



Multnomah County Oregon

## Board of Commissioners & Agenda

connecting citizens with information and services

### BOARD OF COMMISSIONERS

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### August 17 & 19, 2010 BOARD MEETINGS HIGHLIGHTS

#### TUES. 9:30 AM – EXECUTIVE SESSION

TUES. 9:30 AM – Board Briefings - Consider the County's Financial Policies on the Use of One-Time Resources and the Countywide Impacts of State Funding Adjustments That Will Take Effect in FY 2011

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

THUR. @ 9:30 AM - Briefing on Emergency Management Audit – Improved, but Still a Work in Progress.

THUR @ 9:45 AM - Submitting To The Voters A Five-Year Rate-Based Local Option Levy To Support The Oregon Historical Society

THUR @ 10:30 AM - Informational Board Briefing on National Association of Counties Awards (NACo) to Multnomah County

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

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**Tuesday, August 17, 2010 - 9:00 AM**  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

**EXECUTIVE SESSION**

- E-1 The Multnomah County Board of Commissioners will meet in Executive Session pursuant to ORS 192.660(2)(h). Only representatives of the news media and designated staff may attend. News media and all other attendees are specifically directed not to disclose information that is the subject of the Executive Session. Final decisions are decided in public Board meetings. Presented by *Assistant County Attorney Jenny Morf or Stephen Madkour. (30 minutes requested)*
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**Tuesday, August 17, 2010 – 9:30 am**  
Multnomah Building, First Floor Commissioners Boardroom 100

**BOARD WORK SESSION**

**COUNTY MANAGEMENT – 9:30 am – 12:00 pm**

- BWS-1 Consider the County's Financial Policies on the Use of One-Time Resources and the Countywide Impacts of State Funding Adjustments Effective in FY 2011. Budget Office Staff and Invited Others.
- FY 2010 Ending Balance Update & Contingency Status (10 minutes)
  - OTO Budget Note Policy Discussion (1 hour)
  - Reduction & Impacts
    - Library
    - DCHS (45 minutes to 1 hour)
    - Health

**Thursday, August 19, 2010 - 9:30 AM**  
Multnomah Building, Commissioners Board Room 100

**REGULAR MEETING**

**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 AUDITOR'S OFFICE – 9:30 am**

R-1 Briefing on Emergency Management Audit – Improved, but Still a Work in Progress. Presenters: Steve March, County Auditor; Shea Marshman, Senior Auditor; and Dave Houghton, Director of Emergency Management (15 min)

**NON-DEPARTMENTAL – 9:45 am**

R-2 RESOLUTION Submitting To the Voters a Five-Year Rate-Based Local Option Levy to Support the Oregon Historical Society.  
Sponsor: Chair Jeff Cogen Presenters: Jerry Hudson, Board Chair - Oregon Historical Society; Dave Porter, Volunteer - Gresham Historical Society; Sharon Thorne, Docent/School Trip Leader - Oregon Historical Society; Raymond Burrell, Archivist - Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD, Board Member - Oregon Historical Society, (Washington State University-Vancouver) Portland ; Tom Vaughn, Oregon State Historian Laureate - Former Director of Oregon Historical Society (Video will be shown) (30 min)

**NON-DEPARTMENTAL – 10:15 am**

R-3 SECOND READING - ORDINANCE Terminating the Intergovernmental Agreement with Washington County, Dissolving the Multnomah-Washington Regional Investment Board, and Repealing Special Ordinance 1091. Presenters: Warren Fish and Sandra Duffy. (5 min)

**COUNTY MANAGEMENT – 10:20 am**

R-4 RESOLUTION Approving Reimbursement to the County for County Sponsored Projects from Title III Funding for Fiscal Year 2010 and Authorizing Expenditures for Fiscal Year 2011. Presenter: Mike Waddell, Business Services Manager (5 min)

**COMMUNITY SERVICES – 10:25 am**

R-5 ORDINANCE Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Land Use Code Revisions Related to the Regulatory Improvement Code Amendment Package 5b in Compliance with Metro's Functional Plan and Declaring an Emergency. Presenter: Kevin Cook, Planner, LUT (5 min)

**NON-DEPARTMENTAL – 10:30 am**

R-6 Informational Board Briefing on National Association of Counties Awards (NACo) to Multnomah County. Sponsor: Commissioner Judy Shiprack Presenters: Mindy Harris, Brian Smith, Marc Anderson, Mike Pullen, Mark Baker (10 min)

**ADJOURNMENT: 10:40 am**



**Multnomah County Oregon**

## **Board of Commissioners & Agenda**

*connecting citizens with information and services*

**Thursday, September 2, 2010 – 9:30 AM**  
Multnomah Building, Commissioners Board Room 100  
501 SE Hawthorne Boulevard, Portland

### **NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN THAT AT 9:30 AM ON THURSDAY, SEPTEMBER 2, 2010, IN THE COMMISSIONER'S BOARD ROOM ON THE FIRST FLOOR OF THE MULTNOMAH BUILDING AT 501 SE HAWTHORNE, PORTLAND, OREGON, THERE SHALL BE A PUBLIC HEARING BY AND BEFORE THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS ON THE BOUNDARY CHANGE PROPOSAL LISTED BELOW. INTERESTED PERSONS MAY APPEAR AND WILL BE GIVEN REASONABLE OPPORTUNITY TO BE HEARD.

PROPOSAL NO. CL-1110 - ANNEXATION TO DUNTHORPE-RIVERDALE COUNTY SERVICE DISTRICT of territory located generally on the south edge of the District on the north edge of S.W. Iron Mountain Blvd. east of SW Glen Rd. and west of SW Edgecliff Rd., more particularly: Tax Lot 1200, NE 1/4 NE 1/4 Sec. 3, T2S R1E, W.M., Clackamas County, Oregon.

POSTED BY:     JEFF COGEN, CHAIR  
                  BOARD OF COUNTY COMMISSIONERS  
                  MULTNOMAH COUNTY

GENERAL INFORMATION AND/OR A COPY OF THE STAFF REPORT MAY BE OBTAINED BY CALLING 503 222-0955.

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**Tuesday, August 17, 2010 - 9:00 AM**  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

### **EXECUTIVE SESSION**

Chair Cogen convened the meeting of the Board of County Commissioners at 9:00 a.m. along with Commissioners McKeel and Willer.

Commissioner Shiprack arrived at 9:02 am.

Commissioner Kafoury arrived at 9:07 am.

E-1 The Multnomah County Board of Commissioners will meet in Executive Session pursuant to ORS 192.660(2)(h). Only representatives of the news media and designated staff may attend. News media and all other attendees are specifically directed not to disclose information that is the subject of the Executive Session. Final decisions are decided in public Board meetings. Presented by *Assistant County Attorney Jenny Morf or Stephen Madkour. (30 minutes requested)*

Executive Session was held and cases were discussed.

The meeting was adjourned at 9:20 am.

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**Tuesday, August 17, 2010 – 9:30 am**  
Multnomah Building, First Floor Commissioners Boardroom 100

### **BOARD WORK SESSION**

Chair Jeff Cogen convened the meeting at 9:37 am along with Vice-Chair Diane McKeel, Commissioners Deborah Kafoury, Barbara Willer, and Judy Shiprack.

#### **COUNTY MANAGEMENT – 9:30 am – 12:00 pm**

BWS-1 Consider the County's Financial Policies on the Use of One-Time Resources and the Countywide Impacts of State Funding Adjustments Effective in FY 2011. Budget Office Staff and Invited Others.

- FY 2010 Ending Balance Update & Contingency Status

- OTO Budget Note Policy Discussion
- Reduction & Impacts
  - Library
  - DCHS
  - Health

Presenters: Mike Jaspin, Mindy Harris and ????

NOTE: KARYNE CHANGED SET UP – NICER – BOARD MEMBERS HAD MORE ROOM, AND COMM. DIDN'T OBJECT TO SITTING ON THE SIDES. CHECK THE VIDEO AND SEE HOW IT LOOKS.

Mike Justin opened the meeting with an overview of the materials that would be discussed today.

Mindy Harris followed up with discussion on FY 2010 Ending Balance Update and Contingency Status. FY 2010 Ending Balance as of August 16 is \$56,750,000. Planned FY 2010 Ending Balance is \$47,500,000. Thus, we are \$9,250,000 over budget. Adopted budget did not include estimated \$5 to \$6.7 million of underspending per May Forecast. The BIT is approximately \$1 million or 2.4% above forecast through July. General Fund "regular" contingency is \$1,250,000; additional contingency above regular and non-earmarked, is \$638,958 for a total "available" contingency of \$1,888,958. Board Earmarks that were identified total \$1,343,671 plus the BIT reserve in General Fund Contingency is \$4,000,000. Total FY 2011 Adopted Budget Contingency then is a total of available and earmarked/reserved contingency for a total of \$7,232,629. Since then, a contingency adjustment was approved by the Board for BudMod MCSO-01 – DA portion for Kyron Horman Investigation for a total of \$196,034. Therefore, a total current FY 2011 contingency is \$7,036,595.

???? discussed one time only (OTO) Budget Note Policy Discussion.

Now discuss FY 2011 State MidYear Reduction and Impacts

Ms. Vailey Olejo (sp?) stated that the Library doesn't receive much State funding but did see a 15% reduction in a grant of \$100K that they were awarded for a total of \$18,392.

Ms. Joanne Fuller – DCHS - \$3.3 mil cut across dept. 11.4 FTEs if you annualize. This is a partial year cut totalling \$3,259,577 in estimated changes. She reviewed strategies for maintaining service and staffing levels. Some budget cuts were already scheduled to occur July 1<sup>st</sup>, October 1<sup>st</sup> and

in December. The gap for this year will be covered with under-expenditures but if further challenges occur, they'll return to the Board.

Ms. Fuller stated that politics and policy decisions this year and next under the new Governor will impact these and future cuts. Some cuts from the State start September 1<sup>st</sup>, some October 1<sup>st</sup>, some the end of year.

Ms. Fuller reviewed the specific reductions and changes by program offer number and the impact on services and the community we serve. She stated they are evaluating staffing and how to manage with decreased FTEs without compromising quality services and what services will have to be reduced or eliminated.

The Commissioners discussed their concerns with the impacts of these reductions on the people in our community. Ms. Fuller talked about those services that would positive impact the services and reduction of institutional costs, such as assistance with housing, job training, etc.

Marina: I have some redundancies here, but I'll tighten this up later.

Agrees with Ms. Fuller.

Lorrian talks about budget cuts for some programs. Hiv and stds are an issue in the community. Hiv stays at a steady lvl and # of people with it keep growing

Would prevent outreach to high risk people. Working with state partners. Highest incident in the state. Will try to do their best to not lose funding. State thinks they give too much money to them, but high risk for these diseases. They are the place that will really be the ones to stop this in Oregon population. Really can't let this get out of control.

Children and families: thanked for support. Reduction to home visiting nursing and health start program. Reduction for this year and proposed for next year. Will really limit them – it's a 40% reduction. Last time when got cuts, cut screenings and staff. Very intensive service; very high risk families: poor, domestic violence, abuse, etc. keep focus on teens. No duplications for these services. This reduction will reduce contracted agencies and the front-line program workers. Many families will lose their services; about 127 families. Many families on the waitlist.

Cogen: which contracted agencies?



Loreen Nichols - says Portland impact and IRCO

Shiprack: monetary impact is less important than the loss of these services. It's just so disproportionate. This cut reduces 4 FTE workers – a lot of workers to lose for only a 9% cut.

Director of Healthy Start: more consequences next year. Compromises whole system.

Answer: HFA to be credentialed by them – have to screen at least 50% of birth (4700 births). Have to figure out which ones need the service.

Screeners have gone down quite a bit (from 9 to 3) so can't main without it being a direct service to the families. Don't pay their non-profits that well, haven't given them a raise.

Shiprack: so helpful, something wrong with the policy. have to follow the standards of HFA, maybe health dept have a better way to screen these families. Feel that we have uncovered a policy nugget that needs more work.

Cogen: 2.3% of the budget?

Budget guy: It's for the ENTIRE program

The 9% is the reduction in column C.

Shiprack: why 25% cut in service lvl as a result of this.

COgen: this is 25% of the home visiting portion of healthy start, not all the program.

Shiprack: why?

It's because we held it harmless for so many years, and can't hold it anymore.

The money passes through the state commission, then local.

Maureen: Healthy start is a very strong program. There are reduction everywhere; community is trying to understand. Proposed 46% reduction to healthy start. It's an issue for everyone involved. Can't say what the full impact of that would be or what that would mean to program. Don't want to miss people who enrolled in pre-natal services. It's a reduction for every support worker, it's like 30 families per worker. Have no passed the reduction on to the agencies yet. Will be passing it on.

Shiprack: they work hard for their money and serve many families. This is a huge cut in this discreet program.

Director: the larger context, healthy program is one of the many programs we run, we run many of these types of programs, there are many moving parts. Don't want to limit their options in the longer term. Right now just look at the money we get from the state thru the commission.

Maureen: this program requires 25% match according to the state. There are other ways that this is supported. Will be hearing more on healthy start in the future and the planning going into it.

McKeel: working with the state and are hopeful about new public health programs; anything we can do to help your effort? Will you let us know?

Maureen: have efforts with the state, but if no luck, will let know.

Adjourned 11:40 am.

Who is Maureen?

**Thursday, August 19, 2010 - 9:30 AM**  
Multnomah Building, Commissioners Board Room 100

**REGULAR MEETING**

**REGULAR AGENDA**

**PUBLIC COMMENT - 9:30 AM**

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No consent agenda items today

**COUNTY AUDITOR'S OFFICE – 9:30 am**

R-1 Briefing on Emergency Management Audit – Improved, but Still a Work in Progress. Presenters: Steve March, County Auditor; Shea Marshman, Senior Auditor; and Dave Houghton, Director of Emergency Management (15 min)

No vote on a briefing

Steve made introductions

Shea gave presentation to a full house!! – what they found

Dave working on issues identified in audit – training, systematic planning – 1<sup>st</sup> Disaster Rec Plan will be completed this Fall. Inventory: part of my work plan; work w/Cty Atty & Emerg Management. Integrating modifying developo policies procedures.

Headed in the right direction. Willer: thanked Steve for all his work

McKeel: thanks for info, work

Cogen: emer management were an embarrassment a few years ago; you've turned it around

Deeply grateful

Audits let us know that. Gratifying to see the progress that's been made.

**NON-DEPARTMENTAL – 9:45 am**

R-2 RESOLUTION Submitting To the Voters a Five-Year Rate-Based Local Option Levy to Support the Oregon Historical Society.

Sponsor: Chair Jeff Cogen Presenters: Jerry Hudson, Board Chair - Oregon Historical Society; Dave Porter, Volunteer - Gresham Historical Society; Sharon Thorne, Docent/School Trip Leader - Oregon Historical Society; Raymond Burrell, Archivist - Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD, Board Member -

Oregon Historical Society, (Washington State University-Vancouver)  
Portland ; Tom Vaughn, Oregon State Historian Laureate - Former  
Director of Oregon Historical Society (Video will be shown) (30 min)

Invited Speakers: Jerry Hudson, Raymond Burrell, Dr. Jackie Peterson-  
Loomis, Sharon Thorne, Shawn Daley and Dave Ripma.

Then video

Then public testimony:

Felicia Williams, Gerald Howard, Josephine Cooper, Sandy Polishuk  
signed up, but when called Josephine Cooper did not come forward

Motion to consider amendment

Shiprack

Willer

Motion to approve the Resolution

Willer

Shiprack

Cogen made his remarks first, after getting motions.

Gave intent, purpose, background overview.

Amendment allocated diverse cultures and citizen oversight comm. And  
comm. Rep of county's diverse communities.

Hist important, helps us guide our actions now

Oregonian recently said essentially time for us to decide who we are as  
community & state. What we value & personally believe can't do that w/out  
access to history.

Invited Guests

Jerry Hudson, Board Chair – OHS spoke first the Covenant of the State  
went on uninterrupted from 1898 to recent, even in Great Depression. '97  
reconfirmed continuing obligation to contribute to support of OHS. Spoke  
about the volume of records they have; Multco doesn't have its own hist  
society because OHS functions as its hist society. Asking provide modest  
levy for 5 years. Owner avg priced home will pay \$10 a year or less than  
\$1 a mo. To keep the doors open. Support bridge while we work with State  
to dev our priv fund raising, partners, etc. instead of public funding.

Free admission for county residents and school kids.

Thank you for action you are considering. Urge you to support ballot.

Raymond Burrell – Archivist, Vanc Ave Baptist Church. Largest African church here started in 1940s. OHS comprehensive archive. Appreciate the perspective and materials and preservation. We've given thousands of artifacts surrounding our church community. Largest single donation they've been given. Foundation of history valid to our community, and the human cultural experience. Civic duty to champion OHS in their continued activities. Urge comm. to support endeavors. Van Port City old photo

Dr Jackie Peterson-Loomis – Board Member, OHS -- retired prof of history at Wash State Univ. only 2 other libraries on west coast of 12 major research libraries in country. Came from Newberry Library. Rockefeller supported it. We didn't, since 2002 steady decrease in funding. Understanding our history is vital to understand our role now and in future. Our mission is to collect preserve and interpret. We also request your help rebuilding and doing our job.

Sharon Thorne - Resident, Docent, OHS. School Trip leader! Thousands of kids visit permanent exhibits and travel exhibits. Free admission for kids will help make valid field trip. We even custom design tours to meet teachers criteria. Showed beaver pelt. 4<sup>th</sup> graders. Over & over we hear from the kids they hope they can come back again.

Shawn Daley – Gresham teacher. OHS helped me provide field trips to my students. Greater knowledge of local history, Ore. Hist. lacking in our classrooms. OHS helped fill gap classroom couldn't fill. Learning new research skills; on site real sources not surfing net.

Exhibits were shown of various artifacts.

Dave Ripma – Troutdale Historical Society. Thank you for referral of this local option levy for voters of Multco. Member, past pres. Troutdale hist. society & member of hist. society in Gresham. Thanks for giving us chance to sell this to the citizens of Multco. Vital part and important to pass down to future generations. Draw tourists, preserve artifacts/archives that would otherwise burden local governments.

VIDEO – Tom Vaughn, Oregon State Historian Laureate – Former Director of OHS.

#### Public Testimony on R-2

Felicia Williams – researching African American history in Oregon. Half of my course comes from OHS. Not sure can continue to w/out their

involvement. Impacts me as researcher and teacher. If they close I lose half my research tools. 5<sup>th</sup> thru publication.

Gerald Howard – lifetime resident Multco. Son reg vistor has strong interest & he starts PhD in history this fall.

Josephine Cooper- no show???

Sandy Polishuk – sent email yesterday. Oral history class of psu contributed to archives. OHS was my partner in teaching course. Historian & scholar. Wrote book ore history on labor leader. Example many works came out of research @ OHS. Newspapers, photos, oralhistories, etc. helped me accomplish.

Kafoury: unfortun Multco has to take over funding a state treasure. Apprec. Work of OHS & all the options pursued for funding. Left no stone unturned . not perfect solution but temp solution. I will work to make sure this is r atified by the voters this Fall.

Judy: hard times for our community, bad economy, difficult time to present them w/an obligation. Think 1 precept of living in west is the host ethic. Fundamental to our char. & resonates what all of you are about in being here today. This ethic permeates our vision of multo ourselves as Oregonians. Thak. Not just from obligation but privilege. Storng support researchers & Oregonians here today.

Willler; thank everyone & "those who cannot remember are apt to repeat it." Without history won't understand how to step forward. Think you've crafted something the voters should support. Short term. Researching in 90s and went to OHS. Creativity ingenuity how to move forward on this.

McKeel: thank everyone's efforts. Acknowledged all the members present. Her personal experiences with OHS. With Shiprack, got to tour the warehouse. Great sourece.

Cogen: like my colleagues over weeks/months talking to OHS trying to figure out how to address challenges they face. Thought about how history informs our actions today and about the pioneers and challenges and obstacles. A lot of message there for times we're in now. Ore hist of progressive legislative actions. Beaches, land use laws, etc. gives me comfort we can show it can be done her ein Ore. We have areas of our history we should be ashamed of such as our treatment towards the Native, Japanese & African Americans. Try to create comm. And future. Not

perfect solution for voters to support but acceptable alternative to closing.  
Our history is important to allow OHS to close.

UNAN on amendment  
UNAN on resolution as amended

RECESS: 10:50 am

RECONVENE: 10:55 am

**NON-DEPARTMENTAL – 10:15 am**

R-3 SECOND READING - ORDINANCE Terminating the Intergovernmental Agreement with Washington County, Dissolving the Multnomah-Washington Regional Investment Board, and Repealing Special Ordinance 1091. Presenters: Warren Fish and Sandra Duffy. (5 min)

SHIPRACK  
KAFOURY

Warren Fish spoke to R-3

Second reading: shiprack  
Kafoury

**COUNTY MANAGEMENT – 10:20 am**

R-4 RESOLUTION Approving Reimbursement to the County for County Sponsored Projects from Title III Funding for Fiscal Year 2010 and Authorizing Expenditures for Fiscal Year 2011. Presenter: Mike Waddell, Business Services Manager (5 min)

SHIPRACK  
KAFOURY  
UNAN

Mike: requested approval  
Res before you today gives you funding past year  
And pre approves projects for new fiscal year  
\$133K in 2010 in Title 3 Rev  
Fire prev and comm. Wildfire protection plans  
Sheriff requested board authorized  
Search and rescue came to \$292K or more than twice what we received  
Pre approve 2011 – no impact to the County

## **COMMUNITY SERVICES – 10:25 am**

R-5 ORDINANCE Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Land Use Code Revisions Related to the Regulatory Improvement Code Amendment Package 5b in Compliance with Metro's Functional Plan and Declaring an Emergency. Presenter: Kevin Cook, Planner, LUT (5 min)

Shiprack  
McKeel

## **NON-DEPARTMENTAL – 10:30 am**

R-6 Informational Board Briefing on National Association of Counties Awards (NACo) to Multnomah County. Sponsor: Commissioner Judy Shiprack Presenters: Mindy Harris, Brian Smith, Marc Anderson, Mike Pullen, Mark Baker (10 min)

Shiprack made introductions

McKeel spoke about hosting next year's NACO conference

We won two awards this year

2 innovative programs

First award give on

Second award for best in class for audio video production

Given across country to peers in the assn.

When I attended I heard from Pres. Of NACO wasn't impressed with subject manner. Ted talking about sellwood bridge as elected official

Once viewed, quite impressed.

Shiprack: important to acknowledge the service that multco receives from you all. Honor to represent the county at these meetings and receive the awards you have earned. Thank you for your service.

Mike Pullen, public Affairs office w/Mark Baker.

Share a little video, pointed out problems with bridge. 3K views, demonstrate visually how we need to do this at county. Judges were unan about this entry. All gov't video prod should watch yours and learn from it.

VIDEO, Showing only clips...

Mindy Harris pleased and proud to be part of this other award

Highlights excellent work

Insurance coverage for our contracted services was other award



2 areas partnered on this project: purchasing and risk management.  
We had inquiries from around country how to do this.

Brian spearheaded this project. Also got another award about their outreach to community partners. Also 2 employees rec'd awards from their peers: Gary Zimmermann from Col Chapter Ntl Inst on Public Purch.

Mentor of the Year award went to Jerry. These groups high achieving, this yet another example.

Brian: purchasing manager for the county

Problem was one all agencies have a problem with. Here, \$3-\$4 mil a year in purch., 1200 contracts; ea. Has insur. w/it. Cert. – every year get new one. We got coverage at beginning. Then it expires. How to track, get new one, work with vendors, insur brokers. Important in managing risk. Solution: create single e-mail, sent to one place. Managed by risk management. Most agencies don't do that. Also put them on shared place on network so dept. can see if insur. Cert. on file. Used internal expertise, used existing resources and technology.

Mindy: Marc credit for keeping going.

Marc: risk manager for county.

Team work operation. Acknowledged the people doing the work. It has cut down on paper by 70% for insurance brokers, us and contractors.

JS: movie program track insur cert will be in risk magazine and a barn burner, Mark!

DM: remember in context. This is ntl award and hundreds of nominees. For Multco to be acknowledged is a tribute to your ahrd work.

**ADJOURNMENT: 11:20 am**

**Tuesday, August 17, 2010 - 9:00 AM**  
Multnomah Building, Sixth Floor Commissioners Conference Room 635  
501 SE Hawthorne Boulevard, Portland

**EXECUTIVE SESSION**

**Chair Jeff Cogen convenes the meeting with Vice-Chair Diane McKeel and Commissioners Deborah Kafoury, Barbara Willer and Judy Shiprack present.**

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***PRESENTATION & RESPONSE TO BOARD QUESTIONS AND DISCUSSION***

**Chair Cogen adjourns the meeting.**

**Tuesday, August 17, 2010 – 9:30 am**  
Multnomah Building, First Floor Commissioners Boardroom 100

## **BOARD WORK SESSION**

**Chair Jeff Cogen convenes the meeting with Vice-Chair Diane McKeel and Commissioners Deborah Kafoury, Barbara Willer and Judy Shiprack present.**

### **COUNTY MANAGEMENT – 9:30 am – 12:00 pm**

**BWS-1** Consider the County's Financial Policies on the Use of One-Time Resources and the Countywide Impacts of State Funding Adjustments Effective in FY 2011. Budget Office Staff and Invited Others.

- FY 2010 Ending Balance Update & Contingency Status (10 minutes)
- OTO Budget Note Policy Discussion (1 hour)
- Reduction & Impacts
  - Library
  - DCHS (45 minutes to 1 hour)
  - Health

### ***NON-VOTING ITEM. PRESENTATION & RESPONSE TO BOARD QUESTIONS AND DISCUSSION***

**Chair Cogen adjourns the meeting.**

*NO  
CONSENT  
AGENDA  
ITEMS  
TODAY*

**Thursday, August 19, 2010 - 9:30 AM**  
Multnomah Building, Commissioners Board Room 100  
**REGULAR MEETING**

Chair Jeff Cogen convenes the meeting with Vice-Chair Diane McKeel and Commissioners Deborah Kafoury, Barbara Willer and Judy Shiprack present.

**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 THERE ARE FOLKS SIGNED UP.**

**COUNTY AUDITOR'S OFFICE - 9:30 am**

- R-1 Briefing on Emergency Management Audit – Improved, but Still a Work in Progress. Presenters: Steve March, County Auditor; Shea Marshman, Senior Auditor; and Dave Houghton, Director of Emergency Management (15 min)

**NON-VOTING ITEM. PRESENTATION & RESPONSE TO BOARD QUESTIONS AND DISCUSSION.**

*Amended*  
**NON-DEPARTMENTAL - 9:45 am**

- R-2 RESOLUTION Submitting To the Voters a Five-Year Rate-Based Local Option Levy to Support the Oregon Historical Society.

Sponsor: Chair Jeff Cogen Presenters: *Shiprack w/ JH*  
① Jerry Hudson, Board Chair - Oregon Historical Society; Dave Porter, Volunteer - Gresham Historical Society; Sharon Thorne, Docent/School Trip Leader - Oregon Historical Society; ② Raymond Burrell, Archivist - Vancouver Ave. Baptist Church; ③ Jackie Peterson-Loomis, PhD, Board Member - Oregon Historical Society, (Washington State University-Vancouver) Portland; Tom Vaughn, Oregon State Historian Laureate - Former Director of Oregon Historical Society (Video will be shown) (30 min) ④ SHAWN DALEY, Gresham teacher  
*Jules not in one Shiprack Willer not in two Willer Shiprack*

*RIPMA, TROUTDALE HIST SOC*

*Cogen remark*

**MAY I HAVE A MOTION?**

COMMISSIONER \_\_\_\_\_ MOVES  
COMMISSIONER \_\_\_\_\_ SECONDS  
APPROVAL OF R-2

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

*unanimous*  
*Resolution as amended passes*

**NON-DEPARTMENTAL – 10:15 am**

R-3 SECOND READING - ORDINANCE Terminating the Intergovernmental Agreement with Washington County, Dissolving the Multnomah-Washington Regional Investment Board, and Repealing Special Ordinance 1091. Presenters: Warren Fish and Sandra Duffy. (5 min)

**MAY I HAVE A MOTION?**

COMMISSIONER \_\_\_\_\_ MOVES  
COMMISSIONER \_\_\_\_\_ SECONDS  
APPROVAL OF R-3

*Approach 10/10/09*

IF NEEDED EXPLANATION, RESPONSE TO QUESTIONS  
OPPORTUNITY FOR PUBLIC TESTIMONY

OPPORTUNITY FOR BOARD COMMENTS  
ALL IN FAVOR, VOTE AYE, OPPOSED \_\_\_\_?

