Program Development Specialist (PDS) position to a Program Coordinator position in SUN Service System Division (SUN), as approved by the Class/Comp unit of Central Human Resources.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This budget modification reflects an HR Class/Comp decision regarding new Program Development Specialist position initiated by SUN Service System in Program Offer 25147 - Child & Family Hunger Relief. The position request, after being reviewed by HR Class/Comp, has been reclassified to a Program Coordinator per reclassification request #1498.

A major component of this new position is the coordination of efforts to relieve hunger in schools. This entails considerable outreach, organization, facilitation and participation in meetings with various stakeholders in the development of guidelines, standards, policies and procedures. This does not describe a sole contributor, but rather, a job that accomplishes work through others. This work

along with the rest of the described responsibilities is best reflected in the Program Coordinator classification.

3. Explain the fiscal impact (current year and ongoing).

The current fiscal year budget impact and the on-going financial impact of this reclassification are neutral since the position is currently vacant and the pay scales are the same for both job classifications.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

No revenue is being changed. . .

- **What budgets are increased/decreased?**

The budget impact is neutral.

- **What do the changes accomplish?**

Approves the classification decision from HR Class/Comp unit to reclassify a vacant 0.50 FTE Program Development Specialist position to a Program Coordinator position that better reflects the functions and duties of the position involved.

- **Do any personnel actions result from this budget modification? Explain.**

Yes. The approval of this budget modification will result in reclassifying a vacant full-time position in SUN from a Program Development Specialist position to a Program Coordinator position, as determined by the Class/Comp unit of Central Human Resources.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

N/A

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

N/A

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

N/A

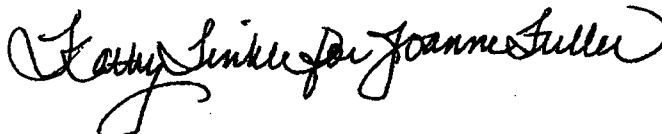
<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: DCHS11 -08

Required Signatures

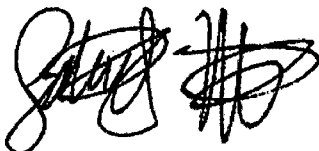
Elected
Official or
Department/
Agency
Director:



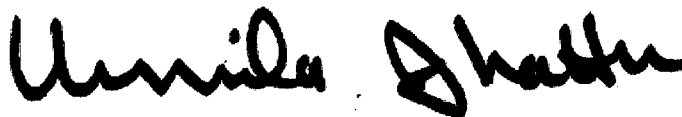
Date: 10/05/10

(Kathy Tinkle) for Joanne Fuller

Budget Analyst:



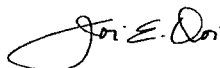
Date: 10/5/2010



Department
HR:

Date: 10/5/10

Countywide
HR:



Date: October 5,
2010



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST BUDGET MODIFICATION

(revised 12/31/09)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-2 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: C-2
Est. Start Time: 9:30 am

BUDGET MODIFICATION: NOND - 06

Agenda BUDGET MODIFICATION NOND-06, reclassifying three positions in the
Title: County Attorney's Office

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested Meeting Date: October 28, 2010 **Amount of Time Needed:** N/A (Consent)
Department: Nondepartmental **Division:** County Attorney's Office
Contact(s): Jenny Morf
Phone: (503) 988-3138 **Ext.** 83138 **I/O Address:** 503/5
Presenter(s): N/A

General Information

1. What action are you requesting from the Board?

The County Attorney's Office is requesting Board approval of a budget modification authorizing the reclassification of three positions.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Board approval is requested for the following three positions:

Position Title (Old)	Position Title (New)	Position Number	FTE
Asst. Co. Attorney 2	Asst. Co. Attorney/Sr	704020	No FTE Change
Asst. Co. Attorney 1	Asst. Co. Attorney 2	713200	No FTE Change
Asst. Co. Attorney 1	Asst. Co. Attorney 2	711584	No FTE Change

The County Attorney's Office asked the Class-Comp unit to examine the duties of these positions, as duties for each of them have grown in complexity and scope over time. The Assistant County Attorney 2 positions are responsible for a variety of professional legal services on the County's behalf, including advising County officials on questions of civil law which arise in the course of managing County government; representing the County in litigation initiated on the County's behalf and in cases where the County or its employees are named as defendants. The Assistant County

Attorney Senior position is additionally responsible for advising the Board of County Commissioners on matters of civil law.

The Central Class Compensation Unit approved the classification changes noted above. These positions are budgeted for FY 2011 in program offer 10014, County Attorney's Office.

3. Explain the fiscal impact (current year and ongoing).

The reclassification request is being accomplished within current resources for FY 2011. Ongoing expenses for these positions will be absorbed within the County Attorney's appropriation.

4. Explain any legal and/or policy issues involved.

The reclassifications, for which approval is sought in this request, have been reviewed by the Human Resources Division.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).

N/A

- What budgets are increased/decreased?

N/A

- What do the changes accomplish?

Three positions are re-classed to better reflect the work being performed.

- Do any personnel actions result from this budget modification? Explain.

Reclassification of three positions.

- If a grant, is 100% of the central and department indirect recovered? If not, please explain why.

N/A

- Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?

N/A

- If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?

N/A

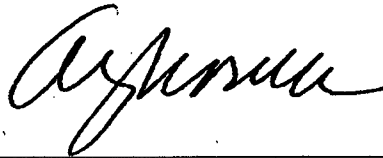
<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: NOND - 06

Required Signatures

Elected Official or
Department/
Agency Director:



Date: 10/1/2010

Budget Analyst:



Date: 9/29/10

Julie Neburka
Julie Neural

Department HR:



Date:

Countywide HR:

Date:

Budget Modification ID: **NOND - 06****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2010

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center						
1	10-70	3500	10014	20		107001	60000	1,987,436	1,992,420	4,984		Increase Base
2	10-70	3500	10014	20		107001	60130	646,664	648,283	1,619		Increase Fringe
3									0	0		
4	10-70	3500	10014	20		107001	60240	45,000	38,397	(6,603)	0	Decrease Supplies
5									0			
6									0			
7									0			
8									0			
9									0			
10									0			
11									0			
12									0			
13									0			
14									0			
15									0			
16									0			
17									0			
18									0			
19									0			
20									0			
21									0			
22									0			
23									0			
24									0			
25									0			
26									0			
27									0			
28									0			
29									0			
										0	0	Total - Page 1
										0	0	GRAND TOTAL



MULTNOMAH COUNTY

AGENDA PLACEMENT REQUEST (revised 09/22/08)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-3 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: C-3
Est. Start Time: 9:30 am

Agenda Title: **Reappoint John Rettig to the Planning Commission**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>Consent agenda</u>
Department:	<u>Community Services</u>	Division:	<u>Land Use and Trans Plan.</u>
Contact(s):	<u>Karen Schilling</u>		
Phone:	<u>503-988-5050</u>	Ext.	<u>29635</u>
I/O Address:	<u>455/1st Floor</u>		
Presenter(s):	<u></u>		

General Information

1. What action are you requesting from the Board?

Reappoint John Rettig to the Planning Commission.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Multnomah County is required to have a citizen involvement committee that is broadly representative of the geographic areas of the County. The Planning Commission assists the County with the development of our land use planning legislative program. There are nine (9) members who serve four-year terms. Commissioners can be reappointed beyond two terms if there is unanimous agreement from the Board of County Commissioners. No more than two members of the Commission can be engaged in the same kind of business, trade or profession.

John has served on the Planning Commission since 1998. John is an Engineer and lives on the west side of the county. He has been a dedicated and involved Planning Commissioner.

3. Explain the fiscal impact (current year and ongoing).

There is no fiscal impact. The Planning Commissioners are volunteers. Staffing the Planning Commission is included in the Land Use and Transportation Planning budget.

4. Explain any legal and/or policy issues involved.

The County is required to have a Citizen Involvement Committee by State code. The Planning Commission serves this purpose for the County's Comprehensive Plan and Code.

5. Explain any citizen and/or other government participation that has or will take place.

If a vacancy occurs, there is public outreach to find new volunteers for the Planning Commission. Since this is a reappointment, no public outreach was conducted.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 10/5/10



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST CONTINGENCY REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # 12-1 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-1
Est. Start Time: 9:30 am
Date Submitted: 10/6/2010

BUDGET MODIFICATION: MCSO - 07

BUDGET MODIFICATION # MCSO-07 requesting General Fund Contingency
Agenda Title: Transfer to the Sheriff's Office in the amount \$209,656 for the Kyron Horman Investigation.

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date: October 14, 2010 **Amount of Time Needed:** 10 Minutes
Department: Sheriff's Office **Division:** Enforcement/Administration
Contact(s): Wanda Yantis, Fiscal Manager
Phone: 503-988-4455 **Ext.** 84455 **I/O Address:** 503/350
Presenter Name(s) & Title(s): Sheriff Dan Staton, Lieutenant Ned Walls

General Information

1. What action are you requesting from the Board?

Appropriation of \$209,656 in General Fund contingency to the Sheriff's Office for reimbursement of the first 3 months of overtime and unbudgeted expenses for investigators (July through September) working on the ongoing Kyron Horman investigation as well as straight time for a limited duration investigative technician hired on a temporary basis for this case.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This is a follow up to the July 22, 2010 Board briefing regarding the Kyron Horman investigation.

The Multnomah County Sheriff's Office is leading the ongoing investigation for Kyron Horman, a 7 year old student of Skyline Elementary School who disappeared from the school on Friday, June 4 2010. To date the investigation has generated over 3,000 leads filling 38 four inch binders. All of

**Contingency Request APR
Submit to Board Clerk**

these leads need to be followed up on as the case continues. Additionally, we have subpoenaed 200 sets of records. Each record can generate from 10 pages to hundreds of pages of paper records. Investigation of the leads and subpoenaed records will be the full time work of a lead investigator, two detectives and an investigative technician. This contingency request provides:

- Overtime funding at our actual cost for these positions for the past 3 months.
- Temp funding at our actual cost for the limited-duration Investigative Tech for the past 3 months.
- Any Materials and Supplies costs solely associated with the Kyron Horman Investigation for the past 3 months.

The investigation continues as an ongoing task force and we look forward to briefing the board again in January, 2011 at which time we will return to the Board to discuss the progress on the case and what additional resources may be necessary.

3. Explain the fiscal impact (current year and ongoing).

This contingency request would increase funding for program offer 60066 MCSO Detectives in the amount of \$209,656. The duration for this investigation is unknown at this time and it is planned that the Sheriff's Office will provide a status update to the Board in January.

4. Explain any legal and/or policy issues involved.

None.

5. Explain any citizen and/or other government participation that has or will take place.

The search and investigation for Kyron Horman has to date involved over 42 agencies and has received extensive local and national media coverage.

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**
Not applicable.
- **What budgets are increased/decreased?**
 - The County-wide General Fund Contingency is decreased by \$209,656
 - The Enforcement Division's General Fund budget will increase by \$209,656
 - Increase the Risk Fund by \$14,140
- **What do the changes accomplish?**
For the Sheriff's Office, this request would provide overtime funding of a lead investigator, two detectives and a one year limited duration investigative technician.
- **Do any personnel actions result from this budget modification? Explain.**
For the Sheriff's Office, a one year limited duration investigative technician will be hired.
- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**
Not applicable.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
Not applicable.
- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**
Not applicable.

Contingency Request

If the request is a Contingency Request, please answer all of the following in detail:

- **Why was the expenditure not included in the annual budget process?**
The search for Kyron Horman has occurred so close to the end of the FY 10 that we were unable to include it in our current appropriation for FY 11 to manage the costs.
- **What efforts have been made to identify funds from other sources within the Department/Agency to cover this expenditure?**
All other appropriations within our FY 11 budget are earmarked for other anticipated expenses and it is not anticipated that the fiscal year will end with a large enough balance to ensure coverage of these costs.
- **Why are no other department/agency fund sources available?**
Our year end projections show we are spending at 100% of our FY 2011 appropriation and

Contingency Request APR
Submit to Board Clerk

the costs of this ongoing search would push us over our budget.

- **Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account. What are the plans for future ongoing funding?**

There is no revenue anticipated due to this operation and no payback to the contingency account since this is a reimbursement request for actual costs that have already occurred within the first three months of the fiscal year. The investigation continues as an ongoing task force and we look forward to briefing the board again in January, 2011 at which time we will return to the Board to discuss the progress on the case and what additional resources may be necessary

- **Has this request been made before? When? What was the outcome?**

Yes, this request was made at the end of FY 10 as a "safety net" to avoid MCSO from violating budget law and overspending our authorized appropriation. The contingency appropriation was to cover costs associated with the search for Kyron. Fortunately, the contingency went unused and the balance was returned to the general fund for FY 2011.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet. If it is a General Fund Contingency Request a memo from the Budget Office must be submitted.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 07

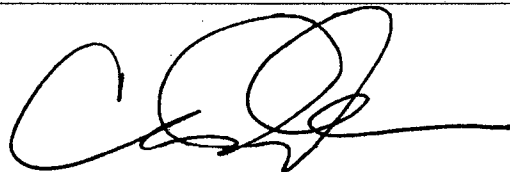
Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 10/6/2010

Sheriff Daniel Staton



10/6/2010

Budget Analyst:

Christian Elkin

Date: _____

Department HR:

Date: _____

Countywide HR:

Date: _____

**Contingency Request APR
Submit to Board Clerk**



Department of County Management
MULTNOMAH COUNTY OREGON

Budget Office

501 SE Hawthorne Blvd., Suite 531
Portland, Oregon 97214
(503) 988-3312 phone
(503) 988-5758 fax
(503) 988-5170 TDD

TO: Board of County Commissioners

FROM: Christian Elkin, Principal Budget Analyst

DATE: October 5, 2010

SUBJECT: General Fund Contingency request of \$209,656 for the Sheriff's Office to cover the unanticipated expenses of the search for Skyline Elementary School 2nd grade student Kyron Horman who has been missing since June 4, 2010. (Budget Modification MCSO-07).

The Sheriff's Office is requesting \$209,656 of General Fund contingency be appropriated to cover the unanticipated costs associated with the search for Kyron Horman. The funding will cover the actual costs for the first 3 months of the fiscal year for the overtime costs of a lead investigator and two detectives and a limited duration investigative technician.

The duration for this investigation is unknown at this time and it is planned that the Sheriff's Office will provide a status update to the Board in January 2011. The contingency appropriation will be used solely for the costs associated with the search for Kyron and any unused balance will be returned to the General Fund.

General Fund Contingency Policy Compliance

The Budget Office is required to inform the Board if contingency requests submitted for approval satisfy the general guidelines and policies for using the General Fund Contingency.

In particular,

- Criteria 1 states contingency requests should be for one-time-only purposes. If this is not judged to be one-time-only transition funding, the request essentially funds ongoing programs with one-time-only emergency contingency funds. **The request does meet this criterion.**
- Criteria 2 Addresses emergencies and unanticipated situations. **This request does meet this criterion.**
- Criteria 3 addresses items identified in Board Budget Notes. **This item was not identified in the budget notes.**

Budget Modification ID: **MCSO-07****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	19	1000		20		9500001000		60470		(209,656)	(209,656)		CGF Contingency
2										0			
3	60-50	1000	60066	50			SOOPS.SSS	60100		9,551	9,551		Temp
4	60-50	1000	60066	50			SOOPS.SSS	60110		129,393	129,393		Overtime
5	60-50	1000	60066	50			SOOPS.SSS	60130		47,837	47,837		Salary-Related
6	60-50	1000	60066	50			SOOPS.SSS	60135		796	796		Non-Base Fringe
7	60-50	1000	60066	50			SOOPS.SSS	60140		13,587	13,587		Insurance
8	60-50	1000	60066	50			SOOPS.SSS	60145		553	553		Non-Base Insurance
9	60-50	1000	60066	50			SOOPS.SSS	60170		1,465	1,465		Professional Services
10	60-50	1000	60066	50			SOOPS.SSS	60180		88	88		Printing
11	60-50	1000	60066	50			SOOPS.SSS	60210		1,122	1,122		Rentals
12	60-50	1000	60066	50			SOOPS.SSS	60240		3,645	3,645		Supplies
13	60-50	1000	60066	50			SOOPS.SSS	60270		721	721		Local Travel/Mileage
14	60-50	1000	60066	50			SOOPS.SSS	60290		898	898		Software Licenses/Maint
15										0			
16	72-10	3500		20		705210		50316		(14,140)	(14,140)		Risk Fund
17	72-10	3500		20		705210		60330		14,140	14,140		Risk Fund
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL

9



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST BUDGET MODIFICATION

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-2 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-2
Est. Start Time: 9:40 am
Date Submitted: 10/6/2010

BUDGET MODIFICATION: MCSO - 05

Agenda Title: BUDGET MODIFICATION # MCSO-05 appropriating \$101,525 in Edward Byrne Memorial Justice Assistance Grant (JAG) Funding.

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested Meeting Date:	<u>Next Available</u>	Amount of Time Needed:	<u>5 Minutes</u>
Department:	<u>Sheriff's Office</u>	Division:	<u>Enforcement</u>
Contact(s):	<u>Wanda Yantis, Fiscal Manager</u>		
Phone:	<u>503-988-4455</u>	Ext.	<u>84455</u>
		I/O Address:	<u>503/350</u>
Presenter Name(s) & Title(s):			
<u>Lieutenant Ned Walls and Fiscal Manager Wanda Yantis</u>			

General Information**1. What action are you requesting from the Board?**

The Sheriff's Office is requesting approval of Budget Modification MCSO-05 to appropriate \$101,525 in grant funding awarded by the State of Oregon from the Edward Byrne Memorial Justice Grant (JAG).

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The State of Oregon, through the Oregon State Police and the Criminal Justice Commission, supports local government in their efforts to prevent and control crime and to improve the criminal justice system. Funding for the Edward Byrne Memorial Justice Assistance Grant (JAG) assists local government in performing law enforcement duties related to disrupting the manufacture, distribution, and trafficking of illicit drugs.

The Sheriff's Office application was approved for the JAG grant. The Sheriff's Office Special Investigations Unit (SIU) has experience in locating the sources of various illegal drugs. Reports have indicated that drugs are being trafficked to the County from outside the state. The results of

utilizing the funds for this program would be an increased understanding of out-of-state drug traffickers and their operations, the development of methods for combating these organizations, the successful removal of these entities, and the prosecution of those involved. Activities funded in this grant include training, equipment, confidential funds, overtime and administrative costs.

This would affect program offer 60067: MCSO Special Investigations Unit by increasing the resources available for this unit to investigate drug cases.

3. Explain the fiscal impact (current year and ongoing)

This will increase the Enforcement Division's revenue by \$101,525 in the Federal/State Fund. The funds also covers the central and departmental indirect for administration of the funds. This is the first year of a two year grant.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

This is an increase the Enforcement Division's revenue by \$101,525 in the Federal/State Fund. The CFDA number is 16.580.

- **What budgets are increased/decreased?**

-The Enforcement Division will increase their Fed/State Fund budget by \$101,525
-Increase Dept Indirect by \$5,299
-Increase Central Indirect by \$1,608
-Increase Risk Fund by \$4,074

- **What do the changes accomplish?**

This is an increase the Enforcement Division's revenue by \$101,525 in the Federal/State Fund. The funds also cover the central indirect for administration of the funds. This is the first year of a two year grant.

- **Do any personnel actions result from this budget modification? Explain.**

No

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

All overhead costs are covered.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

This is the first year of a two year grant. When the grant ends, our participation will end. This is

tied to program offer 60067 MCSO Special Investigations Unit in the FY 11 Budget.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

FY 11 and FY 12. When the grant ends, our participation will end. There are quarterly progress and financial reports required which is handled by the program administrator and the Sheriff's Office's grant specialist.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 05

Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 10/6/2010

Sheriff Daniel Staton



10/6/2010

Budget Analyst: Christian Elkin

Date: _____

Department HR: _____

Date: _____

Countywide HR: _____

Date: _____

Budget Modification ID: **MCSO-05****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	60-50	32169	60067				SOENF.JAG.FY11	50180		(101,525)	(101,525)		IG-Direct State
2	60-50	32169	60067				SOENF.JAG.FY11	60110		38,800	38,800		Overtime
3	60-50	32169	60067				SOENF.JAG.FY11	60130		14,344	14,344		Salary-Related
4	60-50	32169	60067				SOENF.JAG.FY11	60140		4,074	4,074		Insurance
5	60-50	32169	60067				SOENF.JAG.FY11	60170		33,722	33,722		Professional Svcs
6	60-50	32169	60067				SOENF.JAG.FY11	60240		3,678	3,678		Supplies
7	60-50	32169	60067				SOENF.JAG.FY11	60350		1,608	1,608		Central Indirect
8	60-50	32169	60067				SOENF.JAG.FY11	60355		5,299	5,299		Dept Indirect
9										0			
10	60-20	1000		50		604020		50370		(5,299)	(5,299)		Dept Indirect
11	60-20	1000		50		604020		60240		5,299	5,299		Supplies
12										0			
13	19	1000		20		9500001000		50310		(1,608)	(1,608)		Indirect Revenue
14	19	1000		20		9500001000		60470		1,608	1,608		Contingency
15										0			
16	72-10	3500		20		705210		50316		(4,074)	(4,074)		Risk Fund
17	72-10	3500		20		705210		60330		4,074	4,074		Risk Fund
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



**MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST
BUDGET MODIFICATION**

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-3 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-3
Est. Start Time: 9:43 am
Date Submitted: 10/6/2010

BUDGET MODIFICATION: MCSO - 06

**BUDGET MODIFICATION # MCSO-06 appropriating \$50,009 from the US
Agenda Department of Justice, awarded under the FY 2010 BJA Anti-Human
Title: Trafficking Task Force Initiative Grant Program.**

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested
Meeting Date: Next Available **Amount of**
Time Needed: 5 minutes
Department: Sheriff's Office **Division:** Enforcement
Contact(s): Wanda Yantis, Fiscal Manager
Phone: 503-988-4455 **Ext.** 84455 **I/O Address:** 503/350
Presenter
Name(s) &
Title(s): Lieutenant Ned Walls and Fiscal Manager Wanda Yantis

General Information

1. What action are you requesting from the Board?

The Sheriff's Office requests approval of Budget Modification MCSO-06 to appropriate \$50,009 from the FY 10 Human Trafficking Task Force from the US Department of Justice.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The FY 2010 BJA Anti-Human Trafficking Task Force Initiative Grant Program total award amount is \$99,941. Of this amount, \$50,009 needs to be appropriated in FY 11 (March 1 – June 30, 2010) and the balance will be budgeted in FY 12 Adopted budget.

This is an extension of a current Anti-Human Trafficking Grant that the Sheriff's Office is participating in that would have ended on February 28th, 2010. For the last four months of this fiscal year, the continued funding from this grant will be used to fund law enforcement as part of the development and operation of human trafficking task forces, which are designed to pro-actively investigate human trafficking with the primary purposes of identifying and rescuing victims of all

**Budget Modification APR
Submit to Board Clerk**

forms of trafficking in persons and successfully prosecuting traffickers. This Bud Mod is tied to FY 11 Program Offer 60073 MCSO Human Trafficking Task Force.

3. Explain the fiscal impact (current year and ongoing)

This will increase the Enforcement Division's revenue by \$50,009 in the Fed/State Fund. The funds also cover the central and departmental indirect for administration of the funds.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

This will increase the Enforcement Division's revenue by \$50,009 in the Fed/State Fund. The CFDA number is 16.320.

- **What budgets are increased/decreased?**

-The Sheriff's Office will increase their Fed/State fund budget by \$50,009
-Increase Dept Indirect by \$2,610
-Increase Central Indirect by \$792
-Increase Risk Fund by \$6,792

- **What do the changes accomplish?**

This will increase the Enforcement Division's revenue by \$50,009 in the Fed/State Fund.

- **Do any personnel actions result from this budget modification? Explain.**

This will continue to fund the detective currently assigned to the Anti-Human Trafficking Task Force for the full year, and also for part of next fiscal year.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

All overhead costs are covered.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

This is one-time-only in nature. When the grant ends, other funding sources will be sought after, otherwise this position within this unit will no longer be funded.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

This grant covers 1 year. When the grant ends, other funding sources will be sought after, otherwise this position within this unit will no longer be funded. Requirements by this grant are as follows:
The recipient will submit quarterly financial status reports to OJP and semi-annual progress reports.

**Budget Modification APR
Submit to Board Clerk**

The recipient will also submit a final report at the end of this award documenting all relevant project activities during the entire period of support under this award.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 06

Required Signatures

**Elected Official or
Department/
Agency Director:**



Sheriff Daniel Staton

Date:

10/6/2010

Budget Analyst:



Christian Elkin

Date:

10/6/2010

Department HR:

Date:

Countywide HR:

Date:

**Budget Modification APR
Submit to Board Clerk**

Budget Modification ID: **MCSO-06****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	60-50	32185	60073				SOENF.HMNTRAF.FS	50170		(50,009)	(50,009)		IG-OP-Direct Fed
2	60-50	32185	60073				SOENF.HMNTRAF.FS	60000		23,958	23,958		Permanent
3	60-50	32185	60073				SOENF.HMNTRAF.FS	60130		8,857	8,857		Salary-Related
4	60-50	32185	60073				SOENF.HMNTRAF.FS	60140		6,792	6,792		Insurance
5	60-50	32185	60073				SOENF.HMNTRAF.FS	60170		7,000	7,000		Professional Services
6	60-50	32185	60073				SOENF.HMNTRAF.FS	60350		792	792		Central Indirect
7	60-50	32185	60073				SOENF.HMNTRAF.FS	60355		2,610	2,610		Dept. Indirect
8										0			
9	60-20	1000		50		604020		50370		(5,299)	(2,610)		Dept Indirect
10	60-20	1000		50		604020		60240		5,299	2,610		Supplies
11										0			
12	19	1000		20		9500001000		50310		(1,608)	(792)		Indirect Revenue
13	19	1000		20		9500001000		60470		1,608	792		Contingency
14										0			
15	72-10	3500		20		705210		50316		(4,074)	(6,792)		Risk Fund
16	72-10	3500		20		705210		60330		4,074	6,792		Risk Fund
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST BUDGET MODIFICATION

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-4 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-4
Est. Start Time: 9:46 am
Date Submitted: 10/6/2010

BUDGET MODIFICATION: MCSO - 03

BUDGET MODIFICATION # MCSO-03 appropriating \$126,557 from the State of Oregon, Oregon Department of Transportation (ODOT) for Inmate Work Crew Services.

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested Meeting Date: _____ Amount of Time Needed: 5 Minutes
Department: Sheriff's Office Division: Corrections Division
Contact(s): Wanda Yantis, Fiscal Manager
Phone: 503-988-4455 Ext. 84455 I/O Address: 503/350
Presenter Name(s) & Title(s): Captain Drew Brosh, Sgt. Tina Breiten and Wanda Yantis, Fiscal Manager

General Information

1. What action are you requesting from the Board?

The Sheriff's Office is requesting approval of Budget Modification MCSO-03 to appropriate \$126,557 in Justice Services Special Operations funds, from the State of Oregon, Oregon Department of Transportation (ODOT), to our Corrections Division budget for Inmate Work Crew services which would perform highway-related maintenance work in and around Multnomah County.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The State of Oregon, Oregon Dept. of Transportation (ODOT) requests that the Sheriff's Office's Inmate Work Crew perform highway-related maintenance and clean-up work in and around Multnomah County. This action affects Program Offer #60039 MCSO Inmate Work Crews.

3. Explain the fiscal impact (current year and ongoing)

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special

**Budget Modification APR
Submit to Board Clerk**

Operations Fund. All overhead costs are covered.

4. Explain any legal and/or policy issues involved.

Multnomah County Sheriff's Office has entered into an Intergovernmental Agreement with the State of Oregon as an Independent Contractor. Both parties must comply with the terms and conditions mutually agreeable to the contracting parties as stated in the contract.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special Ops Fund due to Inmate Work Crew services for ODOT. A CFDA number is not applicable.

- **What budgets are increased/decreased?**

-The Corrections Division will increase their Public Safety Special Ops budget by \$126,557

-Increase Dept Indirect by \$6,605

-Increase Central Indirect by \$2,005

-Increase Insurance by \$20,438

- **What do the changes accomplish?**

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special Ops Fund due to Inmate Work Crew services performed for ODOT.

- **Do any personnel actions result from this budget modification? Explain.**

This will add 1.00 Corrections Deputy FTE to run the Inmate Work Crew assigned for this contract.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

All overhead costs are covered.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The Intergovernmental Agreement signed by both Parties is perpetual. This Agreement may be terminated by mutual written consent of both Parties.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

N/A

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

Budget Modification APR
Submit to Board Clerk

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 03

Required Signatures

**Elected Official or
Department/
Agency Director:**



Sheriff Daniel Staton

Date: 10/6/2010



10/6/2010

Budget Analyst:

Christian Elkin

Date: _____

Department HR:

_____ **Date:** _____

Countywide HR:

_____ **Date:** _____

**Budget Modification APR
Submit to Board Clerk**

Budget Modification ID: **MCSO-03****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	60-30	1516	60039	50		601427		50236		(126,557)	(126,557)		IG-Charges for Services
2	60-30	1516	60039	50		601427		60000		71,233	71,233		Permanent
3	60-30	1516	60039	50		601427		60130		26,276	26,276		Salary-Related
4	60-30	1516	60039	50		601427		60140		20,438	20,438		Insurance
5	60-30	1516	60039	50		601427		60350		2,005	2,005		Central Indirect
6	60-30	1516	60039	50		601427		60355		6,605	6,605		Dept Indirect
7										0			
8	60-20	1000		50		604020		50370		(6,605)	(6,605)		Dept Indirect
9	60-20	1000		50		604020		60240		6,605	6,605		Supplies
10										0			
11	19	1000		20		9500001000		50310		(2,005)	(2,005)		Indirect Revenue
12	19	1000		20		9500001000		60470		2,005	2,005		Contingency
13										0			
14	72-10	3500		20		705210		50316		(20,438)	(20,438)		Risk Fund
15	72-10	3500		20		705210		60330		20,438	20,438		Risk Fund
16										0			
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST BUDGET MODIFICATION

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-5 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-5
Est. Start Time: 9:49 am
Date Submitted: 10/6/2010

BUDGET MODIFICATION: MCSO - 04

Agenda Title: BUDGET MODIFICATION # MCSO-04 appropriating \$126,557 from the City of Portland's Office of Transportation for Inmate Work Crew Services.

