

ANNOTATED MINUTES

Thursday, October 27, 1994 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

REGULAR MEETING

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

CONSENT CALENDAR

**UPON MOTION OF COMMISSIONER HANSEN,
SECONDED BY COMMISSIONER KELLEY, THE
CONSENT CALENDAR (ITEMS C-1 THROUGH C-4) WAS
UNANIMOUSLY APPROVED.**

COMMUNITY AND FAMILY SERVICES DIVISION

- C-1 *Ratification of Intergovernmental Agreement Contract 103535 Between Multnomah County and the City of Gresham, to Administer Gresham Community Development Block Grant (CDBG) Funds for Transitional Housing Services, Bilingual Case Management Services, and an Emergency Housing Voucher Program, for the Period July 1, 1994 through June 30, 1995*
- C-2 *Ratification of Intergovernmental Agreement Contract 103755 Between the City of Portland and Multnomah County, Providing Payment to the County for Verifying the Eligibility of Low Income Households for the City's Water/Sewer Bill Discount Program, for the Period August 31, 1994 through June 30, 1995*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-3 *ORDER in the Matter of the Execution of Deed D951106 Upon Complete Performance of a Contract to Greater Mt. Calvary Church of God*
- 94-206.**
- C-4 *ORDER in the Matter of the Execution of Deed D951108 for Certain Tax Acquired Property to the Estate of Frank T. Damis, Charles D. Damis, Conservator*

94-207.

REGULAR AGENDA

COMMUNITY AND FAMILY SERVICES DIVISION

- R-1 *Ratification of Amendment No. 1 to Intergovernmental Agreement Contract 100535 Between Multnomah County and Portland Community College, Portland Employment Project, Adding State Funds to Provide Services for Developmental Disabilities Program Clients Participating in the Local Solutions Project, for the Period July 1, 1994 through June 30, 1995*

COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-1. COMMISSIONER SALTZMAN ADVISED HE WOULD ABSTAIN FROM VOTING DUE TO HIS POSITION ON THE PCC BOARD. AGREEMENT APPROVED, WITH COMMISSIONERS KELLEY, HANSEN, COLLIER AND STEIN VOTING AYE AND COMMISSIONER SALTZMAN ABSTAINING.

NON-DEPARTMENTAL

- R-2 *Consideration on Whether to Hold a Hearing to Accept Evidence and Argument, or Decide Appeal on the Record, in the Matter of the Appeal of Lydia Mann from Hearings Officer Decision Revoking Appellant's Adult Care Home License*

CITY ATTORNEY PETE KASTING, LEGAL COUNSEL FOR THE BOARD OF COMMISSIONERS, EXPLAINED THE PARTIES HAVE REQUESTED THAT THE BOARD DECIDE THIS MATTER ON THE RECORD AND ADVISED THE HEARINGS OFFICER RECORD WOULD BE DELIVERED TO THE OFFICE OF THE BOARD CLERK AND BE AVAILABLE THERE FOR BOARD INSPECTION. AT THE RECOMMENDATION OF CHAIR STEIN AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, IT WAS UNANIMOUSLY APPROVED THAT CONSIDERATION OF THIS ITEM BE CONTINUED TO TUESDAY, NOVEMBER 22, 1994.

DEPARTMENT OF HEALTH

- R-4 *Second Reading and Possible Adoption of a Proposed ORDINANCE to Provide Fee Schedule Changes for the Environmental Health Section of the Department of Health*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF THE SECOND READING AND ADOPTION. NO ONE WISHED TO TESTIFY.

ORDINANCE 803 UNANIMOUSLY APPROVED.

- R-5 *Ratification of Intergovernmental Agreement Contract 201095 Between Multnomah County, on Behalf of CareOregon, and Oregon Health Sciences University, Providing Physician Services While CareOregon Clients are Patients at Oregon Health Sciences University*

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-5. DR. GARY OXMAN EXPLANATION. AGREEMENT UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

- R-6 *Ratification of Intergovernmental Agreement Contract 800485 Between Multnomah County and Metro, Allowing Metro the Use of County's Law Enforcement Aircraft and Personnel for Aerial Surveillance Services at an Established Hourly Rate*

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

PUBLIC CONTRACT REVIEW BOARD

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

- R-8 *ORDER in the Matter of Exempting from Public Bidding a Contract with Electric Light Wave for the Provision of Telecommunications T-1 Service*

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-8. ROGER BRUNO, BRIAN FOWLES AND JIM MUNZ EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 94-208 UNANIMOUSLY APPROVED.

- R-9 *ORDER in the Matter of Exempting from Public Bidding the Purchase of T-1 Lines and Service*

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, ORDER 94-209 WAS UNANIMOUSLY APPROVED.