THE SECOND READING IS APPROVED AND THE  
ORDINANCE IS ADOPTED

OR THE MOTION FAILS

**COUNTY MANAGEMENT – 10:20 am**

R-4 RESOLUTION Approving Reimbursement to the County for County Sponsored Projects from Title III Funding for Fiscal Year 2010 and Authorizing Expenditures for Fiscal Year 2011. Presenter: Mike Waddell, Business Services Manager (5 min)

**MAY I HAVE A MOTION?**

COMMISSIONER Shirley MOVES  
COMMISSIONER Heel SECONDS  
APPROVAL OF R-4

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

**COMMUNITY SERVICES – 10:25 am**

R-5 ORDINANCE Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Land Use Code Revisions Related to the Regulatory Improvement Code Amendment Package 5b in Compliance with Metro's Functional Plan and Declaring an Emergency. Presenter: Kevin Cook, Planner, LUT (5 min)

**MAY I HAVE A MOTION?**

COMMISSIONER Shirley MOVES  
COMMISSIONER Heel SECONDS  
APPROVAL OF R-5

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

ALL IN FAVOR, VOTE AYE, OPPOSED \_\_\_\_?

**THE FIRST READING IS APPROVED AND THE ORDINANCE  
IS ADOPTED**

**OR THE MOTION FAILS**

*Videos followed*

**NON-DEPARTMENTAL – 10:30 am**

R-6 Informational Board Briefing on National Association of Counties Awards (NACo) to Multnomah County. Sponsor: Commissioner Judy Shiprack Presenters: Mindy Harris, Brian Smith, Marc Anderson, Mike Pullen, Mark Baker (10 min)

**NON-VOTING ITEM. PRESENTATION & RESPONSE TO  
BOARD QUESTIONS AND DISCUSSION.**

**ADJOURNMENT: 10:40 am**

**Chair Jeff Cogen adjourns the meeting.**

**THERE BEING NO FURTHER BUSINESS, THE MEETING IS  
ADJOURNED.**



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 12/31/09)

## Board Clerk Use Only

Meeting Date: 8/17/2010  
Agenda Item #: ES-1  
Est. Start Time: 9:00 am  
Date Submitted: 8/10/2010

**Agenda Title:** Executive Session Pursuant to ORS 192.660(2) (e) and (h).

*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.*

<b>Requested Meeting Date:</b>	August 17, 2010	<b>Amount of Time Needed:</b>	30 minutes
<b>Department:</b>	Non-Departmental	<b>Division:</b>	County Attorney
<b>Contact(s):</b>	Jenny Morf or Stephen Madkour		
<b>Phone:</b>	503-988-3138	<b>Ext.</b>	83138
	<b>I/O Address:</b>		503/500
<b>Presenter(s):</b>	Mike Sublett and Jenny Morf		

## General Information

### 1. What action are you requesting from the Board?

No final decision will be made in the Executive Session.

### 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.

To discuss pending and anticipated litigation. Only representatives of the news media and designated staff are allowed to attend. Representatives of the news media and all other attendees are specifically directed not to disclose information that is the subject of the Executive Session.

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

N/A

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



ORS 192.661(2)(e) authorizes a public body to consult with counsel concerning the legal rights and duties of a public body to negotiate real property transactions. Second, ORS 192.661(2) (h) authorizes a public body to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed .

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


N/A

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**Required Signature**

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

A handwritten signature in dark ink, appearing to be "A. Jensen", is written over a horizontal line.

**Date: 8/10/10**



## MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (short form)

### Board Clerk Use Only

Meeting Date: 8/17/2010

Agenda Item #: BWS-1

Est. Start Time: 9:30 am

**Agenda Title:** Board Work Sessions to consider the County's financial policies on the use of one-time resources and the Countywide impacts of State funding adjustments that will take effect in FY 2011.

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.*

<b>Requested Meeting Date:</b>	August 17 and 24, 2010	<b>Amount of Time Needed:</b>	2.5 hours per work session
<b>Department:</b>	County Management	<b>Division:</b>	Budget Office
<b>Contact(s):</b>	Mike Jaspin		
<b>Phone:</b>	503-988-3312	<b>Ext.:</b>	28594
<b>I/O Address:</b>	503/501		
<b>Presenter(s):</b>	Budget Office Staff and invited others.		

### General Information

#### 1. What action are you requesting from the Board?

Participate in two work sessions to discuss the County's financial policies on the use of one-time resources and to discuss the policy choices and attendant impacts to County programs as a result of adjustments in funding from the State that will be reflected in the current fiscal year. These discussions will address rebalancing the County's budget with changed state resources and how those changes will be implemented.

#### 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.

During the FY 2011 budget process, the Board requested a work session on the County's financial policies regarding one-time resources, to include information about best practices, other jurisdictions' policies for one-time-only funds, and our County policies and practices regarding reserves, pilot programs, "bridge" funding, and other uses for one-time resources. The first part of the work session on August 17<sup>th</sup> is set aside for a discussion of this topic.

The second part of the August 17<sup>th</sup> work session and all of the August 24<sup>th</sup> work session will focus on reductions in funding we receive from the State of Oregon. The state continues to address many funding challenges due to the current economic situation. As of July 1<sup>st</sup>, 2010, the state must implement \$577 million of budget reductions, some portion of which will flow down to County-operated programs. As we were wrapping up our FY 2011 budget, the County was still learning about the adjustments to balance the state's budget for the remainder of the 2009-2011 biennium. We now have additional information about the adjustments and how they will affect our budget and

service delivery. The affected departments include:

- Department of Health and Human Services (DCHS)
- Health Department (HD) / Commission on Children, Families and Communities (CCFC)
- Sheriff's Office (MCSO)
- Department of Community Justice (DCJ)
- Library (LIB)

The Budget Office has collected data from departments about potential changes and department staff will present their findings to the Board. Information provided includes expenditure and revenue adjustments, client impacts, FTE impacts and reduction strategies. No decisions will be required from the Board at this worksession; however, we will be asking for any concerns and the need for a follow-up session for the Health Department, DCHS, DCS, and Library.

Proposed Agenda

➤ **August 17<sup>th</sup>**

- Introductions
- FY 2010 Ending Balance Update & Contingency Status (10 minutes)
- OTO Budget Note Policy Discussion (1 hour)
- State Funding Reductions & Impacts
  - Library
  - DCHS (45 minutes to 1 hour)
  - Health

➤ **August 24<sup>th</sup>**

- State Funding Reductions & Impacts Continued...
  - DCJ
  - MCSO
  - DA
- Discussion & Any Direction to Departments
- Next Steps

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

A fiscal summary will be presented at the worksession including any potential reductions and reduction strategies.

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

Oregon Budget Law does not require the Board to formally reduce appropriations to implement reductions; however, staff will return with budget modifications to formally reduce appropriations, if necessary. No vote is needed at this time.

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

N/A

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**Required Signature**

Elected Official or  
Department/  
Agency Director:

*Mindy Harris*

Date: 8/2/10

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# MULTNOMAH COUNTY OREGON

9:30 am - noon  
August 17<sup>th</sup> and 24<sup>th</sup>, 2010



## **FY 2011 State MidYear Reductions**

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### **Draft Agenda for State Reductions & OTO Budget Note**

- August 17<sup>th</sup>
  - Introduction
  - FY 2010 Ending Balance Update & Contingency Status (10 minutes)
  - OTO Budget Note Policy Discussion (1 hour)
  - Reduction & Impacts
    - Library-
    - DCHS (45 minutes to 1 hour)
    - Health
- August 24<sup>th</sup>
  - Reduction & Impacts Continued...
    - DCJ
    - MCSO
    - DA
  - Discussion & Any Direction to Departments
  - Next Steps

**GROW Lynda**

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**From:** JASPIN Michael D  
**Sent:** Wednesday, July 28, 2010 10:16 AM  
**To:** #DRM; TINKLE Kathy M; LEAR Wendy R; WADDELL Mike D; ELLIOTT Gerald T; COBB Becky; MARCY Scott; AAB Larry A; YANTIS Wanda; COLDWELL Shaun M; SHAW Jodi K; GRAVES Travis R; LONG Julie; JONES Ed A; WALKER Lester A; YAGER Chris D; KONADU Sammuel A; CHAN Yvonne; HOPPEL Michelle L; RESARE Joyce M; MARTIN Fun  
**Cc:** MADRIGAL Marissa D; MCLELLAN Jana E; KIETA Karyne; NEBURKA Julie Z; HAY Ching L; HEATH Patrick; BUSBY Shannon; ELKIN Christian; GROW Lynda; BENNETT Nancy  
**Subject:** Board Work Sessions for State Reductions & OTO Budget Note  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** Draft Agenda fo Aug 17 and 24.doc

Good Morning –

Thanks to everyone for submitting their state reduction worksheets yesterday. We'll be compiling them this week and will distribute them at next week's op council meeting. In the meantime, you'll find attached a DRAFT agenda for the Board work sessions on August 17<sup>th</sup> and 24<sup>th</sup>.

We are planning on having the Board meet 'in-the-round' to make the work sessions feel more like a discussion. We expected the state funding reduction work sheets to form the basis of the discussion, so you needn't prepare an additional presentation. As in the past when discussing state reductions, we'd like to cover:

- The actual State reductions (amount & effective date)
- The impact (FTE, services to clients, etc)
- Proposed mitigation measures or implementation plans
- Any uncertainties, such as not having final information from the state
- Any insight into the reduction relative to the next biennium
- Any indirect impacts of state reductions on the County (i.e., if the courts were to operate differently)

We will remind the Board that these are informational work sessions only. Departments will follow-up with any necessary budget modifications at the regular Thursday Board Meetings.

Please let me know if you have any questions or concerns.

-Mike

## Multnomah County

### Summary of Estimated Impacts from the FY 2011 State Reductions

August 17, 2010

Department	FY 2011 Est. County Direct Service Change	FY 2011 Est. Contract Change	Total Est. Change	FY 2011 Est. Ramp Down Exp.	FY 2011 Est. County FTE Change
County Human Services	(1,517,612)	(1,741,965)	(3,259,577)	103,350	(10.32)
Health Dept.	(60,000)	(155,058)	(215,058)	0	(0.75)
Library	(18,392)	0	(18,392)	0	0
Community Justice	(1,593,507)	(70,609)	(1,664,116)	0	0
Sheriff's Office	<u>(494,644)</u>	<u>0</u>	<u>(494,644)</u>	<u>0</u>	<u>0</u>
<b>Total County Reductions</b>	<b>(3,684,155)</b>	<b>(1,967,632)</b>	<b>(5,651,787)</b>	<b>103,350</b>	<b>(11.07)</b>

## FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F						
Program Offer #	Program Name	FY 2011 Adopted County General Fund	FY 2011 Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	Annualized FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
25000	DCHS Administration	3,198,407	914,584	2,057,977	6,170,968	(34,034)	(97,845)	(131,879)	(0.50)	(0.50)	-2.1%	0	7/1/2010	Reduction of Developmental Disabilities Local Administration (\$57,961) direct allocation and Aging & Disabilities Services Medicaid Title XIX (\$73,918) direct allocation. These reductions will impact staffing and professional services. Reduce \$34,034 for 0.5 FTE Research Analyst 1 for department-wide initiatives and \$97,845 from Professional Services.
Admin Sub Total		3,198,407	914,584	2,057,977	6,170,968	(34,034)	(97,845)	(131,879)	(0.50)	(0.50)				
25012	DD Services to Adults	0	0	2,738,149	2,738,149	(186,235)	0	(186,235)	(0.75)	(1.00)	-6.8%	0	10/1/2010	100% elimination (\$186,235) of Service Element 147, Quality Assurance Services, effective October 1, 2010. Impacts staffing by eliminating 1.0 vacant FTE - Case Manager Senior position. It also includes reallocating \$96,658 of personnel cost to prior fiscal year carryover 147 funding.
													3/31/2011	The estimated 10% reduction (\$196,482) of Service Element 48, Case Management was restored until March 31, 2011.
25013	DD Services for Children	53,804	0	3,793,968	3,847,772				0.00	0.00	0.0%	0	3/31/2011	The estimated 10% reduction (\$196,482) of Service Element 48, Case Management and the additional reduction specifically for the Case Management of Children (\$1,600,000) was restored until March 31, 2011.
25014	DD Abuse Investigations and Eligibility	984,761	0	925,499	1,910,260	(74,984)		(74,984)	(0.67)	(0.67)	-3.9%	0	10/1/2010	100% elimination (\$18,548) of Service Element 147, Quality Assurance Services effective . Reallocation of \$18,548 of personnel cost for 0.19 filled FTE - Program Supervisor to case management funding.
													7/1/2010	10% reduction (\$56,436) of Local Administration, impacts staffing. Eliminates 0.67 vacant FTE - Social Worker for eligibility review of current clients.
25015	DD Coordinating, Monitoring and Business Unit	541,450	42,557	13,375,976	13,959,983	(295,399)	(738,961)	(1,034,360)	(2.40)	(3.20)	-7.4%	0	10/1/2010	100% elimination (\$197,545) of Service Element 147, Quality Assurance Services funding. This impacts staffing by the reducing 2.0 vacant FTE - Program Development Specialist. It also includes reallocating \$107,763 of personnel cost to prior fiscal year carryover case management & 147 funding.
													10/1/2010	10% reduction (\$97,854) of Service Element 157, Regional Crisis and Back up Services. This impacts staffing by the elimination of 1.2 filled FTE - Program Development Specialist.
													2/28/2011	The estimated 100% elimination (\$361,080) of Service Element 150, Family Support Services has been fully restored until February 28, 2011. This could impact contracted services such as, respite, behavioral consultation, and in-home supports.
													6/30/2011	The estimate 100% elimination (\$985,000) of Service Element 151, Children Services is estimated to be fully restored through June 30, 2011.
													10/1/2010	6% reduction (\$79,198) of Service Element 53, Transportation Services. This reduction impacts contracted transportation rates for approximately 588 clients, in addition to bus passes and cabs for clients to get to and from appointments and vocational sites. No ramp down cost, services will reduced later to offset the reductions.
													10/1/2010	3.5% reduction (\$659,763) of Service Element 44, Crisis Services. This impacts contracted services for crisis funding available to clients. This includes services such as in-home supports, respite and behavioral consultation as well as short term out of home placements.
													7/1/2010	6% reduction (\$1,994,629) to Service Element 50, Residential Services. These are eXPRS funds paid directly to the vendor and do not pass through the division, nor are they included in the division's FY11 budget. However, the reduction is expected to impact residential services for approximately 321 clients.

DCHS  
FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F								
Program Offer #	Program Name	FY 2011 Adopted County General Fund	FY 2011 Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	Annualized FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes		
													7/1/2010	4% reduction (\$345,447) to Service Element 54, Employment and Community Inclusion services. These are eXPRS funds paid directly to the vendor and do not pass through the division, nor are they included in the division's FY11 budget. However the reduction is expected to impact employment services to 532 clients. It should be noted that in January 2010 these providers took a 2% cut also.		
DD Sub Total		1,580,015	42,557	20,833,592	22,456,164	(556,618)	(738,961)	(1,295,579)	(3.82)	(4.87)						
25020A	ADS Access and Early Intervention Services	2,924,590	908,110	5,487,235	9,319,935		(288,983)	(288,983)			-3.1%		07/01/2010 and 3/1/2011	Elimination of OPI program (\$236,099) effective March 1, 2011 will impact approximately 892 clients and service contractors. In addition, a 5% reduction in Medicaid (\$52,884) and professional services budget will affect ADS's ability to conduct a bi-annual satisfaction survey.		
25022	ADS Adult Care Home Program	94,133	291,000	1,338,587	1,723,720	(50,869)	(31,035)	(81,904)			-4.8%		7/1/2010	5% reduction in Medicaid (\$81,904) impacts staffing and the ability to conduct bi-annual satisfaction survey. Estimated savings (\$50,869) from attrition and delayed hiring has been used to offset anticipated reductions in Medicaid for staffing.		
25023	ADS Long Term Care	1,712,471	248,688	21,736,939	23,698,098	(614,170)	(48,964)	(663,134)	(4.00)	(4.00)	-2.8%	22,953	7/1/2010	5% reduction in Medicaid (\$663,134) impacts staffing and reduces supplies, training and enhanced facility services (security) budget. Elimination of 2.0 vacant Case Manager 2 positions, 1.0 vacant Office Assistant 2 position and 1.0 additional filled position. Estimated savings (\$274,709) from attrition and delayed hiring has been used to offset anticipated reductions in Medicaid.		
														Elimination of Medicaid Home delivered meals impacting 365 clients, State Plan Personal Care impacting 331 clients and a 75% reduction in in-home assistance with instrumental activities of daily living for up to 2,725 clients. These are funds paid directly to the vendor/providers and do not pass through the division, nor are they included in the division's FY11 budget.		
25024	ADS Adult Protective Services	705,617	18,079	3,915,440	4,639,136	(165,506)		(165,506)	(1.00)	(1.00)	-3.6%	27,715	7/1/2010	5% reduction in Medicaid (\$165,506) impacts staffing and reduces supplies and training budget. Elimination of 1.0 filled position. Estimated savings (\$53,777) from attrition and delayed hiring have been used to offset anticipated reductions in Medicaid.		
25027	ADS Administration	339,492	800	1,024,211	1,364,503	(90,544)	(75,000)	(165,544)	(1.00)	(1.00)	-12.1%		7/1/2010	5% reduction in Medicaid (\$165,544) impacts staffing and reduces supplies, training, and professional services budget. Elimination of 1.0 vacant Program Coordinator training position.		
Note, a 1.6% total estimated savings (\$379,355) resulting from attrition and delayed hiring of current or upcoming vacancies was needed to meet the 5% Medicaid reduction. This will constitute approximately 5.1 FTEs. Historically the lowest amount saved in 5 yrs was 1.17% in FY06. The historical average is 2.75%. This savings has been reflected in Program Offers 25022, 25023 and 25024 but will apply to all ADS Medicaid programs. ADS in conjunction with the Department's Business Services unit, will develop a personnel tracking system to assure estimated savings are realized																
25040A	DV Coordination and Services	1,856,314	1,086,060	226,355	3,168,729	(5,871)	(54,870)	(60,741)			-1.9%	578	10/1/2010	Reduction of (\$60,741) the State Homeless Assistance Account Program for shelter and shelter-related costs, impacts contracted services and DV material/supplies. This could result in a loss of up to 8,000 nights of shelter for approximately 50 victims and 100 children.		
DV Sub Total		1,856,314	1,086,060	226,355	3,168,729	(5,871)	(54,870)	(60,741)	0.00	0.00						
25053	MH Quality Management and Protection Services	522,875	859,599	310,450	1,692,924						0.0%		6/30/2011	The estimated reduction of Service Element 20 (\$167,362), Non-Residential Adult Services, has been restored through June 30, 2011.		
25055	Mental Health Crisis Services - Walk-in Clinic and Mobile Crisis Team	1,073,345	1,741,251	4,083,275	6,897,871		(80,000)	(80,000)			-1.2%		7/1/2010	Reduction of Service Element 25 (\$103,612), Crisis services for adults and children. This reduction impacts contracts. Cascadia contract will be reduced by \$80,000, accounting for one 1.00 FTE vacant position that has been vacant for an extended period of time with no plan to fill. Fiscal Year 2010 Service Element 25 carry forward will be used to restore \$23,612 in program services.		



## FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F						
Program Offer #	Program Name	FY 2011 Adopted County General Fund	FY 2011 Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	Annualized FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
25058	Mental Health Commitment Services	1,098,489	0	4,577,090	5,675,579		(30,596)	(30,596)			-0.5%	7,649	7/1/2010	Reduction of Service Element 24 (\$30,596), regional inpatient Psychiatric services (E-Holds). MHASD will need to renegotiate emergency hold rates with hospitals as a result.  The estimated reduction of Service Element 20 (\$80,000), Non-Residential Adult Services has been restored through June 30, 2011.
25060	MH Residential Services	1,113,979	207,649	7,629,838	8,951,466		(177,820)	(177,820)			-2.0%	44,455	7/1/2010	Reduction in Service Element 38 (\$177,820), support employment services. This reduction will impact contracted services and eliminates the supported employment funding for uninsured adults. The remaining amount is for Psychiatric Security Review Board clients and can't be reduced by the county. This service is contracted out to Central City Concern and LifeWorks NW and serves 70 clients annually. With more adults enrolled in Oregon Health Plan we anticipate many of these clients would have coverage for that service through Verity.
25064	Early Assessment & Support Alliance	0	50,850	997,430	1,048,280						0.0%		6/30/2011	The estimated reduction of Service Element 20 (\$68,265), has been restored through June 30, 2011.
25067	Outpatient MH Services for Children and Families	1,456,486	11,988,040	889,308	14,333,834		(32,181)	(32,181)			-0.2%		7/1/2010	Reduction of Service Element 22 (\$32,181), Children Mental Health Services. It is State general fund dedicated to reimbursing treatment of uninsured children. The Oregon Healthy Kids program has resulted in more insured children and decreased need for SE 22. We expect that trend to continue as the goal of Oregon Healthy Kids is insurance for all children.
25088	Coordinated Diversion For Persons with Mental Illness	231,576	0	655,016	886,592						0.0%		6/30/2011	The estimated reduction of Service Element 20 (\$87,177), Non-Residential Adult Services has been restored through June 30, 2011.
25123	Youth Gang Prevention (CCFC)	1,272,279	0	51,923	1,324,202		(51,923)	(51,923)			-3.9%	0	7/1/2010	Reduction of Youth Investment funds (\$51,923) from Multnomah County's Commission on Children and Families. This reduction will impact contracted services. It is estimated that 30 young women will not be served with gang prevention services.
25133	Housing Stabilization (SHAP)	1,503,738	299,995	326,566	2,130,299		(33,787)	(33,787)			-1.6%	0	7/1/2010	Reduction in SHAP-State Homeless Assistance (\$33,787) for Shelter & shelter related costs. This reduction will impact contracted services. It is estimated that approximately 2,372 Shelter Bed nights or 22 fewer families receive shelter in FY11.
Comty Svcs Sub Total		2,776,017	299,995	378,489	3,454,501	0	(85,710)	(85,710)	0.00	0.00				
TOTAL DCHS STATE REDUCTIONS		20,683,806	18,657,262	76,141,232	115,482,300	(1,517,612)	(1,741,965)	(3,259,577)	(10.32)	(11.37)				\$103,350 in Ramp Down Expenditures for Fiscal Year 2011

# Health Department

## FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F					
Program Offer #	Program Name	FY 2011 Adopted County General Fund	FY 2011 Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
40011	STD, HIV, HCV Program	2,583,124	1,624,760	307,347	4,515,231	(60,000)	0.00	(60,000)	(0.75)	-1.33%	0	7/1/2010	Reduction of .75 bilingual Community Health Specialist. <u>Service Impact:</u> Reduction in testing offered to high risk clients in clinic and through outreach testing.
40013A	Early Childhood Services for First Time Parents	3,057,574	1,725,473	1,762,522	6,545,569	0.00	(155,058)	(155,058)	0.00	-2.37%	0	7/1/2010	Reduction to the Healthy Start Grant. <u>Service impact:</u> Reduction of 4.0 FTE Family Support workers from Healthy Start contracted agencies. Loss of home-visiting family support services to approximately 137 families in the course of 1 year. The reduction was effective July 1, 2010.
Total Health Department		5,640,698	3,350,233	2,069,869	11,060,800	(60,000.00)	(155,058)	(215,058)	(0.75)				

Department of Community Justice  
FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F					
Program Offer #	Program Name	FY 2011				FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
		FY 2011 Adopted County General Fund	Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget								
50054A	Addiction Services-Drug Court Program	856,575	55,000	241,045	1,152,620	0	(16,873)	(16,873)	0	-1.5%			Criminal Justice Commission, funding for STOP drug court. This represents a 7% reduction. CJ044.STOP
50015	Juvenile Probation Services for Young Men	1,392,735	55,685	115,095	1,563,515	(10,658)		(10,658)		-0.7%		Jul-10	Oregon Youth Authority Flex Funds. This represents a 4.63% reduction for wraparound funds for youth on probation. CJ007.FLEX
50018	Juvenile Gang Resource Intervention Team (GRIT)	143,044	100,000	592,017	835,061	0	(53,736)	(53,736)		-6.4%		Jul-10	Oregon Youth Authority East Multnomah Gang Enforcement Team funds. This funding source is a pass through to the City of Gresham for the EMGET program. An additional \$9,536 is reduced from the MCSO budget. CJ007.GTS.EMGET
50012, 50018, 50023	Juvenile Community Detention/Electronic Monitoring, Juvenile Gang Resource Intervention Team, Juvenile Culturally Specific Intervention			1,815,325	1,815,325	(152,694)		(152,694)		-8.4%		Jul-10	Oregon Youth Authority Gang Transition Funds. This funding source is spread among 3 juvenile program offers, and represents 4.63% reduction. Any reductions in programs or services could come in other areas of the DCJ budget. CJ007.GTS
50020	Secure Residential A&D Treatment (RAD)	578,076	749,757	701,638	2,029,471	(63,698)		(63,698)		-3.1%		Jul-10	Oregon Youth Authority - Juvenile Crime Prevention Diversion Funds. This represents a 4.63% reduction. CJ041.JCP.DIV
50021, 50022	Juvenile Youth Development Services, Juvenile Assessment & Treatment for Youth & Families (ATYF)			518,667	518,667	(56,281)		(56,281)		-10.9%		Jul-10	Oregon Commission on Children & Families Prevention Funds. This represents a 5.6% reduction. CJ041.JCP.PREV (ATYF, DRC)
50021, 50023	Juvenile Youth Development Services, Juvenile Culturally Specific Intervention			826,775	826,775	(75,058)		(75,058)		-9.1%		Jul-10	Oregon Youth Authority- Juvenile Crime Prevention Basic Funds. This represents a 4.63% reduction. CJ041.JCP.BASIC (ATYF, DRC)
	OYA Placeholder - To be determined by mid-August				0	(300,000)		(300,000)				Jul-10	The State Oregon Youth Authority has proposed a set of options for the governor's office to consider. It is anticipated at this time that the actual reductions will be determined in mid-August. For the purposes of this exercise, we are estimating a 15% share of the total state reduction of \$2 million.
50032A	High Risk Generic Supervision				0	(935,118)		(935,118)	0			Jul-10	"Reduced funding level for community corrections supervision by resetting the budget to the funding level prescribed by the community caseload defined in the April 2009 Corrections Population Forecast." (DOC Allotment Reductions June 2010). This funding source is flexible in terms of where the cuts are taken across the adult corrections system. Total state reduction = \$6,537,634. CJ045.DOC
													Note: Reductions to DCJ represent 1.91% of the total budget for FY 2011. The above breakout of revenue reductions are representative of the areas we've identified as being the current recipients of the reduced revenues and are not necessarily the areas or reduction levels we anticipate making. Instead we anticipate balancing this revenue loss through attritions and other expenditure savings through fiscal year 2011. Actual service reductions may or may not occur in the program areas that are currently budgeted using this state money.
Total Community Justice		2,970,430	960,442	4,810,562	8,741,434	(1,593,507)	(70,609)	(1,664,116)	0				

## Library

## FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F					
Program		FY 2011 Adopted County General Fund	FY 2011 Adopted Other Funds (Excluding State Funds)	FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011 Direct Service/ Staff Change	FY 2011 Contracts Change	FY 2011 Total Change	FY 2011 FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
Offer #	Program Name												
80003	School Age Services	0	1,069,438	53,431	1,122,869	(9,196)	0	(9,196)	0	-0.8%	0	Dec 2010	Program activities will continue with the Library absorbing state fund reduction.
80004	Early Childhood Services	0	1,032,170	53,431	1,085,601	(9,196)	0	(9,196)	0	-0.8%	0	Dec 2010	Program activities will continue with the Library absorbing state fund reduction.
Total Library		0	2,101,608	106,862	2,208,470	(18,392)	0	(18,392)	0				

Sheriff's Office  
 FY 2011 State Budget Reduction Worksheet - Estimated Impacts

		A	B	C	=A+B+C	E	F	=E+F					
Program Offer #	Program Name	FY 2011		FY 2011 Adopted State Funds	FY 2011 Adopted Budget	FY 2011		FY 2011 Total Change	FY 2011 FTE Change	% Change from Adopted Budget (All Funds)	FY 2011 Ramp Down Expenditures (if necessary)	FY 2011 State Effective Date	Service Impact/Options/Notes
		Adopted County General Fund	Adopted Other Funds (Excluding State Funds)			Direct Service/ Staff Change	Contracts Change						
60041A	MCSO MCIJ Dorms 10, 11 and 18	5,920,632	0	8,099,777	14,020,409	0	0	0		0.0%			No change to this offer, it is shown because it has the majority of SB1145 revenue associated with the base offer.
60041B	MCSO MCIJ Dorms 12 & 13	2,671,679		607,012	3,278,691	(494,644)	0	(494,644)		-15.1%			SB1145 Funds are associated to the first two program offers at MCIJ (base and second offer), although the funding supports beds throughout the entire corrections system. The accounting convention has been to associate the revenue with the personnel expense, the total SB1145 revenue the Sheriff's Office receives covers the expense for the number of FTE contained in the first two program offers at MCIJ.
Total Sheriff's Office		8,592,311	0	8,706,789	17,299,100	(494,644)	0	(494,644)					

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## **FY 2011 State MidYear Reductions**

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### **FY 2010 Ending Balance Update**

FY 2010 Ending Balance as of August 16	56,750,000
Planned FY 2010 Ending Balance	47,500,000
<b>Over/(Under) Budget</b>	<b>9,250,000</b>

#### **Major Contributors...**

Adopted Budget did NOT include estimated \$5 to 6.7 million of underspending per May Forecast  
BIT approximately \$1 million above forecast thru July (about 2.4% above forecast)

### **FY 2011 General Fund Contingency**

General Fund 'Regular' Contingency	1,250,000
Additional Contingency (Non-earmark & above 'regular' contingency)	638,958
<b>TOTAL 'Available' Contingency</b>	<b>1,888,958</b>

#### **Board Earmarks**

- Pet Adoption Center	75,000
- Non-Profit Hotel (was offer 25121)	413,507
- Backpack Program (was part of offer 25147)	48,957
- Executive/Management Class Comp Study (was offer 72061)	200,000
- Mental Health Peer Clubhouse & Strengthening Families (25065 & 25087)	388,300
- Working Smart Initiative (was offer 10033)	217,907
<b>BIT Reserve (in General Fund Contingency)</b>	<b>4,000,000</b>
<b>TOTAL Earmarked/Reserved Contingency</b>	<b>5,343,671</b>

Available Contingency	1,888,958
Earmarked/Reserved Contingency	5,343,671
<b>TOTAL FY 2011 Adopted Budget Contingency</b>	<b>7,232,629</b>

#### **Contingency Adjustment from BUDMODS**

MCSO-01 -- DA portion for Kyron Horman Investigation	(196,034)
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#### **Contingency Status**

Current 'Available' Contingency	1,692,924
Current Earmarked/Reserved Contingency	5,343,671
<b>TOTAL Current FY 2011 Contingency</b>	<b>7,036,595</b>



# MULTNOMAH COUNTY OREGON

9:30 am - noon  
August 17<sup>th</sup> and 24<sup>th</sup>, 2010



## **FY 2011 State MidYear Reductions**

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### **Agenda for State Reductions & OTO Budget Note**

- August 17<sup>th</sup>
  - Introduction
  - FY 2010 Ending Balance Update & Contingency Status
  - OTO Budget Note Policy Discussion
  - Reduction & Impacts
    - Library
    - DCHS
    - Health
- August 24<sup>th</sup>
  - Reduction & Impacts Continued...
    - DCJ
    - MCSO
    - DA
  - Discussion & Any Direction to Departments
  - Next Steps

A word cloud of various terms related to community values and goals. The words are arranged in a roughly circular shape, with some words appearing more frequently or in larger fonts than others. The terms include: measurable outcomes, vibrant communities, protecting citizens, safety, efficiency, quality of life, prevention, education, sustainability, community engagement, community vision, effectiveness, opportunities, eco friendly, thriving economy, effectiveness, community vision, efficiency, protecting citizens, accountability, and eco friendly.