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested Meeting Date: Next Available **Amount of Time Needed:** 5 Minutes
Department: Sheriff's Office **Division:** Corrections Division
Contact(s): Wanda Yantis, Fiscal Manager
Phone: 503-988-4455 **Ext.** 84455 **I/O Address:** 503/350
Presenter Name(s) & Title(s): Captain Drew Brosh, Sgt. Tina Breiten and Wanda Yantis, Fiscal Manager

General Information

1. What action are you requesting from the Board?

The Sheriff's Office is requesting approval of Budget Modification MCSO-04 to appropriate \$126,557 in Justice Services Special Operations funds, from the City of Portland's Office of Transportation, to our Corrections Division budget for Inmate Work Crew services which would perform casual labor services in and around the City of Portland.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The City of Portland's Office of Transportation requests that the Sheriff's Office's Inmate Work Crew perform casual labor services in and around the City of Portland. This action affects Program Offer #60039 MCSO Inmate Work Crew Program Offer.

3. Explain the fiscal impact (current year and ongoing)

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special Ops Fund. All overhead costs are covered.

**Budget Modification APR
Submit to Board Clerk**

4. Explain any legal and/or policy issues involved.

Multnomah County Sheriff's Office has entered into an Intergovernmental Agreement with the City of Portland as an Independent Contractor. Both parties must comply with the terms and conditions mutually agreeable to the contracting parties as written out in the contract.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special Ops Fund due to Inmate Work Crew services for City of Portland's Office of Transportation. A CFDA number is not applicable.

- **What budgets are increased/decreased?**

-The Corrections Division will increase their Public Safety Special Ops budget by \$126,557

-Increase Dept Indirect by \$6,605

-Increase Central Indirect by \$2,005

-Increase Insurance by \$20,438

- **What do the changes accomplish?**

This will increase the Corrections Division's revenue by \$126,557 in the Justice Services Special Ops Fund due to Inmate Work Crew services performed for City of Portland's Office of Transportation.

- **Do any personnel actions result from this budget modification? Explain.**

This will add 1.00 Corrections Deputy FTE to run the Inmate Work Crew assigned for this contract.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

All overhead costs are covered.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The Intergovernmental Agreement signed by both Parties is perpetual. This Agreement may be terminated by mutual written consent of both Parties.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

N/A

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

**Budget Modification APR
Submit to Board Clerk**

ATTACHMENT B

BUDGET MODIFICATION: MCSO - 04

Required Signatures

**Elected Official or
Department/
Agency Director:**



Sheriff Daniel Staton

Date:

10/6/2010

Budget Analyst:



Christian Elkin

Date: 10/6/2010

Department HR:

Date: _____

Countywide HR:

Date: _____

**Budget Modification APR
Submit to Board Clerk**

Budget Modification ID: **MCSO-04****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element					
1	60-30	1516	60039	50		601427			(126,557)	(126,557)		IG-Charges for Services
2	60-30	1516	60039	50		601427			71,233	71,233		Permanent
3	60-30	1516	60039	50		601427			26,276	26,276		Salary-Related
4	60-30	1516	60039	50		601427			20,438	20,438		Insurance
5	60-30	1516	60039	50		601427			2,005	2,005		Central Indirect
6	60-30	1516	60039	50		601427			6,605	6,605		Dept Indirect
7									0			
8	60-20	1000		50		604020			(6,605)	(6,605)		Dept Indirect
9	60-20	1000		50		604020			6,605	6,605		Supplies
10									0			
11	19	1000		20		9500001000			(2,005)	(2,005)		Indirect Revenue
12	19	1000		20		9500001000			2,005	2,005		Contingency
13									0			
14	72-10	3500		20		705210			(20,438)	(20,438)		Risk Fund
15	72-10	3500		20		705210			20,438	20,438		Risk Fund
16									0			
17									0			
18									0			
19									0			
20									0			
21									0			
22									0			
23									0			
24									0			
25									0			
26									0			
27									0			
28									0			
29									0			
										0	0	Total - Page 1
										0	0	GRAND TOTAL



**MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST
BUDGET MODIFICATION**

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-6 DATE 10/14/2010
LYNDA GROW, BOARD CLERK (Signature)

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-6
Est. Start Time: 9:52 am

BUDGET MODIFICATION: DCHS11 - 04

Agenda **BUDGET MODIFICATION # DCHS11-04 - Increasing Mental Health and**
Title: **Addiction Services Division Federal/State Appropriation by \$25,000.**

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested
Meeting Date: Next Available **Amount of**
Time Needed: 5 minutes

Department: County Human Services **Division:** Mental Health & Addiction Services

Contact(s): Kathy Tinkle

Phone: 988-3691 **Ext.** 26858 **I/O Address:** 167/240

Presenter
Name(s) &
Title(s): Sandy Haffey, MHASD Program Manager

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS11-04, which will increase Mental Health and Addiction Services Division's (MHASD) Federal/State appropriation by \$25,000 and increase the division total FTE by a net of 0.60FTE Mental Health Consultants. The additional funding is from the State Mental Health Grant (SMHG) Local Administration (LA) funds, and is being provided to partially fund the additional FTE for the oversight of state supported housing facilities.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This impacts program offer #25060 – Mental Health Residential Services which facilitates referrals, screening and placement for individuals with severe mental illnesses that require care in a 24-hour-a-day setting, and transitional housing for individuals who require assistance obtaining permanent housing while addressing their mental health needs. The State of Oregon's Addictions and Mental Health Division has provided the county with additional Local Administration (LA) funding

**Budget Modification APR
Submit to Board Clerk**

(\$25,000) to partially cover an additional a 0.80 FTE Residential Specialist position, which will provide oversight to the supported housing facilities. Additionally, the division is re-aligning current funding (\$47,633) to fully fund the new position. This position has been approved by Central Human Resources Class Comp, classification request #1596.

3. Explain the fiscal impact (current year and ongoing)

MHASD SMHG LA allotment is increasing by an additional \$25,000 in ongoing dollars to assist in funding this position (see amendment #45 of the State mental Health Grant). Also, the division is re-aligning a portion of Oregon Health Plan (OHP)/Verity funding, (\$27,235) from contracted services that have yet to be contracted to a specific vendor, to personnel. This is due to the estimated number of ongoing Verity enrolled clients being served through this program. The remaining funding for this position will come from the reduction of position #712208 (Mental Health Consultant) from 1.00 FTE to 0.80 and will be on-going in nature.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

The Fed/State fund will increase by \$25,000. CFDA number – N/A

- **What budgets are increased/decreased?**

Program Offer #25060 – Residential Services revenue is increased by \$52,235. Personnel expenses are increased by \$51,780, Central Indirect will increase by \$455.

Program Offer #25062 - Mental Health Services for Adults will decrease by \$27,235. Pass-thru will decrease by \$26,780 and Central Indirect will decrease by \$455. No clients will be affected as these pass thru services have yet to be contracted with a specific vendor.

- **What do the changes accomplish?**

Increases MHASD's Residential Services Fed/State SMHG funding and creates a new 0.80 FTE Residential Specialist position to oversee State funded supported housing facilities. Creation of the position increases MHASD knowledge and involvement in the operation community supported housing.

- **Do any personnel actions result from this budget modification? Explain.**

Yes, the addition of a 0.80 Mental Health Consultant in Program Offer #25060 Residential Services and the reduction of a currently filled 1.00 FTE Mental Health Consultant (position # 712208), in the same program offer to a 0.80 FTE. Position # 712208 is currently funded with Local Administration dollars. The net FTE increase for Program Offer #25060 is 0.60 FTE.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

The Local Administration dollars are not applicable for indirect charges per our agreement with the State. However, the central indirect (1.70%) charge applies to the Behavioral Health Management fund (Verity). The net effect on central indirect for this budget modification is zero.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

Both the funding and the function are on-going.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

Grant period for the Local Administration funds is July 2009 – June 2011. Behavioral Health/Verity funds are provided monthly by population/coverage group of Verity eligible clients.

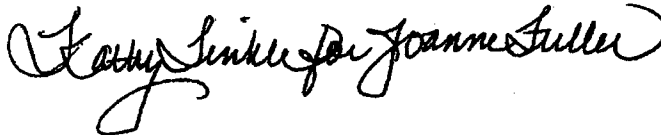
NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: DCHS11-04

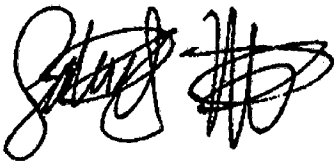
Required Signatures

Elected Official
or Department/
Agency
Director:



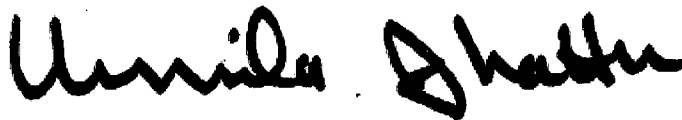
Date: 10/04/10

Budget Analyst:




Date: 10/5/10

Department
HR:



Date: 10/4/10

Countywide
HR:



Date: October 4,
2010

Budget Modification APR
Submit to Board Clerk

Budget Modification ID: **DCHS11-04****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: **2011**

Line No.	Fund Center	Fund Code	Program #	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
						Cost Center	WBS Element						
1	20-80	80001	25060	40			MA SN MC RES LA	50190	(323,746)	(348,746)	(25,000)		IG-OP-Fed thru State
2	20-80	80001	25060	40			MA SN MC RES LA	60000	191,265	206,019	14,754		Permanent
3	20-80	80001	25060	40			MA SN MC RES LA	60130	60,038	65,176	5,138		Salary Related Expns
4	20-80	80001	25060	40			MA SN MC RES LA	60140	60,183	65,291	5,108		Insurance Benefits
5													
6	20-80	3002	25060	0520			MA SN MC RES XIX	50190	0	(27,235)	(27,235)		IG-OP-Fed thru State
7	20-80	3002	25060	0520			MA SN MC RES XIX	60000	0	16,390	16,390		Permanent
8	20-80	3002	25060	0520			MA SN MC RES XIX	60130	0	5,308	5,308		Salary Related Expns
9	20-80	3002	25060	0520			MA SN MC RES XIX	60140	0	5,082	5,082		Insurance Benefits
10	20-80	3002	25060	0520			MA SN MC RES XIX	60350		455	455		Central Indirect
11										0			
12	20-80	3002	25062	0520			MA SC PP AD XIX	50190	(16,050,781)	(16,023,546)	27,235		IG-OP-Fed thru State
13	20-80	3002	25062	0520			MA SC PP AD XIX	60160	16,603,888	16,577,108	(26,780)		Pass Thru
14	20-80	3002	25062	0520			MA SC PP AD XIX	60350	277,474	277,019	(455)		Central Indirect
15										0			
16	72-55	3500		0020		705210		50316		(10,190)	(10,190)		Svc Reim F/S to Risk
17	72-55	3500		0020		705210		60330		10,190	10,190		Claims Paid
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



**MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST
BUDGET MODIFICATION**

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-7 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010

Agenda Item #: R-7

Est. Start Time: 9:56 am

BUDGET MODIFICATION: DCHS11-10

**BUDGET MODIFICATION #DCHS11-10 Increasing Mental Health and Addiction
Agenda Services Division Federal/State Appropriation by \$26,025 and adds 0.5 FTE Mental
Title: Health Consultant.**

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested Meeting Date: Next Available Amount of Time Needed: 5 minutes
Department: County Human Services Division: Mental Health and
Addiction Services
Contact(s): Kathy Tinkle
Phone: 988-3691 Ext. 26858 I/O Address: 167/240
Presenter Name(s) & Title(s): Godwin Nwerem, MHASD Program Manager

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS11-10, which will increase the Mental Health and Addiction Service Division federal/state appropriation by \$26,025. This increase will be used for the addition of a 0.50 FTE Mental Health Consultant in School Based Mental Health Services.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Program Offer #25075 – School Based Mental Health Services is an essential component of the mental health system of care for children and families. This program currently serves approximately 924 children and teens with serious mental health disorders in over 88 school settings, throughout the county, by utilizing mental health professionals to provide culturally competent, family focused, evidence based treatment. Children and teens receive service that decreases the risk of hospitalization or other restrictive and costly services. Approval of the requested budget modification would authorize the new revenue of \$26,025 and add 0.5 FTE Mental Health Consultant as approved by Class/Comp.

**Budget Modification APR
Submit to Board Clerk**

The new position would increase the number of students served who need to receive comprehensive mental health services in their natural school environment. The increased staffing is expected to serve approximately 75 additional children and teens with serious mental health disorders annually. This increase of .50FTE Mental Health Consultant in program offer #25075 School Based Mental Health Services is being funded by \$26,025 of new revenue from Roosevelt High School and by re-prioritizing \$14,002 funding of the State Mental Health Grant (SMHG), Service Element (SE) 22, Child & Adolescent Mental Health Services, from program offer # 25067 – Community Based Mental Health Services for Children & Families.

3. Explain the fiscal impact (current year and ongoing)

DCHS will re-prioritize \$14,002 of pass-thru State Mental Health Grant funding from program offer #25067 - Community Based Mental Health Services for Children & Families that is available but has not been allocated to a specific vendor. This funding will be combined with the additional new ongoing revenue from Roosevelt High School to fund this new 0.50 FTE Mental Health Consultant for this fiscal year and ongoing in program offer #25075 – School Based Mental Health Services.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

Mental Health and Addiction Services Division's Fed/State fund will increase by \$26,025 in program offer # 25075.

- **What budgets are increased/decreased?**

Program offer #25075 – School Based Mental Health Services will increase by \$40,027. Personnel cost associated with SMHG SE 22 will increase by \$14,002; Personnel cost associated with Roosevelt H.S. revenue will increase by \$26,025, total personnel expense will increase by \$40,027.

Program Offer #25067 – Community Based Mental Health Services for Children & Families, SMHG SE 22, will reduce by 14,002 in pass-thru expense.

- **What do the changes accomplish?**

Program Offer # 25075 – School Based Mental Health Services will increase by 0.50 FTE.

Program Offer # 25067 – Community Based Mental Health Services for Children & Families pass-thru expense will be reduced by \$14,002 with no impact to current service providers.

- **Do any personnel actions result from this budget modification? Explain.**

Yes, the approval of this budget modification will result in the addition of a 0.50 FTE Mental Health Consultant to Program offer #25075 – School Based Mental Health Services as determined by Class/Comp.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

N/A – Per the Intergovernmental agreement; these funding sources do not allow indirect charges.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

This revenue is not one-time only and is expected to be continued in FY12.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

N/A

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: DCHS11-10

Required Signatures

**Elected
Official or
Department/
Agency
Director:**

Handwritten signature: Kathy Linker for Joanne Fuller

Date: 10/01/10

Handwritten signature: [Illegible]

10/4/2010

Budget Analyst:

Handwritten signature: Umida Shadrin

Date: _____

**Department
HR:**

Handwritten signature: Joe E. Doi

Date: 10/4/10

October 4,
2010

**Countywide
HR:**

Date: _____

**Budget Modification APR
Submit to Board Clerk**

Budget Modification ID: **DCHS11-10****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	20-80	32428	25075	40			MA SC SMHP ROOS	50200	0	(26,025)	(26,025)		IG-OP Other
2	20-80	32428	25075	40			MA SC SMHP ROOS	60000	0	16,026	16,026		Permanent
3	20-80	32428	25075	40			MA SC SMHP ROOS	60130	0	5,207	5,207		Salary Related
4	20-80	32428	25075	40			MA SC SMHP ROOS	60140	0	4,792	4,792		Insurance
5													
6	20-80	82022	25075	40			MA SC SMHP 22	50190	(575,176)	(589,178)	(14,002)		IG-OP Fed Thru State
7	20-80	82022	25075	40			MA SC SMHP 22	60000	355,360	362,268	6,908		Permanent
8	20-80	82022	25075	40			MA SC SMHP 22	60130	111,381	113,450	2,069		Salary Related
9	20-80	82022	25075	40			MA SC SMHP 22	60140	102,838	107,863	5,025		Insurance
10										0			
11	20-80	82022	25067	40			MA SC PP CH 22	50190	(259,851)	(245,849)	14,002		IG-OP Fed Thru State
12	20-80	82022	25067	40			MA SC PP CH 22	60160	259,851	245,849	(14,002)		Pass-thru
13													
14										0			
15	72-10	3500		20		705210		50316		(9,817)	(9,817)		Svc Reim F/S to Risk
16	72-10	3500		20		705210		60330		9,817	9,817		Claims Paid
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-8 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-8
Est. Start Time: 10:00 am

Agenda Title: **Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>20 Minutes</u>
Department:	<u>Non-Departmental</u>	Division:	<u>Commissioner Kafoury</u>
Contact(s):	<u>Aaron Ridings, District 1</u>		
Phone:	<u>503-988-5220</u>	Ext.	<u>85220</u>
Presenter Name(s) & Title(s):	<u>I/O Address: <u>503/6</u></u>		
	<u>Cathy Kaufman, Director, Healthy Kids, and invited guests.</u>		

General Information

1. What action are you requesting from the Board?

Proclaim October 14, 2010, Healthy Kids Day in Multnomah County, Oregon

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Children who have medical coverage are more likely to thrive. Currently, we face higher rates of childhood obesity, infant mortality and other negative outcomes that can be addressed by providing access to affordable insurance.

Healthy Kids is free or low-cost health care coverage for Oregon children who don't have health insurance. Even kids with current health conditions can enroll. Coverage lasts for at least one full year and can be longer so long as the child is still eligible. Enrollment in Healthy Kids is based on a family's income and there are three health coverage options: no-cost, low-cost and affordable. 30,000 kids out of an estimated 65,000 eligible Oregonians have enrolled in the program.

For more information visit: <http://www.oregon.gov/DHS/healthykids/>

3. Explain the fiscal impact (current year and ongoing).

Program #1011B in the FY 10-11 Adopted Budget is a one time only investment of general fund

**Agenda Placement Request
Submit to Board Clerk**

dollars that includes support for outreach teams to enroll residents in the Healthy Kids Program.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

Multnomah County staff will provide information and reach out to the community to enroll as many uninsured children as possible.

Required Signature

**Elected Official or
Department/
Agency Director:**

Deborah Kopyny

Date: 10/05/2010

**Agenda Placement Request
Submit to Board Clerk**

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

PROCLAMATION NO. ____

Proclaiming October 14, 2010, Healthy Kids Day in Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Healthy Kids is a new program that provides health coverage for uninsured Oregon children and teens.
- b. Even middle income families qualify for low-cost health coverage.
- c. Healthy Kids covers all the health care kids need: doctor visits, dental, vision, mental and behavioral health care, hospitalizations, prescriptions and more.
- d. Applications are available at the East County Clinic, Mid-County Clinic, Southeast Health Center, Northeast Health Center, La Clinica de Buena Salud, Westside Health Clinic, and School-based Health Centers.
- e. The County continues to expand its efforts to enroll as many children as possible.

The Multnomah County Board of Commissioners Proclaims:

Thursday, October 14th, as Healthy Kids Day in Multnomah County, Oregon.

ADOPTED this 14th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, County Chair

Deborah Kafoury
Commissioner District 1

Barbara Willer
Commissioner District 2

Judy Shiprack
Commissioner District 3

Diane McKeel
Commissioner District 4

SUBMITTED BY:
Commissioner Deborah Kafoury, District 1



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST
(revised 12/31/09)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-9 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-9
Est. Start Time: 10:20 am

Agenda Title:	Second Reading of an Ordinance Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and adopting a Resolution appointing members.
----------------------	---

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14th, 2010</u>	Amount of Time Needed:	<u>20 minutes</u>
Department:	<u>Non-Departmental</u>	Division:	<u>Chair's Office</u>
Contact(s):	<u>Warren Fish</u>		
Phone:	<u>503.988.5882</u>	Ext.	<u>x85882</u>
I/O Address:	<u>503/6</u>		
Presenter(s):	<u>Kat West, Warren Fish, Justin Yuen, Kent Snyder, Angus Duncan, and other new members of the Advisory Committee on Sustainability and Innovation (ACSI)</u>		

General Information

1. What action are you requesting from the Board?

Approval of a second reading of an ordinance creating a new advisory committee on sustainability and innovation, AND approval of a resolution appointing members. Note that the ordinance also terminates an Intergovernmental Agreement with the City of Portland, Dissolves the Sustainable Development Commission (SDC), Repeals Special Ordinance 972 and Amends MCC Chapter 3 to establish the Advisory Committee on Sustainability and Innovation

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Given that the joint City/County Sustainable Development Commission was recently wound down, and given that the Chair and Board wish to continue having a citizen advisory committee to harness community expertise in sustainability and innovation, it was necessary to go through the formal process of creating a new advisory body to be known as the ACSI. By resolution, members are being named to staggered membership terms.

3. Explain the fiscal impact (current year and ongoing).

None.

4. Explain any legal and/or policy issues involved.

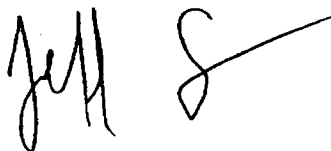
None.

5. Explain any citizen and/or other government participation that has or will take place.

Volunteer members will drive the ACSI. Their time commitment and interest make possible a cross-flow of ideas and energy between the community and county government. Multnomah County and the City of Portland have mutually agreed to dissolve the old Sustainable Development Commission and replace its functions at the jurisdiction level. Multnomah County and the City of Portland will continue to work collaboratively on sustainability issues, including implementation of the jointly adopted Multnomah County/City of Portland Climate Action Plan. Staff support and partnership between jurisdictions will continue as we work together to move our region into a more sustainable future. County sustainability staff will support the ACSI; the ACSI will provide policy analysis for and issue periodic reports to the Board of County Commissioners.

Required Signature

**Elected Official or
Department/
Agency Director:**

A handwritten signature in black ink, appearing to be "Jill S", written over a horizontal line.

Date:

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 2010-

Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation

The Multnomah County Board of Commissioners Finds:

- a. On January 24, 2002, pursuant to ORS 190.085, the Multnomah County Board of Commissioners (Board) enacted Special Ordinance 972 ratifying an Intergovernmental Agreement (IGA) between Multnomah County and the City of Portland (the Jurisdictions) to form an intergovernmental entity known as the "Sustainable Development Commission" (Commission).
- b. The purpose of the Commission was to promote sustainable policies and actions and advise and represent the Jurisdictions for regional, state or national sustainability policy matters.
- c. The City has broadened the charge of its Planning Commission to include sustainability, and the County has created its own Office of Sustainability. There is no longer a specific reason to keep the IGA in place and the Jurisdictions are in agreement that the Commission should be dissolved.
- d. Due to the agreed dissolution of the Commission and other necessary actions taken to terminate the IGA, Special Ordinance 972 is no longer necessary.
- e. The Board wishes to have a county advisory committee to help harness community expertise in sustainability and drive innovation by bringing new ideas and best practices to the County.

Multnomah County Ordains as follows:

Section 1. As mutually agreed, the IGA is terminated and the Sustainable Development Commission is dissolved, and Special Ordinance 972 is repealed.

Section 2. MCC Chapter 3 is amended to add the following subchapter establishing the Advisory Committee on Sustainability and Innovation.

§3.450* ADVISORY COMMITTEE ON SUSTAINABILITY AND INNOVATION.

§3.455 Advisory Committee Established.

The Advisory Committee on Sustainability and Innovation is established to advise the Board and Office of Sustainability on issues regarding sustainability and innovation.

§3.460 Duties.

(A) Evaluate and analyze current and future plans and practices related to sustainability, and offer strategic direction related to energy efficiency, carbon emissions, pollution, transportation, and public outreach and education.

(B) Evaluate and recommend innovative technology and practices.

(C) Review progress and recommend updates on sustainability plans and practices to the Board.

(D) Adopt rules consistent with this code and all state and federal laws for its operation.

§3.465 Membership.

(A) The Advisory Committee is composed of a minimum of 7 and a maximum of 13 members appointed by the Chair upon the approval of the Board.

(B) The Advisory Committee represents citizens of Multnomah County interested in sustainability issues from diverse geographical and occupational interests. County employees and employees of any organization contracting with the county or bidding on county contracts are not eligible for membership.

(C) Each member is appointed for a term of two years, except the Chair retains discretion to stagger terms of appointment as necessary to ensure rotating terms. No member may serve more than two consecutive terms.

§3.470 Staff.

The County Office of Sustainability provides technical and clerical support to the Advisory Committee.

FIRST READING: _____

SECOND READING AND ADOPTION: _____

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

HENRY LAZENBY, JR., COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Bernadette D. Nunley, Assistant County Attorney

SUBMITTED BY:
Jeff Cogen, Chair of the Board of Commissioners

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Appointing Members to the Multnomah County Advisory Committee on Sustainability and Innovation (ACSI)

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County is a recognized leader in promoting a healthy, prosperous and resilient community, the hallmarks of sustainability.
- b. The individuals who live and work within Multnomah County possess a wealth of knowledge on sustainability and innovation from which the County can benefit.
- c. Multnomah County has adopted a far-reaching Climate Action Plan aimed at dramatically reducing our greenhouse gas emissions, waste and energy use.
- d. By harnessing the incredible talent and energy of our community, Multnomah County hopes to lead the way forward for Oregon and the nation on climate change mitigation and the numerous environmental and human challenges facing us today.
- e. The Multnomah County Chair, Commissioners and staff received outstanding policy and implementation recommendations from the Sustainable Development Commission, a joint City of Portland/Multnomah County citizen advisory committee which was recently disbanded.
- f. On October 14th, 2010 the Board of County Commissioners is adopting an ordinance establishing the Advisory Committee on Sustainability and Innovation (ACSI).
- g. Per the ordinance establishing the ACSI, the Chair will appoint individuals to ACSI who live or work within Multnomah County and who possess expertise in areas of environmental protection, sustainable development, or social equity.
- h. The full Board of County Commissioners approves advisory committee appointments made by the Chair.
- i. The Chair appoints the following individuals to the newly formed Advisory Committee on Sustainability and Innovation:
Jennifer Allen, Marcelo Bonta, David Brook, Jinn-Yu Brunk,
Leslie Carlson, Sattie Clark, Angus Duncan, David Forman,
Eric Lemelson, Maggie Long, Kent Snyder, Mark White,
and Justin Yuen.

The Multnomah County Board of Commissioners Resolves:

1. The Board of County Commissioners appoints the following individuals for one year terms to ACSI beginning November 1st, 2010: Jennifer Allen, Marcelo Bonta, David Forman, Maggie Long, Kent Snyder, and Mark White.
2. The Board of County Commissioners appoints the following individuals for two year terms to ACSI beginning November 1st, 2010: David Brook, Jinn-Yu Brunk, Leslie Carlson, Sattie Clark, Angus Duncan, Eric Lemelson, and Justin Yuen.
3. The Office of Sustainability will staff ACSI and act to facilitate ACSI's role to provide advice, advocacy, and recommendations to Multnomah County.

ADOPTED this 14th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

HENRY H. LAZENBY, JR., COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____

SUBMITTED BY:
Chair Jeff Cogen



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-10 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-10
Est. Start Time: 10:40 am

Agenda Title: Resolution Establishing A Policy For Acquisition Of Real Property For Transportation Projects

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>10 Min.</u>
Department:	<u>Community Services</u>	Division:	<u>Road Services</u>
Contact(s):	<u>Kim Peoples</u>		
Phone:	<u>503-988-5050</u>	Ext.	<u>26797</u>
Presenter Name(s) & Title(s):	<u>Brian Vincent & Kim Peoples</u>		
I/O Address:	<u>425/2/206</u>		

General Information

1. What action are you requesting from the Board?

Adopt Resolution establishing a policy for the acquisition of real property for Transportation Projects.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Transportation Capital projects often need to acquire additional right-of-way from adjacent property owners. The right-of-way acquisition process is highly prescribed by federal and state law. Currently, County Transportation utilizes a compressed process to inform the Board of project specific right-of-way needs and simultaneously request authorization to initiate right-of-way acquisition by gathering appraisals of impacted properties, commence good faith negotiations and, in the event negotiations are not successful, initiate eminent domain proceedings. Accordingly, there has been interest expressed by Board members that there be additional public notice opportunities of potential impacts to property interests and additional Board involvement prior to the decision to initiate eminent domain proceedings.

Agenda Placement Request
Submit to Board Clerk

Staff is seeking to bifurcate the current process by creating two separate steps of Board authorization. The first step will require the Board to authorize initiation of appraisal work and the commencement of good faith negotiations. Step two will be triggered only if good faith negotiations are not succeeding expeditiously as anticipated and because of time constraints condemnation would be the only viable option in order for the acquisition to move forward.

The proposed process revision will also incorporate identification of projects in the Transportation Capital Improvement Plan (TCIP) that may have right-of-way acquisition components. This will provide early notice opportunity to the public of potential impacts to real property associated with proposed Capital projects. Additionally, prior to project start-up, staff will brief the Board with the intent to inform the Board that preliminary project initiation (planning and design) is imminent.

Staff is contemplating a Board Resolution directing staff to memorialize the revised process through the adoption of a new Administrative Procedure. The Administrative Procedure will direct Staff to provide additional early notice of contemplated right-of-way needs to the public and the Board. It also requires staff to seek separate Board authorization to initiate eminent domain proceedings if good faith negotiations are not succeeding and there is no alternative available to keep the project moving.

The fundamental understanding and principle of the proposed Resolution, Administrative Procedure and TCIP is that Capital Improvement Projects will be designed to create the least private harm, and the greatest public benefit, and that only property which is necessary for the construction, maintenance, operation and repair of Transportation infrastructure will be acquired.

3. Explain the fiscal impact (current year and ongoing).

None

4. Explain any legal and/or policy issues involved.

It is important to consider that in the event that good faith negotiations are unsuccessful and the use of eminent domain authority is not exercised the project will be unable to continue. The failure of the project to advance may create legal liability to the County with respect to property owners whose properties are potentially impacted by a given project. For example, on a capital improvement project with a need for acquisition of multiple parcels, it is important to recognize that the project requires "all or none" of the property interests identified. A single property acquisition where negotiations are not advancing could affect the other pending negotiations/acquisitions for the project. The exercise of the eminent domain authority in this situation is a justified tool to obtain the property needed for the project.