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

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-3 C 11-94 *Third Reading and Possible Adoption of a Proposed ORDINANCE Amending Comprehensive Framework Text Plan Policy 16 - B and MCC 11.15 Regarding the Regulation of Surface Mining and Nearby Surrounding Land Uses in Partial Fulfillment of Periodic Review Work Program Tasks Required to Bring Multnomah County's Land Use Program into Compliance with Statewide Planning Goal 5*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF THE THIRD READING AND ADOPTION. CAROLYN COONS, SKIP ANDERSON AND ARNOLD ROCHLIN TESTIMONY, SUGGESTIONS AND REQUESTS FOR CLARIFICATION OF VARIOUS MATTERS. GARY CLIFFORD EXPLANATION AND RESPONSE TO BOARD QUESTIONS. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, AN AMENDMENT TO SECTION MCC 11.15.9005 AND 11.15.90010 DELETING REFERENCES TO FEES WAS UNANIMOUSLY APPROVED. FOLLOWING MR. CLIFFORD EXPLANATION AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, AN AMENDMENT TO SECTION MCC 11.15.6765(F) REGARDING DEFINITION OF IMPACT AREA WAS UNANIMOUSLY APPROVED. FOLLOWING MR. CLIFFORD EXPLANATION AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, AMENDMENTS TO PLAN POLICY 16-B, STRATEGIES E & F AND MCC 11.15.6765(M) REGARDING DEFINITION OF SIGNIFICANT SITE WERE UNANIMOUSLY APPROVED. MR. CLIFFORD AND JOHN DuBAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION CONCERNING EXEMPT MINING ACTIVITY. COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF AMENDMENTS TO PLAN POLICY 16-B, STRATEGIES H AND I AND MCC 11.15.6760 REGARDING REGULATION OF EXEMPT MINING ACTIVITY. MR. CLIFFORD RESPONSE TO BOARD QUESTIONS REGARDING RECLAMATION STANDARDS. CHAIR STEIN DIRECTED SHARON TIMKO TO ADDRESS ISSUE RAISED BY MR. ROCHLIN CONCERNING NEED FOR COMPREHENSIVE PLAN

AMENDMENTS REGARDING RESIDENTIAL ZONES. EXEMPT MINING ACTIVITY AMENDMENTS UNANIMOUSLY APPROVED. FOLLOWING EXPLANATION BY MR. CLIFFORD, COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF AN AMENDMENT TO MCC 11.15.7325(C)(1)(d) REGARDING TRANSPORTATION REQUIREMENTS. MR. CLIFFORD RESPONSE TO BOARD QUESTIONS. TRANSPORTATION REQUIREMENTS AMENDMENT UNANIMOUSLY APPROVED. FOLLOWING EXPLANATION BY MR. CLIFFORD AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, AMENDMENTS TO PLAN POLICY 16-B, STRATEGIES Q, MCC 11.15.7325(B) AND MCC 11.15.7325(C) REGARDING COUNTY REGULATION OF RECLAMATION WERE UNANIMOUSLY APPROVED. FOLLOWING MR. CLIFFORD'S EXPLANATION AND RESPONSE TO BOARD QUESTIONS. BOARD COMMENTS AND DISCUSSION. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, AMENDMENTS TO MCC 11.15.7325(C)(2)(a)&(b) AND 11.15.7325(C)(7)(a)&(b) REGARDING SCREENING OF MINE SITES AND SETBACKS FOR MINING ACTIVITY WERE APPROVED, WITH COMMISSIONERS KELLEY, HANSEN, SALTZMAN AND STEIN VOTING AYE AND COMMISSIONER COLLIER VOTING NO. FOLLOWING EXPLANATION BY MR. CLIFFORD AND UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, AN AMENDMENT TO MCC 11.15.7325(C)(6) REGARDING FISH AND WILDLIFE PROTECTION WAS UNANIMOUSLY APPROVED. FOLLOWING RECOMMENDATION OF MR. DuBAY AND UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT THE THIRD READING OF THE PROPOSED ORDINANCE BE APPROVED, AS AMENDED, AND A FOURTH READING BE SCHEDULED FOR THURSDAY, NOVEMBER 3, 1994.

Commissioner Hansen left at 10:40 a.m.

NON-DEPARTMENTAL

R-7 RESOLUTION in the Matter of Accepting the Supplemental 1994-95 Budget and Preparing the Approved Supplemental Budget for Submittal to the Tax

Supervising and Conservation Commission

COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-7. DAVE WARREN, JIM MUNZ AND BRIAN FOWLES EXPLANATION AND RESPONSE TO BOARD QUESTIONS. MR. MUNZ TO PROVIDE COMMISSIONER KELLEY WITH ADDITIONAL INFORMATION. CHAIR STEIN DIRECTED THAT A DATA PROCESSING MANAGEMENT COMMITTEE UPDATE AND PROPOSAL BRIEFING BE SCHEDULED IN THREE OR FOUR MONTHS. RESOLUTION 94-210 UNANIMOUSLY APPROVED.

PUBLIC COMMENT

R-10 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

**Thursday, October 27, 1994 - 10:30 AM
(Or Immediately Following Regular Meeting)
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland**

BOARD BRIEFING

B-1 Fairview Village Project Overview. Presented by Rick Holt, Charles Haugh and Randy Jones.

RICK HOLT PRESENTATION AND RESPONSE TO BOARD QUESTIONS. FAIRVIEW CITY ADMINISTRATOR MARILYN HOLSTROM COMMENTS AND RESPONSE TO BOARD QUESTIONS.

There being no further business, the meeting was adjourned at 11:40 a.m.

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


Deborah L. Bogstad