# One-Time-Only Resources: Policy & Practice

August 17, 2010



# One-Time-Only Resources

- Definition - resources that will not be recurring. Multnomah County has five main sources of one-time-only resources:
  1. Fluctuations from the budgeted levels of ongoing revenues, i.e. Business Income Tax
  2. Departments underspending prior year General Fund
  3. Unbudgeted ending balances from the prior year
  4. Unspent BIT Reserve, and
  5. True one-time events, i.e. proceeds from selling a building (these revenues tend to be rare).

# One-Time Only Expenditures

- Definition - expenditures requested to be made only one-time such as:
  - Capital projects – Assessment and Taxation System
  - Pilot projects – East County Homeless Outreach
  - Ramp-down or start-up costs for programs – Rockwood Health Clinic
  - Countywide programs – ITAX payments to schools or BIT Reserve
  - Covering one-time revenue reductions – decrease in Lottery payments

# FY 2011 One-Time Resources & Expenditures

<b>Resources (in millions)</b>	<b>Amount</b>
True One-time Events	\$3.6
Fluctuations in Ongoing Revenues	-\$0.9
Planned Departmental Underspensing	\$1.2
Unbudgeted Ending Balance from Prior Year	\$8.2
Unspent BIT Reserve	\$6.0
<b>Total Resources</b>	<b>\$18.0</b>
<b>Expenditures (in millions)</b>	<b>Amount</b>
One Time Only Programs:	\$13.8
– BIT Reserve	\$4.0
– Assessment and Taxation System	\$4.5
– Other One-Time Programs	\$5.3
One Time Resources spent on Ongoing Programs	\$4.2
<b>Total Expenditures</b>	<b>\$18.0</b>

# FY 2007-11 One-Time Resources

	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
One-Time Resources	\$31.0	\$24.5	\$43.2	\$11.6	\$18.0
-- BIT Reserve	\$3.5	\$4.9	\$3.0	\$6.0	\$4.0
Total General Fund Resources	\$365.3	\$362.9	\$407.6	\$380.8	\$393.2
One-Time Resources % of General Fund	8.5%	6.8%	10.6%	3.0%	4.6%
-- Excluding the BIT Reserve	7.5%	5.4%	9.9%	1.5%	3.6%

- o One-time resources have been declining for the last two fiscal years.
- o They are relatively small as a percentage of the General Fund.
- o One-time resources have been used to fund capital projects, buy down debt, and for the BIT reserve.

# Policies and GFOA Best Practices

- Current policies are aligned with GFOA best practices:
  - **One-Time-Only Policy:** Set aside one-time resources as reserves or allocate them to programs that will not require future commitments.
  - **Reserves Policy:** Budget 10% of General Fund corporate revenues as General Fund reserves.

# Neighbors' Use of One-Time-Only Resources

	Multnomah County	Washington County	City of Portland	City of Gresham	Clackamas County
<b>What Counts as OTO Resources?</b>					
-- True One-Time Items	Yes	N/A	Yes	Yes	Yes
-- Fluctuations in Ongoing Revenues	Yes	N/A	Yes	Yes	Yes
-- Departmental Underspensing	Yes	N/A	No	Yes	No
-- Unbudgeted Ending Balance from Prior Year	Yes	N/A	Yes	Yes	Yes
<b>Assumed Departmental Underspensing When Budgeting</b>	0%	5%	Varies*	Varies*	3%
<b>Reserves as a Percentage of General Fund Corporate Revenues</b>	10%	15-20%***	10%	12.5%**	N/A

\*Based on detailed analysis of department's budgets

\*\*Reserves as a percentage of General Fund expenditures

\*\*\*Based on a broader definition of General Fund revenues that includes some restricted revenues

# Policy Trade-offs

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- o **Riskiness:** how the policy affects the long-term financial stability of the county.
- o **Responsiveness:** how the policy allows us to respond to citizen's needs and the economic climate.
- o **Uncertainty:** how policy affects staffing and planning programs.
- o **Ratings Agencies Perception:** how policy could affect our cost of borrowing.

# Policy Options

- o **Buckets:** prioritizes one-time resources in different 'buckets' of spending, generally starting funding reserves and working down in order of priority to spending one-time resources on ongoing programs. We currently use this policy.
- o **Smoothing:** smoothes some level of one-time resources out over 5 years to turn it into ongoing resource.
- o **Hybrid Buckets:** similar to the Buckets policy, except instead of spending one-time resources on ongoing programs, it smoothes those resources out over five years to convert them into ongoing resources.
- o **It's All OTO:** treats all expenditures as one-time-only eliminating the need to plan separately for one-time versus ongoing.



# Policy Options and Trade-offs

- There are a series of trade-offs to consider when implementing any of the policies.

Characteristic	Buckets	Smoothing	Hybrid:	
			Buckets & Smoothing	It's All OTO
Riskiness	Low	Medium	Low	High
Responsiveness	Medium	Medium	Medium	High
Creating Uncertainty	Low	Low	Low	High
Rating Agency Perception	High	High	High	Low

## **Appendix A: One-Time Only Resources Policy**

### **Use of One-Time-Only Resources Background**

Unrestricted one-time-only resources present organizations with temptations that are hard to resist. In the short run it appears more beneficial to allocate such resources to the highest priority public service that would otherwise be unfunded than to restrict them to costs associated with one-time needs and those that will not recur in following years. However, the result of this practice is to expand operational levels and public expectations beyond the capacity of the organization to generate continuing funding. This inevitably produces shortfalls and crises.

Sustaining an ongoing program level by deferring necessary expenditures or by incurring future obligations also inevitably produces shortfalls and crises.

### **Policy Statement**

It is the policy of the Board that the County will fund ongoing programs with ongoing revenues, and to restrict the allocation of one time revenues to non-recurring expenditures.

Examples of one-time revenues include:

- Proceeds on the sale of capital assets
- Business Income Taxes collected in excess of budgeted revenues
- General Fund ending fund balance in excess of budgeted balance

When the County budgets unrestricted one-time-only resources, the Board will consider setting these funds aside for reserves or allocating them to projects or programs that will not require future financial commitments. The Board will consider the following when allocating these one-time-only resources:

1. The level of reserves set aside as established by these Financial and Budget policies adopted by the Board.
2. The County's capital needs set out in the five-year Capital Improvement Plan or Information Systems Development Plan.
3. One-time-only spending proposals for projects or pilot programs, particularly investments that may result in innovative ideas or technology, long-term efficiencies or savings that do not require ongoing support.
4. Bridge or gap financing for exiting programs for a finite period of time.

### **Status**

During budget deliberations the Budget Director is responsible for providing a list of sources and uses of one-time-only funds and informing the Chair and the Board on the recommended use of the funds received. With this information, the Board is able to appropriate and direct one time only resources to infrequent and unique expenditures in an effort to achieve compliance with this policy.

## **Appendix B: Reserves Policy**

### **Budgeted General Fund Reserves Background**

Using all available ongoing revenue each year to pay for ongoing programs can result in fluctuations in program levels as revenues vary from one year to the next. Adding programs in one year (based on positive short term receipts) can cause the same or other programs to be cut in the next year if costs outpace revenues. This has a detrimental effect on service delivery over time, reducing efficiency and causing budgetary and political problems that could be avoided if program decisions were made in the context of the County's long-term financial capacity rather than on the basis of revenue available from one year to the next.

Because the County does not have a diverse revenue stream--its major sources of revenue are limited by the State constitution and measures passed by voters, and the revenues are susceptible to economic cycles--the importance of maintaining adequate reserves is underscored further. Establishing and maintaining reserves at a level that allows the entity to sustain services during an economic downturn is viewed favorably when rating services are evaluating the financial viability of an organization.

Maintaining an appropriate reserve helps the County maintain its favorable bond rating, which is currently Aa1 from Moody's Investors Service for the County's General Obligation (GO) bonds. Moody's generally established benchmark for the General Fund Balance or reserve is a dollar amount equal to at least 10% of actual General Fund revenues.

Moody's general guidelines for issuing bond ratings presume that an entity has a sufficiently diverse revenue stream to enable it to sustain adversity of any one of the revenue sources. In addition, the guidelines presume that the entity is not facing future liabilities it will be unable to meet or that it has adopted and followed a plan to address significant known liabilities.

### **Policy Statement**

The Board understands that to avoid financial instability, continuing requirements should be insulated from temporary fluctuations in revenues.

It is the goal of the Board to fund and maintain a General Fund budgeted reserve designated as unappropriated fund balance and funded at approximately 10% of the "corporate" revenues. Corporate revenues are defined as revenues that are available for general use and over which the Board has complete discretion.

Corporate revenues include Property Tax, Business Income Tax, Motor Vehicle Rental Tax, State Revenue Sharing (Cigarette, Liquor, Video Lottery, and Amusement Device Taxes), and Interest Earnings. These revenue sources account for approximately 90% of total General Fund resources excluding Beginning Working Capital.

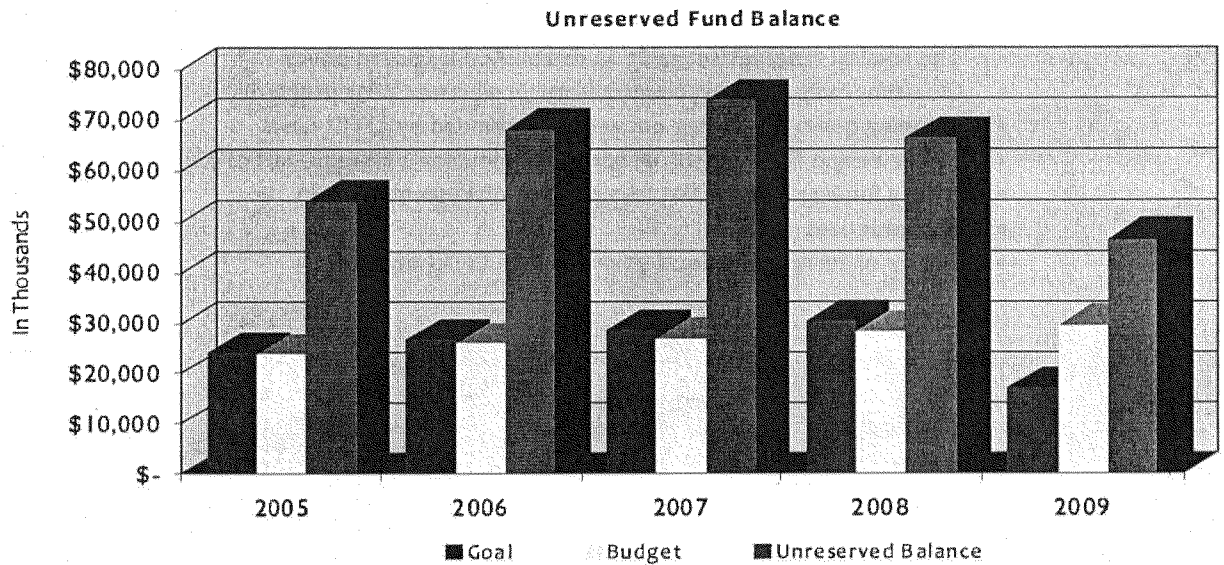
The budgeted reserve account in the General Fund, designated as unappropriated fund balance, is to be used when overall revenue growth falls below the rate of annual revenue change achieved during the prior ten years. In years when basic revenue growth falls below long-term average growth, the Board will reduce the unappropriated fund balance to continue high priority services that could not otherwise be funded by current revenues. If the reserve account is so used, to

maintain fiscal integrity, the Board will seek to restore the account as soon as possible.

**Status**

The FY 2011 reserves are budgeted at \$29.9 million based on current forecasts.

The following graph shows the reserve goal, budget and actual unreserved fund balance (\$ in thousands). The budgeted reserves do not include funds budgeted in contingency.



## **Appendix C: Budget Note**

There are a number of programs that are funded with one-time-only funding (OTO) for FY 2011. Multnomah County's financial policies address OTO, but the BCC would like a detailed discussion about the use of this resource. The Board directs the Budget Office to schedule a worksession prior to the mid-year state budget rebalance process.

The discussion should include:

- The level of reserves set aside as established by Board policy
- One-time-only spending proposals for projects or pilot programs
- Ramping down or phasing out programs funded by OTO funds
- Bridge or gap financing for existing programs for a finite period of time
- Future funding impacts (i.e. loss of State or Federal funding)
- Best practices
- Survey of surrounding local governments' OTO policies

Dear Commissioners –

Now that the state's May updated forecast has been released for the 2009-2011 biennium, it will be inevitable that there will be impacts to Multnomah County's FY 2011 Budget. It is very likely that we will not have definitive information until late July. This is of course, after we adopt our budget. State reductions could impact the County's ability to deliver a variety of services including mental health, alcohol and drug, dental, health, community corrections and transportations services. It is also possible that reductions may impact the ability of a system that is partially funded by state funds and partially funded by County General Funds to continue to deliver services. The timing of the reduction may necessitate a reduction in force (RIF).

Until the final details are worked out on the State budget shortfall for 2009-2011, we are proposing the following course of action.

1. Move forward to adopt the FY 2011 budget on schedule with a cautionary note to departments to prepare for a FY 2011 mid-year rebalance process.
2. Work closely with our partners at the State to get continuous information with regard to reductions at the state level that affect county programs.
3. Once we have that information we can compare it to what's in our FY 2011 Adopted budget.
4. The results of that analysis will help drive the midyear process and timeline. The timing of the information we get from the State will drive the timing of the midyear rebalance. However, there are a couple of important reasons to wait until summer.
  - We will know the County's the FY 2010 general fund ending balance with more certainty. A firm ending balance number will tell us whether or not we have a buffer and if so how much.
  - We need a couple of weeks to perform the financial/budgetary analysis to get an accurate picture of impacts and potential tradeoffs.

We will be keeping you and your staff updated as we learn more information and begin to formalize this process. In the mean time, please let me know if you have any questions.

Best,

Karyne Kieta  
Budget Director

**GROW Lynda**

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**From:** JASPIN Michael D  
**Sent:** Thursday, July 29, 2010 3:54 PM  
**To:** GROW Lynda  
**Subject:** RE: Board Work Sessions for State Reductions & OTO Budget Note

Hi Lynda – the Board should be aware of this. I checked each of their schedules for the 17<sup>th</sup> and 24<sup>th</sup> and we sent the following e-mail at the end of June. Does that answer your question? -mdj

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**From:** JASPIN Michael D  
**Sent:** Wednesday, June 30, 2010 1:50 PM  
**To:** COGEN Jeff; KAFOURY Deborah; SHIPRACK Judith C; WILLER Barbara; MCKEEL Diane  
**Cc:** STATON Daniel W; SCHRUNK Michael D; MARCH Steve; MADRIGAL Marissa D; MCLELLAN Jana E; LEE Beckie; LASHUA Matthew; WIREN Corie; BROWN Dana; #DRM; KIETA Karyne; NEBURKA Julie Z; HAY Ching L; ELKIN Christian; BUSBY Shannon; HEATH Patrick; GROW Lynda; TINKLE Kathy M; LEAR Wendy R; WADDELL Mike D; ELLIOTT Gerald T; COBB Becky; MARCY Scott; AAB Larry A; YANTIS Wanda; COLDWELL Shaun M; SHAW Jodi K; BENNETT Nancy; GRAVES Travis R  
**Subject:** Board Work Sessions for State Reductions and OTO Budget Note

Dear Members of the Board –

Based on the availability of the full Board, we have blocked out two Board work sessions on Tuesday, August 17<sup>th</sup> and Tuesday, August 24<sup>th</sup> (9:30 to noon) to review the impacts of the state reductions. We hope we won't need all the allotted time, but wanted to give you plenty of time to discuss the impacts. We plan to cover:

- An update on the FY 2010 General Fund ending balance
- The use of One-Time-Only Funding Budget Note
- A review of State Reductions by County departmental/agency

These are informational work sessions only. Departments will follow-up with any necessary budget modifications at the regular Thursday Board meetings.

The Budget Office will be working with County Departments to compile the state reduction information and to develop a more detailed agenda. In the mean time, we wanted to be sure we got this calendared and kept everyone up to date.

Please let me know if you have any questions or concerns.

Mike Jaspin  
 Budget Office

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**From:** GROW Lynda  
**Sent:** Thursday, July 29, 2010 3:43 PM

## GROW Lynda

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**From:** WADDELL Mike D  
**Sent:** Monday, August 02, 2010 3:04 PM  
**To:** GROW Lynda; MADRIGAL Marissa D; MCLELLAN Jana E  
**Cc:** JASPIN Michael D  
**Subject:** APR\_One-Time Resources and State Reductions  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** APR OTO & State Cut Worksessions 8-17 & 8-24-10.doc

Attached is an approved APR for board work sessions proposed for Aug 17<sup>th</sup> and 24<sup>th</sup>. It covers the OTO budget note in the FY2011 budget document and also covers the State Reduction work session. Members of the Budget Office and invited others will be presenting. If you have any questions, please let us know. Thanks—mdw

**Mike Waddell**  
Business Services Manager  
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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:

8/19/2010

SUBJECT:

HEALTH CARE

AGENDA NUMBER OR TOPIC:

FOR: — AGAINST: — THE ABOVE AGENDA ITEM

NAME:

PAUL, ADOLPH, PHILLIPS

ADDRESS:

1212 S.W. CLAY

CITY/STATE/ZIP:

PORTLAND OREGON 97201

PHONE:

DAYS:

EVENINGS:

EMAIL:

FAX:

SPECIFIC ISSUE:

SAME

WRITTEN TESTIMONY:

**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.

2/1/1998 PART 8  
Around the nation

Medicare

# Drug premiums to edge higher in 2011

WASHINGTON — Senior citizens will see a modest increase in their Medicare prescription premiums next year but benefits will also improve, federal health officials said Wednesday.

The average monthly premium charged by Medicare drug plans for standard coverage will rise to an estimated \$30 in 2011, an increase of \$1 over 2010, or about 3 percent, Medicare Administrator Don Berwick said.

But because Medicare drug plans vary widely in coverage and costs, consumer advocates cautioned that seniors need to check their particular plan to avoid unpleasant surprises that may not be revealed in such a broad estimate of average premiums.

Nonetheless, seniors with high drug costs can look forward to a noticeable improve-

## 27 million

Beneficiaries signed up for the prescription benefit, delivered through private insurance companies

ment next year.

That's because the new health care law will begin to close the coverage gap known as the doughnut hole. Medicare recipients in the gap will get a 50 percent discount on brand-name drugs, and 7 percent off on generics. The discounts will gradually increase until the gap closes in 2020.

"These very modest increases in premiums, along with the new discounts ... are going to make medications more affordable to Medicare beneficiaries," Berwick said.

About 27 million beneficiaries are signed up for the prescription benefit, delivered through private insurance companies. The premium estimate released by Medicare on Wednesday represents only the broadest measure of pocketbook impact.

In practice, Medicare prescription plans vary widely in costs and benefits. Standard coverage that Medicare's premium estimates are based on remains the exception. Consumer advocates recommend that seniors and family members use Medicare's online plan finder to see which insurer provides the best deal for an individual's medications.

"It's always good news when premiums don't go up by leaps and bounds, but seniors in some of the most popular plans may see higher premiums," said Tricia Neuman, the top Medi-

care expert at the Kaiser Family Foundation. "They need to check their plans so they don't have unpleasant surprises."

Premiums can vary by tenfold or more.

In Baltimore, for example, 45 Medicare drug plans are available with premiums ranging from less than \$12 to more than \$120 a month. And that doesn't take into account deductibles and co-payments, or whether a plan provides some coverage in the doughnut hole.

Then there's another factor to consider: Medicare Advantage plans that combine prescription and medical coverage may be a better deal overall for some people than traditional Medicare. Nationally, about 9 million beneficiaries are getting their drug coverage through such plans.

— The Associated Press

the \$66 million project is smaller than first envisioned

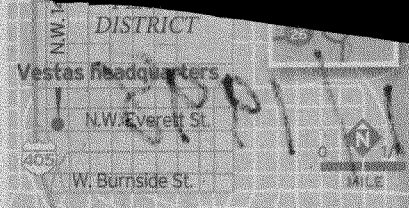
By **RICHARD READ**  
and **JEFF MANNING**  
THE OREGONIAN

Wind-power giant Vestas' long-awaited decision to build its North American headquarters in Portland flew through City Hall on Wednesday like a cool summer breeze. Portland Mayor Sam Adams and Ore-

have come at a better time, considering the state's high unemployment.

More than 670 construction workers will get jobs transforming the Pearl District's former Meier & Frank Depot Building into a clean-energy showpiece. The \$66 million project could also revive the fortunes of Gerding Edlen Development Inc., which was clobbered by the real estate crash.

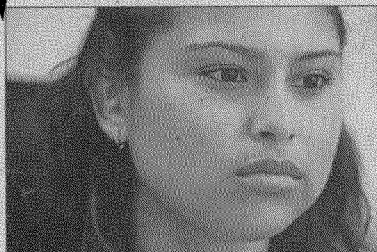
Construction of an eco-friendly headquarters for Vestas, the world's largest wind-turbine maker, will also paint



DAVID BADDERS/THE OREGONIAN

Portland a deeper shade of green. "This helps strengthen Portland as the nation's capital for sustainable en-

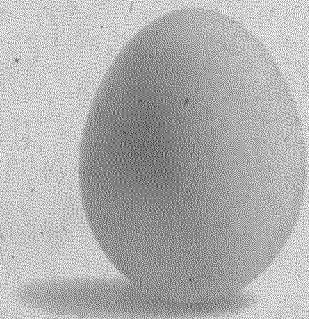
projection original vision. Vestas America hastily arranged for porters could be the same day the lost almost a Copenhagen stock order delays in and Germany.



**Catt** | Portland teen should get visa soon

**Blanca Catt:**  
'So relieved,  
so happy'  
treaty here

380 million eggs recalled



**Caution, this egg**

9



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST (short form)

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-1 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

## Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-1  
Est. Start Time: 9:30 am

**Agenda Title:** Board Briefing Emergency Management: Improved, but Still a Work in Progress

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.*

**Requested Meeting Date:** August 19, 2010 **Amount of Time Needed:** 15 minutes  
**Department:** Non Departmental **Division:** Auditors Office  
**Contact(s):** Judy Rosenberger  
**Phone:** 503/988-83320 **Ext.** 83320 **I/O Address:** 503/601  
Steve March, Multnomah County Auditor, Shea Marshman, Senior Auditor; Dave Houghton,  
**Presenter(s):** Director of Emergency Management

## General Information

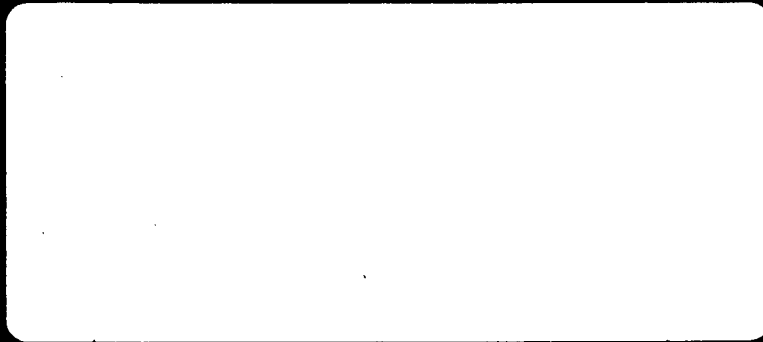
1. What action are you requesting from the Board?  
Board Briefing
2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.
3. Explain the fiscal impact (current year and ongoing).
4. Explain any legal and/or policy issues involved.
5. Explain any citizen and/or other government participation that has or will take place.

## Required Signature

Elected Official or  
Department/  
Agency Director:

Steve March

Date: August 13, 2010



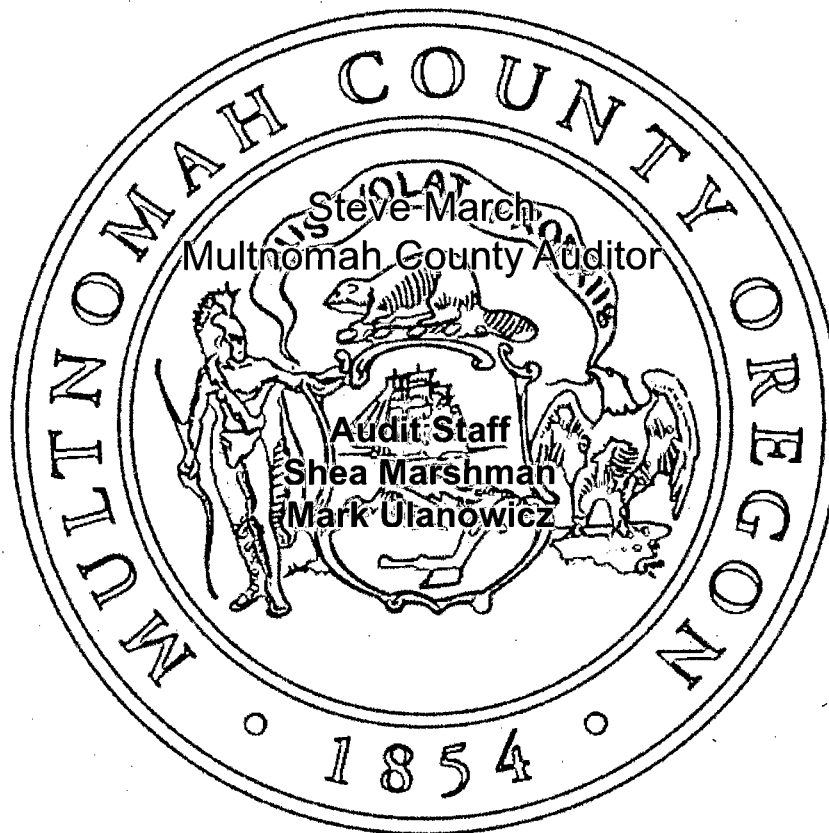
MULTNOMAH COUNTY AUDITOR  
PORTLAND, OREGON

Emergency Management

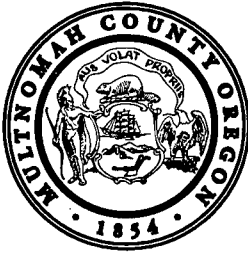
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Improved, but still a Work in Progress

July 2010



We conducted this performance audit in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.