5. Explain any citizen and/or other government participation that has or will take place.

The proposed process revision will incorporate identification of projects in the Transportation Capital Improvement Plan that may have right-of-way acquisition

components. This will provide early notice opportunity to the public of potential impacts to real property associated with proposed Capital projects. Additionally, prior to project start-up, staff will brief the Board with the intent to inform the Board that preliminary project feasibility is imminent. Property owners in the project area will be notified of imminent project feasibility. Upon Board authorization to proceed impacted property owners will be notified and appraisals and good faith negotiations will commence.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 9/28/10

**Agenda Placement Request
Submit to Board Clerk**

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing A Policy For Acquisition Of Real Property For Transportation Projects

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County's Department of Community Services, through its Land Use and Transportation Program (LUTP), is responsible for the design and delivery of the County's Transportation Capital Improvement Projects (Projects) within the County Transportation System comprising of roads and bridges.
- b. It is the Board's policy to maintain its authority to review and approve the Projects to insure consistency with departmental budgets, the Transportation Capital Improvement Plan (TCIP) and overall County policies and strategies.
- c. Biennially, LUTP staff present the Transportation Capital Improvement Plan (TCIP) to the Board. The TCIP identifies and establishes specific Projects and projected completion timelines.
- d. The Projects are required by law to be planned, designed and located in a manner that is most compatible with the least private injury and the greatest public good, but frequently require the acquisition of privately owned property interests.
- e. Historically, through its eminent domain authority, the County has acquired only the real property interests necessary for the construction, maintenance, operation, repair or replacement of transportation infrastructure.
- f. The right-of-way acquisition process is highly prescribed by federal and state law. Currently, LUTP utilizes a compressed process to inform the Board of project specific right-of-way needs and simultaneously request authorization to initiate right-of-way acquisition.
- g. The Board wishes to be better informed and have greater oversight on Projects when property acquisition is contemplated and to expand public notice regarding the potential impact to property interests.
- h. There is a need to develop a County transportation project Administrative Procedure to conform to revised project planning process improvements.

The Multnomah County Board of Commissioners Resolves:

1. LUTP will develop a new Administrative Procedure for approval by the Chair that explains the property acquisition needs of projects in the TCIP, including an expansion of opportunities for public notice and comment.
2. On Projects for which the County will need to acquire property interests, the acquisition must be conducted in a manner consistent with all applicable federal and state laws and regulations including, but not limited to, the notice requirements to affected property owners.
3. The Administrative Procedure will include a procedure allowing for up to two hearings before the Board for consideration of any LUTP adopted capital improvement project where a need to acquire property interests is identified.
 - a) At the first hearing before the Board, LUTP will explain and describe the specific property interests to be acquired and seek authorization to proceed with appraisals and good faith property acquisition negotiations.
 - b) A second hearing will be required before the Board if good faith negotiations are not succeeding as expeditiously as necessary and LUTP will seek further direction from the Board for proceeding including, but not limited to, authorization to exercise the use of eminent domain authority.
4. In an emergency situation, where time is of the essence as provided for under ORS 35.346 and ORS 35.350, compliance with the Administrative Procedure will not be required.

ADOPTED this 14th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED: HENRY LAZENBY, JR., COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
M. Cecilia Johnson, Director, Community Services

Misc. Contracts & Agreements
Agreement No. 26226

Oregon Department of Transportation
LOCAL AGENCY CERTIFICATION PROGRAM AGREEMENT
Multnomah County

THIS AGREEMENT is made and entered into by and between THE STATE OF OREGON, acting by and through its Department of Transportation, hereinafter referred to as "State"; and Multnomah County, acting by and through its elected officials, hereinafter referred to as "County," collectively referred to as "Parties."

RECITALS

1. By the authority granted in Oregon Revised Statutes (ORS) 190.110 and 283.110, state agencies may enter into agreements with units of local government or other state agencies for the performance of any or all functions and activities that a party to the agreement, its officers or agents, have the authority to perform.
2. Under the authority of Section 106 of Title 23 USC, and as explained in the 1999 Stewardship Plan between State and the Federal Highway Administration (FHWA), State, in a letter dated November 17, 1992, notified FHWA of its decision to request State's exemption from required FHWA review and approval of Plans, Specifications and Estimates (PS&E) for all non-National Highway System (NHS) projects, regardless of size. By the authority granted in the Stewardship Plan, State can delegate authority for approvals on PS&E on local agency projects, but cannot delegate its responsibility. State remains responsible for ensuring that all federal requirements are met.
3. State, pursuant to authority under Section 106 of Title 23 USC and in accordance with the 1999 Stewardship Plan, in a letter to FHWA dated December 27, 2004, requested FHWA to allow State to continue developing, defining and implementing the Certification Program. FHWA, in a letter to State dated December 29, 2004, concurred with State's request to proceed with Certification.
4. The Certification Program allows State to certify a local agency's procedures and delegates authority to the certified local agency to administer federal-aid projects that are not on the NHS.

NOW THEREFORE, the premises being in general as stated in the foregoing Recitals, it is agreed by and between the parties hereto as follows:

TERMS OF AGREEMENT

As used in this Agreement, abbreviations shall mean as follows:

AASHTO	American Association of State Highway and Transportation Officials
ADA	Americans with Disabilities Act
AKA	Also Known As
BDDM	Bridge Design and Drafting Manual
BOLI	Oregon State Bureau of Labor and Industries
CFR	Code of Federal Regulations
DBE	Disadvantaged Business Enterprise
DOJ	Department of Justice
DOT	Department of Transportation
EEO	Equal Employment Opportunity
FAPG	Federal-Aid Policy Guide
FHWA	Federal Highway Administration
ISTEA	Intermodal Surface Transportation Efficiency Act
LAG	Local Agency Guidelines (Manual)
MPO	Metropolitan Planning Organization
MUTCD	Manual on Uniform Traffic Control Devices
NHS	National Highway System
OJT	On-the-Job Training
OMB	Office of Management and Budget
ORS	Oregon Revised Statutes
PS&E	Plans, Specifications and Estimates (includes schedule)
PTESC	Professional, Technical and Expert Services Contracts (This term, for the purpose of this Agreement, shall be synonymous with State's term "personal services contracts")
STIP	State Transportation Improvement Program
USC	United States Code
USDOT	United States Department of Transportation

Certification

1. County is currently pursuing certification in: consultant selection; design; bridge design, advertising, bid and award; and construction contract administration. As a result, this Agreement grants authority to County, for those test projects identified under Paragraph three (3) of this Section, to select consultants, design, design bridges, advertise, bid and award, make contractor payments, provide construction contract administration, and ensure a construction quality assurance/quality control program for County's federal-aid non NHS projects. State shall retain responsibility for all environmental review, permitting, agreements or approvals that are necessary as a

Multnomah County/ODOT
Agreement No. 26226

result of the federal action. State shall administer on behalf of County, State's Civil Rights plan including the Disadvantaged Business Enterprise (DBE) program, Equal Employment Opportunity (EEO) program, and On-The-Job Training (OJT)/APPRENTICESHIP program. Professional, Technical and Expert Services Contracts (PTESC) shall conform to FHWA requirements and all requirements outlined under the subtitle "Professional, Technical and Expert Services Contracts" shown below in this Agreement.

2. County understands and agrees that only through the County's Land Use and Transportation Program (LUTP), a division of the County's Department of Community Services; has the County met all certification criteria and that full certification is conditioned upon County's successful completion of test projects and written approval from State. County also understands and agrees that while federal-aid projects may originate from one or more of County's other divisions or departments, only LUTP shall provide quality control, oversight and all such federal-aid projects and ensure that rules, regulations, and processes outlined in this Agreement are followed; and LUTP's approval shall be obtained prior to any further County action through its Board of Commissioners or other appropriate County officials to authorize or approve any such federal aid project.
3. County understands and agrees that it must successfully perform two (2) to four (4) test projects, which may be select project phases, and until successful, retain conditional local agency certification status. State will conduct performance measurement and quality assurance reviews during all phases of the test projects. At the conclusion of the second test project and each subsequent test project, an assessment will be made by County and State to determine whether or not County should proceed to full Certified status or continue with another test project. Upon successful completion of the test projects and written approval by State, County shall be fully certified to administer future federal-aid projects that are not on the NHS in accordance with this Agreement.
4. State retains its responsibility to FHWA for the administration of all federal-aid projects. If requested by County, or if deemed necessary by State in order to meet its obligations to FHWA, State will act for County in other matters pertaining to projects. Prior to taking such action, State will confer with County concerning actions necessary to meet federal obligations.
5. State and County shall each assign a liaison to coordinate activities under this Agreement and assure that the interests of both parties are considered during all phases of any projects. State's Regional Local Agency Liaison shall provide program advice and support as needed throughout all projects.

Multnomah County/ODOT
Agreement No. 26226

6. County understands and agrees that final approval for full Certified status is conducted through the State's Local Government Section Team Lead or equivalent in conjunction with State's Region Manager and may be rescinded at any time upon County's request or if, in the opinion of the State's Local Government Section Team Lead or equivalent and State's Region Manager, it is necessary to do so. The rescission may be applied to all or part of the programs or projects approved under the Certification Program.
7. State shall conduct random oversight reviews on County's Certification Program and projects through the State's Local Government Section at least once every two (2) years after County has been awarded full Certified status. State may, at any time, initiate a formal audit by State's Internal Services Section, Financial Services, or any other auditor using professional auditing standards of a federal-aid project.
8. The terms of this Agreement shall begin on the date all required signatures are obtained and shall terminate twenty (20) years following the date all required signatures are obtained, unless extended by a fully executed amendment. The Agreement may also be terminated upon County's or State's written request pursuant to the termination section of this Agreement.

Program Administration

1. Projects must be consistent with the Regional Transportation Plan and appear in the Metropolitan Planning Organization's (MPO) Transportation Improvement Program and the State Transportation Improvement Program (STIP) if the projects receive federal funding through Title 23 Code of Federal Regulations (CFR).

Project Funding Request

1. County shall submit a separate agreement to State for each project, hereinafter referred to as "Supplemental Project Agreement." The Supplemental Project Agreement will be signed by both County and State before any federal-aid project work begins. At least one of County's approval authorities, as identified on Page 27, Paragraph 2, is required to sign the Supplemental Project Agreement. The Supplemental Project Agreement will, at a minimum, cover specific project details including project name, County's project manager's title or designee, description of work, areas of potential environmental impact, schedule, and funding sources. The Supplemental Project Agreement shall include services to be provided by State, County, or others. The Supplemental Project Agreement must include a clause that will allow County and State to enter onto each other's property, if such access will be needed for the performance a particular project. State considers County a sub-recipient of the federal funds received under the Supplemental Project Agreement.

Multnomah County/ODOT
Agreement No. 26226

2. State shall submit a separate written project funding request to FHWA requesting approval of federal-aid participation for each project phase including 1) Program Development (Planning) 2) Preliminary Engineering (National Environmental Policy Act - NEPA, Permitting and Project Design 3) Right of Way Acquisition, 4) Utilities 5) Construction Advertising, Bid and Award, and 6) Construction. No work shall proceed on any activity in which federal-aid participation is desired until such approval for each corresponding phase has been obtained. State shall notify County in writing when authorization to proceed has been received from FHWA. All work and records of such work shall be in conformance with FHWA rules and regulations.
3. County shall, on any project that uses federal funds in project development, submit final PS&E submittal, construction schedule, environmental requirements and right of way certification to State's Regional Local Agency Liaison at least five (5) weeks prior to bid opening. State shall review such submittals and then request to FHWA approval of federal-aid participation for the construction phase when federal-aid participation is desired in this phase.

Finance

1. Federal funds shall be applied toward project costs at the current federal-aid matching ratio, unless otherwise agreed to and allowed by law. County shall be responsible for the entire match amount, unless otherwise agreed to and specified in the Supplemental Project Agreement. County must obtain written approval from State to use in-kind contributions rather than cash to satisfy all or part of the matching funds requirement. If federal funds are used, State will specify the Catalog of Federal Domestic Assistance (CFDA) number in each Supplemental Project Agreement when applicable. State will also determine and clearly state in the Supplemental Project Agreement if recipient is a subrecipient or vendor, using criteria identified in Office of Management and Budget (OMB) Circular A-133.
2. County shall pay one hundred (100) percent of the cost of any item in which FHWA will not participate. If County has not repaid any non-participating cost, future allocations of federal funds, or allocations of State Highway Funds to County may be withheld to pay the non-participating costs. If State approves processes, procedures, or contract administration outside the Local Agency Guidelines that result in items being declared non-participating, those items will be negotiated between County and State.
3. County agrees that costs incurred by State and County for services performed in connection with any phase on any federal-aid project shall be charged to the project, unless otherwise mutually agreed upon. State will send an estimate of anticipated

Multnomah County/ODOT
Agreement No. 26226

project service costs to County at thirty (30) percent plans review. Costs will be negotiated and reflected in the Supplemental Project Agreements.

4. If County makes a written request for the cancellation of a federal-aid project, County shall bear one hundred (100) percent of all costs incurred as of the date of cancellation. If State was the sole cause of the cancellation, State shall bear one hundred (100) percent of all costs incurred. If it is determined that the cancellation was caused by third parties or circumstances beyond the control of State or County, County shall bear all development costs, whether incurred by State or County, either directly or through contract services, and State shall bear any State administrative costs incurred.
5. County shall follow the requirements stated in the Single Audit Act. Local governments receiving \$500,000 or more in federal funds must follow the requirements stated in the Single Audit Act. The Single Audit Act of 1984, PL 98-502 as amended by PL 104-156, described in OMB Circular A-133, requires local governments to obtain an audit that includes internal controls and compliance with federal laws and regulations of all federal-aid programs in which County participates. The cost of this audit can be partially prorated to the federal program.
6. County shall present invoices for one hundred (100) percent of actual costs incurred by County on behalf of the project directly to State's Regional Local Agency Liaison for review, approval and reimbursement to County. Such invoices shall a) have an invoice number, b) reference a vendor number, c) include a "remit to" name and address, d) reference this Certification Program Agreement No. 26,226, e) State's Expenditure Account number f) reference State's Supplemental Project Agreement number, g) identify the project by the project name in the Supplemental Project Agreement, and h) itemize and explain all expenses for which reimbursement is claimed. Billings for services including, but not limited to, preliminary engineering and construction engineering shall be presented for periods of not less than one-month duration, based on actual expenses to date. (See paragraph 7 of Construction Activities and Administration of this Agreement for the construction contractor billing period.) All billings received from County must be approved by State's Regional Local Agency Liaison prior to payment. County's actual costs eligible for federal-aid or State participation shall be those allowable under the provisions of Federal-Aid Policy Guide (FAPG), Title 23 CFR Parts 1.11, 140, and 710. Final billings shall be submitted to State for processing within three (3) months from the end of each funding phase as follows: 1) award date of a construction contract for preliminary engineering 2) last payment for right of way acquisition and 3) contract completion for construction. Partial billing (progress payment) shall be submitted to State within three (3) months from the date that costs are incurred. Final billings submitted after the three (3) months shall not be eligible for reimbursement. If County has an approved or certified

Multnomah County/ODOT
Agreement No. 26226

indirect cost rate proposal which applies to federal aid projects, as defined in 2 CFR 225, that rate must be clearly outlined in any invoices, either as a line item or submitted in the invoice transmittal cover letter.

7. County shall, upon State's request for reimbursement, reimburse State for federal-aid funds distributed to County if any of the following events occur:
 - a) Right of way acquisition or actual construction of the facility for which preliminary engineering is undertaken is not started by the close of the tenth fiscal year following the fiscal year in which the federal-aid funds were authorized for preliminary engineering.
 - b) Right of way acquisition is undertaken utilizing federal-aid funds and actual construction is not started by the close of the twentieth fiscal year following the fiscal year in which the federal-aid funds were authorized for right of way acquisition.
 - c) Construction proceeds after the project is determined to be ineligible for federal-aid funding (e.g., no environmental approval, lacking permits, or other reasons).
8. County shall maintain all project documentation in keeping with State and FHWA standards and specifications. This shall include, but not be limited to, daily work records, quantity documentation, material invoices and quality documentation, certificates of origin, process control records, test results, and inspection records to ensure that projects are completed in conformance with approved plans and specifications.
9. State shall submit all claims received from County for federal-aid participation to FHWA in the normal manner and compile accurate cost accounting records. State shall pay County all reimbursable costs of the project. State may request from County a statement of costs to date at any time by submitting a written request. When the actual total cost of the project has been computed, County shall furnish State with an itemized statement of final costs. County shall pay one hundred (100) percent of the final total actual project costs. The actual cost of services provided by State will be covered in the Supplemental Project Agreements.
10. County agrees to refund to State all federal funds paid to County, if FHWA requests such funds from State, because County has not followed a process, rule or procedure outlined in County's Procedures, this Agreement or Supplemental Project Agreement(s). Refund from County shall be within thirty (30) days upon State notification. If County does not repay State within thirty (30) days, State shall withhold

Multnomah County/ODOT
Agreement No. 26226

County's proportionate share of State Highway Fund distribution until repayment has been made in full.

Standards

1. In accord with the County's standard contract specifications and design standards, County shall include in the title sheet of the plans the following: federal-aid project number, location sketch, title of project, length of project limits, plan sheet index, applicable Oregon Standard Drawings, and a provision for approving official(s) signature(s) and date(s) and scale(s). County agrees that PS&E and construction plans shall, at a minimum, be in conformance with the current, State approved edition of the following unless otherwise requested by County and approved by State, which are incorporated hereto by reference, and by this reference made a part hereof:
 - a) County's Public Improvement Design Standards Manual
 - b) County's Standard Construction Specifications
 - c) All AASHTO policies and guidelines
 - d) Oregon Standard Specifications for Construction (APWA Oregon Chapter) or County's Standard Provisions as approved by ODOT
 - e) Manual on Uniform Traffic Control Devices and Oregon Supplements
 - f) Transportation Research Board's Highway Capacity Manual
 - g) Local Agency Certification Procedures found in the Local Agency Guidelines (LAG) Manual
 - h) Title 23 and Title 49 United States Code (USC) and Title 23 and Title 49 Code of Federal Regulations (CFR).
 - i) Contract Administration Core Curriculum Participants Manual & Reference Guide
 - j) ODOT Right of Way Manual
 - k) ODOT Bridge Cost Data Manual
 - l) ODOT Bridge Element Coding Guide
 - m) ODOT Bridge Section Load Rating Procedures (Tier 1, 2004), available at: ftp://ftp.odot.state.or.us/Bridge/LoadRating/Tier-1/LR_Procedures_apr04.DOC as amended by ODOT Load Rating Technical Memos, available at: <ftp://ftp.odot.state.or.us/Bridge/LoadRating/Tier-1/LRTech All.DOC>
 - n) Oregon Bicycle and Pedestrian Plan
 - o) Bridge Design and Drafting Manual (BDDM)
2. County agrees that design standards for all projects on the Oregon State Highway System shall be in compliance with standards specified in State's current edition of the *Highway Design Manual* (which is incorporated hereto by reference and by this reference made a part hereof), and related references. County agrees construction

Multnomah County/ODOT
Agreement No. 26226

plans shall be in conformance with the standard practices of State for plans prepared by its own staff.

3. County shall verify that the installation of traffic control devices meets the warrants prescribed in the *Manual on Uniform Traffic Control Devices and Oregon Supplements*. County further understands and agrees that any installation of traffic control devices on or adjacent to State facilities requires the approval of the State Traffic Engineer or State's Region Traffic Engineer as described in the *ODOT Traffic Signal Policy and Guidelines* and the *ODOT Traffic Manual*.
4. The standard unit of measurement for all aspects of the project shall be English Units. All project documents and products shall be in English. This includes, but is not limited to, right of way, environmental documents, plans and specifications, and utilities.
5. County must obtain ODOT concurrence to any changes to the legal section 100's of the Construction Specifications before being added to the Construction Contract.

Professional, Technical and Expert Services Contracts

1. County shall conduct consultant selection processes to obtain Architectural and Engineering (A&E) and Non-A&E personal services consultants in accordance with all applicable state and federal laws, regulations and policies in the solicitation and award process of any Supplemental Project Agreements containing federal funds. County shall follow County's documented processes for consultant selection, which have been reviewed and approved by State and FHWA.
2. Upon written request, State may make Region's consultant services contracts available for preliminary engineering and/or construction engineering services for County's federal-aid projects. If County chooses to use said services, County agrees to manage the work done by the consultant and make funds available to State for payment of those services.
3. County or others may perform preliminary and construction engineering. In the event that County elects not to use County's certified consultant selection process to engage the services of a professional, technical and expert services consultant to perform any work covered by this Agreement, then County and consultant may request a State reviewed and approved personal services contract process and resulting contract document. This review includes, but is not limited to the Request for Proposal, Statement of Work, advertisement and all contract documents. This review and approval is required prior to federal reimbursement. County shall contact State's Regional Local Agency Liaison to begin the review process. The personal

Multnomah County/ODOT
Agreement No. 26226

services contract must be approved by State's Chief Procurement Officer or designee prior to beginning any work. State's personal services contracting process and resulting contract document will follow Title 23 CFR Part 172, Title 49 CFR Part 18, ORS 279A.055, the current State Administrative Rules and State's Personal Services Contracting Procedures as approved by FHWA. Such professional, technical and expert services contract(s) shall contain a description of the work to be performed, deliverables, a project schedule, and the method of payment. Subcontracts shall contain all required provisions of County as outlined in this Agreement. No reimbursement shall be made using federal-aid funds for any costs incurred by County or its consultant prior to receiving authorization from State to proceed. Any amendments to such contract(s) also require State's approval.

Preliminary Engineering

1. State shall, at project expense, review, process and approve or submit for approval to the federal regulators all environmental statements. State shall, if State prepares these documents, offer County the opportunity to review and approve the documents prior to advertising for bids.
2. County or its consultant shall, as a federal-aid participating preliminary engineering function, conduct a) the necessary field surveys, b) environmental studies, c) traffic investigations, d) foundation explorations, and hydraulic studies, e) assist State with acquisition of necessary right of way and/or easements, and f) perform all preliminary engineering and design work required to produce final plans, preliminary/final specifications and cost estimates, and g) identify and obtain all required permits necessary for the construction of the project. Said permits shall include, but are not limited to, access, utility, environmental, construction, and approach permits. All pre-construction permits will be obtained prior to advertisement for construction. All design exceptions from AASHTO design standards shall be reviewed by ODOT for concurrence prior to advertisement of final plans and specifications.
3. Bridge design will be by qualified consultants, contracted by State or by County if certified for consultant selection, with County oversight. If the County desires to design bridges, then State must monitor a test project with the bridge design component first and full certification for bridge design is conditioned upon County's successful completion of test project and written approval from State.

Right of way

1. County and its consultant, if any, agree that right of way activities shall be in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, ORS Chapter 35, FAPG, Code of Federal Regulations, the *ODOT Right of Way Manual*, Title 23 CFR Part 710 and Title 49 Part 24. State, at project expense, shall review all right of way activities engaged in by County to ensure compliance with all laws and regulations.
2. State is responsible for proper acquisition of the necessary right of way and easements for construction and maintenance of projects. County may perform acquisition of the necessary right of way and easements for construction and maintenance of projects provided County or its consultant are qualified to do such work, as required by the *ODOT Right of Way Manual*, and County has obtained prior approval from State's Region Technical Center Right of Way office to do such work.
3. Regardless of who acquires or performs any of the right of way activities, a right of way services agreement shall be created by State's Region Technical Center Right of Way office setting forth the responsibilities and activities to be accomplished by each party. On any project that has the potential of needing additional right of way, to ensure compliance in the event that additional right of way is unexpectedly needed, a right of way services agreement will be required. State shall always be responsible for requesting the obligation of project funding from FHWA. State, at project expense, shall be responsible for coordinating certification of the right of way, and providing oversight and monitoring. Funding authorization requests for federal right of way funds must be sent through State's Regional Local Agency Liaison, who will forward the request to State's Region Technical Center Right of Way office on all projects. County must receive authorization to proceed from State's Right of Way Section prior to beginning right of way activities. All projects must have right of way certification coordinated through State's Region Technical Center Right of Way office to declare compliance and project readiness for construction (even for projects where no federal funds were used for right of way, but federal funds were used elsewhere on the project). County shall contact State's Regional Local Agency Liaison, who will contact State's Region Technical Center Right of Way office for additional information or clarification on behalf of County.
4. County agrees that if any real property purchased with federal-aid participation is no longer needed for the originally authorized purpose, the disposition of such property shall be subject to applicable rules and regulations, which are in effect at the time of

Multnomah County/ODOT
Agreement No. 26226

disposition. Reimbursement to State and FHWA of the required proportionate shares of the fair market value may be required.

5. County ensures that all project right of way monumentation will be conducted in conformance with ORS 209.155.

Title VI

1. County agrees to comply with all the requirements imposed by Title VI of the Civil Rights Act of 1964, Title 49 CRF Part 21, and Executive Order 11246, relative to the employment practices under any engineering contract awarded in conjunction with this Agreement. If County fails to comply with any federal or state civil rights requirements identified in this Agreement, sanctions may be imposed by FHWA or State as appropriate, including, but not limited to:
 - a) Withholding of payments to County under this Agreement until County causes compliance, or
 - b) Cancellation, termination, or suspension of this Agreement, in whole or in part.
2. County shall consider Title VI issues from the beginning of project development, through the entire project process, including project closure. County understands and agrees to comply with the Title VI requirements listed in the Local Agency Guidelines Manual, Section A Title VI. The Local Agency Guidelines (LAG) Manual is incorporated by reference and made a part of this Agreement. Said manual is available by accessing the Local Government Section website at http://www.oregon.gov/ODOT/HWY/LGS/lag_manual.shtml. In order to meet the requirements of the Title VI of the Civil Rights Act of 1964, County shall develop one of the following items, which must be approved by ODOT's Office of Civil Rights.
 - a) A Title VI Program Plan (applicable to counties over 200,000 in population); or
 - b) A Title VI Program Plan or a Nondiscrimination Agreement (applicable to counties under 200,000 in population.)
3. Complaint Procedures: County shall comply with Title VI by deferring all Civil Rights discrimination complaints to the State's Office of Civil Rights Office and County must include the following language in any of its contracts under the certification program:

"Any person who believes that he/she has been excluded from participation in, denied benefits or services of any program or activity administered by the Department or its sub-recipients, consultants, and contractors on the basis of age, disability, race, color,

Multnomah County/ODOT
Agreement No. 26226

national origin, sex or income status may bring forth a complaint of discrimination under Title VI and related statutes to the Oregon Department of Transportation, Office of Civil Rights, 355 Capitol Street NE, Room 504, Salem, Oregon, 97301, (503)986-3169.

Construction – Bid, Award and Contract Administration

Civil Rights

Disadvantaged Business Enterprise (DBE), Equal Employment Opportunity Program (EEO), and On-the-Job Training (OJT) /APPRENTICESHIP

1. County, its contractors and subcontractors shall comply with the "United States Department of Transportation (USDOT) Approved Disadvantaged Business Enterprise (DBE) Commitment Requirements" and the "USDOT Approved Disadvantaged Business Enterprise (DBE) Supplemental Required Contract Provisions," incorporated hereto by reference and by this reference made a part hereof. County shall send electronic copies of all completed Committed DBE Breakdown and Certification forms described in the "USDOT Approved DBE Commitment Requirements" to State's Small Business and DBE Program Manager, with a copy to State's Regional Local Agency Liaison, for review and approval. County shall not award any contract(s) under this Agreement prior to receiving approval of said forms from the State's Small Business and DBE Program Manager. County agrees to ensure that the above provisions (including references therein) shall be incorporated into all contracts and subcontracts (regardless of tier) describing the work to be performed by DBEs on projects financed in whole or in part with federal funds. Failure by County to carry out these requirements on any project is a material breach of contract, which may result in the termination of the contract or such other remedy as State deems appropriate. Federal regulations Title 49 CFR Part 26, as approved by USDOT, are also incorporated by reference and shall be made a part of any contract specifications and this Agreement.
2. County, its contractors and subcontractors, shall not discriminate on the basis of race, color, national origin, or sex in the award, administration, and performance of any federal-aid contract in the administration of DBE requirements under 49 CFR Part 26.
3. County, its contractors and subcontractors shall comply with the EEO and the OJT/APPRENTICESHIP requirements, as referenced in the Local Agency Guidelines Manual, incorporated herein by reference. and by this reference made a part hereof. County agrees to ensure that the EEO and OJT/APPRENTICESHIP requirements listed in the Local Agency Guidelines Manual shall be a part of all solicitations for bids on all federal-aid construction contracts or subcontracts of \$10,000 or more. Section

Multnomah County/ODOT
Agreement No. 26226

140 of Title 23, United States Code (USC), Equal Employment Opportunity, as in effect on May 1, 1982, is incorporated hereto by reference and shall be made a part of any contract specifications and this Agreement. The OJT/APPRENTICESHIP requirements shall also be part of all solicitations for bids on all federal-aid construction contracts or subcontracts when OJT/APPRENTICESHIP is assigned and is in implementation of Title 23 USC 140(a). Federal regulations Title 23 CFR Part 230, as approved by USDOT, are also incorporated hereto by reference and shall be made a part of any contract specifications and this Agreement.

4. County its contractors and subcontractors shall not discriminate on the basis of age, disability, race, color, national origin, sex, income status or religion in the award, administration, and performance of any federal-aid contract in the administration of EEO and OJT/APPRENTICESHIP requirements under Title 23 CFR Part 230.
5. County shall include in all construction bid books, relative to receiving federal-aid, the following paragraph.

"The contractor or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of Title 49 CFR Part 26 in the award and administration of federal-aid contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as County deems appropriate."

6. State shall make available to County, by electronic medium, all current and pertinent DBE, EEO and OJT/APPRENTICESHIP forms. County will include the forms in County's bid books, as defined in the County's manual and procedures as appropriate. State's Office of Civil Rights will be available to provide EEO, OJT/APPRENTICESHIP and DBE training during the test projects.
7. State shall review and determine goals or requirements DBE, and OJT/APPRENTICESHIP for each project as appropriate. To initiate this review, County shall submit to State's Regional Local Agency Liaison, approximately thirteen (13) weeks before bid opening, the plans, specifications ninety (90) percent complete), engineer's estimate, cost and completion data as well as the DBE/OJT/APPRENTICESHIP Civil Rights Sheet (aka "yellow sheet") by electronic means, fax, or hard copy to the State's Small Business/DBE Program Manager in the Office of Civil Rights. If County disagrees with State's assigned goals or requirements for DBE and OJT/APPRENTICESHIP, County and State shall discuss, however, State will have final determination.

Multnomah County/ODOT
Agreement No. 26226

8. County understands that the DBE provisions and bid document inserts are required even if the DBE goal is set to zero (0). Federal regulations encourage contractors to involve DBE firms even if the DBE goal is zero (0). All prime bidders shall submit the Subcontractor/Supplier Solicitation and Utilization Form (SSSUF) to the County within ten (10) days of bid opening. County shall forward the SSSUF by electronic means or fax, to the State's Small Business/DBE Program Manager in the Office of Civil Rights regardless of whether the DBE goal is zero or not.
9. County shall fax or send a list of the prime bidders with bid amounts for all bidders to the State's Small Business/DBE Program Manager in the State's Office of Civil Rights. In addition, County shall forward appropriate civil rights forms and information within 24 hours of bid opening. After award, and prior to contract execution, County shall forward copies of all forms received by County from contractor(s) to State's Regional Local Agency Liaison within ten (10) days. After the contract is executed, County shall forward all forms received from contractor(s) to State's Regional Local Agency Liaison with ten (10) days.
10. County shall comply with the goals or requirements for DBE, and OJT/APPRENTICESHIP established by State for each federal-aid project.
11. State shall provide support, compliance monitoring, and on-site reviews (as required) for the DBE, EEO, and OJT/APPRENTICESHIP programs. State shall deliver to the County the Standard Precon package for each project. State shall act on behalf of County regarding all civil rights contract administration activities and shall report to County not the Contractor. County maintains responsibility to uphold the programs with the contractor.
12. If County's low bidders have not met the DBE goal on a project, State's Office of Civil Rights shall determine if good-faith efforts were made and make a recommendation to County regarding award as it applies to meeting the DBE goal assigned for that particular project. If State's Office of Civil Rights determines that County's apparent low bidder(s) have not made good faith efforts, State's Office of Civil Rights will provide a paragraph to be included in a letter to the contractor from County that the bidder is non-responsive. The paragraph will include the reason for the determination that the bid is non-responsive and provide the bidder an opportunity for administrative reconsideration. County shall use the information provided by the State's Office of Civil Rights verbatim and make no changes to the wordage when submitting to the contractor. If the bidder requests administrative reconsideration, County shall notify State's Office of Civil Rights and State's Office of Civil Rights shall conduct the administrative reconsideration. State's Office of Civil Rights shall provide the results of the administrative reconsideration to County. County shall use the information provided by the State's Office of Civil Rights verbatim and make no changes to the

Multnomah County/ODOT
Agreement No. 26226

wordage when submitting to the contractor. County shall defend the administrative reconsideration committee decision with the Department of Justice assisting County.

13. If a protest is filed involving a DBE goal, State's Office of Civil Rights shall provide a written response to the protest and forward to County for finalizing and signature. County shall use verbatim the wordage provided by State's Office of Civil Rights in connection with the DBE goal issue. If County disagrees with the response, County may discuss with State's Office of Civil Rights, however State's Office of Civil Rights has the final determination.

Construction Activities and Administration

1. County understands and agrees that certification is only for the low bid contracting process. If County wishes to use an alternate method of bidding other than low bid, County shall contact the State's Regional Local Agency Liaison to obtain State's and/or FHWA approval.
2. County may use Additive Alternate Bidding (aka Bid Alternates). County's first Additive Alternate Bidding project using the Certification Program will be considered a test project and County will need to inform State's Regional Local Agency Liaison at ninety (90) percent PS&E.
3. County agrees that contract administration, quality control, quality assurance, material sampling and testing will be accomplished in accordance with County's current Federal-Aid Certification Plan for Capitol Improvements, or County may use State's current Construction Manual. Said manuals are incorporated hereto by reference, and by this reference made a part hereof.
4. After receipt of ninety (90) percent PS&E, State shall determine whether Bureau of Labor & Industries (BOLI) (state) wage rates apply or if BOLI and Davis-Bacon (federal) wage rates must be compared and the higher of the two (2) rates paid per classification and inform County within ten (10) working days. County shall monitor labor compliance and prevailing wage rate compliance.
5. County shall include in the bid book the requirement of a bid guaranty in an amount not to exceed ten (10) percent of the bid amount; a performance bond in an amount equal to the full contract price; and a payment bond in the amount equal to the full contract price. Each bid guaranty, performance bond and each payment bond must be executed solely by a surety company or companies holding a certificate of authority to transact surety business in Oregon.

Multnomah County/ODOT
Agreement No. 26226

6. If County awards a construction contract, County shall follow County's materials quality program. County shall process and pay all contractor progress estimates, make final contractor payment, check final quantities and costs, and oversee and provide intermittent inspection services during the construction phase of the project.
7. State will reimburse County for construction contractor payments within ten (10) working days of receipt of payment request from County. Once State's Regional Local Agency Liaison has received invoice from County, State's Regional Local Agency Liaison shall forward the invoice to State's Highway Program Office for payment. Receipt of payment requests shall include the items listed in paragraph 6 of Finance in this Agreement.
8. County shall prepare contract and bidding documents, advertise for bid proposals, and award all contracts, and conduct all contract administration. Upon County's award of the construction contract, County, or its consultant, shall be responsible for performing all construction engineering, field testing of materials, technical inspection and project manager services for administration of the contract and making contractor payments.
9. County shall send State, within one (1) year following contract completion for construction, a final copy of "As Constructed" plans if a roadway project is on or affects the state highway system and for all bridge projects both on and off the state highway system where the State has responsibility for inspection of such bridges.

Contract Claims and Contractor Change Orders

1. County shall follow County's procedures for Contractor Claims and Contractor Change Orders as described in County's standard specifications for Federal-aid projects. The County's contract specifications are required to include a process for dispute and claim resolution. Those specifications must require a claims review by State of any unresolved claims prior to the contractor being allowed to pursue litigation. State will conduct claims reviews and will make independent determinations on contractor's entitlement and award of damages.
2. County cannot exceed the project authorization without following State's process, and obtaining approval for an increase in Project Authorization.
3. State retains approval authority over the following Contract Change Orders, including:
 - a) Changes which affect environmental mitigation classification or commitments.
 - b) Right of way access control on or impacting State's facilities.
 - c) Changes in the scope of work or extension of the contract limits shown in the project documents approved by State and FHWA.

Multnomah County/ODOT
Agreement No. 26226

- d) Any contract change altering the DBE goals or requirements.
- e) Any impact or changes to traffic mobility including width, height, weight, length, access to the route or additional travel delay on or impacting State's facilities.
- f) Any change(s) resulting in less than AASHTO Design Standards for projects on the NHS.

FHWA retains approval authority over waiver for Buy America provisions.

Railroads

1. County shall follow State established policy and procedures when impacts occur on railroad property. The policy and procedures are available through the appropriate State Local Agency Liaison, who will contact State's Railroad Liaison on behalf of County. Only those costs allowable under Title 23 CFR Part 140 Subpart I, and Title 23 Part 646 Subpart B shall be included in the total project costs; all other costs associated with railroad work will be at the sole expense of County, or others. County may request State, in writing and at project expense, to provide railroad coordination and negotiations. However, State is under no obligation to agree to perform said duties.

Utilities

1. County shall follow State established Statutes, Policies and Procedures when impacts occur to privately or publicly-owned utilities. Policy, procedures and forms are available through the State Utility Liaison or the State's Regional Local Agency Liaison. County shall provide copies of all signed utility notifications, agreements and Utility Certification to the State Utility Liaison. Only those utility relocations, which are eligible for reimbursement under the FAPG, Title 23 Code of Federal Regulations (CFR) Part 645 Subpart A and B, shall be included in the total project costs; all other utility relocations shall be at the sole expense of County, or others. On behalf of County at project expense, County may request in writing State to arrange for utility relocations/adjustments lying within County jurisdiction. This request must be submitted no later than twenty-one (21) weeks prior to bid let date. However, State is under no obligation to agree to perform said duties.

Maintenance Responsibilities

1. County shall, upon completion of each project, maintain and operate the projects at its own cost and expense for the useful life of each project. The useful life of each project shall be identified in each Supplemental Project Agreement. In the event a project will

include or affect a state highway, this provision does not address maintenance of that state highway.

Projects on or Impacting State Highway

1. County shall contact the appropriate State District Office prior to commencement of work to determine if any permits are needed to occupy State right of way. County agrees to comply with all provisions of any State issued permits to "Occupy or Perform Operations Upon a State Highway" and to also obtain Highway Approach Permits from District Office for all public roads and private properties adjacent to the highway, if they are needed, according to OAR 734, Division 51. County agrees to comply with all provisions of required permits, and shall require its developers, contractors, subcontractors, or consultants performing such work to comply with such provisions.
2. Pursuant to OAR 734-020-0430, County shall obtain the approval of the State Traffic Engineer prior to the design and construction of any traffic signal to be installed on a State Highway.
3. County and State shall enter into a separate traffic signal agreement to cover obligations for any traffic signal being installed on a State Highway.
4. County, or its contractor's, electrical inspectors shall possess a current State Certified Traffic Signal Inspector certificate, in order to inspect electrical installations on State highways. The State District Permitting Office shall verify compliance with this requirement prior to construction. The permit fee should also cover the State electrician's supplemental inspection.
5. State's shall, at Project expense, perform the signal equipment environmental testing. State Signal Technicians shall, at Project expense, perform the signal field testing, and turn-on.
6. Traffic signal timing shall be the responsibility of State, unless there is an agreement that specifically allows County to perform that function. State shall retain the right of review of the traffic signal timing for signals on state highways, or those which State maintains, and shall reserve the right to request adjustments when needed. In cases where the County modifies timing to add railroad or emergency vehicle preemption, bus priority, or other changes that affect vehicle or pedestrian clearances, or operation of the state highway, such modifications shall be reported to State's Region Traffic Engineer. State's Region Traffic Engineer will notify the local jurisdiction whenever timing changes that affect the operation of local street connections to the state highway are scheduled. All modifications shall follow guidelines set forth in the

Multnomah County/ODOT
Agreement No. 26226

current Manual on Uniform Traffic Control Devices, and the current ODOT Traffic Signal Policy and Guidelines.

7. County shall, upon completion of the Project and at its own expense, maintain the pavement surrounding the vehicle detector loops installed in the County streets/roads in such a manner as to provide adequate protection for said detector loops. Failure to do so may result in State requiring Agency to repair or replace the damaged loops at County expense. Future County roadwork activities involving the detector loops may also result in the same State requirements. County shall also adequately maintain the pavement markings and signing installed in accordance with the approved signal plan sheets for the signal installation or current MUTCD standards.
8. State shall, upon completion of the Project and at its own expense, maintain the pavement surrounding the vehicle detector loops installed in the State highway in such a manner as to provide adequate protection for said detector loops. State shall also adequately maintain the pavement markings and signing installed on the State highway in accordance with current State standards.
9. County shall include the following stipulations in The Special Provisions for construction contract work for any project where County is contracting work on a State highway:
 - a. Contractor shall name State as a third party beneficiary of the resulting contract. Contractor shall obtain and keep in effect during the term of the contract Comprehensive or Commercial General Liability Insurance covering bodily injury and property damage. This insurance shall include personal injury coverage contractual liability coverage for the indemnity provided under this Agreement and products/completed operations liability.
 - b. Contractor shall indemnify, defend and hold harmless County, State and their officers, employees and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature whatsoever resulting from, arising out of, or relating to the activities of Contractor or its officers, employees, sub-contractors, or agents under this Contract.
 - c. Commercial General Liability. Contractor shall obtain, at Contractor's expense, and keep in effect during the term of this Contract, Commercial General Liability Insurance covering bodily injury and property damage in a form and with coverages that are satisfactory to State and County. This insurance shall include personal and advertising injury liability, products and completed operations. Coverage may be written in combination with Automobile Liability Insurance (with separate limits). Coverage shall be written on an occurrence basis. If written in

Multnomah County/ODOT
Agreement No. 26226

conjunction with Automobile Liability the combined single limit per occurrence shall not be less than \$ 1,000,000 for each job site or location. Each annual aggregate limit shall not be less than \$ 2,000,000.

- d. Automobile Liability. Contractor shall obtain, at Contractor's expense, and keep in effect during the term of this Contract, Commercial Business Automobile Liability Insurance covering all owned, non-owned, or hired vehicles. This coverage may be written in combination with the Commercial General Liability Insurance (with separate limits). Combined single limit per occurrence shall not be less than \$1,000,000.
 - e. Additional Insured. The liability insurance coverage, except Professional Liability, Errors and Omissions, or Workers' Compensation, if included, required for performance of the Contract shall include State and County and its divisions, officers and employees as Additional Insured but only with respect to the Contractor's activities to be performed under this Contract. Coverage shall be primary and non-contributory with any other insurance and self-insurance.
 - f. Notice of Cancellation or Change. There shall be no cancellation, material change, potential exhaustion of aggregate limits or non-renewal of insurance coverage(s) without thirty (30) days written notice from the Contractor or its insurer(s) to State and County. Any failure to comply with the reporting provisions of this clause shall constitute a material breach of Contract and shall be grounds for immediate termination of this Contract.
 - g. County shall require its contractor(s) and/or subcontractor(s) as appropriate to acquire construction and performance bonding covering State's interests where Project construction affects State Property. State will be covered individually under the bonding arrangement, not as a party in a dual obligation bond. Proof of said bonding will be provided to State by the acquiring party. If County fails to meet the requirements of this paragraph or the underlying agreement conditions, including all incorporated State and federal laws, rules and regulations and costs are incurred by State because of it, State may withhold the County's proportional share of Highway Fund distribution necessary to reimburse State for those costs.
 - h. Traffic signal poles and foundations installed on state highways shall conform to ODOT standards, as per Technical Bulletins TR06-01(B) and TR07-03(B).
10. County shall be responsible for any behind the curb improvements including areas located within highway right of way. Such improvements shall be maintained at the same level as are similar facilities owned by State. County may require the adjacent property owners to fund or perform maintenance of the behind the curb

Multnomah County/ODOT
Agreement No. 26226

improvements. County shall remain responsible for compliance with the terms of this Agreement, and responsible for the performance of such work, even when maintenance is performed by County contractors or property owners, or if right of way behind the curb is partly or in whole State right of way.

11. County shall maintain the landscaping and irrigation to be installed for all improvements behind the curbs or roadway. Maintenance along and on highway shall include replacement of dead or dying plants and trees, removal of litter, removal of weeds or weed control and tree trimming to maintain a 17 foot clear zone in the travel lane, leaf removal and irrigation for healthy sustainability of said landscaping.
12. County shall be responsible for 100 percent of water and power costs associated with the landscape and irrigation installed as part of improvements behind the curbs or roadway. County shall ensure that the water and power companies send water and power bills directly to County.
13. State grants the County or others designated by the County and permitted by State District Permitting Office, permission to access State right of way for the purpose of maintaining Project related landscaping and sidewalks. In lieu of State district permits, State hereby grants County or others designated by County the right to enter and occupy State right of way for the purpose of routine maintenance of all project related landscaping and sidewalk improvements. County shall contact State's Regional Liaison to determine if a permit is required from State's District Office for all other activities beyond the listed routine maintenance prior to commencing activities.
14. County shall be responsible for the cost of decorative embellishment on any signal or separate illumination poles and shall be responsible for any decorative embellishment maintenance on such poles upon completion of County Projects. Any decorative lighting shall be the responsibility of the County for both electrical costs and maintenance. Such illumination shall be served by a separate system from the signal system. Any such additional illumination on the highway must be reviewed by the State Office of the State Traffic Engineer. State District Office shall coordinate all such reviews. Decorative poles and foundations installed on state highways must conform to ODOT standards, as per Technical Bulletin TR07-06(B).
15. State may conduct periodic inspections during the life of County Certification Projects to verify that Projects are being properly maintained and continue to serve the purpose for which federal funds were provided.
16. State shall, at its own expense, maintain and operate the portions of the Project on State right of way.

General Provisions

1. County further agrees to comply with all applicable civil rights laws, rules and regulations, including Title V and Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 (ADA), and Titles VI and VII of the Civil Rights Act of 1964.
2. County agrees and understands that it will conduct all contracting in compliance with all applicable federal, state, and local laws, regulations, executive orders and ordinances applicable to the work including, but not limited to, ORS Chapters 279A, 279B, and 279C, the provisions of ORS 279C.505, 279C.515, 279C.520, 279C.530 and 279B.270, incorporated herein by reference and made a part hereof; Title 23 USC, Federal-Aid Highway Act; Title 41 USC Anti-Kickback Act; Title 42 USC, Uniform Relocation Assistance and Real Property Acquisition Policy Act of 1970, as amended; OMB Circular A-133, provisions of FAPG, Title 23 CFR, Parts 1.11, 140, 710, and 771 and Title 49 CFR Parts 18, 24, and 26, FHWA Contract Administration Reference Guide, and Local Contract Review Board Contracting Rules or State Attorney General's Model Rules per ORS 279A.060 and 279A.065(5).
3. County acknowledges and agrees that State, the Oregon Secretary of State's Office, USDOT Office of Inspector General, FHWA, any other federal government agency, and their duly authorized representatives shall have access to such fiscal records and other books, project documents, papers, plans and writings of County pertaining to work covered by the Supplemental Project Agreements to perform examinations and audits and make excerpts and transcripts. County is responsible for using its procedures, as approved by ODOT, for project documentation and long term retention of project documentation. In all contracts, the County shall expressly require that the contractor and subcontractor(s) maintain the records and keep the records accessible and available at reasonable times and places for a minimum period of six (6) years from the date of final payment under the contract or subcontract or until the conclusion of any audit, controversy or litigation arising out of or related to the contract, whichever date is later, unless a different period is required by law. See the Secretary of State's Retention Schedule; e.g. OAR Chapter 166, Division 150 for counties and Division 300 for state agencies. This shall include, but is not limited to:
 - a) daily work records;
 - b) quantity documentation;
 - c) material invoices and quality documentation;
 - d) certificate of materials origin;
 - e) process control records;

Multnomah County/ODOT
Agreement No. 26226

- f) project diary;
 - g) erosion control reports;
 - h) temporary protection and direction of traffic reports;
 - i) foreign steel summary;
 - j) test results; and
 - k) inspection records to ensure that projects are completed in conformance with approved plans and specifications.
4. County shall retain and keep all files and records for a minimum of six (6) years following the date of final voucher to FHWA. Copies of such records and accounts shall be made available upon request. For real property and equipment, the retention period starts from the date of disposition (Title 49 CFR Part 18 Subpart 42).

County Indemnifications

1. County shall, to the extent permitted by State law, indemnify, hold harmless and provide legal defense for State against all claims brought by the contractor, or others resulting from County's failure to comply with the terms of this Agreement.
2. On all construction projects where County is doing the construction engineering and project management, County, subject to any limitations imposed by State law and the Oregon Constitution, agrees to accept all responsibility, defend lawsuits, indemnify and hold State harmless, for all tort claims, contract claims, or any other lawsuit arising out of the contractor's work or County's supervision of the project.
3. County shall, to the extent permitted by the Oregon Constitution and the Oregon Tort Claims Act, indemnify, defend, save and hold harmless the State of Oregon from any and all claims, suits, actions of whatsoever nature resulting from or arising out of activities of County, its officers, agents or employees under this Agreement.
4. County shall require its contractor(s) to indemnify the State of Oregon, Oregon Transportation Commission and its members, and Department of Transportation, its officers and employees, for performance of the obligations of contractor(s) under its contracts with County.
5. Notwithstanding the foregoing defense obligations under paragraphs listed under "Indemnifications" above, neither County or its contractor(s), nor any attorney engaged by County shall defend any claim in the name of State of Oregon or any agency of the State of Oregon, nor purport to act as legal representative of the State of Oregon or any of its agencies, without the prior written consent of the Oregon Attorney General. The State of Oregon may, at any time at its election assume its own defense and settlement in the event that it determines that County is prohibited from

Multnomah County/ODOT
Agreement No. 26226

defending the State of Oregon, or that County is not adequately defending the State of Oregon's interests, or that an important governmental principle is at issue or that it is in the best interests of the State of Oregon to do so. The State of Oregon reserves all rights to pursue any claims it may have against County if the State of Oregon elects to assume its own defense.

State Indemnifications

1. State shall, to the extent permitted by the Oregon Constitution and the Oregon Tort Claims Act, indemnify, defend, save and hold harmless County from any and all claims, suits, actions of whatsoever nature resulting from or arising out of activities of State, its officers, agents or employees under this Agreement.
2. Notwithstanding the foregoing defense obligations under the paragraph above, neither State or its contractor(s), nor any attorney engaged by State shall defend any claim in the name of the County or any agency/department/division of County, nor purport to act as legal representative of County or any of its agencies/departments/divisions, without the prior written consent of the legal counsel of County. County may, at any time at its election assume its own defense and settlement in the event that it determines that State is prohibited from defending County, or that State is not adequately defending County's interests, or that an important governmental principle is at issue or that it is in the best interests of County to do so. County reserves all rights to pursue any claims it may have against State if County elects to assume its own defense.

Insurance

1. County shall require its contractor(s) to list the State of Oregon, Oregon Transportation Commission and its members, and Department of Transportation, its officers and employees, as additional insured in the insurance certificates required of contractor(s) under any contract. Prior to Notice to Proceed, contractor shall provide insurance certificates to County. For railroad insurance, the maximum dollar amounts of coverage to be reimbursed for federal funds with respect to bodily injury, death and property damage is limited to a combined amount of \$2,000,000 per occurrence with an aggregate of \$6,000,000 applying separately to each annual period. FHWA must approve any exceptions to the maximum railroad protective insurance limits. County should contact local railroad for insurance requirements. The required insurance coverage shall be in effect for the life of the contract.
2. County shall include State as a third party beneficiary in the specifications of County's construction contract on any projects, with express authority to enforce the terms and conditions of the contract.

Workers' Compensation Coverage

1. All employers, including County that employ subject workers who work under this Agreement in the State of Oregon shall comply with ORS 656.017 and provide the required Workers' Compensation coverage unless such employers are exempt under ORS 656.126. County shall ensure that each of its contractors complies with these requirements.

Termination

1. This Agreement may be terminated by mutual written consent of both parties.
2. State may terminate or rescind this Agreement if County fails to comply with the above-mentioned requirements, and after receipt of written notice from State, fails to correct such compliance within ten (10) days or such longer period as State may authorize.
3. State may terminate this Agreement effective upon delivery of written notice to County, or at such later date as may be established by State, under any of the following conditions:
 - a) If State fails to receive funding, appropriations, limitations or other expenditure authority sufficient to allow State, in the exercise of its reasonable administrative discretion, to continue to make federal fund reimbursements to County as provided under the Certification Program.
 - b) If federal or state laws, regulations or guidelines are modified or interpreted in such a way that either the Certification Program is prohibited or State is prohibited from reimbursing County with federal funds.
4. Any termination of this Agreement shall not prejudice any rights or obligations accrued to the parties prior to termination.

Lobbying Restrictions – per Form FHWA-1273, Required Contract Provisions

1. County certifies by signing the Agreement that:
 - a) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in

Multnomah County/ODOT
Agreement No. 26226

connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

- b) If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit, for each Supplemental Project Agreement, Standard Form-LLL "Disclosure Form to Report Lobbying," in accordance with its instructions.
- c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, and contracts and subcontracts under grants, subgrants, loans, and cooperative agreements) which exceed \$100,000, and that all such subrecipients shall certify and disclose accordingly.
- d) This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 USC Section 1352.
- e) Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature Authorities

1. County agrees that it has the means to provide adequate expertise and has support staff available to perform the functions being subdelegated. The support staff may include consultants or state services. County shall ensure that any contracts entered into with consultants, contractors or subcontractors shall adhere to the same requirements as those required of County under this Agreement.
2. County's approval authorities for any work performed by County under conditional certification, and after final certification has been granted, shall be identified in a letter to be provided to State. The letter must be sent to State's Local Government Section Team Lead or functional equivalent and State's Region Manager before the signing of

Multnomah County/ODOT
Agreement No. 26226

this Agreement. If any of the titles identified by County as having approval authority change, County shall immediately send a new letter to State's Local Government Section Team Lead or functional equivalent and State's Region Manager identifying all the parties by title that have approval authority. State's Local Government Section Team Lead or functional equivalent will provide a copy of any updates to the Certification Coordinator in the Local Government Section in Salem. County agrees that the signatures on each project prospectus, Supplemental Project Agreement, contract, and all project development phases shall adhere to said approval authority.

3. The provisions of this Agreement shall apply to all federal-aid Supplemental Project Agreements County enters into with State. If needed, and agreed to by both State and County, the provisions of this Agreement may be modified by use of special provisions in the Supplemental Project Agreements. In the event of a conflict, the Supplemental Project Agreement shall control over this Agreement.
4. This Agreement may be executed in several counterparts (facsimile or otherwise) all of which when taken together shall constitute one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart. Each copy of this Agreement so executed shall constitute an original.
5. This Agreement and the attached exhibits constitutes the entire agreement between the parties on the subject matter hereof. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this Agreement. No waiver, consent, modification or change of terms of this Agreement shall bind either party unless in writing and signed by both parties and all necessary approvals have been obtained. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. The failure of State to enforce any provision of this Agreement shall not constitute a waiver by State of that or any other provision.

IN WITNESS WHEREOF, the parties hereto have set their hands as of the day and year hereinafter written.

County shall enter into and execute this Agreement during a duly authorized session of its County's Council as appropriate.

The Oregon Transportation Commission on December 29, 2008, approved Delegation Order No. 2, which authorizes the Director to approve and execute agreements for day-to-day operations.

Multnomah County/ODOT
Agreement No. 26226

On September 15, 2006, the Director of the Oregon Department of Transportation approved Subdelegation Order No. 2, in which the Director delegates day-to-day authority to the Deputy Director for Highways to approve and sign agreements.

MULTNOMAH COUNTY, acting by and
through its elected officials

By _____
County Commissioner, Chair Jeff Cogen

Date _____

By N/A

Title _____

Date _____

APPROVED AS TO LEGAL

SUFFICIENCY: HENRY H. LAZENBY
COUNTY ATTORNEY FOR MULTNOMAH COUNTY

By /s/ Matthew O. Ryan
County Legal Counsel

Date 10/04/2010

County Contact:

Brian Vincent, County Engineer
Multnomah County
1620 SE 190th
Portland, OR 97233
Telephone: (503) 988-5050 x29642
Fax: (503) 988-3321
brian.s.vincent@co.multnomah.or.us

State Contact:

Mark Foster
ODOT
123 NW Flanders Street
Portland OR 97209-4012
Telephone: 503-731-8288
mark.a.foster@odot.state.or.us

STATE OF OREGON, acting by and
through its Department of Transportation

By _____
Deputy Director, Highways

Date _____

APPROVAL RECOMMENDED

By: _____
Local Government Section Manager
Date _____

By _____
Region 1 Manager

Date _____

**APPROVED AS TO LEGAL
SUFFICIENCY**

By _____
Assistant Attorney General

Date: _____

Multnomah County/ODOT
Agreement No. 26226

STATE OF OREGON
DEPARTMENT OF TRANSPORTATION

County is certified in the following functional areas as marked below:

- ☒ Consultant Selection
- ☒ Design
- ☒ Bridge Design
- ☒ Advertise, Bid and Award
- ☒ Construction Contract Administration



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 12/31/09)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-11 DATE 10/14/2010
MARINA BAKER, ASST BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-11
Est. Start Time: 10:48 AM

Agenda Title: Master Certification Agreement with the Oregon Department of Transportation for Agency Management of Federal Aid Transportation Projects.

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>10 Minutes</u>
Department:	<u>Community Services</u>	Division:	<u>Road Services</u>
Contact(s):	<u>Brian Vincent</u>		
Phone:	<u>503.988.5050</u>	Ext.	<u>29642</u>
Presenter(s):	<u>Brian Vincent & Kim Peoples</u>		

General Information

1. What action are you requesting from the Board?

Approval of a Master Certification Agreement (IGA) with the Oregon Department of Transportation (ODOT).

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Certification is a program offered within the Oregon Department of Transportation wherein an agency may apply for recognition status that they utilize robust project management and accounting systems that will enable successful completion of federally funded transportation projects. The County has been successfully performing these project management tasks for decades. This formal acknowledgement recognizes that professionalism and proven success. The program also enables the County to utilize our own project management, procurement and accounting systems in lieu of following the ODOT models. This will directly save project time and cost, resulting in a more efficient project delivery model. This master agreement serves as the overarching guideline and must be accompanied by a supplemental project agreement for each federally funded project. A supplemental agreement will be forthcoming as a project moves to implementation. Upon approval of this master agreement, we will engage in 2-4 test projects over the next 2-3 years. Until the test projects are successfully completed, the County will be considered provisionally certified. Successful completion of the test projects will afford "fully certified" status with ODOT and Federal Highway Administration (FHWA).

3. Explain the fiscal impact (current year and ongoing).

Neutral. No direct fiscal impact from previous project management structure. All costs are related to project and are eligible for reimbursement.

4. Explain any legal and/or policy issues involved.

Full Certification will require documentation by the County Transportation Program of compliance to Title VI of the Civil Rights Act of 1964. Currently, ODOT as the direct recipient of federal funds is now responsible for ensuring Title VI compliance of ODOT practices in the management of County federally funded projects. Under Certification, the County will be the direct recipient of federal funds and will be required to submit a Title VI Compliance Plan (Plan) to ODOT. However, under ODOT's stewardship agreement with the Federal Highway Administration, ODOT will continue to retain Title VI oversight responsibility of County Transportation compliance.

ODOT has revised previous expectations of the scope of the Title VI Compliance Plan and is now limiting the requirement of the Plan to only County Transportation Program projects.

5. Explain any citizen and/or other government participation that has or will take place.

None for this master agreement. All project related citizen participation will be accomplished as each respective project is initiated.

Required Signature

Elected Official or
Department/
Agency Director:



Date: 10/5/10

MULTNOMAH COUNTY CONTRACT APPROVAL FORM

Check all that apply

☒ County Attorney email approval attached

Contract Number: 4710000372

☐ Retro Memo attached

Amendment Number: _____

☐ Proof of insurance attached

Vendor Number: 12052

☐ EEO Exhibit 5 attached (contracts over \$75,000)

Date: 10/03/2010

☐ Expenditure ☐ Revenue ☒ Non-Financial Agreement

☐ Inter-Departmental

CAF Purpose

☒ New Contract ☐ Renewal ☐ Date Change ☐ Funding Change ☐ Service Change

Department: Community Services

Division/Program: Land Use & Transportation Program

Originator: Brian Vincent

Phone: x29642

Mail Stop: 425/2

Contact: Cathey Kramer

Phone: x22589

Mail Stop: 425/2

Contract/Amendment Procurement Details

Procurement No.(s): _____

Effective Date: _____

End Date: _____

Exemption or Citation No.(s): _____

Effective Date: _____

End Date: _____

Check all that apply to contractor: ☐ MBE ☐ WBE ☐ ESB ☐ QRF State Cert No.: _____ ☐ Non-Profit ☒ N/A

Contractor: Oregon Dept of Transportation

Payment Schedule/Terms:

Address: 123 NW Flanders St

☐ Lump Sum \$ _____

☐ Due on Receipt

City/State/Zip: Portland OR 97209-4012

☐ Monthly \$ _____

☐ Net 30

Telephone: 503-731-8288

☐ Quarterly \$ _____

☐ Other

☐ Other \$ _____

Contract Effect Date: 11/15/2010 Term Date: 11/14/2020

Amend Effect Date: _____ New Term Date: _____

☐ Price Agreement or Requirements Funding Information:

Original Contract Amount: \$ _____

Original PA/Requirements Amt: \$ _____

Total Amount Previous Amend: \$ _____

Total Amount Previous Amend: \$ _____

Amount of Amendment: \$ _____

Requirements Amount Amend: \$ _____

Total Amount of Agreement: \$ 0

Total Amount of PA/Requirements: \$ _____

Required Signatures

Dept Director or Designee: _____

Date: 10/5/10

County Chair: _____

Date: _____

Vendor Contact Information

☐ Changed from Previous CAF

Name: Mark Foster

Title: _____

email: mark.a.foster@odot.state.or.us

Name: _____

Title: _____

email: _____

Name: _____

Title: _____

email: _____

Contract/Amendment Description Or Comments

NFA Intergovernmental Agreement with ODOT for the Local Agency Certification Program, which will enable the County to utilize our own project management, procurement, and accounting systems for road construction projects.