## Office of Multnomah County Auditor

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Steve March  
County Auditor

501 SE Hawthorne Room 601  
Portland, Oregon 97214  
Phone: (503) 988-3320

Fran Davison  
Judith DeVilliers  
Craig Hunt  
Sarah Landis  
Shea Marshman  
Mark Ulanowicz

Date: July 26, 2010

To: Jeff Cogen, Multnomah County Chair  
Commissioners Kafoury, Willer, Shiprack, and McKeel  
Dave Houghton, Director of Emergency Management

From: Steve March, Multnomah County Auditor

Re: Emergency Management: Improved, but still a Work in Progress

In the event of a major disaster or significant emergency the Multnomah County Office of Emergency Management (MCEM) plays a crucial role in coordination and communication with and between local responders, community partners, and local, state and federal governments. MCEM must work not only with county departments but all of our various partners, both governmental and non-governmental, planning for the events we hope will never occur, but being prepared for the ones that do.

This work requires continuous improvement through working on emergency planning, exercises and actual events, and then refining plans, prevention or mitigation strategies, recovery and responses to those situations. This audit shows significant improvement in coordination and collaboration efforts by MCEM; though as in any emergency management system, continued work and improvements are needed.

Reporting directly to the Chair's Office and hiring permanent staff greatly improved organizational stability. Those changes along with the successful coordination of the H1N1 event are strong signals of a positive direction. Work remains in planning, training and documentation. And, as always in the field of emergency management, continued focus on communication, cooperation, and refining plans, responses, recovery and prevention strategies will be required both of Emergency Management and our partners in the system.

We want to thank the Chair's Office, Emergency Management Director and staff, and the many local jurisdictions and community partners who provided assistance, feedback and cooperation in this audit. The audit can be found on our web page at [www.co.multnomah.or.us/auditor](http://www.co.multnomah.or.us/auditor)



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# Emergency Management Audit

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## Executive Summary

The Multnomah County Office of Emergency Management (MCEM) is responsible for a comprehensive set of plans to guide hazard mitigation activities to reduce the potential effects of disasters, emergency response and coordination, and post-disaster recovery. This work requires a significant emphasis on departmental and inter-jurisdictional collaboration, training, and exercises to test plans and response capabilities.

Multnomah County contains the most densely populated urban areas in Oregon and houses major interstate highway hubs and bridges. This makes it necessary for MCEM to collaborate with the jurisdictions within the County as well as surrounding counties comprising the emergency management region.

The audit objectives were to: 1) assess the quality of MCEM's communication and collaboration with stakeholders; 2) assess the quality of grant and inventory management systems; and 3) assess the status of existing recommendations for program improvement. We surveyed MCEM's stakeholders to evaluate communication and collaboration efforts. We drew data from the County enterprise management system (SAP) to analyze MCEM's practices related to inventory and grant management to determine whether current practices are adequate. We also reviewed recommendations related to staffing, emergency planning, training, and emergency operations from a prior evaluation of MCEM<sup>1</sup> to determine whether practices have improved. Although not specifically identified in this report, the prior recommendations were incorporated into our audit fieldwork.

<sup>1</sup> Recommendations considered are related to planning, training, staffing, and the Emergency Coordination Center (ECC) from the Emergency Management Program Evaluation, June 2006. Emergency Services Consulting, Inc.

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We found that:

- MCEM has been placed under the authority of the Multnomah County Chair's Office and has established new permanent staff positions. This should help promote organizational stability.
- MCEM's communication and collaboration with stakeholders has improved. Continued focus in this area will be needed.
- MCEM has made operational improvements, especially relating to the Emergency Coordination Center (ECC). The ECC provided essential assistance resulting in the successful coordination of the regional medical response to the H1N1 emergency event. Continued inter-agency planning and Homeland Security Exercise and Evaluation (HSEEP) based exercises are necessary to test MCEM's ability to respond to major disasters.
- MCEM has not yet met best practices in developing and maintaining essential emergency management plans, nor has it fully developed a system to effectively manage training for Multnomah County staff and external stakeholders.
- MCEM has not yet developed and documented a consistent record keeping structure to manage grants and inventory coming into Multnomah County government.

Recommendations included in this report are intended to improve MCEM's ability to maintain an emergency services coordination system by planning, preparing and providing for the mitigation, response and recovery coordination for emergencies and disasters in the County. MCEM management has already begun implementing improvements in several areas.

# Emergency Management Audit

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## Introduction

Emergency management is a coordinated and organized effort to mitigate against, prepare for, respond to, and recover from a disaster or operational disruption. Oregon law requires each county to establish an emergency management agency to reduce vulnerability to loss of life, injury to person or property and human suffering, and financial loss resulting from emergencies, and to provide for recovery and relief assistance for the victims of such occurrences.

Multnomah County Code Section 7.502 establishes the Multnomah County Office of Emergency Management (MCEM) as follows:

“The Office maintains an emergency services coordination system by planning, preparing and providing for the mitigation, response and recovery coordination for emergencies and disasters in the County.”

MCEM serves an emergency management role for and with local jurisdictions in Multnomah County. MCEM is required by County code to represent and provide appropriate assistance to jurisdictions in the county that do not have their own emergency management programs. These include Troutdale, Fairview, Wood Village and Maywood Park. The type and degree of assistance needed is based on the widely varying circumstances of each community. MCEM also works with the cities of Gresham and Portland, which have their own emergency management programs, to coordinate grant funds and resources.

Specifically, MCEM is responsible for:

- Coordinating the County's response to emergencies;
- Advising County officials and incident commanders during an emergency, and facilitating the declaration of a state of emergency in conjunction with the Governor's Office;

- 
- Developing plans for emergency response for large disasters affecting a single part of the county as well as those involving multiple jurisdictions within the Multnomah County borders
  - Developing a training program for emergency management personnel within Multnomah County departments and facilitating training opportunities for other stakeholders; and
  - Coordinating the purchase and distribution of supplies and equipment funded with State Homeland Security federal emergency management grants.

MCEM responds to and prepares for specific types of emergencies that can be small events or may develop into large disasters. For example, an extreme, prolonged snow storm starting during the winter of 2008 required MCEM to work with Oregon Emergency Management to declare an emergency and mobilize State resources. They also coordinated with County departments and multiple city jurisdictions throughout the event for warming shelter operations, transportation access and medical support for the aging and disabled.

After the event, MCEM also coordinated with the Small Business Administration (SBA) to locate space at the Gateway Children's Center Building for their post-event field office to process low-interest Economic Injury Disaster Loans for businesses affected by the storm. Additionally they coordinated with Oregon Emergency Management and FEMA to provide damage assessment data and the Request for Public Assistance processes for organizations that incurred storm related costs. The County was reimbursed for over \$130,500 of its expenses in Transportation, Animal Services and the Sheriff's Office as a result of this process.

Many of Multnomah County's departments are responsible for elements of emergency preparedness and response. We limited our audit scope to the role of MCEM. After assessing MCEM's operations and current practices, we determined that recommendations from previous evaluations, communication and collaboration with stakeholders, and grant tracking systems

## Emergency Management Audit

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related to grant and inventory management were in need of additional review. The specific audit objectives were to: 1) assess the quality of MCEM's communication and collaboration with stakeholders; 2) assess the quality of grant and inventory management systems; and 3) assess the implementation status of existing recommendations for program improvement.

**Background** Best practices in emergency management require a comprehensive approach to dealing with emergencies. This means that a community should prepare for all categories of hazards and has a responsibility to aid in recovery after a disaster has occurred. While Multnomah County is not subjected to wide-spread disasters on a regular basis, several hazard risks have been identified for the county. Risk levels for each hazard are based on their probability, history, maximum threat to the community, and the community's vulnerability (Figure 1).

Figure 1: Hazard Risks Affecting Multnomah County	
<b>High Risk Hazards</b>	<b>Medium Risk Hazards</b>
<ul style="list-style-type: none"><li>· Earthquakes</li><li>· Flooding</li><li>· Forest and Wildfires</li><li>· Landslides</li><li>· Severe Weather</li><li>· Volcano/Ash Fallout</li><li>· Utility/Internet Outage</li><li>· Food/Water Shortages/Contamination</li><li>· Disease Outbreak</li><li>· Terrorism</li></ul>	<ul style="list-style-type: none"><li>· Transportation Accident</li><li>· Hazardous Material Spill</li><li>· Civil Disturbance</li><li>· Infrastructure/Bridge Failure</li><li>· Bioterrorism</li><li>· Domestic Terrorism</li></ul>
Source: MCEM Hazard Identification Vulnerability Analysis report	

Although the risk levels vary depending on the specifics of each county, similar risk hazards have been identified by MCEM's regional partners. The National Incident Management System (NIMS) has set standards for emergency management. To effectively manage emergencies, MCEM should engage in

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practices related to emergency mitigation, preparedness, response, and recovery (Figure 2). MCEM is required by County code to operate the County's Emergency Coordination Center (ECC), maintain emergency plans, and facilitate appropriate training for County departments as well as other jurisdictions in the county that cannot do so on their own.

**Figure 2: Elements of Comprehensive Emergency Management**

Mitigation	Activities that eliminate or reduce the effects of a disaster
Preparedness	Planning how to respond when an emergency or disaster occurs and working to marshal the resources to respond effectively
Response	Providing emergency assistance to victims of the event and trying to reduce the likelihood of further damage
Recovery	Restoring vital life support systems to minimum operating conditions with continued efforts until all systems return to normal or near-normal operation

Source: National Incident Management System (NIMS)

According to NIMS, disaster management requires a close working partnership among all levels of government (federal, tribal, regional, state, county, and local) and the private sector (business and industry, volunteer organizations, and the general public). Emergency management professionals should build relationships between a wide range of stakeholders to promote communication, collaboration, and the coordination of resources and expertise that will respond to the unique needs of their community.

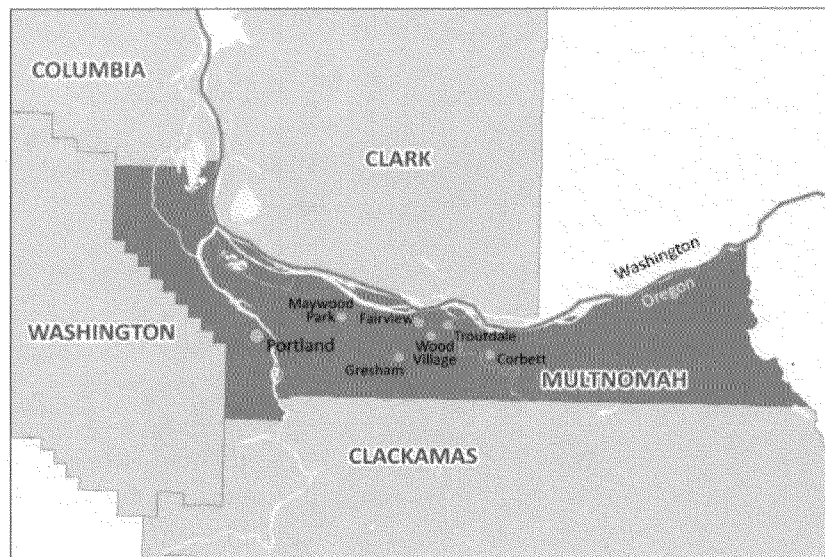
## Emergency Management Audit

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MCEM's stakeholders include the departments internal to Multnomah County government, other jurisdictions in the county, and emergency management partners from the surrounding counties (see Map below). As part of the effort to share resources and provide mutual support, MCEM participates in coordination efforts with Clackamas, Columbia, and Washington Counties in Oregon, and Clark County, Washington.

Multnomah County is the smallest county in Oregon, but the most populous – only 465 square miles and over 700,000 people. It is a mix of highly dense urban settings and open rural land. Urban settings include the city of Portland that stretches into Washington County in the west and into Clackamas County on the south, and which has jurisdictional limits that meet with the city of Gresham farther to the east. The emergency response needs of people in the City of Portland, a densely populated urban area located at the hub of major bridges and roadways, are very different from the needs of the small town of Corbett, a small unincorporated rural community bordering the Columbia Gorge and with mountains and a national forest just to the east.

**Multnomah County**



Source: Multnomah County Auditor's Office



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## Audit Findings

### Continuity and Capacity

In the past, the lack of staffing continuity and capacity has limited operational and administrative effectiveness at MCEM. MCEM appears to be making improvements, but has not yet met best practices. For example, MCEM does not yet have a formal system for tracking training and identifying where training is needed. Planning efforts have also fallen short of best practices in that the plans MCEM has developed have not been sufficiently maintained and updated. Finally, numerous staffing and organizational changes have significantly complicated the task of complying with federal grant requirements regarding the purchase of materials, supplies, and equipment using federal funds. Details of these findings are presented below.

#### MCEM Staffing

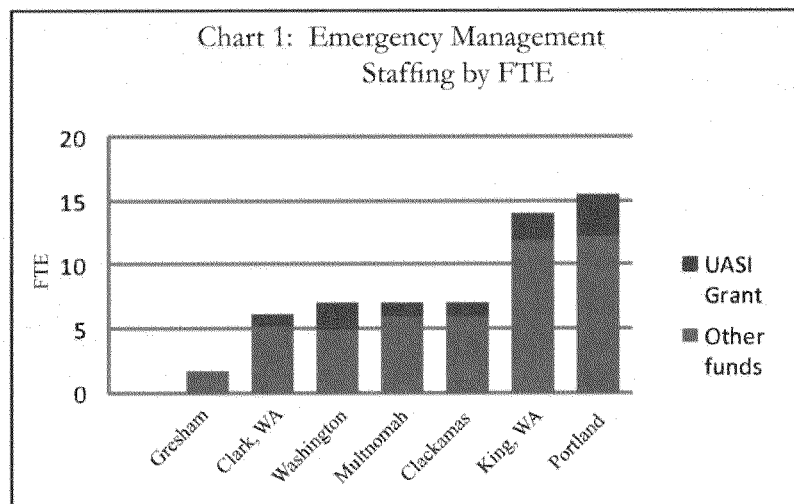
MCEM has experienced instability in organization, management, and staffing since 2000. Problems with instability appear to have led to limited effectiveness internally and with external stakeholders.

- MCEM has been housed within three different County departments.
- MCEM had five different directors between 2000 and 2008.
- Eighteen different staff members have occupied an average of just over three full-time equivalent (FTE) positions over the past ten years.
- Half of the staff hired since the program's inception have been designated as temporary, rather than full-time permanent positions.

Stakeholders report that they have not historically been able to rely on MCEM to play a strong preparation and response role. Instability and lack of programmatic strength that remain a concern left MCEM struggling to accomplish some of its basic functions. Insufficient staffing has contributed to this problem.

## Emergency Management Audit

A program evaluation conducted in 2006<sup>2</sup> reported that MCEM was staffed at a level so far below comparable jurisdictions in the region that it would need to hire 5.8 full time staff to meet the average for the region. The evaluation recommended that MCEM have at least five FTE to support minimum emergency management functions. MCEM is currently budgeted for five FTE with two additional positions funded through an Urban Areas Security Initiative (UASI) grant. Based on our duplication of the prior evaluation, it is our opinion that this puts MCEM more in line with emergency management units in comparable jurisdictions (Chart 1).



Source: Multnomah County Auditor's Office

### Emergency Management Training

County code directs MCEM to provide or arrange for training necessary to support each County department in preparing for emergencies. MCEM is also expected to ensure that incident command staff are trained in accordance with NIMS standards. In addition, stakeholders from County departments and other jurisdictions rate training as one of the top three areas in which they expect assistance from MCEM.

<sup>2</sup> Emergency Management Program Evaluation, June 2006. Emergency Services Consulting, Inc.

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Three out of four of those who attended training report that the training conducted by MCEM met their organizational needs. However, only a relatively small number (32 of 93 respondents) of stakeholders have participated in an MCEM training in the past year. Although not expected to provide training to all of its stakeholders, County code does set an expectation that MCEM will provide or arrange for training necessary to support the County's emergency operations plan and train individuals to perform incident command system (ICS) functions that may be needed during a large scale emergency event.

To fully align with best practices, the training program should be linked to stakeholder emergency response plans. The training program should also include a tracking function to ensure that those who need training, either for compliance with NIMS or to ensure the organization's readiness, are able to receive it. Such a system would allow MCEM staff to identify areas in which stakeholders have training deficiencies and assist them to become adequately trained.

MCEM does not have a formal system for tracking training, identifying where training is needed, or asking departments and stakeholders what their needs are and crafting appropriate trainings to meet these needs. Management reports that they are currently exploring options for using the County's existing systems to track some training, but have not yet decided whether they will be sufficient to meet all their needs.

**Recommendation 1:** Develop a formal system for monitoring needed and completed trainings that is designed to ensure each agency's or department's emergency readiness.

Planning

MCEM is responsible for maintaining and assisting with the development of a series of continually reviewed and updated emergency operations plans for Multnomah County's departments and jurisdictions in the County that are unable to do so themselves. The Emergency Operations Plan (EOP), the Continuity of Operations Plan (COOP), the Natural Hazard

## Emergency Management Audit

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Mitigation Plan (NHMP), and the Emergency Coordination Center (ECC) plan provide information about how the County as a whole will prepare for, respond to, and recover from emergency situations and natural disasters. Planning efforts have fallen short of best practices in that plans have not been maintained and updated on a regular basis. In addition to making it difficult for MCEM to fulfill its primary function, out of date plans make it difficult to fulfill stakeholders' expectations for planning collaboration and assistance.

MCEM is in the process of establishing a system for regularly updating the County's emergency management plans. Consultants have been hired to expedite the process. Management explained that plan review schedules using state and federal guidelines will be included in the updated plans. Historically, MCEM has not maintained updated plans even in the face of legal requirements that they do so. It appears that having permanent staff dedicated to this task will help. However, we believe management will need to implement practices that ensure plan maintenance and revision in the future.

**Recommendation 2:** Develop a formal system for maintaining and updating the County's emergency plans.

### Grant Funding and Inventory Management

MCEM receives and administers federal grant funds intended for the purchase of materials, supplies, and equipment to support emergency management. Organizational and staffing changes have complicated the task of complying with federal grant requirements. The two primary sources of federal emergency management funding are: the Urban Area Security Initiative Program (UASI), where MCEM is primarily a recipient of grant funds, and the State Homeland Security Grant Program (SHS), where MCEM is both a grant administrator and a grant recipient.

For these programs, MCEM is responsible for complying with the federal Uniform Administrative Rules for Grants and Agreements with States and Local Governments (44 CFR Part 13). Specifically, MCEM must ensure that all equipment purchased

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by the County or its subcontractors is recorded and maintained in the County's inventory system.<sup>3</sup> It is not clear to what extent MCEM is responsible for tracking and locating supplies and equipment purchased by other jurisdictions with funds passed through MCEM or for purchases made by MCEM on behalf of other jurisdictions. A lack of policies and procedures for tracking grant funds in the county's financial system makes it difficult to determine where supplies and equipment are stored within the County and other jurisdictions.

Although Multnomah County maintains documentation on equipment it has purchased for its own use, the documentation from year to year is not consistent. For example, the Multnomah County Sheriff's Office (MCSO) was the administrator of the SHS program until 2007 and maintains records on equipment purchased while it served as administrator. However, not all equipment purchased by the MCSO using either SHS or UASI program funds is included in MCEM's records.

As the administrator of the SHS program, MCEM may also be responsible for maintaining inventory records for equipment it purchases for use by other jurisdictions and possibly for equipment purchased by other jurisdictions that has passed through MCEM. The County's external auditor does not believe Multnomah County must maintain inventory for equipment purchased for other jurisdictions on its books. However, this opinion is not consistent with our reading of the grant rules nor is it consistent with other jurisdictions throughout the state.

The City of Portland is the administrator of the UASI program grants. As a condition of receiving UASI grant money through the City of Portland, MCEM agreed (via inter-governmental agreement) to comply with the terms and conditions of the UASI grant and to provide the City of Portland with an inventory list of equipment purchased using grant funds. MCEM does not have similar agreements with other jurisdictions receiving SHS grant funds or grant funded equipment through MCEM.

<sup>3</sup> Equipment is defined in the rules as "...tangible, nonexpendable, personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Code of Federal Regulations Administrative Rules for Federal Grants. Part 13.32

## Emergency Management Audit

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Recently, the Cities of Portland and Gresham started requesting reimbursement for SHS grant purchases directly from the State of Oregon rather than through Multnomah County. This is similar to a process Washington County Office of Consolidated Emergency Management (OCEM) uses. According to the OCEM director, this direct reimbursement arrangement eliminates any ambiguity regarding whether OCEM is responsible for maintaining an inventory of equipment purchased by these jurisdictions.

**Recommendation 3:** Collaborate with the County Attorney and the State Office of Emergency Management to establish how MCEM will meet the federal requirements for grant and inventory record keeping.

**Recommendation 4:** Enter into agreements with grant sub-recipients to minimize MCEM's administrative functions related to inventory.

### Communication and Collaboration

MCEM is expected to facilitate communication and collaboration among a wide range of private, public, and community stakeholders in responding to emergencies. Emergency management professionals agree that relationship building is an essential element of successful preparation for and response to emergency situations. MCEM's performance during recent exercises and actual emergencies as well as feedback from stakeholders suggests that its execution of this role has improved considerably.

Because of its critical importance to effective emergency management and because MCEM has struggled with collaboration in the past, we wanted to elicit stakeholder perceptions about the current state of communication and collaboration in MCEM. To accomplish this, we surveyed stakeholders both internal and external to Multnomah County government. Of those responding to our question about communication (90 of 93), 91% of MCEM's stakeholders report an improvement in communication and collaboration. Some stakeholders report that as a result of these improvements MCEM is beginning to develop collaborative

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partnerships between diverse stakeholder groups that have not previously worked together in the facilitation of a coordinated emergency response.

However, improvements in communication have not been tested on a large scale. The recent exercises and actual emergencies that MCEM has engaged in have been limited in scope and severity and involved fewer stakeholders than would be involved in a large scale disaster. Improvements in communication and collaboration will be essential for future success, but MCEM has yet to be tested in a full-scale exercise or broad emergency.

Emergency Coordination  
Center (ECC)

In the event an emergency event surpasses the capability of the regular operations of responding agencies, MCEM is required to provide multi-agency coordination and support for County agencies responding to major emergencies or disasters from a central facility called the Emergency Coordination Center (ECC). The ECC setting provides for face-to-face communication among the members of the ECC staff and others who are asked to participate in the decision making process. It provides a setting in which all decision makers receive updates about the emergency. A smoothly functioning ECC can serve as the single point-of-contact for mutual aid providers, discipline specific coordination centers, regional partners, and state and federal assistance and resource providers. According to management the ECC is expected to operate 24 hours a day and seven days a week if necessary until it is no longer needed.

During the recent H1N1 flu epidemic, MCEM's ECC was activated to coordinate local medical resources. Among other functions, the staff of the ECC provided a single ordering point for hospital systems in the region to obtain resources from the Strategic National Stockpile (SNS), facilitated information sharing, and supported well informed policy decisions. MCEM stakeholders report that the regional hospital systems, and public health organizations had worked toward a single ordering point resource requesting system and tested that concept in a series of exercises over several years. In an exercise in 2008, MCEM's ECC was able to demonstrate that the single ordering point model

## Emergency Management Audit

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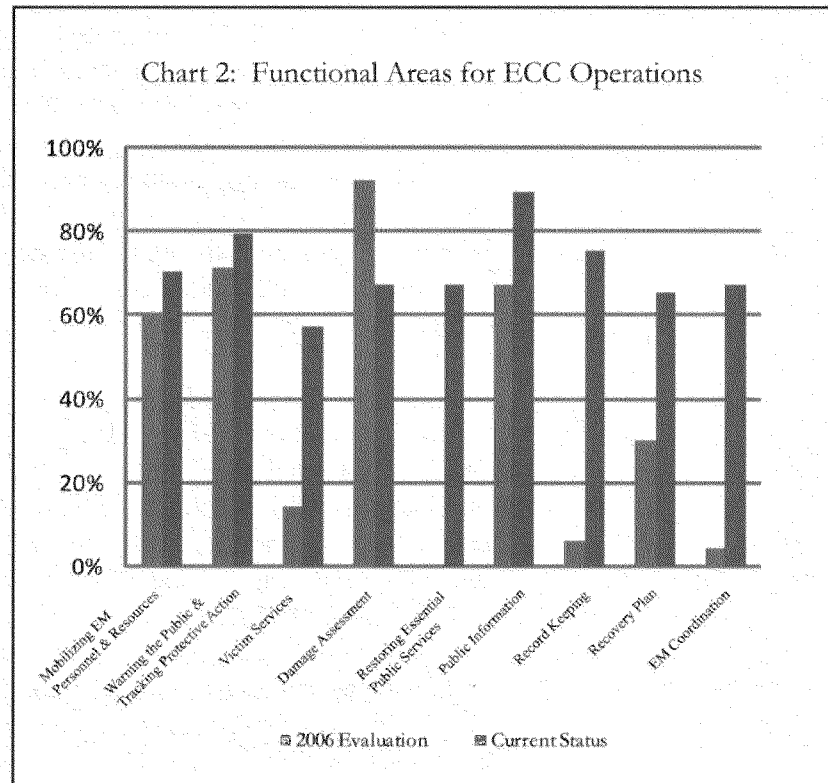
could function successfully, although continued improvements were needed. MCEM subsequently continued to collaborate with hospital systems, state public health, and emergency management representatives. This led to the MCEM ECC successfully operating as a single ordering point for SNS supplies provided to hospitals in the metropolitan region during the recent H1N1 event. Because of MCEM's successful communication and collaboration with all stakeholders, the ECC provided essential assistance resulting in the successful coordination of the regional medical response to the H1N1 emergency event.

MCEM has made considerable improvements to its critical operations functions by establishing internal procedures and developing formal plans for collaboration with key stakeholders. A previous review<sup>4</sup> evaluated MCEM on 81 factors (in ten functional areas) that are important to effective ECC operations. MCEM has made improvements in nine of the ten functional areas. Overall, in 2006, MCEM was compliant with approximately 31% of the emergency operations factors. Based on the changes currently underway, we assess MCEM to be about 69% compliant at this point. Chart 2 (next page) shows the extent to which changes have been made by functional area<sup>5</sup>.

<sup>4</sup> Emergency Management Program Evaluation, June 2006, Emergency Services Consulting, Inc.

<sup>5</sup> The Emergency Management Program Evaluation combines "Warning the Public" and "Tracking Protective Action" into one category:





Source: Multnomah County Auditor's Office

In our opinion operation improvements make MCEM better prepared to respond to emergency events. However, we still have concerns about whether these improvements would apply to larger scale emergencies that require MCEM to staff a 24/7 ECC during a high intensity emergency requiring extensive coordination with their largest partners: the City of Portland, the Portland Police Bureau, and Portland Fire and Rescue. By all estimations, H1N1 was a slow moving emergency situation that was anticipated by the medical agencies responsible for responding to it. MCEM had conducted a practice exercise with its medical partners and was able to prepare staff for the event. Further, the emergency primarily impacted a community of medical service providers who all speak the same professional language when responding to an emergency.

## Emergency Management Audit

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The last time MCEM had an opportunity to test its ECC during a full scale disaster was the TOPOFF4 federal disaster drill conducted in 2007. This drill simulated a terrorist attack in downtown Portland and required agencies from the Portland metropolitan area to work together to respond to and recover from the emergency. TOPOFF4 demonstrated considerable difficulty with coordination of efforts between Multnomah County and the City of Portland.

More recently, the State of Oregon conducted a full scale disaster exercise called Cascadia Peril that simulated an earthquake along the Cascade Subduction zone. The exercise could have provided an opportunity to evaluate coordination of emergency efforts based on improved communication between MCEM and the City of Portland. However, due to an actual weather related emergency, large area stakeholders including the Portland Office of Emergency Management essentially passed on the opportunity to participate in a state sponsored regional exercise that might have given MCEM a better indication of how limited scope improvements would translate to larger scale operations.