(WBS: ROADEG520)



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-12 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-12
Est. Start Time: 10:55 AM

Agenda Title: **Proclamation declaring October 17 – 23, 2010 National Save for Retirement Week in Multnomah County.**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>10 minutes</u>
Department:	<u>County Management</u>	Division:	<u>Finance Risk Mgmt</u>
Contact(s):	<u>Mindy Harris</u>		
Phone:	<u>83786</u>	Ext.	<u>I/O Address: 503/531</u>
Presenter Name(s) & Title(s):	<u>Mindy Harris, Interim DCM Director</u>		

General Information

1. What action are you requesting from the Board?

Adoption of proclamation

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

National Save for Retirement Week is the first congressionally endorsed, national event formally calling on employers to promote the benefits of saving for retirement, and encourage their employees to take full advantage of employer-sponsored plans.

Goals for National Save for Retirement Week are:

- Help raise employee awareness of the need to save now for their future financial security
- Promote the benefits of getting started early saving for retirement
- Encourage employees to take full advantage of their employer-sponsored plans by increasing their contributions
- Creating a culture that promotes and values saving in the workplace and the

**Agenda Placement Request
Submit to Board Clerk**

community

This proclamation declares the week of October 17, 2010 as Save for Retirement in Multnomah County, with the goal and intent of helping raise awareness and understanding by County employees and workers throughout our community of the importance of taking personal responsibility for saving for their future.

3. Explain the fiscal impact (current year and ongoing).

None

4. Explain any legal and/or policy issues involved.

None

5. Explain any citizen and/or other government participation that has or will take place.

The County's financial services providers for our Deferred Compensation Plan and representatives from Social Security, PERS, Employee Health Benefits and other partners are supporting our employee brown bag education and a financial fitness fair open to all employees during the designated week.

Required Signature

**Elected Official or
Department/
Agency Director:**

Mindy Harris

Date: 9/23/10

**Agenda Placement Request
Submit to Board Clerk**

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

PROCLAMATION NO. _____

Declaring the Week of October 17, 2010 Save for Retirement Week in Multnomah County

The Multnomah County Board of Commissioners Finds:

- a. The week of October 17, 2010 has been designated National Save for Retirement Week by the United States Senate and by the United States House of Representatives.
- b. Saving for one's retirement is a key component to overall financial health and security during retirement years.
- c. The cost of retirement continues to rise and Americans are living longer, thereby requiring higher rates of saving for longer periods of time to meet their income needs in retirement.
- d. Many workers have experienced declines in their retirement savings accounts as a result of the economic downturn over the past year, making continued contributions and long term strategies more important now than ever before.
- e. Recent data from the Employee Benefit Research Institute indicates that less than two-thirds of American workers and/or their spouses are currently saving for retirement, and the actual amount of retirement savings of the American worker lags far behind the amount that is realistically needed to adequately fund retirement. Other data indicates that 75% of workers who have saved for retirement expect to have to continue working during their retirement years.
- f. Multnomah County has a voluntary deferred compensation savings plan that offers employees a wide variety of investment options and a robust educational program. The Plan enjoys participation and savings rates that are generally double the national averages for state and local government plans.

The Multnomah County Board of Commissioners Proclaims:

The week of October 17, 2010 is *Save for Retirement Week* in Multnomah County. Multnomah County supports the goals and ideals of National Save for Retirement Week, including raising public awareness about the importance of adequate retirement savings and financial security in retirement.

ADOPTED this 14th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, County Chair

Deborah Kafoury
Commissioner District 1

Barbara Willer
Commissioner District 2

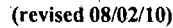
Judy Shiprack
Commissioner District 3

Diane McKeel
Commissioner District 4

SUBMITTED BY: Mindy Harris, Interim DCM Director

**Multnomah County Deferred Compensation Program
Fall Education Program**

Date	Time	Class Title	Description	Location	Street Address	Presenter
October 18	12:00 to 1:00	Saving for College	The Parent Prep Class... Saving for college: Wish you knew how to save for kids' college without shortchanging your other long-term goals like retirement? Allow us to give you some ideas.	Lincoln Building Columbia/Willamette Conf Rm	421 SW Oak Portland, OR 97204	Melinda Lewis ING
October 19	12:00 to 1:00	Retiree Health & Life Insurance Options	Planning for health and life insurance coverage is an important part of retirement planning. This brown bag lunch will focus on the County Retiree Health Insurance Program including: 1) the participation requirements, 2) the age and years of County service requirements for the medical premium subsidy, and 3) how Medicare may impact this coverage. The County Life Insurance Program is also a County-paid benefit available to eligible County retirees. Information will be provided on how to qualify for this benefit.	Multnomah Building Boardroom	501 SE Hawthorne Blvd Portland, OR 97214	Marla Imsland Multnomah County Retiree Benefits
October 20	10:00 - 2:00	Financial Fitness Fair	Stop by the fair and meet representatives from the following: *Deferred Compensation (Advantis Credit Union, Hartford, ING) *Multnomah County Benefits *County Retiree Benefits Program *Financial Lending Institutions (Homestreet Bank, Advantis & Point West Credit Union) *Social Security Administration *HRA/VEBA (how and when to access funds)	Multnomah Building Room 315	501 SE Hawthorne Blvd Portland, OR 97214	See DESCRIPTION column
October 21	12:00 to 1:00	PERS The Five-Year Group	This presentation is designed for members within five years of PERS retirement. Topics include the IAP website calculator, retirement timelines, working after retirement, retiree health insurance and other information.	Lincoln Building Willamette Conf Rm	421 SW Oak Portland, OR 97204	Mark Williams PERS
October 21	12:00 to 1:00	What is Deferred Compensation?	What is 457 deferred compensation and why participate? A small commitment today can have a big impact on your retirement future! Come to this session and learn about the County's deferred compensation plan: eligibility and contribution rules, investment choices, payment of plan benefits, and available plan services. It's never too early or too late to start planning for retirement.	Multnomah Building Room 315	501 SE Hawthorne Blvd Portland, OR 97214	Steve Forrer The Hartford
October 25	12:00 to 1:00	Retirement Planning	This seminar will help you learn how to survive financially through retirement. Decide when you can safely retire and determine if your money will last as long as you do. Using a retirement planning tool and a financial professional will present several specific retirement scenarios that will show you real-world snapshots of how investments impact retirement plans.	Juvenile Justice Large Conf Rm	1401 NE 68th Portland, OR 97213	Patrick Huey Advantis
October 26	10:00 - 2:00	Financial Fitness Fair	Stop by the fair and meet representatives from the following: *Deferred Compensation (Advantis Credit Union, Hartford, ING) *Multnomah County Benefits *County Retiree Benefits Program *Financial Lending Institutions (Homestreet Bank, Advantis & Point West Credit Union) *Social Security Administration *HRA/VEBA (how and when to access funds)	Lincoln Building Atrium	421 SW Oak Portland, OR 97204	See DESCRIPTION column



Hydrokinetic, (or free flow) generation captures energy from moving water without requiring a dam or diversion. While hydrokinetics includes generation from ocean tides, currents and waves; the most practical application in the near term may be in rivers and streams. River currents provide a more consistent and stable source of free energy than the sun or wind (24 hours a day, 7 days a week). Though the Willamette River has a low flow rate (compared to dam "heads"), placing turbines on bridge piers would take advantage of the "Venturi Effect" whereby fluids (water) increase speed around obstructions (piers). Hydro-electric equipment requires only routine maintenance, infrequent replacement, and no fuel costs. The underwater location also reduces exposure to most damage due to human factors or natural events.

The feasibility study would investigate the optimal size, number and placement of hydroelectric turbines (which would depend upon water depth, flow and navigation) and the resultant electrical power that may be generated. The study would determine how much electricity may be generated in excess of what is needed for bridge lighting (and in some cases for lifting). The study would compare the estimated cost of project development and likely Power Purchase Agreement to the forecast cost of a comparable amount of regular electricity purchased through regulated utilities over a similar time period. The study would also compare project costs (per kilowatt) to a comparable amount of "green power" purchased through regulated utilities or Renewable Energy Credit (REC) agreements.

Facilities & Property Management applied for and received a grant from the US Department of Energy (DOE) to pay for a feasibility study into the possibility of attaching mini-turbines to County-owned bridges across the Willamette River to generate electricity. The study would generally determine:

- a. Whether the concept is logistically feasible,
- b. Whether implementation would be economically feasible, and
- c. Who would be the best developer (e.g. County or third-party organization)

Required matching funds will be provided through in-kind work by County employees, such as the time spent to-date complying with preliminary federal contract requirements.

Due to the nature of this feasibility study the Department of Community Services (DCS) Transportation – Bridge Section has agreed to participate and take a project management role in the execution of the work. Facilities and Property Management will work closely with DCS.

3. Explain the fiscal impact (current year and ongoing)

The feasibility study is forecast to take about 12 months after contract signature, so it would occur in both FY11 and FY12. This is a one-time project not anticipated to exceed the \$150,000 awarded for it by the federal government.

The in-kind work by County employees is listed as \$66,380 in the Federal Contract.

4. Explain any legal and/or policy issues involved.

None.

5. Explain any citizen and/or other government participation that has or will take place.

None.

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

The Capital Improvement Fund is increased by \$150,000 in federal funds from the US Department of Energy. The CFDA number for this award is 81.087

- **What budgets are increased/decreased?**

The Capital Improvement Fund professional services budget is increased by \$150,000 to pay for the study funded by this grant.

- **What do the changes accomplish?**

This study is expected to provide information about whether or not it is possible to generate electricity via turbines on County-owned bridges over the Willamette River.

- **Do any personnel actions result from this budget modification? Explain.**

None.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

Administrative expenses are expected to be minimal and will be absorbed in existing appropriations.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

This is a one-time grant award for a one-time project. No additional funds are anticipated.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

The feasibility study is forecast to take about 12 months after contract signature, so it would occur in both FY11 and FY12. Required matching funds will be provided through in-kind work by County employees, such as the time spent to-date complying with preliminary federal contract requirements.

<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: DCM-06

Required Signatures

Elected Official or
Department/
Agency Director:

Approved by Karyne Kieta in Mindy's absence

Date: 9/29/2010 at
1:07pm via
email



Budget Analyst:

Julie Neburka

Date:

Department HR:

Date:

Countywide HR:

Date:

Budget Modification ID: **DCM 06 (FPM11-01)****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
						Cost Center	WBS Element						
1	72-50	2507	72071	20			CP08.11.66	50170	-	(150,000)	(150,000)		IG OP Direct FED
2	72-50	2507	72071	20			CP08.11.66	60170	0	150,000	150,000		Hydrokinetic Energy Production Study
3										0			
4										0			
5										0			
6										0			
7										0			
8										0			
9										0			
10										0			
11										0			
12										0			
13										0			
14										0			
15										0			
16										0			
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST
BUDGET MODIFICATION

(revised 08/02/10)

*Postponed to
Line Certain
10/28/2010*

Board Clerk Use Only

Meeting Date: 10/14/2010

Agenda Item #: R-14

Est. Start Time: 11:15 am

BUDGET MODIFICATION: DCJ - 07

BUDGET MODIFICATION # DCJ-07 Appropriates \$150,000 to the
Agenda Federal/State Fund from the US Department of Justice Office of Justice
Title: Programs: Family Support for Treatment and Re-Entry Success Grant.

Note: For all other submissions (i.e. Notices of Intent, Ordinances, Resolutions, Orders or Proclamations) please use the APR short form.

Requested		Amount of	
Meeting Date:	October 14, 2010	Time Needed:	3 minutes
Department:	Dept. of Community Justice	Division:	Adult Services
Contact(s):	Joyce Resare		
Phone:	503-988-3701	Ext.	24913
Presenter	I/O Address: 503 / 250		
Name(s) &	Liv Jenssen, Community Justice Manager		

General Information

1. What action are you requesting from the Board?

The Department of Community Justice (DCJ) requests approval of budget modification DCJ-07. This budget modification appropriates \$150,000 from the US Department of Justice (US DOJ), Office of Justice Programs (OJP) Family Support for Treatment and Re-Entry Success: Center for Family Success Grant.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Department of Justice Family-Based Prisoner Substance Abuse Treatment Program enhances the capability local jurisdictions have to provide substance abuse treatment for incarcerated parents; prepares offenders for their reintegration into the communities from which they came by incorporating reentry planning activities into treatment programs; and assists offenders and their communities through the reentry process through the delivery of community-based treatment and other broad-based aftercare services.

Projects will provide prison-based substance abuse treatment and parenting programs for incarcerated parents of minor children, as well as treatment and other services to the participating

Budget Modification APR
Submit to Board Clerk

offenders, minor children and family members. Programming must be targeted to inmates with minor children and include services for these inmates, their minor children, and other family members.

Multnomah County Department of Community Justice (DCJ) will contract the grant funds to Center for Family Success to be used for the Family Supports for Treatment and Re-Entry Success project that will assist 40 offenders with substance abuse histories.

The goal of the project will be to help participants to successfully return to their communities through the provision of outreach and services. The services will be extended to participants and to their minor children, other family members, and the children's caregivers. The project will build and benefit from existing treatment and transition efforts. Eligible individuals will participate in prison-based residential substance abuse treatment programs.

After release, offender parents will participate in transition planning and supports provided by the Multnomah County Department of Community Justice Transition Services Unit. This will include probation and parole planning and monitoring, and services including substance abuse treatment, housing, employment and other needed supports.

This grant enhances FY 2011 Program Offer 50048 – Adult Transition and Re-Entry Services

3. Explain the fiscal impact (current year and ongoing)

This budget modification includes revenue and expenditures covering the period of October 1, 2010 through June 30, 2011 in the amount of \$150,000. The funding will be contracted to the Center For Family Success and will also pay for County and Departmental Indirect. This grant funding is for two years and ends September 30, 2012.

4. Explain any legal and/or policy issues involved.

n/a.

5. Explain any citizen and/or other government participation that has or will take place.

n/a

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why? If the revenue is from a federal source, please list the Catalog of Federal Assistance Number (CFDA).**

DCJ's FY 2011 budget will be increased by \$150,000 in grant funding from the U.S. Department of Justice, Office of Justice Programs, and Bureau of Justice Assistance. This grant had not been awarded to DCJ at the time that the FY 2011 budget was submitted, and therefore was not included in the Adopted budget.

This is a federal grant and the CFDA number is 16.812

The Notice of Intent to apply for this grant was approved by the Multnomah County Board of County Commissioners on May 27th, 2010.

- **What budgets are increased/decreased?**

Program Offer 50048 – Adult Transition and Re-Entry Services budget increases by \$150,000. Of this amount, \$138,262 will be passed through to Center for Family Success, and the remaining \$11,738 will pay for Multnomah County Indirect.

- **What do the changes accomplish?**

Appropriation of the Family Support for Treatment and Re-Entry Success: Center for Family Success grant from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

- **Do any personnel actions result from this budget modification? Explain.**

There are no personnel actions.

- **If a grant, is 100% of the central and department indirect recovered? If not, please explain why.**

This grant will fully pay for Central and Departmental Indirect.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

The grant revenue is one-time-only for a period of two years in the amount of \$300,000. When the grant expires, the program enhancement will be discontinued.

- **If a grant, what period does the grant cover? When the grant expires, what are funding plans? Are there any particular stipulations required by the grant (i.e. cash match, in kind match, reporting requirements etc)?**

This is a two year grant effective October 1, 2010 through September 30, 2012. There are no matching funds required.

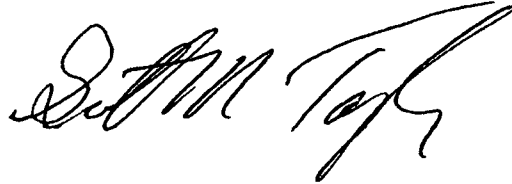
<p><i>NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.</i></p>

ATTACHMENT B

BUDGET MODIFICATION: DCJ - 07

Required Signatures

**Elected Official or
Department/
Agency Director:**



Date: 10/5/2010

Scott Taylor



Budget Analyst:

Shannon Busby

Date: 10/5/2010

Department HR:

Date: _____

Countywide HR:

Date: _____

**Budget Modification APR
Submit to Board Clerk**

Budget Modification ID:

DCJ-07

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2011

Line No.	Fund Center	Fund Code	Program #	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
						Cost Center	WBS Element						
1	50-10	21052	50048	50			CJ057.FAMSPT.RE-ENTRY	50170	0	(150,000)	(150,000)		IG Direct Fed
2	50-10	21052	50048	50			CJ057.FAMSPT.RE-ENTRY	60160	0	138,262	138,262		Pass Thru Payments
3	50-10	21052	50048	50			CJ057.FAMSPT.RE-ENTRY	60350	0	2,350	2,350		Central Indirect 1.70%
4	50-10	21052	50048	50			CJ057.FAMSPT.RE-ENTRY	60355	0	9,388	9,388		Dept Indirect 6.79%
5										0		0	
6	50-00	1000	50001	50		509600		50370		(9,388)	(9,388)		Dept Indirect Revenue
7	50-00	1000	50001	50		509600		60240		9,388	9,388		Supplies
8										0		0	Increase Business Svcs
9										0			
10	19	1000		20		9500001000		50310		(2,350)	(2,350)		Internal Svc Reimbursement
11	19	1000		20		9500001000		60470		2,350	2,350		Contingency
12										0		0	Central Indirect Reimb
13										0			
14										0			
15										0			
16										0			
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-15 DATE 10/14/2010
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 10/14/2010
Agenda Item #: R-15
Est. Start Time: 11:20 am

Agenda Title: **Resolution on Take Back the Tap: Restrictions on Bottled Water**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>October 14, 2010</u>	Amount of Time Needed:	<u>40 minutes</u>
Department:	<u>District 2 Commissioner Willer</u>	Division:	<u></u>
Contact(s):	<u>Sarah Brownstein</u>		
Phone:	<u>503-988-6785</u>	Ext.	<u>86785</u>
Presenter Name(s) & Title(s):	<u>Julia DeGraw, NW Organizer for Food & Water Watch; Jon Schrotzberger, Director of Facilities and Property Maintenance; Sonia Manhas, Program Manager for Community Wellness and Prevention; Kathleen West, Director of the Office of Sustainability; Tim Lynch, Climate and Energy Specialist for the Office of Sustainability; Sarah Brownstein, Staff Assistant to District 2 Commissioner Willer</u>		

General Information

1. What action are you requesting from the Board?

Board approval of a resolution to no longer use Multnomah County funds to purchase bottled water for use in Multnomah County facilities or at Multnomah County events, except in cases of emergency, where there are no reasonable alternatives to access safe drinking water; when there are hydration requirements for employees working outside of County facilities; or other legal or other contractual reasons are present.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This resolution seeks to eliminate redundancy of county funds used for supplying water to Multnomah County employees and for County events. In FY2009, the County spent \$20,201.31 on bottled water purchases through Central Stores and from bottled water services. This amount does not include bottled water purchased P-Cards. Multnomah County Facilities and Property Management has been ensuring the quality of County drinking water and providing filters to improve the taste of water in County buildings since

Agenda Placement Request
Submit to Board Clerk

the mid-1990's. This resolution highlights these efforts and the superior quality of the local water sources in Multnomah County, and comes at a time where prudent decisions as they relate to environmental and fiscal health must be the standard.

3. Explain the fiscal impact (current year and ongoing).

This resolution will not result in any additional costs to the county. In 2009, Multnomah County spent a minimum of \$20,000 on bottled water.

4. Explain any legal and/or policy issues involved.

None known at this time.

5. Explain any citizen and/or other government participation that has or will take place.

This resolution is the result of collaboration within the County across departments and offices. In addition, Food & Water Watch has been heavily involved in a consulting capacity for the educational component of this effort and donated stainless steel bottles for pledge prizes. Klean Kanteen donated stainless bottles as pledge prizes and offered bottles with our Multnomah County Take Back the Tap logo available for purchase at a reduced rate. Finally, the Portland Water Bureau led a VIP tour of Bull Run for County employees.

Required Signature

**Elected Official or
Department/
Agency Director:**

Barbara Willer

Date: 10/6/2010

**Agenda Placement Request
Submit to Board Clerk**

FREE

MULTNOMAH COUNTY Sustainability Film Series

PRESENTS

BLUE GOLD

World Water Wars

Sunday, Oct. 17th @ 6:00 pm
McMenamins Bagdad Theater
(SE Hawthorne & SE 37th)

Before The Film: Tap vs. Bottled Water Taste Test

*After The Film: Panel Discussion on
How to Join the "Local Water" Movement*

BLUE GOLD

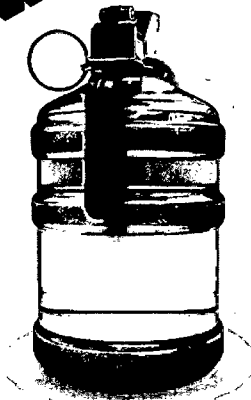
THE WAR OVER YOUR WATER IS ABOUT TO BEGIN

Sponsored by:



Engineering +
Environmental

More information at:
www.multco.us/sustainability





Commissioner Barbara Willer

MULTNOMAH COUNTY, District 2

501 SE Hawthorne, Suite 600
Portland, Oregon 97214
(503) 988-5219 phone
(503) 988-5440 fax
<http://multco.us/portal/site/ds2>
district2@co.multnomah.or.us

Nestle's Plans to Bottle Water in the Gorge

Report prepared by Sarah Brownstein

Issue

Nestle is trying to build a water bottling plant in Cascade Locks.

Background

Nestle wants to bottle spring water from the Columbia River Gorge town of Cascade Locks. The spring water Nestle wants to bottle is currently used by the Oregon Department of Fish and Wildlife (ODFW) for a fish hatchery. ODFW is the sole water right holder to Oxbow Springs – the water in question. Nestle has approached the town and ODFW and asked them to enter into an agreement to exchange water so that Cascade Locks can sell ODFW's spring water to Nestle (at the regular industrial use rate). Cascade Locks will replace the water ODFW gives it with its ground water. Both parties will retain water rights and the exchange will be for a portion of ODFW spring water, not for all of it.

The ODFW fish hatchery is in Herman Creek, and is home to Coho Salmon, Idaho Sockeye, and Grande Ronde Spring Chinook. ODFW is conducting a 12 month test on rainbow trout to see if the city's well water is adequate for fish hatchery use. The study will be completed by February 2011. If the study shows that there will be no harm done to these fish, ODFW will sign off on the contract with Nestle.

The Oregon Water Resources Department (OWRD) is at the point of publishing an application it received from Cascade Locks and ODFW for a water exchange that would enable the town to sell spring water to Nestle for their large water bottling facility. Once this application is published, there will be a thirty day comment period.

Broader Issue of Water

Multnomah County Commissioner Barbara Willer believes that Oregon's water should not be sold or privatized. Our water is a state resource and is part of the public trust. Bottling water touches upon questions of access, equity, and public and environmental health. Given that the rate at which water is being consumed is not sustainable, meaning that water is becoming less of a renewable resource, equity and access issues as they relate to water will come to the forefront. Bottling water exacerbates this quandary, in that it completely removes water from an ecosystem, resulting in faster depletion of the resource. It is for that reason that we as public servants need to take preventative measures to ensure both the sustainability of our drinking water and its availability to all of our constituents, regardless of income or ability to pay.

Some town and city governments have passed an ordinance banning corporations from withdrawing water. These include Barnstead, NH in 2006 and Nottingham, NH in 2008. In addition, bottled water conflicts in Maine and Michigan have resulted in strengthened local groundwater laws to better protect local water resources.

There are a number of reasons to be concerned about this particular proposition:

1. Removal of large amounts of groundwater from a region or community can alter the level and flow of springs, lakes, rivers and drinking water wells.

- a. Nestle wants to use just over 166 million gallons of water per year from Cascade Locks ground water system. There is little known data on the aquifers recharge rate and size, and it isn't mapped. Mosier, a town some 25 miles to the east of Cascade Locks is running out of water.
- b. A study recently published by the USGS Groundwater Resources Program, entitled *Groundwater Conditions During 2009 and Changes in Groundwater Levels from 1984 to 2009, Columbia Plateau Regional Aquifer System, Washington, Oregon, and Idaho* shows that of the 470 wells measured in 1984 and 2009, water levels declined in 83 percent of the wells. While Cascade Locks is not directly inside the area studied, it is very close by, and is certainly within the same region.
- c. An article in the Journal of Land Use explains that in many cases, irrigation and agriculture return much of the water used back to the aquifer, "while the removal of water for bottling simply acts to reduce the aquifer's supply without replenishing it for use in the future."

2. Impacts on Endangered Fish

- a. Herman Creek has a cold water refuge which is fed by Oxbow Springs (the spring water Nestle is looking to bottle). Salmon and steelhead species rely upon this cool water refuge to cool down and rest during warm summer months, when the water temperatures are high enough to kill these wild fish. Nestle has hired an independent contractor to conduct studies about how these fish might be affected by the plant.

3. Public and Environmental Health Impacts

- a. The more than 200 daily truck trips through Cascade Locks during peak water bottling season on routes including part of the main street would result in noise and air pollution.
- b. It could endanger public drinking water. If Nestlé's water needs overtax the ground water system, the Columbia River water could infiltrate the only currently viable source of potable water for the town of Cascade Locks. The solution would be expensive, and take time – what would the town do in the interim?

4. Economic Impacts

- a. Road upgrades and maintenance (Nestle has said they aren't planning on paying for all the upgrades for their trucks, leaving ODoT to foot much of the bill)
- b. Administrative costs for ODFW
- c. Someone will have to pay for the Environmental Assessments (EA's) necessary to construct the plant, upgrade the roads, and to potentially build new once. Not to mention the EA's potentially involved with the pipes they will have to install to get the water from the wells to the hatchery and from the hatchery to the water bottling facility.
- d. Potential need for new wells: Nestle hasn't been forthcoming about water flow amounts. This could result in Cascade Locks having to invoke eminent domain in order to install costly new wells that would accommodate the municipal water needs (as well as Nestlé's bottling needs).
- e. Negative impact on any tourism in the area: including the unsightly eye sore of a large water bottling facility along the banks of the Columbia and the 200 truck trips through town during the peak of tourist season (which coincides with peak water bottling times).

5. Nestle has a poor track record.

- a. They look for spring water in small communities where few laws protect the groundwater and few residents know their legal rights.
- b. They have been engaged in numerous legal battles throughout the country; last year, citizens in the 1,300 person town of McCloud, CA concluded a five year battle resulting in Nestlé's withdrawal of a proposal to bottle water from the area's springs.

- c. According to one study, only 10-40 percent of the jobs created by Nestle end up being occupied by local residents. These jobs tend to pay low wages. According to the Bureau of Labor Statistics, bottled water employees' annual earnings are \$10,000 less than their counterparts at typical manufacturing jobs. In the past water bottling facilities the size Nestle is proposing for Cascade Locks employ 20 to 25 people; this, when they typically promise 50-60 jobs.
- d. In the arrangement with Cascade Locks, ODFW would be guaranteeing Nestle a certain amount of water with the understanding that they could revoke that guarantee if there were a drought. There have been similar arrangements throughout the country, but Nestle has refused to stop pumping, resulting in multi-year legal battles between Nestle and local towns, counties, and concerned groups. Throughout these battles Nestle has continued pumping.

Much of the information used to compile this report can be found on the Food & Water Watch website: www.foodandwaterwatch.org

**MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP**

Please complete this form and return to the Board Clerk

This form is a public record

MEETING DATE: 8/10/14/10

SUBJECT: Take Back the Tap

AGENDA NUMBER OR TOPIC: _____

FOR: X AGAINST: _____ THE ABOVE AGENDA ITEM

NAME: Catherine Howells

ADDRESS: 1332 SE Birch St.

CITY/STATE/ZIP: Portland, OR 97214

PHONE: _____ DAYS: 503 929 5531

EVES: same

EMAIL: chowellspx@yahoo.com

FAX: _____

SPECIFIC ISSUE: _____

WRITTEN TESTIMONY: none -

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (revised 09/22/08)

Board Clerk Use Only

Meeting Date: _____
Agenda Item #: _____
Est. Start Time: _____
Date Submitted: _____

Agenda Title: **Reappoint John Rettig to the Planning Commission**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date: October 14, 2010 **Amount of Time Needed:** Consent agenda
Department: Community Services **Division:** Land Use and Trans Plan.
Contact(s): Karen Schilling
Phone: 503-988-5050 **Ext.** 29635 **I/O Address:** 455/1st Floor
Presenter(s): _____

General Information

1. What action are you requesting from the Board?

Reappoint John Rettig to the Planning Commission.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Multnomah County is required to have a citizen involvement committee that is broadly representative of the geographic areas of the County. The Planning Commission assists the County with the development of our land use planning legislative program. There are nine (9) members who serve four-year terms. Commissioners can be reappointed beyond two terms if there is unanimous agreement from the Board of County Commissioners. No more than two members of the Commission can be engaged in the same kind of business, trade or profession.

John has served on the Planning Commission since 1998. John is an Engineer and lives on the west side of the county. He has been a dedicated and involved Planning Commissioner.

3. Explain the fiscal impact (current year and ongoing).

There is no fiscal impact. The Planning Commissioners are volunteers. Staffing the Planning Commission is included in the Land Use and Transportation Planning budget.

4. Explain any legal and/or policy issues involved.

The County is required to have a Citizen Involvement Committee by State code. The Planning Commission serves this purpose for the County's Comprehensive Plan and Code.

5. Explain any citizen and/or other government participation that has or will take place.

If a vacancy occurs, there is public outreach to find new volunteers for the Planning Commission. Since this is a reappointment, no public outreach was conducted.