MCEM bases their emergency exercises on the Homeland Security Exercise and Evaluation Program (HSEEP), which provides tools to plan, conduct, and evaluate exercises to improve overall preparedness. HSEEP is a capability-based exercise program that includes a cycle, mix, and range of exercise activities of varying degrees of complexity and interaction. The purpose of HSEEP is to build self-sustaining exercise programs and provide a standardized methodology for designing, developing, conducting, and evaluating all exercises. To the extent that MCEM is able to conduct HSEEP-based exercises with their partners in the region, management expects to be able to improve their ability to respond to major disasters.

**Recommendation 5:** Incorporate management's expectations about communication and collaboration in formal policies and procedures to ensure that efforts to maintain and improve communication and collaboration with stakeholders are a priority.

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**Recommendation 6:** Actively seek opportunities to participate in HSEEP-based exercises with the City of Portland and first responders from local, city and county jurisdictions.

## **Objective Scope and Methodology**

The objectives of this audit were to:

- Assess the quality of communication and collaboration with stakeholders
- Assess the quality of inventory management systems
- Assess the status of existing recommendations for MCEM improvement

We limited our audit scope to MCEM rather than including emergency preparation and response work in other departments. We also agreed that there would be benefit to focusing the audit on a status check of the existing 2006 recommendations, which resulted in both positive and negative findings in the final report.

During the course of the audit, we conducted interviews of all MCEM staff as well as a wide range of stakeholders from within and outside of Multnomah County government departments. Interviews included the County Chair and the County Chief Operating Officer to discuss job responsibilities, expectations, and concerns. We also interviewed County staff members outside of MCEM who have emergency operations responsibilities and who coordinate with MCEM for planning and when an emergency occurs as well as a number of regional and community partners to hear their perspectives on working with MCEM.

We reviewed MCEM's policies, procedures, and plans as well as previous assessments of Multnomah County emergency management functions and available after-action reports for actual emergency events such as the 2009 winter storm and emergency exercises (e.g. Cascadia Peril, SARS Attacks, TOPOFF4). We reviewed professional and academic literature in the field of Emergency Management, researched professional standards and best practices, such as: The National Incident Management System (NIMS) and Emergency Management Accreditation Program (EMAP), and federal and state financial management requirements and standards. Additionally, auditors participated in basic training for emergency managers provided by the Federal Emergency

## Emergency Management Audit

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Management Agency (FEMA). We reviewed audits of emergency management functions, in particular from Snohomish County, Washington and from the Government Accountability Office (GAO). We did not find many performance audits of emergency management.

Stakeholder data were collected using an electronic survey tool and a combination of quantitative and qualitative data. Qualitative data regarding communication and collaboration were gathered using the Success Case Method (SCM) methodology intended to identify specific successes and limitations through targeted brief interviews of outlier respondents. Survey participants (N=142) were identified from MCEM's contact lists and verified for completeness by other emergency managers in the area. The survey resulted in an overall response rate of 65% (n=93), including 79% (48 of 61) of stakeholders internal to Multnomah County government departments and 56% (45 of 81) of external stakeholders.

Where possible, comparisons were made to the program evaluation conducted by Emergency Services Consulting, Inc. in 2006. For example, we assessed improvement to the Emergency Coordination Center (ECC) by recreating the matrix of emergency operating functions identified by the original evaluators. The status of recommendations related to training and planning were evaluated more broadly using professional best practices developed by the National Incident Management System (NIMS) and the Emergency Management Assessment Program (EMAP) standards.

Data used to evaluate the quality of MCEM's grants and inventory management system were drawn from the Multnomah County enterprise management system.

As required by government auditing standards, we also conducted an assessment of risk and significance within the context of the audit objectives to determine if further procedures are needed to detect illegal acts, violations, or fraud.



## Emergency Management Audit

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### Responses to Audit





**Office of Emergency Management**  
**MULTNOMAH COUNTY OREGON**

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**501 SE Hawthorne, Suite 600**  
**Portland, Oregon 97214**  
**(503) 988- 6700 phone**  
**(503) 988- 4066 fax**

To: Steve March, County Auditor

From: Dave Houghton, Director  
Office of Emergency Management

Date: August 3, 2010

**Subject: Emergency Management Audit**

Thank you for the extensive time and effort invested by you and your staff to review the program at the Office of Emergency Management. We welcomed the audit because we knew our program would benefit from an objective assessment to provide a valid baseline for our strategic planning now under way. This work is very helpful to us as we continue rebuilding our program to serve the residents of Multnomah County.

I have reviewed the audit findings for Emergency Management and agree with the recommendations and we are already making progress on several of them. As the audit indicates, the program's ability to meet its significant emergency preparedness and response responsibilities has been adversely affected by nearly a decade of instability in organization, management and staffing. We agree that we are making progress, and we recognize that we have a substantial amount of work ahead of us.

Emergency Management accomplishes many of its responsibilities with its own staff but the success of our work, and the County's response capabilities, is dependent upon partner collaboration and mutual support. I will comment on two examples.

As the audit discusses, County code directs Emergency Management to provide or arrange for training necessary to support each County department in preparing for emergencies, including training for incident command positions. We are now in discussions with some key departments to clarify their response roles and training requirements. Training is one tool to build capacity for effective County response. There is an implicit need for departments to support key staff members not only with time for training and but also for exercises to reinforce that training so they can confidently perform their departmental response role in the pressure of a real event.

The audit also discusses the requirement for Emergency Management to provide multi-agency coordination and support for County agencies responding to major emergencies or disasters from the Emergency Coordination Center (ECC). This requirement can expand to include 24/7 staffing for operations. Even a smaller event will require ECC staffing which exceeds the number of employees in Emergency Management. Therefore, like many jurisdictions, we must rely on county departments and other organizations to staff a number of critical roles in the ECC. This requires well understood agreements and commitments



from departments to provide staff when needed. In the recent H1N1 event, we received offers of assistance the cities of Gresham and Portland Emergency Management to help staff the ECC during the first and second waves of H1N1. We were able to keep our requests for departmental staff relatively low for that event but we will need continued support from many departments to train and exercise some of their staff in ECC positions before we will begin to approach capacity to support larger operations.

We look forward to follow-up review and discussions to inform our ongoing rebuilding efforts.

Sincerely,

A handwritten signature in black ink, appearing to read "Dave Houghton", followed by a small "pp" or similar mark.

Dave Houghton  
Director, Office of Emergency Management

cc: Jeff Cogen, Chair  
Jana McLellan, Chief Operating Officer



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-2 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

## Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-2  
Est. Start Time: 9:45 am

**Agenda Title:** Submitting To The Voters A Five-Year Rate Based Local Option Levy To Support The Oregon Historical Society

*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.*

<b>Requested Meeting Date:</b>	<u>August 19, 2010</u>	<b>Amount of Time Needed:</b>	<u>30 minutes</u>
<b>Department:</b>	<u>Non-Departmental—Chair's Office</u>	<b>Division:</b>	<u>Chair Jeff Cogen</u>
<b>Contact(s):</b>	<u>Emerald Bogue</u>		
<b>Phone:</b>	<u>503-988-5772</u>	<b>Ext.</b>	<u>85772</u>
	<b>I/O Address:</b> <u>503/6</u>		
<b>Presenter Name(s) &amp; Title(s):</b>	<u>Jerry Hudson: Board Chair, Oregon Historical Society; Dave Porter: Volunteer, Gresham Historical Society; Sharon Thorne: Docent/School trip Leader, Oregon Historical Society; Raymond Burrell: Archivist, Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD: Board Member, Oregon Historical Society, (Washington State University-Vancouver) Portland; Tom Vaughn (video): Oregon State Historian Laureate, former Director of Oregon Historical Society</u>		

## General Information

### 1. What action are you requesting from the Board?

Approval and certification of ballot title, explanatory statement: Oregon Historical Society local option levy

### 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 has cut funding to the Oregon Historical Society (OHS). As a result, OHS has greatly reduced the hours its museum and library is open to the public. Without additional funds, OHS facilities will close to the public beginning spring, 2011. Approximately 60% of the library materials relate directly to Multnomah County history, and the society acts as the Multnomah County Historical Society. A five year levy of \$.05 per \$1,000 of assessed valuation with citizen oversight will keep the OHS Library and Museum open to the public.

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

There is no fiscal impact in the current fiscal year. The ongoing impact on compression is expected to be negligible.

Agenda Placement Request  
Submit to Board Clerk

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

State law requires that an election within a county for the purpose of approving a tax levy shall be called by the Board of County Commissioners.

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

Should the Board of Commissioners approve and certify the ballot title and explanatory statement for the Oregon Historical Society local option levy, there will be a hearing held by the Tax Supervising and Conservation Commission (TSCC).

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**Required Signature**

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



**Date:** 8/12/2010

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**Agenda Placement Request  
Submit to Board Clerk**



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 12/31/09)

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-3 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

## Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-3  
Est. Start Time: 10:15 am

**Agenda Title:** SECOND READING - Ordinance Terminating the Intergovernmental Agreement with Washington County, Dissolving the Multnomah-Washington Regional Investment Board, and Repealing Special Ordinance 1091

*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:** August 5, 2010 **Amount of Time Needed:** 5 minutes  
**Department:** Non-Departmental **Division:** Chair's Office  
**Contact(s):** Warren Fish  
**Phone:** 503.988.5882 **Ext.** X85882 **I/O Address:** 503/6  
**Presenter(s):** Warren Fish, Sandra Duffy

## General Information

### 1. What action are you requesting from the Board?

Approve first reading of an ordinance terminating the Intergovernmental Agreement (IGA) between Multnomah County and Washington County, dissolving the Multnomah-Washington Regional Investment Board (Mult-WA RIB) and repealing Special Ordinance 1091 effective on September 15, 2010.

### 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.

In September 2000, Multnomah County and Washington County first created the Mult-WA RIB via IGA. In 2007, another IGA was passed by the two counties to create the Mult-WA RIB, an ORS 190 intergovernmental entity. This distinct public body with its own public budget and staff was formed to develop and implement a regional strategy for economic development using lottery funds to support small business. Regional strategy funding was subsequently discontinued by the Oregon Legislature and the IGA should be terminated as mutually agreed by the counties.

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

The Mult-WA RIB does not have any assets. According to the contract between the Mult-

WA RIB and the Oregon Economic and Community Development Department (a.k.a. Business Oregon), the RIB shall return un-obligated funds to the State. The RIB's final accounting is scheduled to be completed by the end of July 2010 to determine the exact amount, but it is estimated that approximately \$50,000 will be returned to the State. A final audit of the Mult-WA RIB is expected by the end of August 2010.

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

The decision by the State not to continue Regional Strategy funding has had a negative impact on small businesses throughout Oregon.

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

Washington and Multnomah Counties mutually agreed there was not a specific reason to keep the RIB in place given that the funding source it was designed to administer is no longer available. Members of the Mult-WA RIB have been notified of and are in concurrence with the decision to dissolve the entity. Multnomah County and Washington County will continue to work together on regional investment strategies and regional economic development issues.

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**Required Signature**

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

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

**Date:**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. \_\_\_\_\_

Terminating the Intergovernmental Agreement with Washington County, Dissolving the Multnomah-Washington Regional Investment Board, and Repealing Special Ordinance 1091

**The Multnomah County Board of Commissioners Finds:**

- a. On March 15, 2007, pursuant to ORS 190.085, the Multnomah County Board of Commissioners (Board) enacted Special Ordinance 1091 ratifying an Intergovernmental Agreement (IGA) between Multnomah and Washington counties to form an intergovernmental entity known as the "Multnomah-Washington Regional Investment Board" (Mult-WA RIB).
- b. The purpose of the Mult-WA RIB was to develop and administer a regional strategy funding program to retain and expand businesses in the two counties.
- c. Since the Regional Strategies funding has been discontinued by the Legislature, and the Mult-WA RIB has no other source of funding, there is no longer a specific reason to keep the Mult-WA RIB in place. Multnomah and Washington counties are in agreement that this intergovernmental entity should be dissolved.
- d. Due to the agreed dissolution of the Mult-WA RIB and other necessary actions taken to terminate the Mult-WA RIB May 2007 Intergovernmental Agreement, Special Ordinance 1091 is no longer necessary.
- e. The Board finds and takes public notice that it is in receipt of all information necessary to consider this Ordinance in an adequate manner.

**Multnomah County Ordains as follows:**

- Section 1.** The attached letter agreement terminating the IGA is approved.
- Section 2.** The IGA is terminated, the Multnomah-Washington Regional Investment Board is dissolved and Special Ordinance 1091 is repealed effective September 15, 2010.
- Section 3.** If any portion of this ordinance is declared invalid or unconstitutional by a body of competent jurisdiction, such holding will not affect the validity of the remaining portions of this ordinance.

FIRST READING:

\_\_\_\_\_  
August 12, 2010

SECOND READING AND ADOPTION:

\_\_\_\_\_  
August 19, 2010

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Sandra N. Duffy, Assistant County Attorney

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

**OFFICE OF COUNTY COUNSEL  
WASHINGTON COUNTY, OREGON**

**DAN R. OLSEN**  
County Counsel

**LORETTA S. SKURDAHL**  
**WILLIAM G. BLAIR**  
**ELMER M. DICKENS**  
**JACQUILYN SAITO-MOORE**  
**PAUL L. HATHAWAY, III**  
**CHRIS GILMORE**  
**BRAD ANDERSON**  
Assistant County Counsels

**PUBLIC SERVICES BUILDING**  
**155 N FIRST AVENUE, SUITE 340, MS #24**  
**HILLSBORO, OREGON 97124**  
Phone: (503) 846-8747  
Fax: (503) 846-8636

**JANET G. ANDERSON**  
Management Analyst

**PATRICIA BUCK**  
Legal Administrative Specialist

**ANH NGUYEN**  
**BARBARA L. BLAKE**  
Legal Assistants

**DIANE OVERSTREET**  
**DEE STEVENS**  
Administrative Specialists

July 21, 2010

Sandra N. Duffy  
Multnomah County Attorney's Office  
501 SE Hawthorne Blvd., Suite 500  
Portland, OR 97214

**RECEIVED**  
JUL 22 2010  
COUNTY COUNSEL FOR  
MULTNOMAH COUNTY, OR

Re: Termination of Regional Investment Board (RIB) IGA

Dear Sandy:

Enclosed please find two original letters signed by Washington County CAO, Robert Davis, to facilitate the termination of the Multnomah-Washington Regional Investment Board. I understand that you will be providing me with one fully executed original after your board's chair signs on August 5, 2010. We anticipate that our board will adopt an ordinance on August 3, 2010, with an effective date of September 15, 2010, repealing the ordinance adopted in 2007 which ratified the creation of the RIB.

Thank you for your assistance in winding up the affairs of the RIB for our respective clients.

Sincerely,



Paul L. Hathaway, III  
Sr. Assistant County Counsel

Enclosures

Cc: w/o encl. Shelby Rihala

07-2592





**WASHINGTON COUNTY**  
**OREGON**

August 5, 2010

Re: Dissolution of Multnomah-Washington Regional Investment Board

The Multnomah-Washington Regional Investment Board (Mult-WA RIB) became an ORS 190 intergovernmental entity in May 2007 through an Intergovernmental Agreement (IGA) between Multnomah and Washington Counties. The Mult-WA RIB's legal status allowed the RIB to operate independently as a separate public entity, with its own public budget and staff. The purpose of creating the intergovernmental entity was to develop and administer a Regional Strategy. The RIB received lottery funds from the (then) Oregon Economic and Community Development Department to implement the Regional Strategy.

Since 2007, Regional Strategies funding has been discontinued by the Legislature and the RIB has been using the last of its lottery funds for small business development projects. The RIB's contract with the State of Oregon for those funds expired June 30, 2010. The RIB has no other source of funding. Without a specific reason to keep the RIB in place, Multnomah and Washington Counties hereby mutually agree to dissolve the ORS 190.

The counties may terminate the above referenced IGA by written, mutual agreement. This letter shall serve as that written agreement.

Upon termination, Section V of the IGA provides that the RIB shall return all assets purchased with Regional and Rural Investment Funds to the counties. The Mult-WA RIB does not have any assets. According to the contract between the Mult-WA RIB and the Oregon Economic and Community Development Department (n.k.a Business Oregon), the RIB shall return un-obligated funds to the State. The RIB's final accounting is scheduled to be completed at the end of July 2010 to determine the exact amount, but it is estimated that approximately \$50,000 will be returned to the State. A final audit of the Mult-WA RIB is expected by the end of August 2010. To allow for completion of these steps, Washington County and Multnomah County hereby agree that the IGA establishing the Mult-WA RIB shall be terminated effective on September 15, 2010.

Robert Davis  
Washington County Administrator

Date: 7/20/10

  
Jeff Cogen, Chair  
Multnomah County Board of  
Commissioners

Date: 08/23/10





# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-2 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

## Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-2  
Est. Start Time: 9:45 am

**Agenda Title:** Submitting To The Voters A Five-Year Rate Based Local Option Levy To Support The Oregon Historical Society

*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.*

<b>Requested Meeting Date:</b>	<u>August 19, 2010</u>	<b>Amount of Time Needed:</b>	<u>30 minutes</u>
<b>Department:</b>	<u>Non-Departmental—Chair's Office</u>	<b>Division:</b>	<u>Chair Jeff Cogen</u>
<b>Contact(s):</b>	<u>Emerald Bogue</u>		
<b>Phone:</b>	<u>503-988-5772</u>	<b>Ext.</b>	<u>85772</u>
	<b>I/O Address:</b> <u>503/6</u>		
<b>Presenter Name(s) &amp; Title(s):</b>	<u>Jerry Hudson: Board Chair, Oregon Historical Society; Dave Porter: Volunteer, Gresham Historical Society; Sharon Thorne: Docent/School trip Leader, Oregon Historical Society; Raymond Burrell: Archivist, Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD: Board Member, Oregon Historical Society, (Washington State University-Vancouver) Portland; Tom Vaughn (video): Oregon State Historian Laureate, former Director of Oregon Historical Society</u>		

## General Information

### 1. What action are you requesting from the Board?

Approval and certification of ballot title, explanatory statement: Oregon Historical Society local option levy

### 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 has cut funding to the Oregon Historical Society (OHS). As a result, OHS has greatly reduced the hours its museum and library is open to the public. Without additional funds, OHS facilities will close to the public beginning spring, 2011. Approximately 60% of the library materials relate directly to Multnomah County history, and the society acts as the Multnomah County Historical Society. A five year levy of \$.05 per \$1,000 of assessed valuation with citizen oversight will keep the OHS Library and Museum open to the public.

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

There is no fiscal impact in the current fiscal year. The ongoing impact on compression is expected to be negligible.

Agenda Placement Request  
Submit to Board Clerk

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

State law requires that an election within a county for the purpose of approving a tax levy shall be called by the Board of County Commissioners.

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

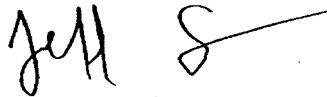
Should the Board of Commissioners approve and certify the ballot title and explanatory statement for the Oregon Historical Society local option levy, there will be a hearing held by the Tax Supervising and Conservation Commission (TSCC).

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**Required Signature**

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



**Date:** 8/12/2010

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**Agenda Placement Request  
Submit to Board Clerk**

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

**RESOLUTION NO. \_\_\_\_\_**

Submitting To The Voters A Five-Year Rate Based Local Option Levy To Support the Oregon Historical Society

**The Multnomah County Board of Commissioners Finds:**

1. The Oregon Historical Society houses and preserves Oregon's collection of historical documents, photos, books, maps and artifacts. The Museum and Library provide public access to research, study and interact with these materials to learn Oregon history.
2. The state has cut funding to the Oregon Historical Society (OHS). As a result, OHS has greatly reduced the hours its museum and library is open to the public. Without additional funds, OHS facilities will close to the public beginning spring, 2011. Approximately 60% of the library materials relate directly to Multnomah County history, and the society acts as the Multnomah County Historical Society.
3. A five-year levy of \$.05 per \$1,000 assessed valuation will keep the Oregon History Library and Museum open to the public. An independent citizen oversight committee to review all expenditures and ensure dollars are spent as promised will provide accountability of the funds raised by the levy.
4. The ballot title and explanatory statement for a five-year levy of \$0.05 per \$1,000 of assessed property value have been prepared and are attached to this Resolution as Exhibit A.

**The Multnomah County Board of Commissioners Resolves:**

1. The attached ballot title and explanatory statement are approved and certified to the director of Multnomah County Division of Elections.
2. The board clerk shall submit this resolution, ballot title and explanatory statement to the Multnomah County Elections Director for further action required by law.

ADOPTED this 19<sup>th</sup> day of August, 2010.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

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Jeff Cogen, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By Agnes Sowle

SUBMITTED BY: Jeff Cogen, Multnomah County Chair

***Page 1 of 1 – Resolution: Submitting To The Voters A Five-Year Rate Based Local Option Levy  
To Support the Oregon Historical Society***

**Caption:**

Five-Year Levy: Oregon Historical Society Library, Museum, educational programs.

**Question:**

Shall County support history library, museum, educational programs with 5-year levy of \$.05 per \$1,000 assessed valuation, with oversight?

**Summary:**

The Oregon Historical Society (OHS) houses and preserves Oregon's collection of historical documents, photos, books, maps and artifacts. The OHS Library and Museum provide public access for school field trips, for individuals and families to view changing exhibits, and to research all of Oregon's history.

The State of Oregon has cut funding to OHS. OHS has greatly reduced hours open to the public. Without additional funds, OHS facilities will close to the public beginning in spring, 2011.

This measure enacts a five-year local option levy of \$.05 per \$1,000 assessed property value to keep the Oregon History Library and Museum open to the public. It funds:

- Restoration of hours open to the public for the Oregon History Museum and Library;
- Free admission for all schoolchildren, and all Multnomah County residents, to Museum and Library.

An independent citizen oversight committee will ensure tax dollars are spent as promised. Annual audits will be conducted and made public.

A home assessed by the county at \$200,000 pays \$10 a year for this levy.

**Explanatory Statement:**

Established in 1898, the Oregon Historical Society collects and maintains the county and state's major collection of Oregon, Portland, and Multnomah County historical documents, letters, photographs, books, maps, artifacts and more. About 60% of the library materials relate directly to Multnomah County history, and OHS acts as the Multnomah County Historical Society.

The Oregon Historical Society – located in downtown Portland with storage of additional materials in Gresham, Oregon – includes the Oregon History Museum and the Oregon History Library. Approximately 40,000 visitors use these facilities a year, including about 8,000 schoolchildren, to research specific Oregon history questions and view Oregon history exhibits.

The OHS Library and Museum have received state funding in the past; however for the last decade those funds have been substantially reduced, causing cuts to hours and services at the museum and library. Without another source of funds, the Oregon History Museum will close facilities by spring of 2011 or sooner. The library will be open limited hours, although not indefinitely.

This Multnomah County local option levy will keep the Oregon History Museum open 40 hours a week and the Library open to the public 32+ hours a week - avoiding closure and restoring cuts to service. It supports curation for the museum so that exhibits can be rotated and the collection and protection of Oregon's historical artifacts and documents can continue. Levy funds will also protect the collection of Oregon history documents and artifacts, and public access to those, at four East Multnomah County Historical Societies which together will receive \$150,000 of the levy each of the five years.

The levy supports continuation of educational programs including free admission for every schoolchild to visit the museum and for all county residents - providing access to those previously unable to visit due to cost.

The cost of the levy is up to \$.05 (five cents) per \$1,000 assessed property value, beginning 2011 through 2016. For example, the owner of a home assessed by the county at \$200,000 will pay \$10 a year for this levy.

The levy will raise an estimated \$2.24 million for fiscal year 2011-2012; \$2.31 million for fiscal year 2012-13; \$2.41 million for fiscal year 2013-2014; \$2.50 million for fiscal year 2014-2015; and \$2.59 million for fiscal year 2015-2016. The figures above are estimates only, based on the best information available from the County Assessor at the time of estimate.

Accountability is a component of the levy. The Multnomah County Chair will appoint an independent citizens oversight committee to review all levy expenditures and ensure dollars are spent as promised. In addition, Multnomah County will select an auditor for which OHS will pay to conduct annual audits of levy funds that will be made available to the public.

This levy will fund nearly one-half of operations at OHS facilities. Other funds come from admissions, grants and private donations. To consistently provide the services promised to the voters, the Multnomah County Board of Commissioners will consider termination or reduction of the levy if the State of Oregon restores funding to OHS.

**MOTION TO AMEND RESOLUTION**  
**R-2 AUGUST 19, 2010**

**NON-DEPARTMENTAL – 9:45 am**

**R-2 RESOLUTION Submitting To the Voters a Five-Year Rate-Based Local Option Levy to Support the Oregon Historical Society.**

Sponsor: Chair Jeff Cogen Presenters: Jerry Hudson, Board Chair - Oregon Historical Society; Dave Porter, Volunteer - Gresham Historical Society; Sharon Thorne, Docent/School Trip Leader - Oregon Historical Society; Raymond Burrell, Archivist - Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD, Board Member - Oregon Historical Society, (Washington State University-Vancouver) Portland ; Tom Vaughn, Oregon State Historian Laureate - Former Director of Oregon Historical Society (Video will be shown) (30 min)

**MAY I HAVE A MOTION ON R-2**

COMMISSIONER Waller MOVES  
COMMISSIONER Jefferson SECONDS  
**APPROVAL OF R-2**

**MAY I HAVE A MOTION TO CONSIDER SUBSTITUTING AN AMENDED RESOLUTION?**

COMMISSIONER \_\_\_\_\_ MOVES  
COMMISSIONER \_\_\_\_\_ SECONDS

**(BOTH MOTIONS ARE NOW PENDING – DIFFERENCES OR BOTH VERSIONS CAN BE DISCUSSED)**

**CHAIR COGEN/PRESENTERS PROVIDE EXPLANATION, OF WHAT AMENDMENT CONTAINS, RESPOND TO QUESTIONS**

**DO WE HAVE ANY PUBLIC TESTIMONY?**

**DO WE HAVE ANY BOARD COMMENTS?**

**AFTER DISCUSSION – VOTE ON THE MOTION TO SUBSTITUTE THE AMENDED RESOLUTION**

*REMOVE  
AMENDED  
ON THE  
RESOLUTION*

ALL IN FAVOR ON THE MOTION TO SUBSTITUTE,  
VOTE AYE, OPPOSED \_\_\_\_?

THE MOTION TO SUBSTITUTE IS APPROVED  
- OR - THE MOTION FAILS

IF THAT PASSES, VOTE ON THE RESOLUTION

ALL IN FAVOR OF THE AMENDED RESOLUTION

VOTE AYE, OPPOSED \_\_\_\_?

THE AMENDED RESOLUTION IS ADOPTED

IF IT FAILS, VOTE ON THE ORIGINAL MOTION

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

**RESOLUTION NO. \_\_\_\_\_**

Submitting to the Voters a Five-Year Rate-Based Local Option Levy To Support the Oregon Historical Society

**The Multnomah County Board of Commissioners Finds:**

1. The Oregon Historical Society houses and preserves Oregon's collection of historical documents, photos, books, maps and artifacts. The Museum and Library provide public access to research, study and interact with these materials to learn Oregon history.
2. The state has cut funding to the Oregon Historical Society (OHS). As a result, OHS has greatly reduced the hours its museum and library is open to the public. Without additional funds, OHS facilities will close to the public beginning spring, 2011. Approximately 60% of the library materials relate directly to Multnomah County history, and the society acts as the Multnomah County Historical Society.
3. A five-year levy of \$.05 per \$1,000 assessed valuation will keep the Oregon History Library and Museum open to the public. An independent citizen oversight committee to review all expenditures and ensure dollars are spent as promised will provide accountability of the funds raised by the levy.
4. The ballot title and explanatory statement for a five-year levy of \$0.05 per \$1,000 of assessed property value have been prepared and are attached to this Resolution as Exhibit A.

**The Multnomah County Board of Commissioners Resolves:**

1. The attached ~~amended~~ ballot title and explanatory statement are approved and certified to the director of Multnomah County Division of Elections.
2. The board clerk shall submit this resolution, ballot title and explanatory statement to the Multnomah County Elections Director for further action required by law.

ADOPTED this 19<sup>th</sup> day of August, 2010.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

REVIEWED:  
AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By Agnes Sowle

SUBMITTED BY: Jeff Cogen, Multnomah County Chair



**Caption:**

Five-Year Levy: Oregon Historical Society Library, Museum, educational programs.

**Question:**

Shall County support history library, museum, educational programs with 5-year levy of \$.05 per \$1,000 assessed valuation, with oversight?