Required Signature

Elected Official or
Department/
Agency Director:



Date:

10/5/2010

2 APRs
for 10/28

Sheila sent you
the digital copies.

Jill Wolf

*Received after the
meetings by Email.*



Brian J. Flaherty

Vice President, Government Affairs

(203) 863-0125

(203) 863-0215 (FAX)

brian.flaherty@waters.nestle.com

October 13, 2010

Multnomah County Board of Commissioners
501 SE Hawthorne Blvd, Suite 600,
Portland, Oregon 97214-3587

Members of the Board:

Bottled water has become a topic of interest and debate across the United States.

As an outgrowth of this ongoing dialogue, some interest groups have advocated that states, counties or municipalities no longer provide bottled water products for their employees or at public events. Since such a proposal has made it to your desk, I hope to take a moment of your time to provide some information from a viewpoint that you may not yet have heard from.

Many of the claims being made against bottled water by industry critics provide an incomplete picture the environmental impact of water and other beverages, and the importance of bottled water as a contributor to a healthy lifestyle. There are two examples in Resolution R-15 that I'd like to highlight.

- The resolution states that the average price for bottled water is \$1.50 per 16-ounce bottle. That would make a case of water cost \$36.00, when in reality most bottled water is sold in half-liter (16.9 oz) cases of 24 bottles, at about \$3.99 per case. That puts the figure at about 17 cents per bottle, not \$1.50.
- The resolution also states that the U.S. Food and Drug Administration (FDA) mandates six water quality tests per month for bottled water, adding that the U.S. Environmental Protection Agency (EPA) mandates over 300 tests per month for public drinking water systems, and has "far more stringent" requirements for public drinking water systems. This might convey the impression that bottled water is not as regulated as stringently as tap water, when in fact, federal law requires FDA regulations for bottled water be at least as protective as those imposed by the EPA for municipal drinking water. In fact, federal regulations for bottled water are stronger than those for tap water for contaminants such as coliform bacteria, E. coli, and lead. And insofar as testing goes, Nestlé Waters North America tests each of our bottling lines 200 times *per day* to ensure that we meet FDA standards.

The most important point I'd like to highlight for you, however, is that stopping the purchase of bottled water does not address the challenges most activists speak of by demanding such a measure. Purchase bans do not improve water conservation practices, do not ensure adequate funding for public drinking water systems, and do not increase recycling rates—particularly in a state like Oregon, where water bottles are included in your bottle deposit law. Instead, these purchase bans succeed in removing one of the most healthful beverage choices and replacing it with less healthy options that use more plastic and more water to make than bottled water.

Multnomah County Board of Commissioners
October 13, 2010
Page 2

In February 2010, my company commissioned a peer-reviewed life cycle analysis (LCA) of all beverages. This LCA, published at www.beveragelcafootprint.com, revealed the following:

- Tap water has the lightest environmental footprint of all beverages.
- Bottled water has the lightest environmental footprint of all *packaged* beverages—one that can be reduced by 25% simply by recycling the bottle.
- Removing bottled water as a packaged beverage option is the wrong move for the environment and for health. This is because if bottled water is not available as a beverage option, only one-third of people will turn to tap water, and *two-thirds will choose other packaged beverages with heavier environmental footprints than a bottle of water.* (This research appears on page 20 of the LCA.)
- The City of Toronto, Canada ultimately decided not to remove bottled water from its schools after testing and confirming that students turned more to sweetened drinks than to tap water. James Reffle, the director of Environmental Health and Chronic Disease Prevention Services said, "If bottled water is not available, and access to municipal drinking water fountains is limited, then the public may opt for other drinks with higher levels of sugar, no nutritive value and a high acid content."

Highlights on these points are included in the attached "LCA Information Sheet," and specifics can be found for review at your convenience at www.beveragelcafootprint.com. I have also included a recent op-ed piece from the *Boston Globe*, entitled "Bottled Water: The Wrong Enemy," written by former Boston City Councilor Tom Keane. I hope you will find them to be useful, and that you will weigh them with the other information you have received on the issues surrounding this debate.

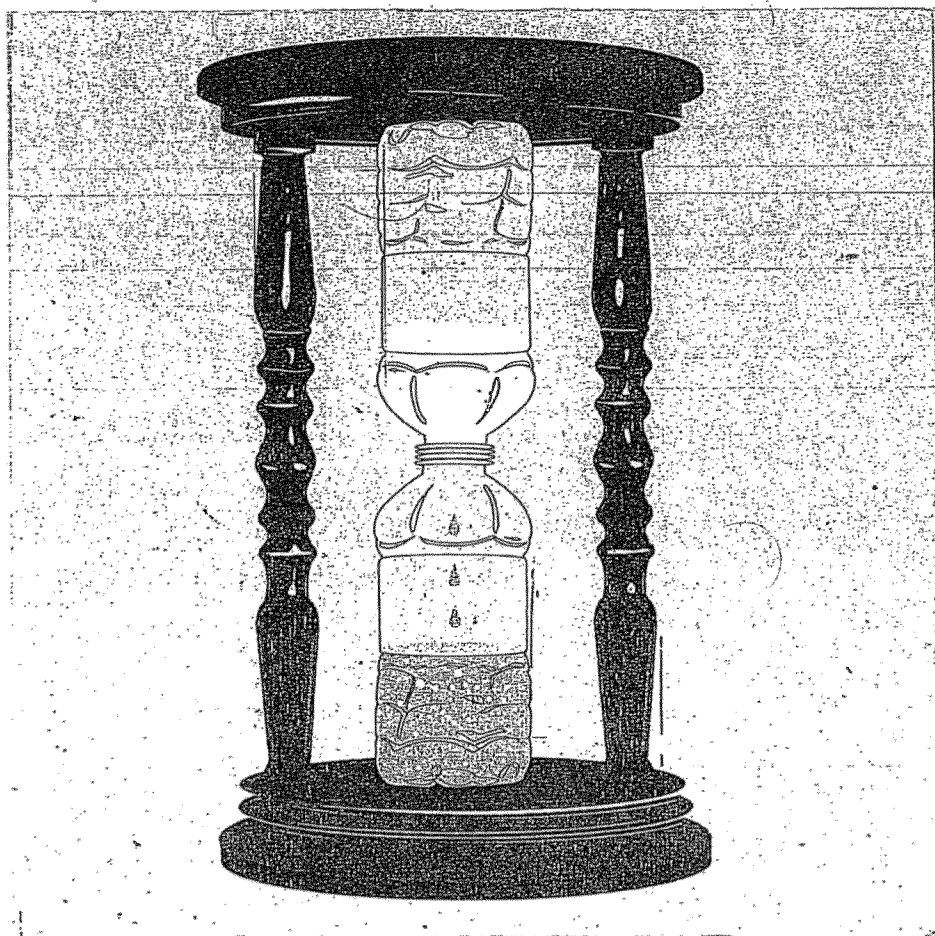
Bottled water is a complement to tap water, and a competitor to other packaged drinks. It would be negligent of me to suggest that there is only one acceptable manner to access clean drinking water, and neglectful for anyone to suggest to you that the only way to take back tap water is to take bottled water off the table.

Thank you for your time and careful consideration. I welcome the opportunity to have a deeper conversation with you or the appropriate member of your staff. I can be reached at (203) 863-0125, or via e-mail at brian.flaherty@waters.nestle.com.

Sincerely,


Brian J. Flaherty
Vice President, Government Affairs

Enclosures (3)



Bottled Water: The Wrong Enemy

Sorry, Concord. Banning sales is the last thing we should be doing.

By TOM KEANE

To many, bottled water is a modern evil, a wasteful and environmentally destructive consumer scam. I say it's a brilliant triumph for public health.

In this, I part company with the good folks of Concord, that shot-heard-round-the-world town now seemingly determined to seize the mantle of looniness from Cambridge.

Someday soon, if the town has its way, a thirsty bicyclist will pull up outside the Cumberland Farms on Thoreau Street, walk inside looking for a bottle of water, and find none. That's because Concord wants to make bottled water illegal. (The attorney general this summer rejected a ban Concord passed in April, but supporters vow they'll try again.) No doubt there will be plenty of sodas, sports drinks, and teas to choose from, but of water—just water—there will be none. And so our biker, still seeking hydration of some sort, will be stuck with something flavored and often sweet.

A few weeks ago, my daughter and a group of friends gathered to bid goodbye to summer. We were to provide drinks. "Cola? Root beer?" I asked my daughter.

"Water would be fine."

That can't be right, I thought. "Orange soda?" I proposed. "Iced tea or Gatorade?"

"Just water," she said. "We like water."

Maybe it's a generational thing, but many kids and young adults these days seem to prefer bottled water. Well, we're going to show them. We're going to ban it.

From one angle, I can understand the combination of disbelief and outrage that has greeted the bottled-water phenomenon. How dare a company take something that is essentially free, pour it into a plastic bottle, and try to sell it for the same price as a Coke? And what kind of fools would then actually believe this swindle and pay good money for it?

But from a different viewpoint, how is it

Pure, clean water is evil, but add carbonation and lots of sugar and it's OK?

that pure, clean, noncaloric water should be banned, but if you take the same stuff, carbonate it, and then add lots of sugar, artificial coloring, and some flavor, it's OK? The residents of Concord aren't rising up against any other beverage except water (even though water containers, usually lighter than the stronger containers needed for carbonated beverages, consume less plastic and are cheaper to ship).

"Fat America" is the public health crisis of the moment, and for good reason. Almost 27 percent of Americans are obese, an all-time high. And directly connected to that is the soaring incidence of diabetes. According to the US Centers for Disease Control and Prevention, the number of new cases tripled from 1980 to 2008, from less than 500,000 to more than 1.6 million, resulting in enormous economic costs, higher mortality rates, and greatly reduced quality of life. And a principal cause of all this, according to many recent studies, is our unrelenting consumption of sugared beverages.

I realize that Poland Spring and Evian aren't in the business of public health. They just want to make a buck, and they've done so brilliantly. But if, let's say, someone named Dr. Dasani had concocted a scheme to use clever packaging and well-made advertisements to wean our youth off sugared drinks and onto water, we'd be extolling his contribution to the nation.

I know, it still bothers you. It's just water after all. The stuff found in those bottles is roughly the same as what comes from our kitchen faucets. Why not buy a reusable plastic or aluminum bottle, fill it, and take it with you? Or why not just use water bubblers?

Because it won't happen. Yes, there are a handful who will truck their own reusable containers, but not a lot. As for those water fountains: If you can find them, they're likely broken. Even if not, they generally deliver a tepid drink from a spigot flecked with the drool of previous users. No, thanks.

Sure, we should all recycle no matter what we're drinking. But when people grab an Aquafina from the shelves instead of a Mountain Dew, that's one less sugary drink they'll be consuming. Instead of decrying those clever purveyors of water as modern-day charlatans, let's urge them onward. If marketers could persuade everyone to make bottled water their beverage of choice, we'd all be better off.

Tom Keane is a regular contributor to the *Globe Magazine*. E-mail him at tomkeane@globe.com.



WATER HAS LIGHTEST ENVIRONMENTAL FOOTPRINT AMONG PACKAGED DRINKS

Excerpts from *Environmental Life Cycle Assessment of Drinking Water Alternatives and Consumer Beverage Consumption in North America*,

To better understand the environmental impact of bottled water and other beverage options, including tap water, filtered tap water, reusable containers, sports drinks, and soda, Nestlé Waters North America commissioned a first-of-its-kind beverage life cycle assessment (LCA).

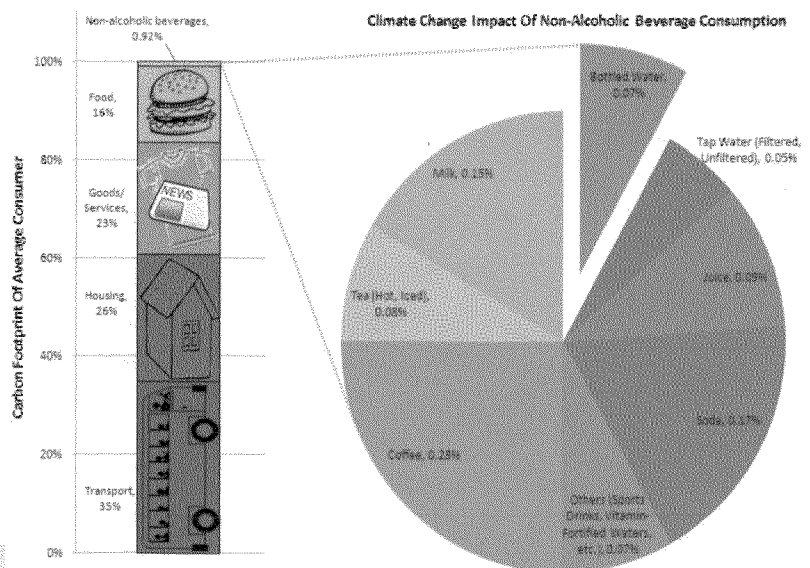
Key findings of the study include:

Water in all its forms is the best beverage option for the environment.

- Whether tap, bottled or filtered, water is the least environmentally impacting beverage.

When it comes to packaged beverages, bottled water has the lightest footprint.

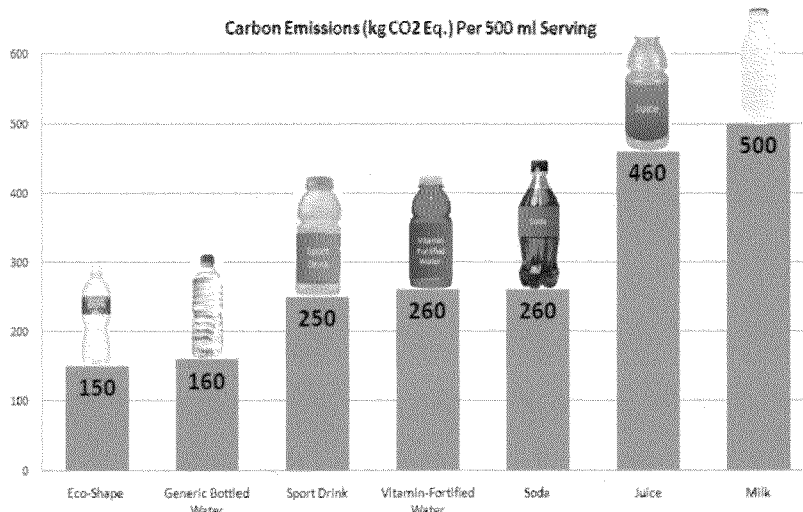
- Bottled water represents **less than one-tenth of one percent** of an average consumer's overall environmental footprint.
- Every time people choose bottled water instead of a packaged beverage such as soda or juice, they lighten the environmental impact of their beverage consumption.
- With lighter packaging and no "grown" ingredients like sugar, bottled water has the lightest environmental footprint of all the packaged beverages analyzed in this report.
 - Sports drinks, enhanced waters and soda produce nearly 50% more carbon emissions per serving than bottled water.
 - While juice and milk provide health benefits, they and beer produce nearly three times as many carbon emissions per serving as bottled water.





- Removing bottled water as a packaged beverage option is the wrong move for the environment and for health.

- If bottled water is not available as a beverage option, non-water packaged drink choices are not only more calorie-intensive, they're more carbon-intensive.



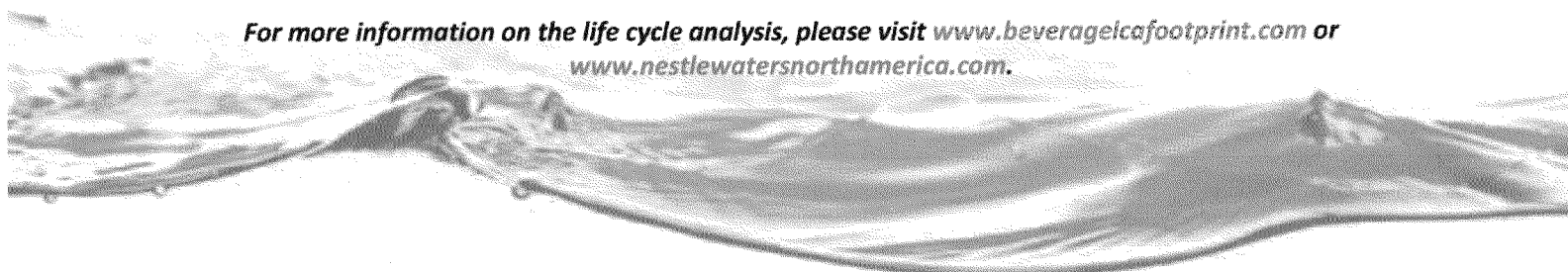
- While one-third of people will turn to tap water, which has a lighter environmental footprint, two-thirds of consumers will choose other packaged beverages with heavier environmental footprints if bottled water is not available, according to Nestlé Waters' research, which is referenced on p. 20 of the report.

- The City of Toronto, Canada ultimately decided not to ban bottled water in its schools after testing and confirming that students turned more to sweetened drinks than to tap water.

WATER IS THE BEST BEVERAGE CHOICE FOR HEALTH

- According to the Centers for Disease Control, 67% of American adults are overweight or obese, and one out of every three children born after 2000 will be diagnosed with diabetes at some point in their lives.
- American adults consume 450 calories a day from beverages, up about 100% from 40 years ago.
- Experts say consumption of sweetened beverages like sports drinks, fruit juice and especially soda may be a key contributor to the nation's obesity epidemic.
- Some studies suggest drinking water instead of sweetened drinks may actually help people lose weight.

For more information on the life cycle analysis, please visit www.beverageclimatefootprint.com or www.nestlewatersnorthamerica.com.





WATER TESTING & REPORTING

At Nestlé Waters North America, we hold our products to high standards of quality and safety. That's why we're proud to lead the bottled water industry in transparency around the testing of, and reporting on, the quality of our products.

Frequent Testing for Quality and Safety

- ✓ Every day, we test each bottling line 200 times to ensure our products meet or exceed FDA requirements, as well as our own internal quality standards.
- ✓ We conduct one test for every 40,000 gallons of water processed, while municipal water is tested once every 2.7 million gallons processed.
- ✓ Gallon for gallon, we test our water more than 60 times more frequently than most municipal water supplies.
- ✓ Our bottling plants undergo independent annual inspection.

Monitoring for Key Contaminants

- ✓ FDA regulations for bottled water are at least as protective as those imposed by the EPA for municipal drinking water. In fact, federal regulations for bottled water are stronger than those for tap water for the following key contaminants:
 - **Coliform** – Bottled water must be free of coliform bacteria – a commonly used indicator of sanitary quality – at all times (as-of December 2009). By comparison, tap water sources can contain coliform.
 - **E. Coli** – Bottled water sources are not allowed to contain E. coli bacteria (as-of December 2009), but tap water sources are. If E. coli is detected in bottled water, it can be recalled; however, tap water cannot be recalled, and people have to boil it for safety.
 - **Lead** – We test our water sources annually for lead, and our lead standard is non-detectable – less than .5 parts per billion (PPB). By comparison, FDA regulations allow for 5 PPB of lead in bottled water, while 15 PPB is the standard for public water supplies.





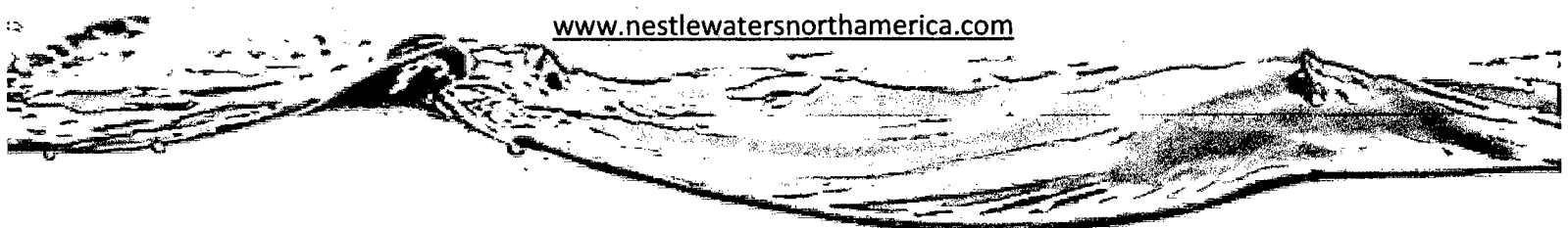
Reporting on Quality

- ✓ Since 2005, we have made quality reports publicly available for all of our brands.
- ✓ We publish quality reports that are comparable to those published by public water utilities. These reports are based on independent testing results from certified third-party labs.
- ✓ Our quality reports and information about our water sources are easily accessible on our Web site or by calling a toll-free number, both of which are listed on our product labels.
- ✓ We remain committed to making quality reports and source information easy for the public to access, and encourage all bottled water companies to do the same so consumers can see for themselves that bottled water is a beverage choice of high and consistent quality.
- ✓ We support establishing clear, federal standards to require all water bottlers to disclose water sources and test results concerning water quality. California's state law would serve as a good model for federal legislation.

Protecting the Water We Drink

- ✓ Largely as a result of our frequent testing and reporting on quality, the FDA is aware of no major outbreaks of illness or serious safety concerns associated with bottled water over the past decade.
- ✓ According to the Centers for Disease Control and Prevention (CDC), there are between 4 and 33 million cases of gastrointestinal illness each year associated with public drinking water systems.

www.nestlewatersnorthamerica.com



GROW Lynda

From: GROW Lynda
Sent: Thursday, October 07, 2010 5:15 PM
To: RYAN Matthew O; GRACE Becky J
Cc: KINOSHITA Carol; WADDELL Mike D; BROWN Sally A
Subject: RE: Public Hearing Gov Transfer October 28th Board Agenda

Please provide me with a copy of said advertisement, so I can include it in the permanent board packet.

Thanks, all.

Lyn

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: RYAN Matthew O
Sent: Thursday, October 07, 2010 4:37 PM
To: GRACE Becky J
Cc: KINOSHITA Carol; WADDELL Mike D; BROWN Sally A; GROW Lynda
Subject: RE: Public Hearing Gov Transfer October 28th Board Agenda

Becky,

This is *not* the type of hearing that the resolution title should state "PUBLIC HEARING". That would be appropriate if this resolution was actually setting the hearing date and time. This resolution is not to set a hearing rather it is to approve the proposed transfer of the property to the other governments. Please process the resolution has drafted.

This public hearing shall be held during the regular course of the BCC Meeting on October 28, 2010 as provided in the notice to be published by Tax Title. Thanks.

Matthew O. Ryan
Assistant County Attorney
Office of Multnomah County Attorney
501 SE Hawthorne Blvd, Suite 500
Portland, Oregon 97214
Tel: 503-988-3138; Fax: 503-988-3377
matthew.o.ryan@co.multnomah.or.us

CONFIDENTIALITY: This email transmission may contain confidential and privileged information. The information contained herein is intended for the addressee only. If you are not the addressee, please do not review, disclose, copy or distribute this transmission. If you have received this transmission in error, please contact the sender immediately

From: GRACE Becky J
Sent: Thursday, October 07, 2010 3:58 PM
To: RYAN Matthew O
Cc: KINOSHITA Carol; WADDELL Mike D; BROWN Sally A
Subject: RE: Public Hearing Gov Transfer October 28th Board Agenda

10/7/2010

Hi Matt,
I noticed that the resolution title was changed removing PUBLIC HEARING from the title. I was asked by Mike Waddell to include PUBLIC HEARING in caps on the title of the APR and Resolution for notification to the board clerk. Can I put it back on?
Thanks,
Becky

From: RYAN Matthew O
Sent: Thursday, October 07, 2010 3:28 PM
To: GRACE Becky J
Cc: BROWN Sally A; SANDERMAN Richard A; WALRUFF Randy P; KINOSHITA Carol
Subject: FW: Public Hearing Gov Transfer October 28th Board Agenda

Becky,
The attached resolution and deed forms have been reviewed and are approved for submission to the BCC for its consideration. Thanks.

Matthew O. Ryan
Assistant County Attorney
Office of Multnomah County Attorney
501 SE Hawthorne Blvd, Suite 500
Portland, Oregon 97214
Tel: 503-988-3138; Fax: 503-988-3377
matthew.o.ryan@co.multnomah.or.us

CONFIDENTIALITY: This email transmission may contain confidential and privileged information. The information contained herein is intended for the addressee only. If you are not the addressee, please do not review, disclose, copy or distribute this transmission. If you have received this transmission in error, please contact the sender immediately

From: GRACE Becky J
Sent: Thursday, September 30, 2010 11:54 AM
To: RYAN Matthew O
Cc: KINOSHITA Carol; BROWN Sally A; SANDERMAN Richard A; ANDERSON Debra A
Subject: Public Hearing Gov Transfer October 28th Board Agenda

Hi Matt,

Attached for your review and approval are the Government Transfer Documents for the October 28th Board Agenda. The legal descriptions have been copied and pasted from the Tax Foreclosure Deed word documents. The misspelled legal description has been corrected on the 2008 Tax Foreclosure Deed.

Please see the attached email for the request by City of Troutdale for a different type of acceptance signature line on Exhibit 2 deed to Troutdale.

I need to have these back by Friday October 8th to make the deadline.

Thank you,

Becky Grace
Tax Title
503-988-3590

10/7/2010

GROW Lynda

From: BAKER Marina
Sent: Thursday, October 07, 2010 3:56 PM
To: GROW Lynda
Subject: RE: Your request for Room 635 on Oct 26th

Done and done!

Marina Baker
Assistant Board Clerk
503-988-3277
x83277

From: GROW Lynda
Sent: Thursday, October 07, 2010 3:52 PM
To: GUTHRIE Barbara
Cc: BAKER Marina
Subject: Your request for Room 635 on Oct 26th

Barbara:

Since Executive Session isn't open to the public, I asked Asst. C.A. Jenny Morf, and confirmed we can move the Executive Session to Room 112.

Marina: would you delete ES on the board room and book the Google team and note on the board room calendar that we will be in 112?

Thanks – and - we will use the portable recorder for the meeting in 112.

Lynda

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214-3587
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

Shera:
For Cecilia's
Review &
Approval.

Thanks,
Ken



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

Board Clerk Use Only

Meeting Date: _____

Agenda Item #: _____

Est. Start Time: _____

Date Submitted: _____

✓
Agenda Title: Resolution Establishing A Policy For Acquisition Of Real Property For Transportation Projects

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	October 14, 2010	Amount of Time Needed:	10 Min.
Department:	Community Services	Division:	Road Services
Contact(s):	Kim Peoples		
Phone:	503-988-5050	Ext.	26797
Presenter Name(s) & Title(s):	Brian Vincent & Kim Peoples		
I/O Address:	425/2/206		

General Information

1. What action are you requesting from the Board?

Adopt Resolution establishing a policy for the acquisition of real property for Transportation Projects.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Transportation Capital projects often need to acquire additional right-of-way from adjacent property owners. The right-of-way acquisition process is highly prescribed by federal and state law. Currently, County Transportation utilizes a compressed process to inform the Board of project specific right-of-way needs and simultaneously request authorization to initiate right-of-way acquisition by gathering appraisals of impacted properties, commence good faith negotiations and, in the event negotiations are not successful, initiate eminent domain proceedings. Accordingly, there has been interest expressed by Board members that there be additional public notice opportunities of potential impacts to property interests and additional Board involvement prior to the decision to initiate eminent domain proceedings.

Agenda Placement Request
Submit to Board Clerk

Staff is seeking to bifurcate the current process by creating two separate steps of Board authorization. The first step will require the Board to authorize initiation of appraisal work and the commencement of good faith negotiations. Step two will be triggered only if good faith negotiations are not succeeding expeditiously as anticipated and because of time constraints condemnation would be the only viable option in order for the acquisition to move forward.

The proposed process revision will also incorporate identification of projects in the Transportation Capital Improvement Plan (TCIP) that may have right-of-way acquisition components. This will provide early notice opportunity to the public of potential impacts to real property associated with proposed Capital projects. Additionally, prior to project start-up, staff will brief the Board with the intent to inform the Board that preliminary project initiation (planning and design) is imminent.

Staff is contemplating a Board Resolution directing staff to memorialize the revised process through the adoption of a new Administrative Procedure. The Administrative Procedure will direct Staff to provide additional early notice of contemplated right-of-way needs to the public and the Board. It also requires staff to seek separate Board authorization to initiate eminent domain proceedings if good faith negotiations are not succeeding and there is no alternative available to keep the project moving.

The fundamental understanding and principle of the proposed Resolution, Administrative Procedure and TCIP is that Capital Improvement Projects will be designed to create the least private harm, and the greatest public benefit, and that only property which is necessary for the construction, maintenance, operation and repair of Transportation infrastructure will be acquired.

3. Explain the fiscal impact (current year and ongoing).

None

4. Explain any legal and/or policy issues involved.

It is important to consider that in the event that good faith negotiations are unsuccessful and the use of eminent domain authority is not exercised the project will be unable to continue. The failure of the project to advance may create legal liability to the County with respect to property owners whose properties are potentially impacted by a given project. For example, on a capital improvement project with a need for acquisition of multiple parcels, it is important to recognize that the project requires "all or none" of the property interests identified. A single property acquisition where negotiations are not advancing could affect the other pending negotiations/acquisitions for the project. The exercise of the eminent domain authority in this situation is a justified tool to obtain the property needed for the project.

5. Explain any citizen and/or other government participation that has or will take place.

The proposed process revision will incorporate identification of projects in the Transportation Capital Improvement Plan that may have right-of-way acquisition

components. This will provide early notice opportunity to the public of potential impacts to real property associated with proposed Capital projects. Additionally, prior to project start-up, staff will brief the Board with the intent to inform the Board that preliminary project feasibility is imminent. Property owners in the project area will be notified of imminent project feasibility. Upon Board authorization to proceed impacted property owners will be notified and appraisals and good faith negotiations will commence.

Required Signature

Elected Official or
Department/
Agency Director:

R. P. McLeilia Johnson

Date:

9/28/10

Agenda Placement Request
Submit to Board Clerk

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing A Policy For Acquisition Of Real Property For Transportation Projects

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County's Department of Community Services, through its Land Use and Transportation Program (LUTP), is responsible for the design and delivery of the County's Transportation Capital Improvement Projects (Projects) within the County Transportation System comprising of roads and bridges.
- b. It is the Board's policy to maintain its authority to review and approve the Projects to insure consistency with departmental budgets, the Transportation Capital Improvement Plan (TCIP) and overall County policies and strategies.
- c. Biennially, LUTP staff present the Transportation Capital Improvement Plan (TCIP) to the Board. The TCIP identifies and establishes specific Projects and projected completion timelines.
- d. The Projects are required by law to be planned, designed and located in a manner that is most compatible with the least private injury and the greatest public good, but frequently require the acquisition of privately owned property interests.
- e. Historically, through its eminent domain authority, the County has acquired only the real property interests necessary for the construction, maintenance, operation, repair or replacement of transportation infrastructure.
- f. The right-of-way acquisition process is highly prescribed by federal and state law. Currently, LUTP utilizes a compressed process to inform the Board of project specific right-of-way needs and simultaneously request authorization to initiate right-of-way acquisition.
- g. The Board wishes to be better informed and have greater oversight on Projects when property acquisition is contemplated and to expand public notice regarding the potential impact to property interests.
- h. There is a need to develop a County transportation project Administrative Procedure to conform to revised project planning process improvements.

The Multnomah County Board of Commissioners Resolves:

1. LUTP will develop a new Administrative Procedure for approval by the Chair that explains the property acquisition needs of projects in the TCIP, including an expansion of opportunities for public notice and comment.
2. On Projects for which the County will need to acquire property interests, the acquisition must be conducted in a manner consistent with all applicable federal and state laws and regulations including, but not limited to, the notice requirements to affected property owners.
3. The Administrative Procedure will include a procedure allowing for up to two hearings before the Board for consideration of any LUTP adopted capital improvement project where a need to acquire property interests is identified.
 - a) At the first hearing before the Board, LUTP will explain and describe the specific property interests to be acquired and seek authorization to proceed with appraisals and good faith property acquisition negotiations.
 - b) A second hearing will be required before the Board if good faith negotiations are not succeeding as expeditiously as necessary and LUTP will seek further direction from the Board for proceeding including, but not limited to, authorization to exercise the use of eminent domain authority.
4. In an emergency situation, where time is of the essence as provided for under ORS 35.346 and ORS 35.350, compliance with the Administrative Procedure will not be required.

ADOPTED this 14th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
M. Cecilia Johnson, Director, Community Services

GROW Lynda

From: RIDINGS Aaron M
Sent: Tuesday, September 21, 2010 10:41 AM
To: GROW Lynda
Subject: RE: APR LGBTQ Health Briefing

Thinking 20 minutes—will let you know for sure.

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

From: GROW Lynda
Sent: Tuesday, September 21, 2010 10:37 AM
To: RIDINGS Aaron M
Subject: RE: APR LGBTQ Health Briefing

Ok, thanks
Do we know how long you'll need for Healthy Kids Proc??

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: RIDINGS Aaron M
Sent: Monday, September 20, 2010 3:54 PM
To: GROW Lynda
Cc: LEE Beckie
Subject: APR LGBTQ Health Briefing

Hi Lynda,

Please see attached APR for a Board Briefing on the County LGBTQ Health Initiative for Thursday, October 14th. The presenters may decide to put together a Powerpoint—will let you know as soon as possible.

I am also working on putting together a Proclamation for the Healthy Kids Program—hopefully for October 14th as well. You can expect a copy of the Healthy Kids proclamation and APR within the next week.

Aaron

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

10/5/2010

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Adopting a County Policy With Respect to Using County Funds to Purchase Bottled Water

The Multnomah County Board of Commissioners Finds:

- a. Municipal water systems in Multnomah County are among the finest in the nation equal to or exceeding the quality of bottled water.
- b. Local governments nationwide invest approximately \$43 billion a year for pure drinking water and treating wastewater.
- c. High quality, safe drinking water is already available in all County owned and maintained facilities.
- d. Manufacturing, transportation, and consumption of bottled water has a significant negative impact on the environment through the use of fossil fuel required for manufacturing, packaging and transportation, creating the need for additional landfill space and added costs for recycling.
- e. Multnomah County adopted a Climate Action Plan in 2009, and reducing the use of bottled drinking water for drinking will reduce fossil fuel use.
- f. The average price for bottled water is approximately \$1.50 per 16 oz. bottle, or \$8 per gallon and the average price for municipal water is \$0.0225 per gallon.
- g. The FDA regulates bottled water and mandates only six water quality tests per month. The EPA, which regulates municipal drinking water systems, mandates over 300 tests per month for the major provider of drinking water to Multnomah County. The EPA also has far more stringent and enforceable requirements for screening, reporting, and mitigating any contamination.
- h. There is clearly a growing consensus around the need to choose tap water over bottled water, as many U.S. cities and counties have initiated limitations or bans on the use of public funds for the purchase of bottled drinking water while encouraging the use of tap water for drinking.

The Multnomah County Board of Commissioners Resolves:

1. Effective December 1, 2010, Multnomah County funds shall, to the maximum extent possible, no longer be used to purchase bottled water for use in Multnomah County facilities or at Multnomah County events, except in cases of emergency, where there are no reasonable alternatives to access safe drinking

water; when there are hydration requirements for employees working outside of County facilities; or other legal or other contractual reasons are present.

2. Multnomah County Facilities and Property Management will continue their ongoing effort to routinely test and respond to reported drinking water quality concerns within Multnomah County facilities.

ADOPTED this ____ day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

CHIP LAZENBY, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
John S. Thomas, Deputy County Attorney

SUBMITTED BY:
Commissioner Barbara Willer, District 2

GROW Lynda

PER KEITH

Subject: Regular Board Meeting
Location: Board Rooms 100 & 112
Start: Thu 10/14/2010 9:30 AM
End: Thu 10/14/2010 12:00 PM
Recurrence: (none)

SHIPRACK

MULT FOOD INITIATIVE
15⁰ - TUES OR THURS

Thursday, October 14, 2010 - 9:30 am
Board of Commissioners Meeting
Multnomah County, Oregon
Multnomah Building, Commissioners Board Room 100

REGULAR MEETING

CONSENT CALENDAR - 9:30 am

C-1

REGULAR AGENDA

PUBLIC COMMENT - 9:30 am

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer. This is a time for the Board to hear public testimony, not for Board deliberation. Fill out a yellow speaker form available at the back of the Boardroom and give it to the Board Clerk. Unless otherwise recognized by the presiding officer, testimony is taken in the order the forms are submitted.

COUNTY MANAGEMENT

R- Proclamation Declaring October 17 – 23, 2010 National Save for Retirement Week in Multnomah County, Oregon. Mindy Harris, Interim DCM Director (10 min)

4

DART

R- Board of Property Tax Appeals Appointments (per Debi Huff) (10 min)

HEALTH DEPARTMENT

R Informational Board Briefing on LGBTQ Health Equity Initiatives. Sponsors: Commissioners Kafoury, Willer and Shiprack
Presenters: Kim Toeves, STD/HIV/HCV Program Manager at CHS and Dayna Morrison, Director of HIV Services for Quest Center for Integrative Health (20

min)

Health Dept or Non departmental??

R PROCLAMATION – Healthy Kids Program

Sponsor: Commissioner Kafoury

Presenters: _____ (20 min)

R-3 First Reading of an ORDINANCE Terminating the Intergovernmental Agreement (IGA) with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation. Presenters: Warren Fish, Policy Advisor and Tim Lynch, Program Development Specialist, Office of Sustainability ~~(5 min)~~

NON-DEPARTMENTAL

R- RESOLUTION & BRIEFING ON TAKE BACK THE TAP.

Sponsor: Commissioner Willer D-2 (40 min requested LAST)

(per Sarah Brownstein)

ADJOURNMENT

RESOLUTION POLICY REAL PROPERTY ACQUISITION
PLAN PROPOSED (10⁰)

GROW Lynda

From: MCLELLAN Jana E

Sent: Wednesday, September 29, 2010 1:34 PM

To: GROW Lynda

Subject: RE: did you want to go forward w/an item for board this next week?

*Jana to
Lynda
I'll let you know*

Not on this week but thanks for checking. I am meeting with the presenters tomorrow to see when they can be available on a Tuesday. It will not be before the 12th.

From: GROW Lynda

Sent: Wednesday, September 29, 2010 12:20 PM

To: MCLELLAN Jana E

Subject: did you want to go forward w/an item for board this next week?

Need more time?

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214-3587
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

GROW Lynda

From: Sheila Isley [sheila.l.isley@multco.us]
Sent: Monday, September 27, 2010 11:22 AM
To: MADRIGAL Marissa D
Cc: GROW Lynda; BAKER Marina; PEOPLES Kim E
Subject: Reserve Time on the October 21 BCC Agenda

*left word
don't have
paperwork
yet
10/5/10*

Hi Marissa,

Please reserve 10 minutes on the October 21 BCC agenda for approval of the ODOT Certification IGA. We will submit the paperwork shortly.

Respectfully,
Sheila Isley, CPS/CAP
Administrative Analyst
Multnomah County Dept. of Community Services
1600 SE 190th STE 224
Portland OR 97233
(503) 988-5881

10/5/2010

GROW Lynda

From: RIDINGS Aaron M
Sent: Wednesday, September 22, 2010 9:59 AM
To: GROW Lynda
Subject: Revised LGBTQ Health Briefing APR
Attachments: APR_LGBTQ Health Briefing.doc

Hi Lynda, please see attached revised APR.

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

10/5/2010

GROW Lynda

From: HEATH Patrick
Sent: Tuesday, October 05, 2010 2:57 PM
To: GROW Lynda; MADRIGAL Marissa D
Cc: TINKLE Kathy M; JONES Ed A
Subject: FW: Bud Mod for your review DCHS11-08
Importance: High
Attachments: DCHS11-08 SUN_Reclass #1498.pdf, DCHS11-08 SUN Reclass PDS to Prog Coord.xls;
DCHS11-08 SUN Reclass PDS to Prog Coord.doc

Hi Lynda,

Attached is DCHS11-08 for placement on the next available consent agenda. This request is just a reclassification and should not be on the regular voting agenda. Please let me know if you have any questions about this request.

Thanks,

Patrick Heath
x. 83364

From: TINKLE Kathy M
Sent: Tuesday, October 05, 2010 11:09 AM
To: HEATH Patrick
Subject: FW: Bud Mod for your review DCHS11-08
Importance: High

Patrick, attached is a bud mod, DCHS11-08, for the next available consent agenda as it reclasses a PDS to a Program Coordinator in the SUN Service System. Let me know if you have questions. Thanks.

Kathy Tinkle
DCHS Business Services Director
(503) 988-3691 ext. 26858
kathy.m.tinkle@co.multnomah.or.us

GROW Lynda

From: RIDINGS Aaron M
Sent: Monday, September 20, 2010 3:54 PM
To: GROW Lynda
Cc: LEE Beckie
Subject: APR LGBTQ Health Briefing
Attachments: APR_LGBTQ Health Briefing.doc

Hi Lynda,

Please see attached APR for a Board Briefing on the County LGBTQ Health Initiative for Thursday, October 14th. The presenters may decide to put together a Powerpoint—will let you know as soon as possible.

I am also working on putting together a Proclamation for the Healthy Kids Program—hopefully for October 14th as well. You can expect a copy of the Healthy Kids proclamation and APR within the next week.

Aaron

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

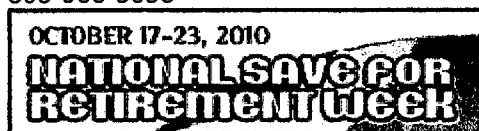
10/5/2010

GROW Lynda

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:31 AM
To: GROW Lynda; BAKER Marina
Subject: Agenda Request October 14
Attachments: Proclamation 2010 Nat Save Retire Wk.doc; APR_Proclamation Save for Retire 2010.doc

Please let me know if you need any additional information.

Thanks,
Theresa Sullivan
DCM Director's Office
503-988-3635



GROW Lynda

From: HUFF Deborah R
Sent: Friday, September 24, 2010 7:59 AM
To: GUTHRIE Barbara; GROW Lynda
Subject: Board of Property Tax Appeals member appointments

Hi,

My name is Debi Huff and I work in the Division of Assessment, Recording and Taxation. Each year we call upon the Board of Commissioners to appoint members to the Board of Property Tax Appeals. By ORS the members must be appointed by October 15th. In the past Ruth Langlois and Deb Bogstad had facilitated the appointments. Each year when the Board of Property Tax Appeals adjourns I hand out the "Letter of Interest" and anyone who wants to serve again will fill out the form and give it to me to hold on to for the next years appointments. However, this year I am unable to locate those letters. I have contacted each member who served previously and asked them to complete a new form and return it to me ASAP. I did not know if we can start the process of getting the item on the agenda without those letters or not. Any help or guidance is greatly appreciated. Sorry I am not more help, like I said I always handed off the request to Ruth and Deb.

Debi Huff

Multnomah County, OREGON
Division of Assessment, Recording & Taxation (DART)
Customer Service Operations Supervisor/BoPTA Clerk
501 SE Hawthorne Blvd, Ste 175
Portland, OR 97214
503-988-3326 X22773
503-988-3330 (Fax)

GROW Lynda

From: HUFF Deborah R
Sent: Friday, September 24, 2010 12:22 PM
To: GROW Lynda
Subject: RE: Board of Property Tax Appeals member appointments

Thank you, thank you. I have been stressing a bit about the timing. I will have everything ready to go by the 29th, sooner most likely. I'll be in touch.

Debi Huff

Multnomah County, OREGON
Division of Assessment, Recording & Taxation (DART)
Customer Service Operations Supervisor/BoPTA Clerk
501 SE Hawthorne Blvd, Ste 175
Portland, OR 97214
503-988-3326 X22773
503-988-3330 (Fax)

From: GROW Lynda
Sent: Friday, September 24, 2010 11:51 AM
To: HUFF Deborah R
Cc: GUTHRIE Barbara
Subject: RE: Board of Property Tax Appeals member appointments

Debi:

Hi. Barbara Guthrie has inherited Ruth's files. She may have the old information you are seeking. I'm still fairly new in this process, too, so we'll learn together.

It should be sent to the Chair's office with a copy to me by Sept. 29th. Once those are approved by the Chair, Barbara will notify me before my deadline of noon on Oct. 6th, and my office will prepare the APR and get them on the agenda for the Oct. 13th meeting. Immediately following the board meetings, we send out the approvals electronically, so that you can get them posted timely. If you have any other questions, please let me know.

Lynda

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: HUFF Deborah R
Sent: Friday, September 24, 2010 7:59 AM
To: GUTHRIE Barbara; GROW Lynda
Subject: Board of Property Tax Appeals member appointments

Hi,

My name is Debi Huff and I work in the Division of Assessment, Recording and

Taxation. Each year we call upon the Board of Commissioners to appoint members to the Board of Property Tax Appeals. By ORS the members must be appointed by October 15th. In the past Ruth Langlois and Deb Bogstad had facilitated the appointments. Each year when the Board of Property Tax Appeals adjourns I hand out the "Letter of Interest" and anyone who wants to serve again will fill out the form and give it to me to hold on to for the next years appointments. However, this year I am unable to locate those letters. I have contacted each member who served previously and asked them to complete a new form and return it to me ASAP. I did not know if we can start the process of getting the item on the agenda without those letters or not. Any help or guidance is greatly appreciated. Sorry I am not more help, like I said I always handed off the request to Ruth and Deb.

Debi Huff

Multnomah County, OREGON
Division of Assessment, Recording & Taxation (DART)
Customer Service Operations Supervisor/BoPTA Clerk
501 SE Hawthorne Blvd, Ste 175
Portland, OR 97214
503-988-3326 X22773
503-988-3330 (Fax)

GROW Lynda

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:53 AM
To: GROW Lynda
Subject: RE: Agenda Request October 14

yep

From: GROW Lynda
Sent: Thursday, September 23, 2010 9:53 AM
To: SULLIVAN Theresa A
Subject: RE: Agenda Request October 14

T: she's still interim Dir??

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:31 AM
To: GROW Lynda; BAKER Marina
Subject: Agenda Request October 14

Please let me know if you need any additional information.

Thanks,
Theresa Sullivan
DCM Director's Office
503-988-3635



GROW Lynda

From: Heather McGillivary [heather.c.mcgillivary@multco.us]
Sent: Tuesday, September 28, 2010 1:28 PM
To: MADRIGAL Marissa D; GROW Lynda
Cc: RESARE Joyce M; BUSBY Shannon; JENSSEN Liv E; NEAL Truls
Subject: Request Placement of DCJ-07 on October 14th Board Agenda
Attachments: DCJ-07 ASD Family Support grant.xls; DCJ-07 ASD Family Support grant.doc

Marissa:

DCJ would like to request 3 minutes on the **October 14th** Board agenda for the attached budget modification titled "# DCJ-07 Appropriates \$150,000 to the Federal/State Fund from the US Department of Justice Office of Justice Programs: Family Support for Treatment and Re-Entry Success Grant." Liv Jenssen will be the presenter.

Lynda, will you please add the following electronic signatures?

- Elected Official or Dept/Agency Director: **Joyce Resare for Scott Taylor**
- Budget Analyst: **Shannon Busby**

No HR signatures are required on this APR as there are no personnel actions as a result.

Thanks!

GROW Lynda

From: Sheila Isley [sheila.l.isley@multco.us]
Sent: Wednesday, September 29, 2010 8:11 AM
To: MADRIGAL Marissa D
Cc: GROW Lynda; BAKER Marina; PEOPLES Kim E; VINCENT Brian S
Subject: Fwd: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects
Attachments: Resolution ROW Acquisition_Sept27.doc; APR_Resolution_ROW Acquisition_Final.doc

Hi Marissa,

Please find attached the APR for the October 14 BCC agenda for your review and approval. Cecilia has signed the hard copy which is being forward to Lynda.

Respectfully,
Sheila Isley, CPS/CAP
Administrative Analyst
Multnomah County Dept. of Community Services
1600 SE 190th STE 224
Portland OR 97233
(503) 988-5881

----- Forwarded message -----

From: Kim Peoples <kim.e.peoples@multco.us>
Date: Mon, Sep 27, 2010 at 4:27 PM
Subject: Re: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects
To: Sheila Isley <sheila.l.isley@multco.us>

Sheila:

Attached please find a revised set of documents for the ROW Acquisition Board Action (APR & Resolution). I left the hard copy on you desk for Cecilia's review and approval.

Thanks,
Kim

On Thu, Sep 23, 2010 at 5:01 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:
Sheila:

Please disregard this submittal of documents.

I will resend on Monday and provide Cecilia with revised documents.

10/5/2010

Thanks,
Kim

On Thu, Sep 23, 2010 at 4:18 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:
Sheila:

Attached please find the e-files for the APR for the Board Action slated for October 14. (APR & Resolution)

I have provided Cecilia with the hard copies for her review and signature.

Thanks,
Kim

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

GROW Lynda

From: WADDELL Mike D
Sent: Wednesday, September 29, 2010 1:19 PM
To: GROW Lynda; MADRIGAL Marissa D; MCLELLAN Jana E
Cc: NEBURKA Julie Z; LINDENTHAL John A; VINCENT Brian S; CANNON Ian B; MUENCHOW John E; HENRICHSEN Jon P; THOMAS Bob C; JURGEMEYER Clark R; MAHONEY-CLARK Deirdre; KINTARO Claudette M
Subject: APR_Budmod_DCM-06 HydroElectric Feasibility Study
Attachments: APR_BudMod_DCM-06_HydroElectric Study_FPM11-01.doc; DCM-06 HydroElectric Study FPM11-01.xls; RE: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study; RE: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Lynda and Marissa, attached is a budmod which adds USDA grant funding for a HydroElectric feasibility study. My apologies for the tardiness of this APR; is it still possible to get this on the October 14 agenda? The budget office and Karyne Kieta, acting DCM director, have provided approval. If you have any questions, please contact me or any one of the presenters. Thanks—mdw

Mike Waddell
Business Services Manager
(503) 988-4283 | Fax: (503) 988-3292 | I/O: 503/531
Please consider the environment before printing this e-mail

GROW Lynda

From: MADRIGAL Marissa D
Sent: Wednesday, September 29, 2010 9:53 AM
To: ISLEY Sheila L
Cc: GROW Lynda; BAKER Marina; PEOPLES Kim E; VINCENT Brian S
Subject: RE: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects

Thanks Sheila!

From: Sheila Isley [mailto:sheila.l.isley@multco.us]
Sent: Wednesday, September 29, 2010 8:11 AM
To: MADRIGAL Marissa D
Cc: GROW Lynda; BAKER Marina; PEOPLES Kim E; VINCENT Brian S
Subject: Fwd: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects

Hi Marissa,

Please find attached the APR for the October 14 BCC agenda for your review and approval. Cecilia has signed the hard copy which is being forward to Lynda.

Respectfully,
Sheila Isley, CPS/CAP
Administrative Analyst
Multnomah County Dept. of Community Services
1600 SE 190th STE 224
Portland OR 97233
(503) 988-5881

----- Forwarded message -----

From: Kim Peoples <kim.e.peoples@multco.us>
Date: Mon, Sep 27, 2010 at 4:27 PM
Subject: Re: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects
To: Sheila Isley <sheila.l.isley@multco.us>

Sheila:

Attached please find a revised set of documents for the ROW Acquisition Board Action (APR & Resolution). I left the hard copy on you desk for Cecilia's review and approval.

Thanks,
Kim

10/5/2010

On Thu, Sep 23, 2010 at 5:01 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:
Sheila:

Please disregard this submittal of documents.

I will resend on Monday and provide Cecilia with revised documents.

Thanks,
Kim

On Thu, Sep 23, 2010 at 4:18 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:
Sheila:

Attached please find the e-files for the APR for the Board Action slated for October 14. (APR & Resolution)

I have provided Cecilia with the hard copies for her review and signature.

Thanks,
Kim

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050; ext. 26797
Blackberry: 503-545-7015

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

GROW Lynda

From: Sheila Isley [sheila.l.isley@multco.us]
Sent: Thursday, September 30, 2010 8:11 AM
To: GROW Lynda
Cc: BAKER Marina; PEOPLES Kim E; VINCENT Brian S
Subject: Re: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects

Lynda,

Please move this item to October 14 agenda instead.

Thanks,
Sheila Isley, CPS/CAP
Administrative Analyst
Multnomah County Dept. of Community Services
1600 SE 190th STE 224
Portland OR 97233
(503) 988-5881

On Wed, Sep 29, 2010 at 11:24 AM, GROW Lynda <lynda.grow@co.multnomah.or.us> wrote:

Just fyi – we will not have a meeting the 21st. All of the Commissioners are out that day, participating in an event with the Sun School System. Since you're my "frequent flyer" I thought I better give you a heads up!! ☺

Lynda J. Grow, Board Clerk

Multnomah County Commissioners

Lynda.Grow@co.multnomah.or.us

Phone & Voice Mail: 503-988-5274

From: Sheila Isley [mailto:sheila.l.isley@multco.us]
Sent: Wednesday, September 29, 2010 8:11 AM
To: MADRIGAL Marissa D
Cc: GROW Lynda; BAKER Marina; PEOPLES Kim E; VINCENT Brian S
Subject: Fwd: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects

Hi Marissa,

Please find attached the APR for the October 14 BCC agenda for your review and approval. Cecilia has signed the hard copy which is being forward to Lynda.

Respectfully,

Sheila Isley, CPS/CAP

Administrative Analyst

Multnomah County Dept. of Community Services

1600 SE 190th STE 224

Portland OR 97233

(503) 988-5881

----- Forwarded message -----

From: **Kim Peoples** <kim.e.peoples@multco.us>

Date: Mon, Sep 27, 2010 at 4:27 PM

Subject: Re: APR Resolution Establishing A Policy For Acquisition of Real Property for Transportation Projects

To: Sheila Isley <sheila.l.isley@multco.us>

Sheila:

Attached please find a revised set of documents for the ROW Acquisition Board Action (APR & Resolution). I left the hard copy on you desk for Cecilia's review and approval.

Thanks,

Kim

On Thu, Sep 23, 2010 at 5:01 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:

10/5/2010

Sheila:

Please disregard this submittal of documents.

I will resend on Monday and provide Cecilia with revised documents.

Thanks,

Kim

On Thu, Sep 23, 2010 at 4:18 PM, Kim Peoples <kim.e.peoples@multco.us> wrote:

Sheila:

Attached please find the e-files for the APR for the Board Action slated for October 14. (APR & Resolution)

I have provided Cecilia with the hard copies for her review and signature.

Thanks,

Kim

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

--

Kim Peoples
Road Services Manager
Multnomah County
Office: 503-988-5050, ext. 26797
Blackberry: 503-545-7015

10/5/2010

GROW Lynda

From: KIETA Karyne
Sent: Wednesday, September 29, 2010 1:07 PM
To: WADDELL Mike D
Cc: GROW Lynda; LINDENTHAL John A
Subject: RE: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Approved, please use my electronic signature
thanks

From: WADDELL Mike D
Sent: Wednesday, September 29, 2010 11:36 AM
To: KIETA Karyne
Cc: GROW Lynda; LINDENTHAL John A
Subject: FW: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Karyne, this is the budmod that Christian was helping me finalize. Now that Julie is back, she has reviewed and approved. Can I get your signature/approval to get this up to Lynda today. I am copying Lynda to give her a heads up that I would like to get this on the Oct 14th agenda. Please let me know if you have any questions. Thanks—mdw

<< File: APR_BudMod_DCM-06_HydroElectric Study_FPM11-01.doc >> << File: DCM-06 HydroElectric Study FPM11-01.xls >>

From: NEBURKA Julie Z
Sent: Wednesday, September 29, 2010 11:29 AM
To: WADDELL Mike D
Cc: YAGER Chris D
Subject: RE: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Hi Mike—this is fine for my signature; thanks,
Julie

From: WADDELL Mike D
Sent: Tuesday, September 28, 2010 9:08 AM
To: NEBURKA Julie Z
Cc: YAGER Chris D
Subject: FW: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Julie how does this look to you? If you approve, I will forward to Karyne for her signature. Thanks—mdw
<< File: APR_BudMod_DCM-06_HydroElectric Study_FPM11-01.doc >> << File: DCM-06 HydroElectric Study FPM11-01.xls >> _

From: LINDENTHAL John A
Sent: Tuesday, September 28, 2010 8:17 AM
To: WADDELL Mike D
Cc: NEBURKA Julie Z; VINCENT Brian S; CANNON Ian B; MUENCHOW John E; HENRICHSEN Jon P; THOMAS Bob C; JURGEMEYER Clark R; MAHONEY-CLARK Deirdre; KINTARO Claudette M
Subject: FW: Final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

Mike W.,

Here is the Board Agenda Placement Packet for the budget modification on the Hydrokinetic Energy

Production project.

There are no staffing changes, so I don't think HR needs to sign.

Please review, obtain signatures and submit to Board clerk. We are targeting Thursday, October 14, 2010. Therefore the deadline is noon Wednesday, September 29, 2010.

Once submitted, I will schedule Board staff briefing.

If there are any questions, please ask.

John L.

From: MAHONEY-CLARK Deirdre
Sent: Monday, September 27, 2010 3:37 PM
To: LINDENTHAL John A; NEBURKA Julie Z
Cc: THOMAS Bob C; JURGEMEYER Clark R
Subject: Final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

With John's edits this is the final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

John will send to Mike Waddell tomorrow morning.

dmc

GROW Lynda

From: WADDELL Mike D
Sent: Wednesday, September 29, 2010 11:36 AM
To: KIETA Karyne
Cc: GROW Lynda; LINDENTHAL John A
Subject: FW: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Attachments: APR_BudMod_DCM-06_HydroElectric Study_FPM11-01.doc; DCM-06 HydroElectric Study FPM11-01.xls

Karyne, this is the budmod that Christian was helping me finalize. Now that Julie is back, she has reviewed and approved. Can I get your signature/approval to get this up to Lynda today. I am copying Lynda to give her a heads up that I would like to get this on the Oct 14th agenda. Please let me know if you have any questions. Thanks—mdw



APR_BudMod_D DCM-06
1-06_HydroElectroElectric Study Fi

From: NEBURKA Julie Z
Sent: Wednesday, September 29, 2010 11:29 AM
To: WADDELL Mike D
Cc: YAGER Chris D
Subject: RE: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Hi Mike — this is fine for my signature; thanks,
Julie

From: WADDELL Mike D
Sent: Tuesday, September 28, 2010 9:08 AM
To: NEBURKA Julie Z
Cc: YAGER Chris D
Subject: FW: APR Budmod DCM-06 Final Draft (FPM11-01) Hydrokinetic Energy Production Study

Julie how does this look to you? If you approve, I will forward to Karyne for her signature. Thanks—mdw

<< File: APR_BudMod_DCM-06_HydroElectric Study_FPM11-01.doc >> << File: DCM-06 HydroElectric Study FPM11-01.xls >> _

From: LINDENTHAL John A
Sent: Tuesday, September 28, 2010 8:17 AM
To: WADDELL Mike D
Cc: NEBURKA Julie Z; VINCENT Brian S; CANNON Ian B; MUENCHOW John E; HENRICHSEN Jon P; THOMAS Bob C; JURGEMEYER Clark R; MAHONEY-CLARK Deirdre; KINTARO Claudette M
Subject: FW: Final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

Mike W.,

Here is the Board Agenda Placement Packet for the budget modification on the Hydrokinetic Energy Production project.

There are no staffing changes, so I don't think HR needs to sign.

Please review, obtain signatures and submit to Board clerk. We are targeting Thursday, October 14, 2010. Therefore the deadline is noon Wednesday, September 29, 2010.

Once submitted, I will schedule Board staff briefing.

If there are any questions, please ask.

John L.

From: MAHONEY-CLARK Deirdre
Sent: Monday, September 27, 2010 3:37 PM
To: LINDENTHAL John A; NEBURKA Julie Z
Cc: THOMAS Bob C; JURGEMEYER Clark R
Subject: Final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

With John's edits this is the final Draft DCM06 (FPM11-01) Hydrokinetic Energy Production Study

John will send to Mike Waddell tomorrow morning.

dmc

GROW Lynda

From: NEBURKA Julie Z
Sent: Friday, October 01, 2010 11:01 AM
To: GROW Lynda; MADRIGAL Marissa D
Cc: BAKER Marina; MORF Jenny M
Subject: Bud Mod for next available consent calendar
Attachments: APR Bud Mod Nond-06 3 CoAttorney Reclasses.doc; Bud Mod Nond 06.xls; Classification Result Notice #1 for Bud Mod Nond 06.pdf; Classification Result Notice #2 for Bud Mod Nond 06.pdf; Classification Result Notice #3 for Bud Mod Nond 06.pdf; HR Signature approval.htm; CoAttorney signature approval.htm

Hi Lynda & Marissa,

Attached is a bud mod that re-classifies three positions in the County Attorney's Office. If you would place it on the next available consent agenda, I would appreciate it very much. This item is fine for my e-signature, and the County Attorney and HR signature approvals are attached.

Please let me know if you have any questions or would like more information.