**Summary:**

The Oregon Historical Society (OHS) houses and preserves Oregon's collection of historical documents, photos, books, maps and artifacts. The OHS Library and Museum provide public access for school field trips, for individuals and families to view changing exhibits, and to research all of Oregon's history.

The State of Oregon has cut funding to OHS. OHS has greatly reduced hours open to the public. Without additional funds, OHS facilities will close to the public beginning in spring, 2011.

This measure enacts a five-year local option levy of \$.05 per \$1,000 assessed property value to keep the Oregon History Library and Museum open to the public. It funds:

- Restoration of hours open to the public for the Oregon History Museum and Library;
- Free admission for all schoolchildren, and all Multnomah County residents, to Museum and Library.

An independent citizen oversight committee will ensure tax dollars are spent as promised. Annual audits will be conducted and made public.

A home assessed by the county at \$200,000 pays \$10 a year for this levy.

**Explanatory Statement:**

Established in 1898, the Oregon Historical Society collects and maintains the county and state's major collection of Oregon, Portland, and Multnomah County historical documents, letters, photographs, books, maps, artifacts and more. About 60% of the library materials relate directly to Multnomah County history, and OHS acts as the Multnomah County Historical Society.

The Oregon Historical Society – located in downtown Portland with storage of additional materials in Gresham, Oregon – includes the Oregon History Museum and the Oregon History Library. Approximately 40,000 visitors use these facilities a year, including about 8,000 schoolchildren, to research specific Oregon history questions and view Oregon history exhibits.

The OHS Library and Museum have received state funding in the past; however for the last decade those funds have been substantially reduced, causing cuts to hours and services at the museum and library. Without another source of funds, the Oregon History Museum will close facilities by spring of 2011 or sooner. The library will be open limited hours, although not indefinitely.

This Multnomah County local option levy will keep the Oregon History Museum open 40 hours a week and the Library open to the public 32+ hours a week - avoiding closure and restoring cuts to service. It supports curation for the museum so that exhibits can be rotated and the collection and protection of Oregon's historical artifacts and documents can continue. Levy funds will also protect the collection of Oregon history documents and artifacts, and public access to those, at four East Multnomah County Historical Societies which together will receive \$150,000 of the levy each of the five years. ADD: OHS levy funds shall be allocated in a manner that represents Multnomah County's diverse cultures.

The levy supports continuation of educational programs including free admission for every schoolchild to visit the museum and for all county residents - providing access to those previously unable to visit due to cost.

The cost of the levy is up to \$.05 (five cents) per \$1,000 assessed property value, beginning 2011 through 2016. For example, the owner of a home assessed by the county at \$200,000 will pay \$10 a year for this levy.

The levy will raise an estimated \$2.24 million for fiscal year 2011-2012; \$2.31 million for fiscal year 2012-13; \$2.41 million for fiscal year 2013-2014; \$2.50 million for fiscal year 2014-2015; and \$2.59 million for fiscal year 2015-2016. The figures above are estimates only, based on the best information available from the County Assessor at the time of estimate.

Accountability is a component of the levy. The Multnomah County Chair will appoint an independent citizens oversight committee – ADD: representative of Multnomah County's diverse communities - to review all levy expenditures and ensure dollars are spent as promised. In addition, Multnomah County will select an auditor for which OHS will pay to conduct annual audits of levy funds that will be made available to the public.

This levy will fund nearly one-half of operations at OHS facilities. Other funds come from admissions, grants and private donations. To consistently provide the services promised to the voters, the Multnomah County Board of Commissioners will consider termination or reduction of the levy if the State of Oregon restores funding to OHS.

①

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

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Please complete this form and return to the Board Clerk

\*\*\*This form is a public record\*\*\*

MEETING DATE: Aug 19, 2010

SUBJECT: Oregon Historical Society levy proposal

---

AGENDA NUMBER OR TOPIC: R-2

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FOR: X AGAINST: \_\_\_\_\_ THE ABOVE AGENDA ITEM

NAME: Felicia Williams

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ADDRESS: 1511 SW Park Ave # 1205

---

CITY/STATE/ZIP: Portland OR 97201

---

PHONE: \_\_\_\_\_ DAYS: 503 752 1687 EVES: same as day

---

EMAIL: fwilliam@pdx.edu FAX: \_\_\_\_\_

---

SPECIFIC ISSUE: Oregon Historical Society levy approval for November ballot

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WRITTEN TESTIMONY: The closure of the Oregon Historical Society - especially the research library/archives and the Oregon Historical Quarterly would have a devastating impact on historians and other researchers.

---

**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.

(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: 8/19/10

SUBJECT: OHS tax levy

AGENDA NUMBER OR TOPIC: R-2

FOR: X AGAINST: \_\_\_\_\_ THE ABOVE AGENDA ITEM

NAME: Gerald Howard

ADDRESS: 6207 N Concord Ave

CITY/STATE/ZIP: Portland OR 97217

PHONE: \_\_\_\_\_ DAYS: 503-225-1728 EVES: 503-289-9487

EMAIL: Gerald.Howard@bankofthe FAX: \_\_\_\_\_  
west.com

SPECIFIC ISSUE: \_\_\_\_\_

WRITTEN TESTIMONY: \_\_\_\_\_

**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: 8/19/10

SUBJECT: Oregon Historical Society  
RR

AGENDA NUMBER OR TOPIC: Budget - Money for OTTS

FOR: X AGAINST: THE ABOVE AGENDA ITEM

NAME: Josephine Cooper

ADDRESS: 1020 NW 9th Ave, #313

CITY/STATE/ZIP: Portland, OR 97210

PHONE: DAYS: (503) 309-1689 EVES:

EMAIL: josuey.cooper@gmail.com FAX:

SPECIFIC ISSUE: OTTS - Budget money

WRITTEN TESTIMONY: Access to History is an essential part of creating diversity; for example thru collecting & depositing oral histories. It is also essential for the stability of our culture & growth. History & cultural memory are beyond valuing in dollars

IF YOU WISH TO ADDRESS THE BOARD:

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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: \_\_\_\_\_

SUBJECT: Oregon Historical Society levy

AGENDA NUMBER OR TOPIC: R-2

FOR: X AGAINST: \_\_\_\_\_ THE ABOVE AGENDA ITEM

NAME: SANDY POWISHUK

ADDRESS: 1610 NE Tillamook

CITY/STATE/ZIP: Portland OR 97212

PHONE: \_\_\_\_\_ DAYS: 503 249-1957 EVES: same

EMAIL: \_\_\_\_\_ FAX: \_\_\_\_\_

SPECIFIC ISSUE: OHS Levy

WRITTEN TESTIMONY: \_\_\_\_\_

**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.

TOM VAUGHAN  
OHS

QUICKTIME

1380  
MEXOREX

720

MP6-4  
CD-R  
Files

Public Testimony  
AUG. 19, 2010





# The City of Portland presents Black History Month



## 1800s

~1840  
First African American settlers  
arrive in Oregon

1857  
Black Exclusion Clause added to  
Oregon's Constitution prohibiting  
African Americans from living in Oregon

1867-1873  
The Colored School is Portland's  
short-lived attempt at segregated schools.  
In 1873, thirty Black children enrolled  
in Portland's  
integrated schools.



Photo from Michael "Cheppie" Seikel's collection

1883  
The railroad arrives in Portland and is the largest  
employer of African Americans;  
most work as redcaps and porters.

1890  
The Portland Hotel opens, bringing  
seventy-five Black families to Portland  
as employees.

## 1900-1940

1903  
*The Advocate* newspaper is founded.  
It prints until 1936 and Beatrice  
Morrow Cannady is one of its editors.

1913  
The Broadway Bridge opens and African-  
American communities are established along  
Williams Avenue in Lower Albina and around  
SE Tibbetts Avenue in SE Portland.

1914  
Portland's branch of the NAACP is  
founded with 165 members. It is the  
longest chartered branch west of the  
Mississippi River.



Matt Dickman and E. Shelton Hill, Oregon Historical Society, no negative

1941-1945  
World War II. The Kaiser shipyards brings fifteen  
to twenty thousand new Black people to Portland.  
Many move into the expanding Williams Avenue/Albina  
district, while others move into Vanport, Swan Island,  
and Guilds Lake wartime housing developments.



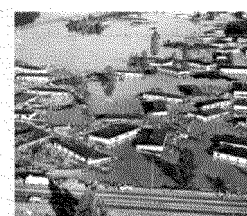
Vanport, Oregon Historical Society, OHS 24187

1919  
Portland Realty Board adopts  
racially restrictive housing covenants  
and limits where African Americans  
can live in Portland.

1926  
The Black Exclusion Clause is  
removed from Oregon's Constitution.

## 1940s

1948  
Vanport floods. Nearly  
17,000 people are  
left homeless;  
a third of them are  
African American.



Vanport flood, Oregon Historical Society, Neg. #07503

1944  
The Urban League of Portland  
is founded.

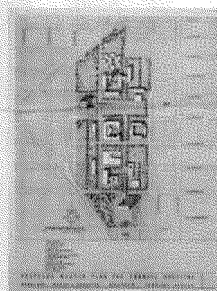
1949  
Oregon passes a Fair  
Employment Practices Law  
prohibiting racial discrimination  
in hiring.

## 1950s-1969

Urban Renewal  
The Memorial Coliseum, Interstate 5, and Emanuel  
Hospital construction largely destroyed the Black  
community in lower Albina, pushing it north  
and east. Roughly eleven hundred housing units  
and countless businesses were lost to  
urban renewal - many of which belonged  
to African Americans.



Memorial Coliseum, 1968, Portland City Archives and Records Center



Map of proposed Emanuel Hospital location, Portland City Archives and Records Center



14. Construction and Emanuel Hospital, 1968, Portland City Archives and Records Center



Mark Hatfield signs Public Accommodations Act, Oregon Historical Society, OHS 44402

1953  
Public Accommodations  
Act passed. Black people  
have full access to all hotels,  
restaurants, and other  
public places in Oregon.

1957  
Fair Housing Act  
is passed, ending legal  
discrimination in housing.

Race Riots, 1967 & 1969  
Portland experiences two race riots: one on  
July 30, 1967 in Irving Park and the other  
along Union Avenue (now MLK Blvd.)  
from June 13-17, 1969. Poor employment  
opportunities, discrimination, and reports of  
police brutality were the core causes of the riots.

## 1970s

1970  
Portland Black Panther Party gains  
full membership in the national BPP.  
The Fred Hampton Health Clinic,  
Malcolm X Dental Clinic, and the  
free breakfast program are established.

1972-73  
Busing for school desegregation  
is implemented on a large  
scale in Portland. Most of the  
students bused were  
African American.

1974  
Jefferson High School  
is converted to a performing  
arts magnet school.

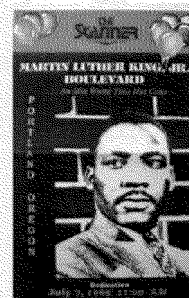


1982 BUF School Protest, Portland City Archives and Records Center

1979  
The Black United Front is founded.  
Their biggest accomplishments include  
ending desegregation busing,  
creating multicultural curriculum  
within the schools, and the opening of  
Harriet Tubman Middle School.

1981  
Two on-duty police officers throw  
dead possums in front of the Burger  
Barn, a Black-owned business.  
Many in the African American community  
are outraged by the act and the  
Black United Front leads protest  
marches against the  
Police Department and City Hall.

1989  
Union Avenue is  
renamed in honor of  
civil rights leader  
Martin Luther King, Jr.



Portland City Archives and Records Center

## 1980s to Today

2005  
Portland Boulevard is  
renamed in honor of civil  
rights activist Rosa Parks.

1990s and Today  
The Albina Plan and MLK  
Urban Renewal District are  
created. Neighborhood revitalization  
also introduces gentrification into  
inner-Northeast Portland.



BUF Flyer, Portland City Archives and Records Center

## A Timeline of Portland's African American History



**MOTION TO AMEND RESOLUTION  
R-2 AUGUST 19, 2010**

**NON-DEPARTMENTAL – 9:45 am**

**R-2 RESOLUTION Submitting To the Voters a Five-Year Rate-Based Local Option Levy to Support the Oregon Historical Society.**

Sponsor: Chair Jeff Cogen    Presenters: Jerry Hudson, Board Chair - Oregon Historical Society; Dave Porter, Volunteer - Gresham Historical Society; Sharon Thorne, Docent/School Trip Leader - Oregon Historical Society; Raymond Burrell, Archivist - Vancouver Ave. Baptist Church; Jackie Peterson-Loomis, PhD, Board Member - Oregon Historical Society, (Washington State University-Vancouver) Portland ; Tom Vaughn, Oregon State Historian Laureate - Former Director of Oregon Historical Society (Video will be shown) (30 min)

MAY I HAVE A MOTION ON R- 2

COMMISSIONER \_\_\_\_\_ MOVES  
COMMISSIONER \_\_\_\_\_ SECONDS  
APPROVAL OF R-2

MAY I HAVE A MOTION TO CONSIDER SUBSTITUTING AN AMENDED RESOLUTION?

COMMISSIONER \_\_\_\_\_ MOVES  
COMMISSIONER \_\_\_\_\_ SECONDS

(BOTH MOTIONS ARE NOW PENDING – DIFFERENCES OR BOTH VERSIONS CAN BE DISCUSSED)

CHAIR COGEN/PRESENTERS PROVIDE EXPLANATION, OF WHAT AMENDMENT CONTAINS, RESPOND TO QUESTIONS

DO WE HAVE ANY PUBLIC TESTIMONY?

DO WE HAVE ANY BOARD COMMENTS?

**AFTER DISCUSSION – VOTE ON THE MOTION TO SUBSTITUTE THE AMENDED RESOLUTION**

ALL IN FAVOR ON THE MOTION TO SUBSTITUTE,  
VOTE AYE, OPPOSED \_\_\_\_?

THE MOTION TO SUBSTITUTE IS APPROVED  
- OR - THE MOTION FAILS

**IF THAT PASSES, VOTE ON THE RESOLUTION**

ALL IN FAVOR OF THE AMENDED RESOLUTION

VOTE AYE, OPPOSED \_\_\_\_?  
THE AMENDED RESOLUTION IS ADOPTED

IF IT FAILS, VOTE ON THE ORIGINAL MOTION



# MULTNOMAH COUNTY

## AGENDA PLACEMENT REQUEST (short form)

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-4 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

### Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-4  
Est. Start Time: 10:20 am

**Agenda Title:** **RESOLUTION Approving Reimbursement to the County for County Sponsored Projects from Title III Funding for Fiscal Year 2010 and Authorizing Expenditures for Fiscal Year 2011**

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.*

<b>Requested meeting Date:</b>	<u>August 19, 2010</u>	<b>Amount of Time Needed:</b>	<u>5 minutes</u>
<b>Department:</b>	<u>Department of County Management</u>	<b>Division:</b>	<u>Director's Office</u>
<b>Contact(s):</b>	<u>Mike Waddell</u>		
<b>Phone:</b>	<u>(503) 988-4283</u>	<b>Ext.</b>	<u>84283</u>
<b>Presenter(s):</b>	<u>Mike Waddell</u>	<b>I/O Address:</b>	<u>503/531</u>

### General Information

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

The Department of County Management recommends approval of this Resolution authorizing reimbursement to Multnomah County for County sponsored projects from Title III funding (SRS 2008).

**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.**

In June 2009 and June 2010, the Board approved Resolutions electing the methods by which the County would receive federal forest safety net payments from the Forest Service and the Bureau of Land Management (BLM/O&C Lands). The Resolutions were for expenditures after federal fiscal year 2009 and 2010. A portion of each of these payments was designated to be received as Title III project funds. Title III projects are approved by the Board and are paid for by the County out of Title III funds that it receives. The moneys are not dedicated to individual departments but are County resources to be used for the following purposes:

- (1) carry out activities under the Firewise Communities Program to provide homeowners in fire sensitive ecosystems education and assistance with implementing techniques in home siting, home construction, and home landscaping that can increase the protection of people and property from wildfires;
- (2) reimburse the participating county for search and rescue and other emergency services,

including firefighting that are performed on Federal land after the date on which the use was approved and paid for by the participating county; and  
(3) develop community wildfire protection plans in coordination with the Secretary of Agriculture.

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

In FY 2010, the County received \$132,355 in Title III funds from the Forest Service and BLM. Interest earned on unexpended Title III funds was calculated to be \$359 for FY 2010. Total Title III revenue is \$132,714. These funds sit in the County General Fund, but are accounted for separately within a distinct Title III account in our SAP system for auditing purposes.

The County provides ongoing services to the public that qualify for funding under Title III. For the period July 1, 2009 through June 30, 2010, the following County projects qualify for Title III funding:

**Fiscal Year 2009-2010 Title III Projects to Approve**

<b>Search and Rescue in National Forests</b>	
Sheriff Office	\$292,839
DCM Admin Services	\$2,355
<b>Total County Title III eligible projects</b>	<b>\$295,194</b>

Since FY 2010 expenditures were already budgeted in the Sheriff's Office, there is no financial impact to the County for this documentation. These expenditures represent an amount greater than the Title III revenue received during the year. It is important that the County document all eligible Title III expenditures for auditing purposes.

It is estimated that the County will receive about \$119,273 in Title III payments during the current fiscal year. Based on FY 2010 projects, the department is proposing that the Board authorize the following estimated amounts for County FY 2011 Title III projects:

**Fiscal Year 2010-2011 Title III Projects to Pre-Approve**

<b>Search and Rescue in National Forests -</b>	
Total Sheriff's Office, County Administration	<b>\$119,273</b>

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

The federal legislation requires that the County governing body approve projects for reimbursement from Title III funds. This Resolution is the formal approval of these County projects by the Board.

The County has the ability to approve funding for eligible Title III project costs to groups outside of the County. Any project funds that are approved for use by outside groups would be a direct reduction to County General Fund revenue.

Approval of this resolution will permit the County to gain full credit for Title III funds already deposited into the County General Fund for FY 2010. This action is in support of County financial policies by taking full advantage of a federal/state funding source without expanding service costs and crediting Title III funds to programs that are already in place.

This legislation was reauthorized for four years on October 3, 2008 by Congress and the President. It is advised that these payments not be considered dedicated resources for ongoing programs.

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

As was required by the federal legislation, a Public Notice was published and a 45-day comment period began on June 25<sup>th</sup>, 2010 and concludes August 9<sup>th</sup>, 2010. Citizens had the opportunity to provide written comments on the Multnomah County projects that will qualify under Title III. The County has received no public comments.

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**Required Signature**

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

*Mindy Harris*

**Date: 8/2/10**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Approving Reimbursement to the County for County Sponsored Projects from Title III Funding for County Fiscal Year 2010 and Authorizing Expenditures for County Fiscal Year 2011

**The Multnomah County Board of Commissioners Finds:**

- a. The Secure Rural Schools and Community Self-Determination Act of 2000 (PL 106-393), provided funding from the United States Forest Service and Bureau of Land Management for use by counties to benefit transportation, education, public safety, law enforcement and other public purposes.
- b. On October 3, 2008, the Secure Rural Schools and Community Self-Determination Act of 2000, was amended and re-authorized by Congress for Federal Fiscal Years 2008 – 2011 ("SRS 2008").
- c. Title III of SRS 2008 provides that these funds be dedicated to projects under the following authorized uses: Search, rescue and emergency services on public lands; Fire prevention and planning under the Firewise Communities program; and Development of community wildfire protection plans.
- d. Multnomah County, on June 11, 2009, adopted Resolutions 09-080 and 09-081, that elected to receive a portion of its annual federal forest payments as Title III project funds for federal fiscal years 2008 (for expenditure after federal fiscal year 2009).
- e. Multnomah County, on June 17, 2010, adopted Resolutions 2010-088 and 2010-089, that elected to receive a portion of its annual federal forest payments as Title III project funds for federal fiscal years 2009 (for expenditure after federal fiscal year 2010).
- f. On June 25, 2010, the County published a Public Notice describing proposed Title III projects and opened a forty-five (45) day public comment period. That period ended August 9, 2010.
- g. The County received no comments during this period.
- h. The County currently provides several public services in and adjacent to federal lands that are eligible for Title III funding.
- i. The County received \$132,714 in Title III payments and interest related to those payments during County Fiscal Year 2010 and authorizes expenditures from those funds for the following projects:

Search, Rescue, and Emergency Services (Sheriff's Office, DCM Administrative costs)	\$295,194
<b>Total County Title III projects shown above</b>	<b>\$295,194</b>

- j. The County continues to provide services to the public that qualify as Title III projects under the uses defined in c. above.
- k. During County Fiscal Year 2011 the County will provide service to the public that would be Title III eligible. This table is an estimate of those services, based upon the total expected Title III revenue for this period:

Search, Rescue, and Emergency Services (Sheriff's Office, County Administrative costs)	\$119,273
<b>Total County Title III projects shown above</b>	<b>\$119,273</b>

**The Multnomah County Board of County Commissioners Resolves:**

1. The County projects listed in i. above are authorized to be reimbursed from County Title III funds for expenditures incurred on these projects during the period July 1, 2009 through June 30, 2010.
2. The County projects listed in k. above are authorized for the amounts shown for the period July 1, 2010 through June 30, 2011.

ADOPTED this 19 th day of August, 2010.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

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Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
John S. Thomas, Deputy County Attorney

SUBMITTED BY:

Mindy Harris, Interim Director, Dept. of County Management

## GROW Lynda

---

**From:** WADDELL Mike D  
**Sent:** Monday, August 02, 2010 2:42 PM  
**To:** GROW Lynda  
**Subject:** RE: APR\_Title III Forestry Payments

Oh, I hadn't thought about a unanimous consent item since it had been presented as a regular in the past. If it fits, I would be happy to do that on the 12<sup>th</sup> but may not get the final numbers to you until the 11<sup>th</sup>. If it is a unanimous consent item, we could do the 19<sup>th</sup> as an alternative. What say you? mdw

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**From:** GROW Lynda  
**Sent:** Monday, August 02, 2010 2:34 PM  
**To:** WADDELL Mike D  
**Subject:** RE: APR\_Title III Forestry Payments

Ok, Mike, I will put it on for Aug. 19<sup>th</sup>, or, we can try to take it to the Board on the 12<sup>th</sup> as a Unanimous Consent item?

Lynda J. Grow, Board Clerk  
Multnomah County Board of Commissioners  
503-988-5274 or 988-3277  
[Lynda.Grow@co.multnomah.or.us](mailto:Lynda.Grow@co.multnomah.or.us)  
<http://www2.co.multnomah.or.us/cfm/boardclerk/>

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**From:** WADDELL Mike D  
**Sent:** Monday, August 02, 2010 2:29 PM  
**To:** GROW Lynda; MADRIGAL Marissa D; MCLELLAN Jana E  
**Cc:** SULLIVAN Theresa A  
**Subject:** APR\_Title III Forestry Payments

Lynda and Marissa, attached is the APR and resolution authorizing reimbursement to Multnomah County for Title III activities. One number is still tentative—MCSO and admin costs—which I will have by the middle of next week but not soon enough for the board clerks APR deadline of this Wed. I have highlighted the area that will be revised with our fiscal year end numbers. Typically we wait until we can account for all possible, allowable Title III expenditures for that fiscal year before we get board approval to post those expenditures as a cost to that program. This action will allow us to proceed with our DCM and MCSO fiscal year end closing process as scheduled. The County Attorney has approved the resolution and the DCM director has affixed her approval to the APR; they both understand that these documents will be updated with final FY10 expenditures before board approval. If you have any questions, please let me know. Thanks—mdw

Mike Waddell  
Business Services Manager  
(503) 988-4283 | Fax: (503) 988-3292 | VO: 503/5  
*Please consider the environment before printing this e-mail*



**GROW Lynda**

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**From:** WADDELL Mike D  
**Sent:** Thursday, August 12, 2010 9:19 AM  
**To:** GROW Lynda  
**Subject:** RE: APR\_Title III Forestry Payments  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** APR\_Title-III-Project-Aug 2010.doc; Aug 2010 RES\_Title-III-Project.doc

Hello Lynda, per our previous conversation I needed to update the APR and Resolution with actual numbers instead of estimates. I have done so and have included the revised attachments to replace the drafts that I forwarded on Aug 2<sup>nd</sup>. These will be used for presentation/approval for the board meeting **next Thurs Aug 19<sup>th</sup>**. I am a day late per my comment below—as you know, MCSO has been focused on the Kyron Horman case so the number crunching took a little longer than expected. Thanks for your patience. I will also be taking this to Board Staff next Monday. If you have any questions, please let me know. mdw

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**From:** WADDELL Mike D  
**Sent:** Monday, August 02, 2010 2:29 PM  
**To:** GROW Lynda; MADRIGAL Marissa D; MCLELLAN Jana E  
**Cc:** SULLIVAN Theresa A  
**Subject:** APR\_Title III Forestry Payments

Lynda and Marissa, attached is the APR and resolution authorizing reimbursement to Multnomah County for Title III activities. One number is still tentative—MCSO and admin costs—which I will have by the middle of next week but not soon enough for the board clerks APR deadline of this Wed. I have highlighted the area that will be revised with our fiscal year end numbers. Typically we wait until we can account for all possible, allowable Title III expenditures for that fiscal year before we get board approval to post those expenditures as a cost to that program. This action will allow us to proceed with our DCM and MCSO fiscal year end closing process as scheduled. The County Attorney has approved the resolution and the DCM director has affixed her approval to the APR; they both understand that these documents will be updated with final FY10 expenditures before board approval. If you have any questions, please let me know. Thanks—mdw

**Mike Waddell**  
 Business Services Manager  
 (503) 988-4283 | Fax: (503) 988-3292 | I/O: 503/5  
*Please consider the environment before printing this e-mail*



## MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

APPROVED: MULTNOMAH COUNTY  
BOARD OF COMMISSIONERS  
AGENDA # R-5 DATE 8/19/2010  
LYNDA GROW, BOARD CLERK

### Board Clerk Use Only

Meeting Date: 8/19/2010  
Agenda Item #: R-5  
Est. Start Time: 10:25 am

**Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Land Use Code Revisions related to the Regulatory Improvement Code Amendment Package 5b in Compliance with Metro's Functional Plan and Title: Declaring an Emergency.**

*Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.*

<b>Date Requested:</b>	<u>August 19, 2010</u>	<b>Time Requested:</b>	<u>5 minutes</u>
<b>Department:</b>	<u>Community Services</u>	<b>Program:</b>	<u>Land Use &amp; Transportation</u>
<b>Contact(s):</b>	<u>Kevin Cook</u>		
<b>Phone:</b>	<u>503-988-3043</u>	<b>Ext.</b>	<u>26782</u>
<b>Presenter(s):</b>	<u>Kevin Cook</u>		
<b>I/O Address:</b>	<u>455/116</u>		

### General Information

#### 1. What action are you requesting from the Board?

Adopt the ordinance as recommended by the Portland Planning Commission and Portland City Council.

#### 2. Please provide sufficient background information for the Board and the public to understand this issue.

On October 11, 2001 the Board adopted Ordinance 967 (effective date January 1, 2002) adopting, in summary, the Portland Comprehensive Plan and zoning ordinance. The County and the City of Portland have been engaged in agreements enabling the City of Portland to provide planning services to achieve compliance with the Metro Functional Plan for those areas outside the City limits, but within the urban growth boundary and urban service boundary of Portland. Since the adoption of Ordinance 967 and subsequently Ordinance 997, the attached ordinances have been passed by the Portland City Council and therefore the County must adopt them pursuant to our intergovernmental agreement to keep the code up to date. Multnomah County and the City of Portland entered into an Intergovernmental Agreement (IGA) to transfer land use planning responsibilities on January 1, 2002. The IGA lays out a process requiring the County to ensure that any amendments to the City's comprehensive plan, zoning code and other regulations adopted by the City Council will be considered by the County Board of Commissioners at the earliest possible meeting. It also states "The County Board of Commissioners shall enact all comprehensive plan and code amendments so that they take effect on the same date specified by the City's enacting

YIMUOT HANNAH...  
GABRIEL...  
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M-  
ATTACHMENTS  
WILL GO  
BEHIND  
ORDINANCE  
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ordinance" (unless adopted by emergency). The City will have taken action on all of the above items by the hearing date of this ordinance. If the County does not adopt these amendments, the IGA will be void and the County will be required to resume responsibility for planning and zoning administration within the affected areas.

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

NA

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

State law requires a notice be placed in a newspaper of general circulation 10 days prior (8/09/10) to the BCC hearing. The County Attorney's office was involved in the drafting of the original IGA and has been involved in coordinating our compliance effort through adoption of these code amendments.

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

The City included the County affected property owners in their noticing for these code revisions when required pursuant to the IGA and directed them to the City legislative process.