Thanks!
Julie

10/5/2010

GROW Lynda

From: RIDINGS Aaron M
Sent: Tuesday, October 05, 2010 2:36 PM
To: GROW Lynda; BAKER Marina
Subject: APR Healthy Kids Proclamation on Thursday, October 14th
Attachments: APR_Healthy Kids.doc; Healthy Kids Resolution.doc

Lynda and Marina,

Please see attached APR and Proclamation for the Healthy Kids Proclamation for the board meeting on Thursday, October 14th. The County Attorney reviewed and approved the proclamation. I'll check back in with Cathy Kaufman from Healthy Kids and see if they decided whether they need to use Powerpoint, etc.

Cheers,
Aaron

Aaron Ridings
Policy & Constituent Relations
Multnomah County Commissioner Deborah Kafoury
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

10/5/2010

GROW Lynda

From: HEATH Patrick
Sent: Tuesday, October 05, 2010 10:50 AM
To: GROW Lynda; MADRIGAL Marissa D
Cc: TINKLE Kathy M; JONES Ed A
Subject: FW: Bud Mod DCHS11-04 for BCC Agenda
Attachments: DCHS11-04 MH Adding a new net 0 6 FTE MHC.doc; DCHS11-04 MH Adding a new net 0 6 FTE MHC.xls; DCHS11-04 MH Adding a new net 0 6 FTE MHC.pdf

Hi Lynda,

Attached is DCHS11-04 for placement on the Board Agenda. Please contact me with any questions about this request.

Thanks,

Patrick Heath
x. 83364

From: TINKLE Kathy M
Sent: Monday, October 04, 2010 5:06 PM
To: HEATH Patrick
Subject: Bud Mod DCHS11-04 for BCC Agenda

Hi Patrick, attached is Bud Mod DCHS11-04 that is signed and ready for BCC agenda placement. Please let us know if you have any questions. Thanks.

Kathy Tinkle
DCHS Business Services Director
(503) 988-3691 ext. 26858
kathy.m.tinkle@co.multnomah.or.us

GROW Lynda

Subject: Board Briefings FULL
Location: Board Rooms 100 & 112

Start: Tue 10/26/2010 9:30 AM
End: Tue 10/26/2010 12:00 PM

Recurrence: (none)

9:30 am CONFIRMED Can I reserve 90 minutes on Oct 26 for an ECC briefing? This is an addition to the 90 minutes on Oct 28 Board Meeting. Peggidy Yates

The target date for the East County Courts Approval of Construction Documents and Financing Package is tentatively scheduled for Thursday October 28. My initial thought is a request of 90 minutes for presentation and public testimony. Peggidy Coffman-Yates

TENTATIVE HOLD:

Convention Center - 20th Anniversary
45 min. per Corie/Sean
Sponsor: Comm McKeel D-4
(moved from Oct 26)

Sellwood Bridge Project Update (last Tuesday of each month) (30-45 min)

GROW Lynda

From: RIDINGS Aaron M
Sent: Monday, September 20, 2010 3:54 PM
To: GROW Lynda
Cc: LEE Beckie
Subject: APR LGBTQ Health Briefing
Attachments: APR_LGBTQ Health Briefing.doc

Hi Lynda,

Please see attached APR for a Board Briefing on the County LGBTQ Health Initiative for Thursday, October 14th. The presenters may decide to put together a Powerpoint—will let you know as soon as possible.

I am also working on putting together a Proclamation for the Healthy Kids Program—hopefully for October 14th as well. You can expect a copy of the Healthy Kids proclamation and APR within the next week.

Aaron

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

9/24/2010

GROW Lynda

From: RIDINGS Aaron M
Sent: Wednesday, September 22, 2010 9:59 AM
To: GROW Lynda
Subject: Revised LGBTQ Health Briefing APR
Attachments: APR_LGBTQ Health Briefing.doc

Hi Lynda, please see attached revised APR.

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

9/24/2010

GROW Lynda

From: RIDINGS Aaron M
Sent: Tuesday, September 21, 2010 10:41 AM
To: GROW Lynda
Subject: RE: APR LGBTQ Health Briefing

Thinking 20 minutes—will let you know for sure.

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

From: GROW Lynda
Sent: Tuesday, September 21, 2010 10:37 AM
To: RIDINGS Aaron M
Subject: RE: APR LGBTQ Health Briefing

Ok, thanks
Do we know how long you'll need for Healthy Kids Proc??

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: RIDINGS Aaron M
Sent: Monday, September 20, 2010 3:54 PM
To: GROW Lynda
Cc: LEE Beckie
Subject: APR LGBTQ Health Briefing

Hi Lynda,

Please see attached APR for a Board Briefing on the County LGBTQ Health Initiative for Thursday, October 14th. The presenters may decide to put together a Powerpoint—will let you know as soon as possible.

I am also working on putting together a Proclamation for the Healthy Kids Program—hopefully for October 14th as well. You can expect a copy of the Healthy Kids proclamation and APR within the next week.

Aaron

Aaron Ridings
Policy & Constituent Relations
Commissioner Deborah Kafoury
Multnomah County District 1
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

9/24/2010

10/14

GROW Lynda

Subject: Regular Board Meeting
Location: Board Rooms 100 & 112

Start: Thu 10/14/2010 9:30 AM
End: Thu 10/14/2010 12:00 PM

Recurrence: (none)

Tentative from Sarah Brownstein (D-2)
REQUESTING 40 MIN. AT END OF AGENDA
Briefing and Resolution Take Bck to Tap

GROW Lynda

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:31 AM
To: GROW Lynda; BAKER Marina
Subject: Agenda Request October 14
Attachments: Proclamation 2010 Nat Save Retire Wk.doc; APR_Proclamation Save for Retire 2010.doc

Please let me know if you need any additional information.

Thanks,
Theresa Sullivan
DCM Director's Office
503-988-3635



GROW Lynda

From: BROWN Dana
Sent: Wednesday, October 13, 2010 8:58 AM
To: GROW Lynda
Subject: RE: Resolution re: bottled water

Lynda – This is a very thorough response. Thanks for all you do!

Dana L Brown
Chief of Staff to
Multnomah County Commissioner Barbara Willer
(503) 988-3971
dana.brown@co.multnomah.or.us
www.co.multnomah.or.us/cc/ds2/

From: GROW Lynda
Sent: Tuesday, October 12, 2010 6:13 PM
To: BROWN Dana; 'Dan Jarman'
Cc: BAKER Marina; GROW Lynda
Subject: RE: Resolution re: bottled water

Hi, Dan. I left you a detailed message on your cell.

If you want to submit written testimony, you can send that to me, and we will put it in the file. If you want to testify in person, you can bring the written testimony with you. Just bring six copies of anything you want to submit in writing (1 for each Commissioner, and 1 for the permanent record/Board Clerk.)

The item you mentioned is scheduled for approximately 11:20 am. This is not a time certain item, so depending on whether or not we finish other things earlier or later, that time can vary. If you plan to attend, I would suggest you get there no later than 11:00 am.

First the Chair will have me read the title into the record.
Then he will ask for a motion and second.
Then Commissioner Willer will make opening remarks.
Staff will provide explanation.
Invited Guests will be invited to speak.
After Invited Guests, the Chair will ask for Public Testimony.
We allow 3 minutes per person.
Then the Commissioners have time for their comments.
Then they vote.

When you come into the Commissioners' Chambers, fill out a yellow sheet. Your name, and contact information you provided here, plus indicating you are there to speak on that particular item, will suffice. Submit that to the Board Clerk, and when we get to this item, and the Chair asks, I will call your name.

I hope this helps.
If you have any questions, you are welcome to call me.
Lynda

10/13/2010

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: BROWN Dana
Sent: Monday, October 11, 2010 1:12 PM
To: GROW Lynda
Subject: FW: Resolution re: bottled water

Lynda – Thank you for informing Dan about the process.

Dana L Brown
Chief of Staff to
Multnomah County Commissioner Barbara Willer
(503) 988-3971
dana.brown@co.multnomah.or.us
www.co.multnomah.or.us/cc/ds2/

From: Dan Jarman [<mailto:danj@cfmpdx.com>]
Sent: Monday, October 11, 2010 12:39 PM
To: BROWN Dana
Subject: Re: Resolution re: bottled water

Dana,

Thanks for the information. Will public testimony be taken on the resolution?

Dan

Dan Jarman
CFM Strategic Communications
(503) 887-0284 mobile
(503) 802-4108 direct line

On Oct 11, 2010, at 11:06 AM, BROWN Dana wrote:

Dan –

Thanks so much for being in touch.

Please use this link - <http://www.co.multnomah.or.us/cc/WeeklyAgendaPacket/>.

Click on R-15 on the list and then on the link for the resolution.

Best,
Dana

Dana L Brown
Chief of Staff to
Multnomah County Commissioner Barbara Willer
(503) 988-3971
dana.brown@co.multnomah.or.us

10/13/2010

www.co.multnomah.or.us/cc/ds2/

From: Dan Jarman [mailto:danj@cfmpdx.com]
Sent: Friday, October 08, 2010 3:17 PM
To: BROWN Dana
Subject: Resolution re: bottled water

Dana,

Good afternoon. I see that the county is scheduled on October 14 to discuss a resolution regarding restrictions on bottled water. I'd be grateful if you'd please send the language of Commissioner Willer's resolution. Thank you,

Dan

NON-DEPARTMENTAL 11:20 am

R-15 RESOLUTION on Take Back the Tap: Restrictions on Bottled Water. Sponsor: Commissioner Barbara Willer, D-2. Presenters: Julia DeGraw, NW Organizer - Food & Water Watch; Jon Schrotzberger, Director of Facilities and Property Maintenance; Sonia Manhas, Program Manager, Community Wellness and Prevention; Kathleen West, Director and Tim Lynch, Climate and Energy Specialist, Office of Sustainability; Sarah Brownstein, Staff Asst., D-2 (40 min)

Dan Jarman
CFM Strategic Communications
(503) 887-0284 mobile
(503) 802-4108 direct line

10/13/2010

GROW Lynda

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:53 AM
To: GROW Lynda
Subject: RE: Agenda Request October 14

yep MINDY HARRIS (TITLE FOR MINUTES)

From: GROW Lynda
Sent: Thursday, September 23, 2010 9:53 AM
To: SULLIVAN Theresa A
Subject: RE: Agenda Request October 14

T: she's still interim Dir??

From: SULLIVAN Theresa A
Sent: Thursday, September 23, 2010 9:31 AM
To: GROW Lynda; BAKER Marina
Subject: Agenda Request October 14

Please let me know if you need any additional information.

Thanks,
Theresa Sullivan
DCM Director's Office
503-988-3635



TBTT Board Agenda Talking Points

- Please arrive 15 minutes prior to starting time. Given that we have requested the last 40 minutes of the session, timing will be approximate. Thanks for your patience!!

Barbara's Talking Points (5 Minutes)

Sarah segues:

- We were very lucky, as Commissioner Willer mentioned, to have worked closely with our community partner, Food and Water Watch on this project.
- We consulted closely with Julia DeGraw, their Northwest Organizer, every step of the way, and made good use of many of their great resources.
- Here to talk more about what Food & Water Watch does, and some of the reasons we have chosen to Take Back the Tap at Multnomah County is Julia DeGraw.

Julia's Talking Points (5 Minutes)

- FWW is a consumer advocacy group working to protect our most vital resources: Food and Water.
- Quick example of our national work
- We focus mainly on water issues in the NW: TBTT, Renew, privatization (Nestle)
- Health probs, well you covered it:
- Lack of regs (less than one full time FDA position), #'s of time tested vs epa standards, basic findings about studies finding contaminants at high levels in just over a 1/3 of bottled water.
- Bit on water scarcity: globally we get it, at home less so: Columbia Plateau drop in water levels, need water for people not corporations – will link to climate change is slightly different way than Tim
- Quick background on Cascade Locks and the public comment period call to action.

Sarah segue:

- Next we will have Tim Lynch, from Multnomah County's own Office of Sustainability complimenting Julia's points, as he discusses the intersection of this initiative with the County's sustainability work.
- Tim will also speak to the educational campaign to take back the tap at Multnomah County that we initiated a couple of months ago with a letter from Chair Cogen and Commissioner Willer to all county employees.
- Since then, we have had a number of activities to try to change the culture around the choices we make as they relate to the water we drink. These included four taste tests and screenings of the film "Blue Gold" across the county, in which 3

out of 5 people tested chose tap water as their top first or second choice; letters from County leaders across departments; and incredibly pro-active efforts on the part of Facilities & Property Management.

- And with that, I invite Tim to speak further to these points...

Tim Lynch Talking Points

Good Morning,

Thank Comm. Willer and Sarah Brownstein for their leadership on this issue

Intersection with Sustainability work:

- Resource conservation
 - Bottled water is an energy intensive process.
 - From the extraction of oil and manufacture of bottles, to the distribution of products sometimes 1,000s of miles away, this is a resource intensive process.
 - While Multnomah County staff do a good job of recycling, nationally only about 20% of bottles are recycled.
- Climate Change
 - As climate change begins to impact geographic areas more intensely, water scarcity will become an increasingly challenging issue. Even in the water rich Pacific Northwest, we will likely see increasing intensity of water in wet seasons, followed by increasing aridity in the dry season.
 - Bottling of a finite resource will only exacerbate this problem.
- Fiscal Sustainability
 - Fiscal AND environmental stewardship are the hallmarks of sustainability. Restricting the use of county funds for the purchase of bottled water is a great example of supporting both goals simultaneously.

Take Back the Tap Campaign:

- Staff Education:
 - Sarah mentioned the film screenings and taste tests for county staff earlier, but wanted to make sure to mention that the next Sustainability Film Series event will take place on Sunday October 17th at the Bagdad Theater at 6:00 PM, featuring a screening of Blue Gold, tap vs. bottled water taste tests, and a panel discussion. The event is free, and I encourage you, your families and your friends to attend.
 - A Survey and Pledge was offered to staff about bottled water and nearly 200 employees pledged to drink tap water to support our campaign. We received donations of roughly 50 bottles that we will be sending out to employees at random who took the pledge. Five of them are here to receive our own MC TBTT bottles today (would you come up when I call your name):
 - Kai Snyder
 - Christine Wilson

- Patrick Provant
- Shani Fox
- Scott Haas

Sarah Brownstein Talking Points

- The Survey that Tim mentioned showed that
 - 64% of respondents were not aware that our Facilities team regular tests and when necessary, filters water at county locations

A big part of this campaign has really been highlighting the work that our Facilities & Property Management Department was already doing. I will let Jon Schrotzberger, the Director of Facilities and Property Management tell you more about the efforts they've made over the last 15 years!

Jon Schrotzberger's Talking Points (4 Minutes)

BRIEF HISTORY

- Local water providers can only guarantee the water quality up to the building. In order to address concerns that could arise within a building, FPM began drinking water testing in the late 1990's to address compounds of concern that could occur past the water meter as an added quality control measure to ensure County buildings met or exceeded EPA drinking water Standards. These compounds include (Lead, Copper & Bacteria).
- Soon thereafter FPM developed a drinking water quality testing policy & procedure in order to formalize how we monitored drinking water quality and responded to water quality concerns in County buildings.
- FPM also realized that taste was a common concern expressed in certain buildings when water settled within galvanized and/or copper piping systems for an extended period of time. In response, an effort was launched in order to inform occupants of actions they could take (i.e. flushing the water) to reduce the taste issue. FPM also installed in-line filters in select buildings where taste was a concern.

PRESENT DAY

- FPM has inventoried and labeled all filtered tap water locations so they are readily identifiable to building occupants as well as our maintenance staff.
- During the inventory process FPM discovered that various locations which have insta-hot water units; only filtered the hot water units and not the cold water supply. FPM took the opportunity to tie-in the cold water which added additional filtered drinking water locations in these lunch or break room sinks.

- FPM provided support to address questions and concerns reported by County staff during the Take Back the Tap campaign leading up to today and will continue to respond to and address concerns in the future.
- When existing drinking fountains break down and require replacement they will be replaced with units that include the ability to fill personal water bottles. We are also researching the ability to retro-fit existing fountains with water bottle filling capability.
- All new construction will include water bottle filling stations in the design specifications.
- The most recent drinking water testing results will soon be available on the MINT making the results readily available to all County staff.

Sarah Segue

Tapped Trailer

Segue

Sonia Manhas Talking Points

- The Health Department is pleased to be supporting this effort to reduce the amount of plastic we are sending to landfills and to promote the health of employees
- Water is essential to good health, and unfortunately, most of us are drinking significantly less than the recommended 8 daily servings
- Thank you to our colleagues in facilities who are making it easier for us to reach this goal by working to assure that we have easy access to safe, clean drinkable water at our worksites.
- As the Health Department continues to move forward with our Communities Putting Prevention to Work Initiative, we will be launching broad community efforts to promote healthy choices about what we drink and to promote tap water as a healthy alternative to sugar-sweetened beverages
- Change begins with one step, and I challenge all of us to consider the simple change we can make each week to replace one sweetened beverage with tap water.

Sarah Brownstein Talking Points

Implementation

Questions

Sarah Brownstein Read Proclamation

Vote

Presentation of Bottles to Board Members, Toast, Picture

GROW Lynda

From: RIDINGS Aaron M
Sent: Monday, October 11, 2010 9:11 AM
To: GROW Lynda
Subject: FW: Healthy Kids Proclamation

Good morning Lynda, please see attached for the name of the second presenter for the Healthy Kids Proclamation.

Aaron

Aaron Ridings
Policy & Constituent Relations
Multnomah County Commissioner Deborah Kafoury
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

From: Cathy KAUFMANN [mailto:cathy.kaufmann@state.or.us]
Sent: Monday, October 11, 2010 9:09 AM
To: RIDINGS Aaron M
Subject: Re: Healthy Kids Proclamation

HI Aaron - Betse Thielman, with the School Based Health Care Network, is who will be joining me Thursday morning. Thanks again for all your help!
Cathy

Cathy Kaufmann
Administrator
Office of Healthy Kids
(503) 945-6336

Assistant: Susi Simons
susanna.g.simons@state.or.us
(503) 945-6809

>>> "RIDINGS Aaron M" <aaron.m.ridings@co.multnomah.or.us> 10/5/2010 2:49:15 PM >>>
Cathy,

We will have an exact time for the Healthy Kids Proclamation scheduled for next Thursday, October 14th. Please let me know if you need any assistance between now and then.

Aaron

Aaron Ridings
Policy & Constituent Relations
Multnomah County Commissioner Deborah Kafoury
503-988-5220
aaron.m.ridings@co.multomah.or.us
www.multco.us

10/11/2010

Attached is a DRAFT of the Chair's Script.

Since we have both an ORDINANCE and RESOLUTION under R-9 (pg. 7), I would like to have you take a look at how I sequenced the actions and please let me know if this is correct.

My questions are these:

Warren – you and Kat are making the introductions, yes?

Under the Ordinance -

Are you expecting public testimony?

If we have John Q Public attend, I'd suggest we limit their time to speak, just as you are doing for the Invited Guests.

Under the Resolution –

Who will make the introductions here?

How long are you letting each of the Invited Guests to speak?? 2 min?

How are you going to call the Invited Guests down to speak? Since there are so many, we want to make sure and keep them moving, so they each have an opportunity to speak. I would suggest we have the Invited Guests move up from their seats to sit in front of the middle pillar, so they can move up as the speakers finish. Usually, the Chair takes 4 at a time, then when 4 are done, the next 4 are called up, etc. Let me know if you want it done differently.

Normally, I do not use the timer for Invited Guests, just testimony from the public. If you want it done differently, let me know.

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214-3587
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

GROW Lynda

From: NUNLEY Bernadette D
Sent: Monday, October 11, 2010 9:39 AM
To: GROW Lynda
Subject: RE: question/clarification, please

Hi Lynda,

The ordinance vote and the resolution vote should be two separate actions, as you've written in the document script you sent to me on Friday.

I don't see a problem with you reading the script below as one "item" on the Board's calendar; however, as you've laid out, the Board should vote for the ordinance first, and then, if it passes, vote to approve the resolution.

Let me know if you need further assistance on this matter.

Bernadette

--

From: GROW Lynda
Sent: Friday, October 08, 2010 11:30 AM
To: NUNLEY Bernadette D
Subject: question/clarification, please

One more thing, I'm so sorry to bother you!

We have both an Ordinance and Resolution in one item. I've never seen it done that way.

I need to write the Chair's Script, and wondered how that should flow???

Would you have the speakers before/after they vote on the Ordinance? And you vote no the Ordinance first, right, and later the Resolution?

At what point do you take the public testimony, before the Resolution is voted on, but after the Ordinance is voted on?

Can you help me with that?

R-10 Second Reading of an ORDINANCE Terminating the Intergovernmental Agreement with the City of Portland, Dissolving the Sustainable Development Commission, Repealing Special Ordinance 972 and Amending MCC Chapter 3 to Establish the Advisory Committee on Sustainability and Innovation, and Adopting a RESOLUTION Appointing Members. Sponsor: Chair Jeff Cogen. Presenters: Kat West & Warren Fish – Chair's Office; and, Justin Yuen, Kent Snyder, Angus Duncan with Other New Members of the Advisory Committee on Sustainability and Innovation (ACSI) (20 min)

GROW Lynda

From: FISH Warren
Sent: Monday, October 11, 2010 1:00 PM
To: GROW Lynda; NUNLEY Bernadette D
Cc: MADRIGAL Marissa D
Subject: RE: Chair's Script

We don't expect public testimony.

Kat and I are making introductory comments after which we will yield the seats to the new ACSI members.

I agree that they should sit by the pillar and the Chair should call them up four at a time.

I have told them 2 minutes and don't think we should buzz the timer at them if they go over. But if someone is going for 5 minutes or more, might be time to beep them.

Warren Fish
Policy Advisor
Chair Jeff Cogen's Office
Multnomah County
503.988.5882

From: GROW Lynda
Sent: Friday, October 08, 2010 5:51 PM
To: NUNLEY Bernadette D; FISH Warren
Cc: MADRIGAL Marissa D
Subject: Chair's Script

Attached is a DRAFT of the Chair's Script.

Since we have both an ORDINANCE and RESOLUTION under R-9 (pg. 7), I would like to have you take a look at how I sequenced the actions and please let me know if this is correct.

My questions are these:

Warren – you and Kat are making the introductions, yes?

Under the Ordinance -

Are you expecting public testimony?

If we have John Q Public attend, I'd suggest we limit their time to speak, just as you are doing for the Invited Guests.

Under the Resolution –

Who will make the introductions here?

How long are you letting each of the Invited Guests to speak?? 2 min?

How are you going to call the Invited Guests down to speak? Since there are so many, we want to make sure and keep them moving, so they each have an opportunity to speak. I would suggest we have the Invited Guests move up from their seats to sit in front of the middle pillar, so they can move up as the speakers finish. Usually, the Chair takes 4 at a time, then when 4 are done, the next 4 are called up, etc. Let me know if you want it done differently.

Normally, I do not use the timer for Invited Guests, just testimony from the public.
If you want it done differently, let me know.

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214-3587
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

GROW Lynda

From: GROW Lynda**Sent:** Friday, October 08, 2010 4:15 PM**To:** FISH Warren; LYNCH Tim J; BROWN Sally A; MCLELLAN Jana E; STATON Daniel W; PEOPLES Kim E; VINCENT Brian S; RIDINGS Aaron M; SULLIVAN Theresa A; MORF Jenny M; YANTIS Wanda; WALLS Ned; BROSH Drew P; BREITEN Tina L; HAFLEY Sandy J; NWEREM Godwin O; KAUFMANN Cathy; WEST Kathleen S; HARRIS Mindy L; LINDENTHAL John A; JURGEMEYER Clark R; MUENCHOW John E; JENSSEN Liv E; BROWNSTEIN Sarah; LYNCH Tim J**Cc:** WADDELL Mike D; TINKLE Kathy M; HOPPEL Michelle L; YANTIS Wanda; LONG Julie; GROW Lynda; BAKER Marina; HEATH Patrick; NEBURKA Julie Z; HEATH Patrick; ISLEY Sheila L; KIETA Karyne; MADRIGAL Marissa D; MCGILLIVARY Heather C; SCHILLING Karen C**Subject:** BCC Meetings for 10/12 & 10/14/2010 - Times & Process

Greetings!

If you are receiving this e-mail, it is because you are listed as a presenter or contact for an agenda item at the upcoming BCC Board of Commissioners meeting. ***This upcoming meeting is very tightly scheduled. With your permission, we reduced the time on some items from what you originally requested. Thank you for working with us to get time for everyone's submittal.***

If your item is on the consent agenda, this will serve as your notice that it is going to the Board this week. After each meeting, we stamp approvals on the APRs and return electronic copies of your BudMods, NOIs, etc.

If you are on the regular agenda, please note the listed time for your item is *approximate*. Sometimes the meeting moves quickly, so we recommend you arrive earlier than your scheduled time.

If your item has been given a Time Certain, and we finish other items earlier, the Chair will recess until the posted time, but we do expect everyone to be punctual for their item.

Please turn off or mute your cell phones and pagers during the board meeting – it interferes with the microphones & recording.

After the meeting, we prepare the paperwork for signature, obtain sign-offs and signatures, scan and send to the presenters and contacts. If your item needs other handling, please let us know in advance.

We retain a permanent record of all transactions of the Board electronically, and on paper for perpetuity. The e-packets are available under Board Package on the G:\ file. This area is restricted, but can be made available to you with your Director's approval.

Completed Resolutions, Proclamations, Ordinances, Minutes, etc. are posted on our web at: <http://www2.co.multnomah.or.us/cfm/boardclerk/>.

10/8/2010

The Multnomah County Commissioners meeting agenda is posted online and is available no later than Friday afternoon for the following week's packet on the web at: <http://www.co.multnomah.or.us/cc/agenda.shtml>.

To view any items in the board packet, either click on the link at the top of the link mentioned above (on the agenda face page) or use this second link. The Agenda and items that will be considered are listed by sequential agenda numbers and part of the title of the item. You can view these pdfs at:
<http://www.co.multnomah.or.us/cc/WeeklyAgendaPacket/>.

If you have any questions, please let us know. Thanks!

Lynda J. Grow, Board Clerk and Marina Baker, Assistant Board Clerk

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
501 SE Hawthorne Blvd., Ste. 600
Portland, OR 97214-3587
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

GROW Lynda

From: MADRIGAL Marissa D
Sent: Friday, October 01, 2010 2:31 PM
To: NEBURKA Julie Z; GROW Lynda
Cc: BAKER Marina; MORF Jenny M
Subject: RE: Bud Mod for next available consent calendar

Thanks Julie.

Jenny – have the commissioners been given a heads up at all about these? I don't think they would have a problem but you may want to give them a heads up.

Thanks all!

From: NEBURKA Julie Z
Sent: Friday, October 01, 2010 11:01 AM
To: GROW Lynda; MADRIGAL Marissa D
Cc: BAKER Marina; MORF Jenny M
Subject: Bud Mod for next available consent calendar

Hi Lynda & Marissa,

Attached is a bud mod that re-classifies three positions in the County Attorney's Office. If you would place it on the next available consent agenda, I would appreciate it very much. This item is fine for my e-signature, and the County Attorney and HR signature approvals are attached.

Please let me know if you have any questions or would like more information.

Thanks!
Julie

GROW Lynda

From: NUNLEY Bernadette D
Sent: Thursday, October 07, 2010 11:48 AM
To: GROW Lynda
Subject: RE: APR & Resolution for ACSI, second reading, 10-14

Lynda—I've confirmed that there is not a limitation of testimony to the first reading—testimony may be taken at the second reading.

Thank you,
Bernadette

--

From: GROW Lynda
Sent: Thursday, October 07, 2010 11:42 AM
To: NUNLEY Bernadette D
Cc: BAKER Marina
Subject: RE: APR & Resolution for ACSI, second reading, 10-14

Will do, thanks so much! We only had it happen w/the Ag/Rural reserves/Metro, but I wanted to be sure...

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: NUNLEY Bernadette D
Sent: Thursday, October 07, 2010 11:13 AM
To: GROW Lynda
Subject: RE: APR & Resolution for ACSI, second reading, 10-14

I'm not finding a rule that says testimony cannot be taken at a second hearing, or that it may only be taken at the first hearing. I'll let you know if I find anything to this affect.

Please check in with Warren so he can add the testimony time as necessary.

Thanks,
Bernadette

--

From: GROW Lynda
Sent: Wednesday, October 06, 2010 11:17 AM
To: NUNLEY Bernadette D
Subject: RE: APR & Resolution for ACSI, second reading, 10-14

10/13/2010

Can they take testimony at a second hearing? Warren doesn't have it listed on either first or second reading of this Ordinance. I know with some of the LUT items, we can't take public testimony at the second hearing, so I wanted to check with you on this.

Lynda J. Grow, Board Clerk
Multnomah County Commissioners
Lynda.Grow@co.multnomah.or.us
Phone & Voice Mail: 503-988-5274

From: NUNLEY Bernadette D
Sent: Wednesday, October 06, 2010 11:01 AM
To: FISH Warren
Cc: GROW Lynda
Subject: RE: APR & Resolution for ACSI, second reading, 10-14

Thanks Warren.

We'll need to change the County Attorney name to Chip Lazenby—all else looks great.

Thanks,
Bernadette

--

From: FISH Warren
Sent: Wednesday, October 06, 2010 10:53 AM
To: GROW Lynda
Cc: MADRIGAL Marissa D; LYNCH Tim J; NUNLEY Bernadette D; NEBURKA Julie Z
Subject: APR & Resolution for ACSI, second reading, 10-14

Hi Lynda,

Here you go. Let me know if 10:30 is a good time for this or if I should get back to folks...also note, the APR doesn't yet list all the speakers we will have, just the ones I was able to confirm so far. I am confident there will be more. Let me know what you need from me and when with regard to those additional speakers.

Thank you!
Warren

Warren Fish
Policy Advisor
Chair Jeff Cogen's Office
Multnomah County
503.988.5882

10/13/2010

GROW Lynda

From: MADRIGAL Marissa D
Sent: Wednesday, October 06, 2010 4:54 PM
To: #COS
Cc: GROW Lynda
Subject: October 14th Board Meeting

Hey COS-

We have a packed BCC meeting on October 14th that won't end until 12:45 if we start at 9:30. We have a couple options, we could start at 9:00 or we could move items like the LGBTQ Health Initiative briefing, although I completely understand if you don't want to. Jeff has a big NACO ask with US Bank scheduled for 12:30, so I'd prefer not to go past 12. What works for your bosses?

Marissa Madrigal

Chief of Staff

Office of the Chair, Jeff Cogen

Multnomah County Oregon

503-988-5239 office

503-849-6053 mobile

marissa.d.madrigal@co.multnomah.or.us

www.multco.us