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**Required Signatures**

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**Department/  
Agency Director:**



**Date:**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**ORDINANCE NO. \_\_\_\_**

Amending County Land Use Code, Plans and Maps to Adopt Portland's Recent Code Revision related to the Regulatory Improvement Code Package 5b and Declaring an Emergency

The Multnomah County Board of Commissioners Finds:

- a. The Board of County Commissioners (Board) adopted Resolution A in 1983 which directed the County services towards rural services rather than urban.
- b. In 1996, Metro adopted the Functional Plan for the region, mandating that jurisdictions comply with the goals and policies adopted by the Metro Council.
- c. In 1998, the County and the City of Portland (City) amended the Urban Planning Area Agreement to include an agreement that the City would provide planning services to achieve compliance with the Functional Plan for those areas outside the City limits, but within the Urban Growth Boundary and Portland's Urban Services Boundary.
- d. It is impracticable to have the County Planning Commission conduct hearings and make recommendations on land use legislative actions pursuant to MCC 37.0710, within unincorporated areas inside the Urban Growth Boundary for which the City provides urban planning and permitting services. The Board intends to exempt these areas from the requirements of MCC 37.0710, and will instead consider the recommendations of the Portland Planning Commission and City Council when legislative matters for these areas are brought before the Board for action as required by intergovernmental agreement (County Contract #4600002792) (IGA).
- e. On July 15, 2010, the Board amended County land use codes, plans and maps to adopt the City's land use codes, plans and map amendments in compliance with Metro's Functional Plan by Ordinance 1167.
- f. Since the adoption of Ordinance 1167, the City's Planning Commission recommended land use code, plan and map amendments to the City Council through duly noticed public hearings.
- g. The City notified affected County property owners as required by the IGA.
- h. The City Council adopted the land use code, plan and map amendments set out in Section 1 below and attached as Exhibits 1 and 2. The IGA requires that the County adopt these amendments for the City planning and zoning administration within the affected areas.

**Multnomah County Ordains as follows:**

**Section 1.** The County Comprehensive Framework Plan, community plans, rural area plans, sectional zoning maps and land use code chapters are amended to include the City land use code, plan and map amendments, attached as Exhibits 1 and 2, effective on the same date as the respective Portland ordinance:

Exhibit No.	Description	Date
1	Ordinance to improve land use regulations through the Regulatory Improvement Code Package 5b (PDX Ord. #184016)	7/21/10
2	Regulatory Improvement Code Amendment Package 5b Excerpt	7/21/10

**Section 2.** In accordance with ORS 215.427(3), the changes resulting from Section 1 of this ordinance shall not apply to any decision on an application that is submitted before the applicable effective date of this ordinance and that is made complete prior to the applicable effective date of this ordinance or within 180 days of the initial submission of the application.

**Section 3.** In accordance with ORS 92.040(2), for any subdivisions for which the initial application is submitted before the applicable effective date of this ordinance, the subdivision application and any subsequent application for construction shall be governed by the County's land use regulations in effect as of the date the subdivision application is first submitted.

**Section 4.** Any future amendments to the legislative matters listed in Section 1 above, are exempt from the requirements of MCC 37.0710. The Board acknowledges, authorizes and agrees that the Portland Planning Commission will act instead of the Multnomah Planning Commission in the subject unincorporated areas using the City's own procedures, to include notice to and participation by County citizens. The Board will consider the recommendations of the Portland Planning Commission when legislative matters for County unincorporated areas are before the Board for action.

**Section 5.** An emergency is declared in that it is necessary for the health, safety and general welfare of the people of Multnomah County for this ordinance to take effect concurrent with the City code, plan and map amendments. Under section 5.50 of the Charter of Multnomah County, this ordinance will take effect in accordance with Section 1.

FIRST READING AND ADOPTION: August 19, 2010

BOARD OF COUNTY COMMISSIONERS,  
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By Sandra N. Duffy, Assistant County Attorney

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

### **EXHIBIT LIST FOR ORDINANCE**

1. Ordinance to improve land use regulations through the Regulatory Improvement Code Package 5b (**PDX Ord. #184016**).
2. Regulatory Improvement Code Amendment Package 5b Excerpt

Prior to adoption, this information is available electronically or for viewing at the Multnomah County Board of Commissioners and Agenda website ([www.co.multnomah.or.us/cc/WeeklyAgendaPacket/](http://www.co.multnomah.or.us/cc/WeeklyAgendaPacket/)). To obtain the adopted ordinance and exhibits electronically, please contact the Board Clerk at 503-988-3277. These documents may also be purchased on CD-Rom from the Land Use and Transportation Program. Contact the Planning Program at 503-988-3043 for further information.

## ORDINANCE No. 184016 As Amended

Improve land use regulations through the Regulatory Improvement Code Amendment Package 5b (Ordinance; amend Title 33)

The City of Portland Ordains:

Section 1. The Council finds:

### General Findings

1. This project is part of the Regulatory Improvement Workplan, an ongoing program to improve City building and land use regulations and procedures. Each package of amendments is referred to as a Regulatory Improvement Code Amendment Package (RICAP), followed by a number.
2. On March 10, 2010 City Council voted to adopt the previous package of amendments RICAP 5. They amended the Portland Zoning Code and Official Zoning Maps.
3. City Council also directed staff to take two items back to the Planning Commission. One of the items relates to development on Lot Remnants (Item #1), and the other involves standards for retaining walls (Item #2).
4. Between March 10, 2010 and the time work began on this project, five other issues arose which warranted immediate attention and so were added to this project. These items include two that follow up on items in RICAP 5b (Item #3, Green Energy and Use, and Item #4, Historic Design Review for Solar Panels). Also included is an item directed by Council in a separate action (Item #6, Design Review in the Northwest Plan District) and two additional items (Item #5, Historic Design Review for Vents, and Item #7, Pending Designation of Irvington Historic District).
5. On April 21, 2010 notice of the proposed action was mailed to the Department of Land Conservation and Development (DLCD) in compliance with the post-acknowledgement review process required by OAR 660-18-020. DLCD received the notice later that day.
6. On April 25, 2010, the *RICAP 5b Discussion Draft* was published.
7. On April 30, 2010, *Excerpts from RICAP 5b Discussion Draft—Report for Historic Landmarks Commission* was published. It included only Item #5 (Historic Design Review for Vents) and Item #7 (Pending Designation of Irvington Historic District), and was somewhat revised from the April 25 *RICAP 5b Discussion Draft*.
8. On May 10, 2010, staff from the Bureau of Planning and Sustainability briefed the Portland Historic Landmarks Commission on RICAP 5b, with the focus on Items #5 and #7. The Landmarks Commission supported the changes proposed in the *Discussion Draft*.
9. On May 28, 2010, the *RICAP 5b Proposed Draft* was published. It was also posted on the Bureau website.
10. On May 21, notice of the Planning Commission hearing on RICAP 5b was mailed to 804 people, including all neighborhood and business associations, and all those who had requested notice. The notice also announced the availability of the *RICAP 5b Proposed Draft*.
11. On June 22, 2010, the Planning Commission held a hearing on the proposal. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received. The Planning Commission voted to forward RICAP 5b to City Council.



12. On June 24, 2010, the *RICAP 5b Recommended Draft* was published. It was also posted on the Bureau website.
13. On June 25, 2010, notice of the City Council hearing on RICAP 5b was mailed to 738 people. The notice also announced the availability of the *RICAP 5b Recommended Draft*.
14. On July 15, 2010, City Council held a hearing on the Planning Commission recommendation for RICAP 5b. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
15. On July 21, 2010, City Council voted to adopt the changes in RICAP 5b.

### Findings on Statewide Planning Goals

16. State planning statutes require cities to adopt and amend comprehensive plans and land use regulations in compliance with state land use goals. Only the state goals addressed below apply.
17. **Goal 1, Citizen Involvement**, requires provision of opportunities for citizens to be involved in all phases of the planning process. The preparation of these amendments has provided numerous opportunities for public involvement, including:
  18. The Bureau of Planning maintained and updated as needed a project web site that included basic project information, announcements of public events, project documents and staff contact information.
  19. On May 10, 2010, staff from the Bureau of Planning and Sustainability briefed the Portland Historic Landmarks Commission on RICAP 5b, with the focus on Items #5 [(Historic Design Review for Vents) and Item #7 (Pending Designation of Irvington Historic District).
  20. On May 28, 2010, the RICAP 5b Proposed Draft was published. It was also posted on the Bureau website.
  21. On May 21, 2010, notice of the Planning Commission hearing on RICAP 5b was mailed to 804 people, including all neighborhood and business associations, and all those who had requested notice. The notice also announced the availability of the RICAP 5b Proposed Draft.
  22. On June 22, 2010, the Planning Commission held a hearing on the proposal. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
  23. On June 24, 2010, the *RICAP 5b Recommended Draft* was published. It was also posted on the Bureau website.
  24. On June 25, 2010, notice of the City Council hearing on RICAP 5b was mailed to 738, people. The notice also announced the availability of the RICAP 5b Recommended Draft.
  25. On July 15, 2010, City Council held a hearing on the Planning Commission recommendation for RICAP 5b. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
26. **Goal 2, Land Use Planning**, requires the development of a process and policy framework that acts as a basis for all land use decisions and assures that decisions and actions are based on an understanding of the facts relevant to the decision. The amendments support this goal because the proposal provides area-specific implementing actions for the potential Irvington Historic District to guide land use activity there within the framework of the City's adopted Comprehensive Plan. The amendments also support this goal because development of the recommendations followed established city procedures for legislative actions, while also improving the clarity and comprehensibility of the City's codes. See

also findings for Portland Comprehensive Plan Goal 1, Metropolitan Coordination, and its related policies and objectives.

27. **Goal 5, Open Space, Scenic and Historic Areas, and Natural Resources**, requires the conservation of open space and the protection of natural and scenic resources. The amendments support this goal because the amendments in anticipation of Irvington's designation as a Historic District will provide greater protection to structures in the district than are currently available. In addition, the amendments pertaining to solar panels and mechanical vents in Historic Districts create an avenue for the implementation of desired energy technology, but with limits that maintain the integrity of the historic resources.
28. **Goal 10, Housing**, requires provision for the housing needs of citizens of the state. The amendments support this goal because allowing lot remnants of sufficient size to be developed increases the supply of land available for housing. See also findings for Portland Comprehensive Plan Goal 4, Housing and Metro Title 1.
29. **Goal 12, Transportation**. The Oregon Transportation Planning Rule (TPR) was adopted in 1991 and amended in 1996 and 2005 to implement State Goal 12. The TPR requires certain findings if the proposed regulations will significantly affect an existing or planned transportation facility. This proposal will not have a significant effect on existing or planned transportation facilities because the proposed amendments are minor changes and clarifications to the Zoning Code, and will not increase development intensity in a manner that will be inconsistent with the function or classification of existing transportation facilities or increase automobile traffic. There are no changes proposed to what uses are allowed, to the types or density of land uses, or to building heights or FARs.

### **Findings on Metro Urban Growth Management Functional Plan**

30. **Title 1, Requirements for Housing and Employment Accommodation**, requires that each jurisdiction contribute its fair share to increasing the development capacity of land within the Urban Growth Boundary. This requirement is to be generally implemented through citywide analysis based on calculated capacities from land use designations. The amendments are consistent with this title because they slightly increase the development capacity of the city by allowing development on Lot Remnants of sufficient size. See also findings under Comprehensive Plan Goal 4 (Housing).

### **Findings on Portland's Comprehensive Plan Goals**

31. Only the Comprehensive Plan goals addressed below apply.
32. **Policy 1.4, Intergovernmental Coordination**, requires continuous participation in intergovernmental affairs with public agencies to coordinate metropolitan planning and project development and maximize the efficient use of public funds. The amendments support this policy because a number of other government agencies were notified of this proposal and given the opportunity to comment. These agencies include Metro and Multnomah County.
33. **Goal 2, Urban Development**, calls for maintaining Portland's role as the major regional employment and population center by expanding opportunities for housing and jobs, while retaining the character of established residential neighborhoods and business centers. The amendments support this goal because allowing development on Lot Remnants of sufficient size will increase the opportunities for housing.

34. **Policy 3.4, Historic Preservation**, calls for the preservation and retention of historic structures and areas throughout the city. The amendments proposed because of the potential Irvington Historic District support this policy.
35. **Goal 4, Housing**, calls for enhancing Portland's vitality as a community at the center of the region's housing market by providing housing of different types, density, sizes, costs and locations that accommodates the needs, preferences, and financial capabilities of current and future households. The amendments are consistent with this goal because by allowing development on Lot Remnants of sufficient size, they increase the opportunities for housing development. This will enhance Portland's role as the center of the region's housing market. See also the findings for Statewide Planning Goal, Goal 10, Housing and for Metro Title 1.
36. **Goal 7, Energy**, calls for promotion of a sustainable energy future by increasing energy efficiency in all sectors of the city. The amendments support this goal because the amendments clarify that Small Scale Energy Production is accessory regardless of where the power is used, which will make installing such facilities more attractive to individuals and businesses. These amendments also allow Small Scale Energy Production in the OS zone, removing a barrier to green energy in the OS zone. By making Utility-Scale Energy Production a conditional use in the OS and RF zones, it allows such facilities to be considered at such locations; currently, they are prohibited. This will make it easier and more attractive to individuals and businesses to install such facilities. The amendments exempting vents from Historic Design Review is designed specifically to encourage homeowners to replace furnaces and hot water heaters with more energy-efficient models by removing the barrier of Historic Design Review.
37. **Goal 9, Citizen Involvement**, calls for improved methods and ongoing opportunities for citizen involvement in the land use decision-making process, and the implementation, review, and amendment of the Comprehensive Plan. This project followed the process and requirements specified in Chapter 33.740, Legislative Procedure. The amendments support this goal for the reasons found in the findings for Statewide Planning Goal 1, Citizen Involvement.
38. **Policy 10.10, Amendments to the Zoning and Subdivision Regulations**, requires amendments to the zoning and subdivision regulations to be clear, concise, and applicable to the broad range of development situations faced by a growing, urban city. The amendments support this policy by being written clearly and concisely. The amendments related to Lot Remnants apply to many situations citywide, as do the Green Energy and Use amendments. The amendments related to Historic Design Review of solar panels and vents apply to all Historic Districts and Historic Landmarks, while the two area-specific amendments—one for the Design Review in Northwest and one for the pending Irvington Historic District—apply to very large areas.
39. **Goal 12, Urban Design**, calls for enhancing Portland as a livable city, attractive in its setting and dynamic in its urban character by preserving its history and building a substantial legacy of quality private developments and public improvements for future generations. The amendments support this goal because the amendments in anticipation of Irvington's designation as a Historic District will provide greater protection to structures in the district than are currently available. In addition, the change of most design reviews in the Northwest plan district from Type II reviews to Type III will increase the notification area and the amount of time citizens have to review development proposals, resulting in better design in the area.

NOW, THEREFORE, the Council directs:

- a. Adopt Exhibit A, *Regulatory Improvement Code Amendment Package 5b, Recommended Draft*, dated June 2010;
- b. Amend Title 33, Planning and Zoning, as shown in Exhibit A, *Regulatory Improvement Code Amendment Package 5b, Recommended Draft*, dated June 2010;
- c. Adopt the commentary in Exhibit A, *Regulatory Improvement Code Amendment Package 5b, Recommended Draft*, dated June 2010 as legislative intent and as further findings;
- d. If any section, subsection, sentence, clause, phrase, diagram or drawing contained in this ordinance, or the plan, map or code it adopts or amends, is held to be deficient, invalid or unconstitutional, that shall not affect the validity of the remaining portions. The Council declares that it would have adopted the plan, map, or code and each section, subsection, sentence, clause, phrase, diagram and drawing thereof, regardless of the fact that any one or more sections, subsections, sentences, clauses, phrases, diagrams or drawings contained in this Ordinance, may be found to be deficient, invalid or unconstitutional.

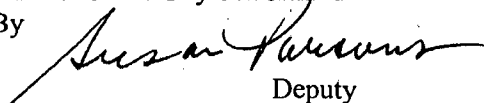
Section 2. The amendments to the Zoning Code included as Item 7, Pending Designation of Irvington Historic District, in Exhibit A, *Regulatory Improvement Code Amendment Package 5b, Recommended Draft*, will be effective on January 2, 2011, in anticipation of listing of the Irvington Historic District on the National Register of Historic Places by the National Park Service, U.S. Department of the Interior, by December 1, 2010. All other Zoning Code amendments will be effective 30 days after adoption by City Council.

Section 3. In the event that the National Park Service does not list the Irvington Historic District by December 1, 2010, the Bureau of Planning and Sustainability is directed to return to City Council before January 2, 2011 with an ordinance to extend the effective date of the amendments to the Zoning Code included as Item 7, Pending Designation of Irvington Historic District, in Exhibit A, *Regulatory Improvement Code Amendment Package 5b, Recommended Draft*.

Passed by the Council: JUL 21 2010

Mayor Adams  
Prepared by: J. Richman  
Date Prepared: June 9, 2010

LaVonne Griffin-Valade  
Auditor of the City of Portland  
By

  
Deputy

1037 = 1071

Agenda No.  
**ORDINANCE NO. 184016 As Amended**  
 Title

Improve land use regulations through the Regulatory Improvement Code Amendment Package 5b  
 (RICAP-5b) (Ordinance; Amend Title 33)

<p><b>INTRODUCED BY</b>          Commissioner/Auditor:  <b>Mayor Sam Adams</b></p> <p><b>COMMISSIONER APPROVAL</b>          Mayor—Finance and Administration: <i>Sam Adams</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p><b>BUREAU APPROVAL</b>          Bureau: Planning and Sustainability          Bureau Head: Susan Anderson  <i>S.A. by [Signature]</i></p> <p>Prepared by: Jessica Richman          Date Prepared: July 7, 2010</p> <p>Financial Impact Statement          Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/>          Not Required <input checked="" type="checkbox"/></p> <p>Portland Policy Document          If "Yes" requires City Policy paragraph stated in document.          Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date          July 15, 2010; 2:00 pm</p> <p>✓ City Attorney Approval  <i>[Signature]</i></p>	<p>CLERK USE: DATE FILED <u>JUL 09 2010</u></p> <p style="text-align: right;">LaVonne Griffin-Valade          Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p> <p style="text-align: right;"><b>As Amended</b>  <b>JUL 15 2010 PASSED TO SECOND READING / JUL 21 2010 9:30 A.M.</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input checked="" type="checkbox"/>          Start time: <u>2:00</u></p> <p>Total amount of time needed: <u>1 hr</u>          (for presentation, testimony and discussion)</p> <p><b>CONSENT</b> <input type="checkbox"/></p> <p><b>REGULAR</b> <input checked="" type="checkbox"/>          Total amount of time needed: <u>10 mn.</u>          (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	③ Saltzman	✓	
4. Leonard	4. Leonard	—	
Adams	Adams	✓	

RECEIVED

10 JUL 27 PM 3:00

MULTNOMAH COUNTY  
PLANNING SECTION

ORDINANCE No. 184016 As Amended

Improve land use regulations through the Regulatory Improvement Code Amendment Package 5b (Ordinance; amend Title 33)

The City of Portland Ordains:

Section 1. The Council finds:

**General Findings**

1. This project is part of the Regulatory Improvement Workplan, an ongoing program to improve City building and land use regulations and procedures. Each package of amendments is referred to as a Regulatory Improvement Code Amendment Package (RICAP), followed by a number.
2. On March 10, 2010 City Council voted to adopt the previous package of amendments RICAP 5. They amended the Portland Zoning Code and Official Zoning Maps.
3. City Council also directed staff to take two items back to the Planning Commission. One of the items relates to development on Lot Remnants (Item #1), and the other involves standards for retaining walls (Item #2).
4. Between March 10, 2010 and the time work began on this project, five other issues arose which warranted immediate attention and so were added to this project. These items include two that follow up on items in RICAP 5b (Item #3, Green Energy and Use, and Item #4, Historic Design Review for Solar Panels). Also included is an item directed by Council in a separate action (Item #6, Design Review in the Northwest Plan District) and two additional items (Item #5, Historic Design Review for Vents, and Item #7, Pending Designation of Irvington Historic District).
5. On April 21, 2010 notice of the proposed action was mailed to the Department of Land Conservation and Development (DLCD) in compliance with the post-acknowledgement review process required by OAR 660-18-020. DLCD received the notice later that day.
6. On April 25, 2010, the *RICAP 5b Discussion Draft* was published.
7. On April 30, 2010, *Excerpts from RICAP 5b Discussion Draft—Report for Historic Landmarks Commission* was published. It included only Item #5 (Historic Design Review for Vents) and Item #7 (Pending Designation of Irvington Historic District), and was somewhat revised from the April 25 *RICAP 5b Discussion Draft*.
8. On May 10, 2010, staff from the Bureau of Planning and Sustainability briefed the Portland Historic Landmarks Commission on RICAP 5b, with the focus on Items #5 and #7. The Landmarks Commission supported the changes proposed in the *Discussion Draft*.
9. On May 28, 2010, the *RICAP 5b Proposed Draft* was published. It was also posted on the Bureau website.
10. On May 21, notice of the Planning Commission hearing on RICAP 5b was mailed to 804 people, including all neighborhood and business associations, and all those who had requested notice. The notice also announced the availability of the *RICAP 5b Proposed Draft*.
11. On June 22, 2010, the Planning Commission held a hearing on the proposal. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received. The Planning Commission voted to forward RICAP 5b to City Council.

12. On June 24, 2010, the *RICAP 5b Recommended Draft* was published. It was also posted on the Bureau website.
13. On June 25, 2010, notice of the City Council hearing on RICAP 5b was mailed to 738 people. The notice also announced the availability of the *RICAP 5b Recommended Draft*.
14. On July 15, 2010, City Council held a hearing on the Planning Commission recommendation for RICAP 5b. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
15. On July 21, 2010, City Council voted to adopt the changes in RICAP 5b.

## Findings on Statewide Planning Goals

16. State planning statutes require cities to adopt and amend comprehensive plans and land use regulations in compliance with state land use goals. Only the state goals addressed below apply.
17. **Goal 1, Citizen Involvement**, requires provision of opportunities for citizens to be involved in all phases of the planning process. The preparation of these amendments has provided numerous opportunities for public involvement, including:
  18. The Bureau of Planning maintained and updated as needed a project web site that included basic project information, announcements of public events, project documents and staff contact information.
  19. On May 10, 2010, staff from the Bureau of Planning and Sustainability briefed the Portland Historic Landmarks Commission on RICAP 5b, with the focus on Items #5 [(Historic Design Review for Vents) and Item #7 (Pending Designation of Irvington Historic District).
  20. On May 28, 2010, the RICAP 5b Proposed Draft was published. It was also posted on the Bureau website.
  21. On May 21, 2010, notice of the Planning Commission hearing on RICAP 5b was mailed to 804 people, including all neighborhood and business associations, and all those who had requested notice. The notice also announced the availability of the RICAP 5b Proposed Draft.
  22. On June 22, 2010, the Planning Commission held a hearing on the proposal. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
  23. On June 24, 2010, the *RICAP 5b Recommended Draft* was published. It was also posted on the Bureau website.
  24. On June 25, 2010, notice of the City Council hearing on RICAP 5b was mailed to 738, people. The notice also announced the availability of the RICAP 5b Recommended Draft.
  25. On July 15, 2010, City Council held a hearing on the Planning Commission recommendation for RICAP 5b. Staff from the Bureau of Planning and Sustainability presented the proposal, and public testimony was received.
26. **Goal 2, Land Use Planning**, requires the development of a process and policy framework that acts as a basis for all land use decisions and assures that decisions and actions are based on an understanding of the facts relevant to the decision. The amendments support this goal because the proposal provides area-specific implementing actions for the potential Irvington Historic District to guide land use activity there within the framework of the City's adopted Comprehensive Plan. The amendments also support this goal because development of the recommendations followed established city procedures for legislative actions, while also improving the clarity and comprehensibility of the City's codes. See

# Regulatory Improvement Workplan



## Regulatory Improvement Code Amendment Package 5b

(RICAP 5b)



City of Portland  
Bureau of  
**Planning and  
Sustainability**

Sam Adams, Mayor  
Susan Anderson, Director

Excerpt of What Was Adopted by City Council On  
July 21, 2010  
**CODE ONLY**  
Ordinance No. 184016



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## **Regulatory Improvement Code Amendment Package 5b**

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The Bureau of Planning and Sustainability is committed to providing equal access to information and hearings. If you need special accommodation, please call 503-823-7700, the City's TTY at 503-823-6868, or the Oregon Relay Service at 1-800-735-2900.

For more information about **Regulatory Improvement Code Amendment Package 5b** please contact:

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## **Amendments to the Zoning Code**

The amendments to the Zoning Code are on the following pages.

### 33.110.212 When Primary Structures are Allowed

- A. Purpose.** The regulations of this section allow for development of primary structures on lots and lots of record, but do not legitimize plots that were divided after subdivision and partitioning regulations were established. The regulations also allow development of primary structures on lots that were large enough in the past, but were reduced by condemnation or required dedications for right-of-way.
- B. Adjustments.** Adjustments to this section are prohibited.
- C. Primary structures allowed.** In all areas outside the West Portland Park Subdivision, primary structures are allowed as follows:
1. On lots created on or after July 26, 1979;
  2. On lots created through the Planned Development or Planned Unit Development process;
  3. On ~~sites of any size~~ lots, lots of record, lot remnants, or combinations thereof that have not abutted a lot, lot of record, or lot remnant under the same ownership on July 26, 1979 or any time since that date; or
  4. On lots, lots of record, lot remnants, or combinations thereof created before July 26, 1979 that meet the requirements of Table 110-6.

Table 110-6 Minimum Lot Dimension Standards for Lots, Adjusted Lots, Lots of Record, and Lot Remnants Created Prior to July 26, 1979		
RF through R7 Zones		
Lots, including Adjusted Lots [4]	36 feet wide and meets the minimum lot area requirement of Table 610-2.	
Lot Remnants		
Lots of Record		
R5 Zone		
Lots, including Adjusted Lots [1, 3]	If the <u>lot site</u> has had a dwelling unit on it in the last five years or is in an environmental zone [2]	3000 sq. ft. and 36 ft. wide
	If the <u>lot site</u> has not had a dwelling unit on it within the last five years and is not in an environmental zone	2400 sq. ft. and 25 ft. wide
	If the <u>lot site</u> was approved through a property line adjustment under 33.667.300.A.1.d.	1600 sq. ft. and 36 ft. wide
Lot Remnants [3]		3000 sq. ft. and 36 ft. wide
Lots of Record [1, 3]		3000 sq. ft. and 36 ft. wide
R2.5 Zone		
Lots, including Adjusted Lots [4]	1600 sq. ft.	
Lot Remnants		
Lots of Record		

**Notes:**

- [1] If the property site is both an adjusted lot and a lot of record, the site may meet the standards for adjusted lots.
- [2] Primary structures are allowed if the site has had a dwelling unit on it within the last five years that has been demolished as a public nuisance under the provisions of Chapter 29.40.030 or 29.60.080. The site is exempt from minimum lot dimension standards.
- [3] Primary structures are allowed on a site if it has been under a separate tax account number from abutting lots or lots of record on April 24, 2010 or an application was filed with the City before April 24, 2010 authorizing a separate tax account and the site has been under separate tax account from abutting lots or lots of record by April 24, 2011. The site is exempt from minimum lot dimension standards.

### 33.110.212 When Primary Structures are Allowed (cont'd)

5. Primary structures are allowed on lots, lots of record, and lot remnants, and combinations thereof that did meet the requirements of Table 110-6, above, in the past but were reduced below those requirements solely because of condemnation or required dedication by a public agency for right-of-way.

**D. Regulations for West Portland Park.** In the West Portland Park subdivision, primary structures are allowed as follows:

1. On lots created on or after July 26, 1979;
2. On lots, lots of record, lot remnants, or combinations thereof that have not abutted a lot, lot of record, or lot remnant under the same ownership on July 26, 1979 or any time since that date;
- ~~2.3.~~ On lots, lots of record, lot remnants, or combinations thereof of lots created before July 26, 1979, that meet the requirements of this paragraph, and on lots of record or combinations of lots of record that meet the requirements of this paragraph. The requirements are:
  - a. R7 zone. In the R7 zone, the lot, lot of record, lot remnant or combinations thereof ~~of lots or lots of record~~ must be at least 7,000 square feet in area;
  - b. R5 zone. In the R5 zone, the lot, lot of record, lot remnant or combinations thereof ~~of lots or lots of record~~ must be at least 5,000 square feet in area; or
  - c. R2.5 zone. In the R2.5 zone, the lot, lot of record, lot remnant or combinations thereof ~~of lots or lots of record~~ must meet the requirements of Table 110-6; ~~or~~
  - d. ~~On July 26, 1979, or any time since that date, the lot, lot of record, or combination of lots or lots of record did not abut any lot or lot of record owned by the same family or business;~~
- ~~3.4.~~ Primary structures are allowed on lots, lots of record, lot remnants and combinations thereof ~~of lots or lots of record~~ that did meet the requirements of D.2, above, in the past but were reduced below those requirements solely because of condemnation or required dedication by a public agency for right-of-way.

**E. Plots.** Primary structures are prohibited on plots that are not lots, lots of record, lot remnants, or tracts.

**F. Nonconforming situations.** Existing development and residential densities that do not conform to the requirements of this chapter may be subject to the regulations of Chapter 33.258, Nonconforming Situations. Chapter 33.258 also includes regulations regarding damage to or destruction of nonconforming situations.

### 33.110.257 Retaining Walls

**A. Purpose.** The standards of this section help mitigate the potential negative effects of large retaining walls. Without mitigation, such walls can create a fortress-like appearance and be unattractive. By requiring large walls to step back from the street and Provide landscaping, the wall is both articulated and visually softened.

**B. Where these regulations apply.**

1. Generally. These regulations apply to the portions of street-facing retaining walls that are in required setbacks along street lot lines. Where there is no required setback, or the setback is less than 10 feet, the regulations apply to the first 10 feet from the lot line.
2. Exceptions.
  - a. Retaining walls in the areas described in B.1 that are less than four feet high, as measured from the ground-level on the lower side of the retaining wall bottom of the footing, are not subject to the regulations of this section.
  - b. Retaining walls on sites with an average slope of 20 percent or more, where the site slopes downward from a street, are not subject to the regulations of this section.
  - c. Replacing an existing retaining wall, where the replacement will not be taller or wider than the existing wall, is not subject to the regulations of this section.
  - d. Retaining walls on sites where any portion of the site is in an environmental overlay zone are not subject to the regulations of this section.

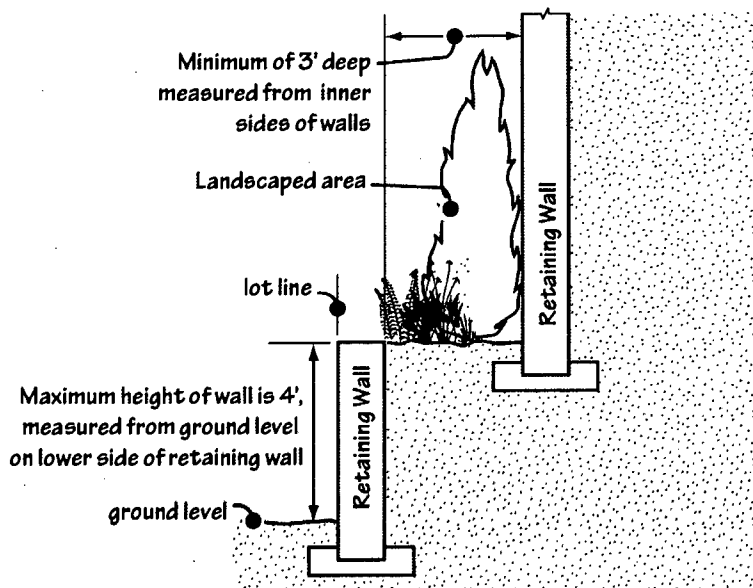
**C. Standards.**

1. Retaining walls ~~must include a step-back~~ are limited to 4 feet in height, measured from the bottom of the footing, as shown in Figure 110-156.
2. The landscaped area shown in Figure 100-15 Retaining walls must be set back at least 3 feet from other street-facing retaining walls, as shown in Figure 110-16. The 3 foot setback area must be landscaped to at least the L2 standard, except that trees are not required. A wall or berm may not be substituted for the shrubs.

**D. ~~Sunset.~~** ~~This section will be removed from the Zoning Code on October 24, 2010.~~

**33.110.257 Retaining Walls (cont'd)**

**Figure 110-15-16  
Retaining Walls**



**Note:** Figure 110-16 is being modified to show all retaining walls within the front setback (or 10' from street lot lines) at 4' high and stepped back.

### 33.100.100 Primary Uses

#### A. [No change]

#### B. Limited uses.

1. -5. [No change] uses.

6. Basic Utilities. This regulation applies to all parts of Table 100-1 that have note [6]. ~~Basic Utilities that serve a development site are accessory uses to the primary use being served. All other Basic Utilities are conditional uses.~~

a. Basic Utilities that serve a development site are accessory uses to the primary use being served.

b. Small Scale Energy Production that provides energy for on-site or off-site use are considered accessory to the primary use on the site. Installations that sell power they generate—at retail (net metered) or wholesale—are included. However, they are only considered accessory if they generate energy from biological materials or byproducts from the site itself, or conditions on the site itself; materials from other sites may not be used to generate energy. The requirements of Chapter 33.262, Off Site Impacts, must be met;

c. All other Basic Utilities are conditional uses.

7. Manufacturing and Production. This regulation applies to all parts of Table 100-1 that have note [7]. Utility Scale Energy Production from Large Wind Turbines is a conditional use. All other Manufacturing And Production uses are prohibited.

Excerpt from Table 100-1 Open Space Zone Primary Uses	
Use Categories	OS Zone
<b>Industrial Categories</b>	
Manufacturing And Production	CU [7] N
<b>Institutional Categories</b>	
Basic Utilities	L/CU [6]

Y = Yes, Allowed

CU = Conditional Use Review Required

L = Allowed, But Special Limitations

N = No, Prohibited

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**AMEND CHAPTER 33.110  
SINGLE-DWELLING ZONES**

**33.110.100 Primary Uses**

**A. [No Change]**

**B. Limited Uses.**

1.-4 [No Change]

5. Basic Utilities. This regulation applies to all parts of Table 110-1 that have note [5].

- a. Basic Utilities that serve a development site are accessory uses to the primary use being served.
- b. Small Scale Energy Production that provides energy for on-site or off-site use both on and off site are considered accessory to the primary use on the site. Installations that sell power they generate—at retail (net metered) or wholesale—are included. However, they are only considered accessory if they generate energy from biological materials or byproducts from the site itself, or conditions on the site itself; materials from other sites may not be used to generate energy. The requirements of Chapter 33.262, Off Site Impacts must be met;
- c. All other Basic Utilities are conditional uses.

6. Manufacturing and Production. This regulation applies to all parts of Table 110-1 that have note [6]. Utility Scale Energy Production from large wind turbines is a conditional use in the RF zone. All other Manufacturing And Production uses are prohibited.

Excerpt from Table 110-1 Single-Dwelling Zone Primary Uses						
Use Categories	RF	R20	R10	R7	R5	R2.5
<b>Industrial Categories</b>						
Manufacturing And Production	CU[6] N	N	N	N	N	N
<b>Institutional Categories</b>						
Basic Utilities	L/CU [5]	L/CU [5]	L/CU [5]	L/CU [5]	L/CU [5]	L/CU [5]

Y = Yes, Allowed

CU = Conditional Use Review Required

L = Allowed, But Special Limitations  
N = No, Prohibited



Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**AMEND CHAPTER 33.120, MULTI-DWELLING ZONES****33.120.100 Primary Uses****A. [No Change]****B. Limited Uses.**

1.-12 [No Change]

13 Basic Utilities. These regulations apply to all parts of Table 120-1 that have note [13].

a. [No change]

b. Small Scale Energy Production that provides energy for on-site or off-site use both on and off site are considered accessory to the primary use on the site. Installations that sell power they generate—at retail (net metered) or wholesale—are included. However, they are only considered accessory if they generate energy from biological materials or byproducts from the site itself, or conditions on the site itself; materials from other sites may not be used to generate energy. In RX and IR zones, up to 10 tons per week of biological materials or byproducts from other sites maybe used to generate energy. The requirements of Chapter 33.262, Off Site Impacts, must be met;

c. [No change]

**AMEND CHAPTER 33.130, COMMERCIAL ZONES****33.130.100****A. [No change]****B. Limited Uses.**

1-9. [No change]

10. Basic Utilities in C zones. This regulation applies to all parts of Table 130-1 that have note [10].

a. [No change]

b. Small Scale Energy Production that provides energy for on-site or off-site use both on and off site are considered accessory to the primary use on the site. However, it is only considered accessory if they generate energy from biological materials or byproducts from the site itself, or conditions on the site itself; plus not more then 10 tons per week of biological material or byproducts from other sites. Installations that sell power they generate—at retail (net metered) or wholesale—are included.

c. [No change].

11.-12. [No change]

**AMEND CHAPTER 33.910 DEFINITIONS**

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**Small Scale Energy Production.** Energy production where the energy is derived from the following:

- Solar;
- Small wind energy turbines;
- Geothermal;
- Hydroelectric systems that produce up to 100 kW;
- Waste heat capture, heat exchange or co-generation of energy as a byproduct of another manufacturing process;
- Biogas or Biomass systems that use only biological material or byproducts produced, harvested or collected on-site. Up to 10 tons a week of biological material or byproducts from other sites may be used where the base zone regulations specifically allow it; and
- Any of the methods listed here or natural gas used to produce steam, heat or cooling, with an output up to 1 megawatt.

See also Biogas, Biomass, Utility Scale Energy Production, and Wind Energy Turbine.

**Utility Scale Energy Production.** Energy production that does not meet the definition of Small Scale Energy Production.

**Wind Turbine or Wind Energy Turbine.** A wind turbine or wind energy turbine converts kinetic wind energy into rotational energy that drives an electrical generator. A wind turbine typically consists of a mast or mounting frame and structural supports, electrical generator, transformer, energy storage equipment, and a rotor with one or more blades. Some turbines use a vertical axis/helix instead of rotor blades.

- Small Wind Turbines or Small Wind Energy Turbines are turbines with an American Wind Energy Association (AWEA) rated power output of 10 kW or less. They also are certified by the Small Wind Certification Council to meet the American Wind Energy Association (AWEA) Small Wind Turbine Performance and Safety Standards. These turbines may or may not be connected to the power grid.
- Large Wind Turbines or Large Wind Energy Turbines are turbines with a rated power output of more than 10kW ~~and up to 300 kW~~. These turbines may or may not be connected to the power grid.
- ~~Utility Scale Wind Turbines or Utility Scale Wind Energy Turbines are turbines with a rated power output of more than 300 kW. These turbines are always connected to the power grid.~~

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**AMEND CHAPTER 33.445, HISTORIC RESOURCES**

**33.445.320 Development and Alterations in a Historic District** Building a new structure or altering an existing structure in a Historic District requires historic design review. Historic design review ensures the resource's historic value is considered prior to or during the development process.

**A. [No Change.]**

**B. Exempt from historic design review.**

1-7. [No Change.]

8. Solar panels ~~that are located~~ that meet the following requirements. When solar panels are proposed as part of a project that includes elements subject to historic design review, the solar panels are not exempt:

a. On a flat roof, the horizontal portion of a mansard roof, or roofs surrounded by a parapet that is at least 12 inches higher than the highest part of the roof surface The panels must be mounted flush or on racks, with the panel or rack extending no more than 5 feet above the top of the highest point of the roof, Solar panels must also be screened from the street by:

(1) An existing parapet along the street-facing façade that is as tall as the tallest part of the solar panel, or

(2) Setting the solar panel back from the roof edges facing the street 4 feet for each foot of solar panel height.

b. On a pitched roof. Panels must be mounted flush, with the plane of the panels parallel with the roof surface, with the panel no more than 12 inches from the surface of the roof at any point, and set back 3 feet from the roof edge and ridgeline. See Figure 218-5. In addition, solar panels may not be on a street-facing elevation, or on the front half of any roof surface of an elevation facing within 90 degrees of the street. See Figure 218-6.

9. Eco-roofs installed on existing buildings when the roof is flat or surrounded by a parapet that is at least 12 inches higher than the highest part of the eco-roof surface. When eco-roofs are proposed as part of a project that includes elements subject to historic design review, the eco-roofs are not exempt. ~~no other nonexempt exterior improvements subject to historic design review are proposed.~~ Plants must be species that do not characteristically exceed 12-inches in height at mature growth.

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**33.445.320 Development and Alterations in a Historic District**

**B. Exempt from historic design review.**

- 1-5. [No Change.]
6. Rooftop mechanical equipment, other than radio frequency transmission facilities, that is added to the roof of an existing building if the building is at least 45 feet tall and the mechanical equipment is set back at least 4 feet for every 1 foot of height of the mechanical equipment, measured from the edges of the roof or top of parapet. For vents, the applicant may choose to meet either the standards of this paragraph or those of paragraph B.11, Vents;
- 7-10. [No Change.]
11. Vents. On residential structures in the RF through R1 zones, vents that meet all of the following:
  - a. Wall vents. Proposed vents installed on walls must meet the following. The regulations and measurements include elements associated with the vent, such as pipes and covers. The vent must:
    - (1) Be on a non-street facing façade;
    - (2) Project no more than 6 inches from the wall;
    - (3) Be no more than 1 square foot in area, where the area is width times height. The cumulative area of all proposed vents may be up to 2 square feet;
    - (4) Be at least 1 foot away from architectural features such as windows, doors, window and door trim, cornices and other ornamental features, except when located at or below finish first floor framing; and
    - (5) Be painted to match the adjacent surface.
  - b. Rooftop vents. Proposed vents installed on roofs must meet the following. The regulations and measurements include elements associated with the vent, such as pipes and covers. The vent must:
    - (1) Be on a flat roof;
    - (2) Not be more than 30 inches high and no larger than 18 inches in width, depth, or diameter;
    - (3) Set back from the perimeters of the building at least 4 feet for every 1 foot of height; and
    - (4) Painted to match the adjacent surface.

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

## **AMEND CHAPTER 33.825, DESIGN REVIEW**

### **33.825.025 Review Procedures**

**A. Procedures for design review.** Procedures for design review vary with the type of proposal being reviewed and the design district in which the site is located. Design review in some design districts requires an additional procedural step, the Neighborhood Contact requirement, as set out in Section 33.700.025, Neighborhood Contact. Some proposals in the Central City plan district must provide a model of the approved proposal, as set out in Paragraph A.5, below.

1. Type III. The following proposals are processed through a Type III procedure:

[a. through d. – no change]

e. Proposals in the following design districts with a value over \$1,865,600:

[(1) through (8) – no change]

(9) Design overlay zones not included in a design district that has its own design guidelines, except for proposals listed in Paragraph A.2, below.

[f. – no change]

2. Type II. The following proposals are processed through a Type II procedure:

[a. and b. – no change]

c. Proposals in the design districts identified in Subparagraph 1.e that have a value of \$1,865.600 or less;

[d. through q. – no change]

~~r. Proposals within the Northwest plan district that are outside the Alphabet Historic District;~~

[Reletter s through u to r through t]

[3. through 5. – no change]

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**AMEND CHAPTER 33.218, COMMUNITY DESIGN STANDARDS**

**33.218.100 Standards for Primary and Attached Accessory Structures in Single-Dwelling Zones**

**A-E. [No Change]**

**F. Vehicle areas.**

1-3 [No Changes]

4. Attached garages. When parking is provided in a garage attached to the primary structure, and garage doors face a street, the following standards must be met:
  - a. The garage must not be more than 40 percent of the length of the street-facing façade or 12 feet long, whichever is greater. ~~Proposals in the Irvington Conservation District are exempt from this standard;~~

**G-M. [No Change]**

**N. Additional standards for historic resources.** The following standards are additional requirements for conservation districts and conservation landmarks.

1-3. [No Change].

4. ~~Irvington. The standards of this paragraph apply in the Irvington Conservation District:~~
  - a. ~~Finished grade in Irvington. A building site may be excavated to allow a story below grade, if the finished grade of the site along the street facing elevation is no more than 1 foot different from the grade that existed prior to development.~~
  - b. ~~Attached garages in Irvington. When parking is provided in a garage attached to the primary structure and garage doors face a street, the garage must have the entire area above it developed as at least 1 story of interior living space. Single story attached garages are not allowed.~~
54. Vertical building proportions in Eliot and Irvington. In the ~~Irvington and Eliot~~ Conservation Districts, the front facade of each primary structure must have vertical proportions. New development must meet one of the following standards:
  - a. It must be higher than it is wide; or
  - b. Where the size of the building requires horizontal proportions, the street-facing elevations must be divided into visually distinct areas with vertical proportions. This is accomplished through setbacks, use of vertical elements such as columns or multi-story bay windows, changes in materials or other architectural devices.

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**33.218.100.N Standards for Primary and Attached Accessory Structures in Single-Dwelling Zones, Additional standards for historic resources (cont'd)**

- 65. Historic setback pattern in ~~Irvington and~~ Piedmont. In the ~~Irvington and~~ Piedmont Conservation Districts, the front facades of primary structures must be set back exactly 25 feet from the front property line. On corner lots, this standard can be meet on either frontage.
- 76. Woodlawn street pattern. Buildings may not be in the vacated portions of the angled street pattern in the Woodlawn Conservation District.

**33.218.110 Standards for Primary and Attached Accessory Structures in R3, R2, and R1 Zones**

**A-G. [No Change]**

**H. Vehicle areas**

1-3 [No Change]

- 4. Attached garages. When parking is provided in a garage attached to the primary structure and garage doors face a street the following standards must be met:
  - a. The garage must not be more than 40 percent of the length of the building frontage or 12 feet long, whichever is greater. ~~Proposals in the Irvington Conservation District are exempt from this standard;~~
  - b-d. [No Change]

**P. Additional standards for historic resources.** The following standards are additional requirements for conservation districts and conservation landmarks.

1-4. [No Change]

- 5. ~~Irvington. The standards of this paragraph apply in the Irvington Conservation District:~~
  - a. ~~Finished grade in Irvington. A building site may be excavated to allow a story below grade, if the finished grade of the site is no more than 1 foot different from the grade that existed prior to development.~~
  - b. ~~Attached garages in Irvington. When parking is provided in a garage attached to the primary structure and garage doors face a street, the garage must have the entire area above it developed as at least 1 story of interior living space. Single story attached garages are not allowed.~~
- 65. Stone or cast stone foundations in Kenton and Mississippi. In the Kenton and Mississippi Avenue Conservation Districts, stone or cast stone must be used as a foundation material on street-facing elevations. The stone, cast stone, or cast in place stone must be the material used between the finished building grade and the ground floor.

Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**33.218.110.P Standards for Primary and Attached Accessory Structures in R3, R2, and R1 Zones. Additional standards for historic resources (cont'd).**

76. Vertical building proportions in ~~Eliot and Irvington~~. In the Eliot and ~~Irvington~~ Conservation Districts, the front facade of each primary structure must have vertical proportions. New development must meet one of the following standards:

a-b. [No Change]

87. Woodlawn street pattern. Buildings may not be in the vacated portions of the angled street pattern in the Woodlawn Conservation District.

**33.218.130 Standards for Exterior Alteration of Residential Structures in Single-Dwelling, R3, R2, and R1 Zones**

The standards of this section apply to exterior alterations of primary structures and both attached and detached accessory structures in residential zones. These standards apply to proposals where there will be only residential uses on the site.

**A-E.** [No Change]

**F. Additional standards for historic resources.** The following standards are additional requirements for conservation districts and conservation landmarks.

1-3. [No Change]

4. Historic setback pattern in ~~Irvington and Piedmont~~. In the ~~Irvington and Piedmont~~ Conservation Districts, the front facades of primary structures in single-dwelling zones must be set back exactly 25 feet from the front property line.

5. [No Change].



Language **added** is underlined. Language **deleted** is shown in ~~strikethrough~~.

**AMEND CHAPTER 33.445, HISTORIC RESOURCES****33.445.020 Where These Regulations Apply**

- Sections 33.445.010 through .810 apply to all historic resources.
- Sections 33.445.100 through .150 apply to Historic Landmarks, including those within Historic Districts and Conservation Districts.
- Sections 33.445.200 through .240 apply to Conservation Landmarks, including those within Historic Districts and Conservation Districts.
- Sections 33.445.300 through .330 apply to ~~historic resources in~~ Historic Districts and to the portions of Conservation Districts that are within a Historic District.
- Sections 33.445.400 through .430 apply to ~~historic resources in~~ Conservation Districts that are not within a Historic District.
- Sections 33.445.500 through .520 apply to historic resources listed in the City's Historic Resource Inventory.

Language **added** is underlined. Language **deleted** is shown in ~~strike through~~.

## AMEND CHAPTER 33.846, HISTORIC REVIEWS

### 33.846.060. Historic Design Review

**F. Approval criteria in the Central City plan district.** In the Central City plan district, requests for historic design review will be approved if the review body finds that the applicant has shown that all of the approval criteria have been met. Conflicts among guidelines and criteria are resolved as specified in Paragraph F.5, below. The approval criteria for historic design review in the Central City plan district are as follows:

1. Historic Districts. When historic design review is required for any resource in a Historic District, including Historic Landmarks and Conservation Landmarks, the approval criteria are:
  - a. Historic Districts with district-specific guidelines. Historic Districts may have guidelines that are specific to the district, such as the *NW 13th Avenue Historic District Design Guidelines*. When historic design review is required in such districts, the approval criteria are the *Central City Fundamental Design Guidelines* and the guidelines specific to the Historic District. If the resource is a Historic Landmark or Conservation Landmark, the criteria in Section 33.846.060.G must also be met;
  - b. Historic Districts without district-specific guidelines.
    - (1) Where there are no guidelines that are specific to the Historic District and the site is also in a subdistrict of the Central City plan district that has subdistrict design guidelines, the approval criteria are the *Central City Fundamental Design Guidelines* and the subdistrict design guidelines. If the resource is a Historic Landmark or Conservation Landmark, the criteria in Section 33.846.060.G must also be met;
    - (2) Where there are no guidelines that are specific to the Historic District and the site is not in a subdistrict of the Central City plan district that does not have subdistrict design guidelines, the approval criteria are the *Central City Fundamental Design Guidelines* and the criteria in Section 33.846.060.G;
  - c. Alphabet Historic District. In the portion of the Alphabet Historic District within the Central City plan district, when historic design review is required for any resource, including Historic Landmarks and Conservation Landmarks, the approval criteria are the *Central City Fundamental Design Guidelines* and the *Historic Alphabet District Community Design Guidelines Addendum*. If the resource is a Historic Landmark or Conservation Landmark, the criteria in Section 33.846.060.G must also be met;
  - d. Irvington Historic District. In the portion of the Irvington Historic District within the Central City plan district, when historic design review is required for any resource, including Historic Landmarks and Conservation Landmarks, the approval criteria are the Central City Fundamental Design Guidelines, the design guidelines for the Lloyd District subdistrict of the Central City plan district, and the criteria in Subsection 33.846.060.G



# MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

## Briefing Information to be provided later

### Board Clerk Use Only

Meeting Date: 8/19/2010

Agenda Item #: R-6

Est. Start Time: 10:30 am

**Agenda Title:** Informational Board Briefing on National Association of Counties Awards to 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.*

<b>Requested Meeting Date:</b>	8/19/2110	<b>Amount of Time Needed:</b>	10 minutes
<b>Department:</b>	Non Departmental	<b>Division:</b>	Shiprack
<b>Contact(s):</b>	Matthew Lashua		
<b>Phone:</b>	503 988 4105	<b>Ext.:</b>	X84105
		<b>I/O Address:</b>	503/6
<b>Presenter Name(s) &amp; Title(s):</b>	Mindy Harris, Brian Smith, Marc Anderson, Mike Pullen, Mark Baker		

### General Information

1. What action are you requesting from the Board?  
No Action – Informational
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.  
Commissioners Shiprack and McKeel represented Multnomah County at the National Association of Counties (NACo) annual conference in Reno, Nevada, July, 2010. Multnomah County won two awards: an Achievement Award for Managing Insurance Coverage for Contracts, and the National Association of County Information Officers (NACIO) award for Best of Class for Audio/Video Productions
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.

Agenda Placement Request  
Submit to Board Clerk

Multnomah County continues to provide to the community award winning and nationally recognized programs and services.

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**Required Signature**

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Elected Official or  
Department/  
Agency Director:



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Date:

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Agenda Placement Request  
Submit to Board Clerk

## GROW Lynda

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**From:** Sheila Isley [sheila.l.isley@multco.us]  
**Sent:** Tuesday, August 03, 2010 10:35 AM  
**To:** MADRIGAL Marissa D  
**Cc:** GROW Lynda; BAKER Marina; SCHILLING Karen C; COOK Kevin C  
**Subject:** BCC item for 8/20  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** ORD\_PD~1.DOC; 184016~1.PDF; EXERPT~1.PDF; APR\_PD~1[1].DOC

Hi Marissa,

Please find attached the electronic files for the August 20 BCC agenda for your review and approval. Cecilia has signed the hard copies which are being forward to Lynda.

Respectfully,  
Sheila

----- Forwarded message -----

**From:** FARMER Stuart L <stuart.l.farmer@co.multnomah.or.us>  
**Date:** Mon, Aug 2, 2010 at 11:40 AM  
**Subject:** BCC item for 8/20  
**To:** ISLEY Sheila L <sheila.l.isley@co.multnomah.or.us>  
**Cc:** BARBER Adam T <adam.t.barber@co.multnomah.or.us>, SCHILLING Karen C <karen.c.schilling@co.multnomah.or.us>

Sheila here are the electronic files for a PDX Board item that will be arriving on your desk after Karen finishes her review. Thank you for your assistance routing this to the clerk.

Stuart

Administrative Services Officer

Multnomah County Land Use and Transportation Program

(503) 988-5276 Fax (503) 988-3389

Please consider the environment before printing this e-mail P

## GROW Lynda

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**From:** Sheila Isley [sheila.l.isley@multco.us]  
**Sent:** Thursday, August 05, 2010 12:27 PM  
**To:** GROW Lynda  
**Cc:** BAKER Marina  
**Subject:** Updated Files BCC item for 8/20: City of Portland Amendment  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** APR\_PD~1.DOC; ORD\_PD~1.DOC

Hi Lynda,

I have attached an updated APR and Ordinance for the Portland Code Amendment-Regulatory Improvement Code Amendments Package 5b. We had the wrong date on the APR and ordinance. Please print out the ordinance for Chair Cogen's signature and remove the previous record that was sent.

I apologize for the mix up.

Take care,  
Sheila  
x85881

----- Forwarded message -----

**From:** FARMER Stuart L <stuart.l.farmer@co.multnomah.or.us>  
**Date:** Thu, Aug 5, 2010 at 10:46 AM  
**Subject:** RE: BCC item for 8/20  
**To:** ISLEY Sheila L <sheila.l.isley@co.multnomah.or.us>

Thank you.

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**From:** Sheila Isley [mailto:sheila.l.isley@multco.us]  
**Sent:** Thursday, August 05, 2010 10:41 AM  
**To:** FARMER Stuart L  
**Subject:** Re: BCC item for 8/20

I did not catch your error. Please change the documents and we will resend them.

On Thu, Aug 5, 2010 at 10:39 AM, FARMER Stuart L <stuart.l.farmer@co.multnomah.or.us> wrote:

8/12/2010

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

There is no fiscal impact in the current fiscal year. The ongoing impact on compression is expected to be negligible.

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

State law requires that an election within a county for the purpose of approving a tax levy shall be called by the Board of County Commissioners.

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

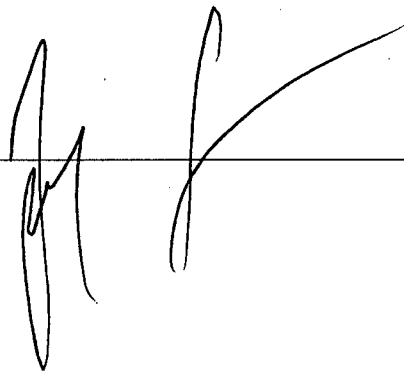
Should the Board of Commissioners approve and certify the ballot title and explanatory statement for the Oregon Historical Society local option levy, there will be a hearing held by the Tax Supervising and Conservation Commission (TSCC).

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**Required Signature**

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



**Date:**

8/11/10

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**Agenda Placement Request  
Submit to Board Clerk**

any amendments to the City's comprehensive plan, zoning code and other regulations adopted by the City Council will be considered by the County Board of Commissioners at the earliest possible meeting. It also states "The County Board of Commissioners shall enact all comprehensive plan and code amendments so that they take effect on the same date specified by the City's enacting ordinance" (unless adopted by emergency). The City will have taken action on all of the above items by the hearing date of this ordinance. If the County does not adopt these amendments, the IGA will be void and the County will be required to resume responsibility for planning and zoning administration within the affected areas.

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

NA

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

State law requires a notice be placed in a newspaper of general circulation 10 days prior (8/10/10) to the BCC hearing. The County Attorney's office was involved in the drafting of the original IGA and has been involved in coordinating our compliance effort through adoption of these code amendments.

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

The City included the County affected property owners in their noticing for these code revisions when required pursuant to the IGA and directed them to the City legislative process.

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**Required Signatures**

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Department/  
Agency Director:

 Date: 8/2/2010