

**ANNOTATED AGENDA FOR THE
MEETINGS OF THE
BOARD OF COMMISSIONERS**

Wednesday, April 11, 2007 - 8:30 AM

Multnomah Building, Sixth Floor Commissioners Conference Room 635
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

Chair Ted Wheeler convened the meeting at 8:34 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, and Jeff Cogen present, and Commissioner Lonnie Roberts excused.

E-1 The Multnomah County Board of Commissioners will meet in Executive Session Pursuant to ORS 192.660(2)(d),(e) and/or (h). Only Representatives of the News Media and Designated Staff are allowed to attend. News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Session. No Final Decision will be made in the Session. Presented by County Attorney Agnes Sowle.

EXECUTIVE SESSION HELD.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:26 a.m.

Thursday, April 12, 2007 - 9:30 AM

Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Ted Wheeler convened the meeting at 9:32 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lonnie Roberts and Jeff Cogen present, and Commissioner Lisa Naito participating via speakerphone.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER ROJO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-4) WAS UNANIMOUSLY APPROVED. [5-0]

C-1 RESOLUTION Authorizing the Private Sale of a Tax Foreclosed Property to ALEXSANDR I. DOROFEY AND IVAN DOROFEY AND SILVIA D. MC CAW

RESOLUTION 07-051

C-2 RESOLUTION Authorizing the Private Sale of a Tax Foreclosed Property to RANCE S. ISHIBASHI AND MARTHA N. ISHIBASHI

RESOLUTION 07-052

C-3 Amendment 2 to the Corbett Hill Road Viaduct 2001 OTIA Expenditure Agreement with the Oregon Department of Transportation, County No. 4600003756 - ODOT No. 19,473

C-4 Budget Modification LIB-05 Reclassifying One Position in Neighborhood Libraries Division, North Portland Library, as Determined by the Class/Comp Unit of Central Human Resources

PUBLIC COMMENT

No public comments were made.

REGULAR AGENDA

R-1 Briefing on the March Budget Workshops hosted by the Citizen Involvement Committee and Commission on Children, Families, and Community. Presented by Members of the Citizen Involvement Committee and Commission on Children, Families, and Community Staff.

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

R-2 Authorizing Settlement of Rick Magallanes Workers' Compensation Case

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-2.

EXPLANATION AND RESPONSE TO QUESTIONS.

AUTHORIZATION UNANIMOUSLY APPROVED. [5-0]

R-3 RESOLUTION Adopting a Competitive Franchise Application Rule in Connection with any Cable Franchise Applications Submitted Under 47 CFR §76.41

COMMISSIONER ROJO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-3.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-053 UNANIMOUSLY ADOPTED. [5-0]

R-4 RESOLUTION Accepting the Recommendations of the Business Income Tax (BIT) Reform Workgroup to Ease the Burden on Small Business, Stabilize BIT Revenues, Improve Our Local Business Climate, and Directing the Chair to Implement BIT Reforms

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-4.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-054 UNANIMOUSLY ADOPTED. [5-0]

R-5 RESOLUTION Approving a Memorandum of Understanding with the Portland Development Commission and Directing Facilities and Property Management to Proceed with an Intergovernmental Agreement for Release of Urban Renewal Funding to Reroute the Hawthorne Bridge West Bound Off-Ramp

COMMISSIONER NAITO MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-5.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-055 UNANIMOUSLY ADOPTED. [5-0]

R-6 RESOLUTION Approving a Purchase Option for Real Property from BRCP/Unico Lincoln, LLC, ("Lincoln Building"), Located at 421 SW Oak Street, Portland, Oregon

COMMISSIONER ROBERTS MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-6.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-056 UNANIMOUSLY ADOPTED. [5-0]

R-7 NOTICE OF INTENT to Apply for Small Grants (\$100 to \$5,000) from Pharmaceutical Companies to Support the HIV Health Services Center Client Advisory Board Outreach Activities

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-7.

EXPLANATION GIVEN.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [5-0]

R-8 RESOLUTION Exempting the Emergency Notification Project for the Multnomah County Court House from Administrative Procedure FAC-1 Relating to Construction of Major Facilities Capital Projects

COMMISSIONER ROJO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-8.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-057 UNANIMOUSLY ADOPTED. [5-0]

R-9 Fiscal Year 2007 Third Quarter Financial Report and Update. Presented by Mark Campbell.

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

ADJOURNMENT

The meeting was recessed at 11:19 a.m. and reconvened at 1:30 p.m.

Thursday, April 12, 2007 - 1:30 PM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING - CONTINUED

Chair Ted Wheeler convened the meeting at 1:33 p.m., with Commissioners Jeff Cogen and Lonnie Roberts present, and Commissioner Lisa Naito and Maria Rojo excused.

R-10 Continued Public Hearing to Consider and Possibly Act Upon a Measure 37 Claim by Elbridge and Dorothy Hardin for \$300,000 in Compensation or Relief from Regulations to Allow Development of a Single Family Residence on Each of Two Properties Located Adjacent to 4510 SE 302nd Avenue, Troutdale (Case File T1-06-079) [Continued from March 29, 2007]

CHAIR WHEELER CONVENED THE HEARING, WITH COMMISSIONERS MARIA ROJO, LISA NAITO AND LONNIE ROBERTS PRESENT, AND COMMISSIONER, JEFF COGEN EXCUSED. AT CHAIR WHEELER'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR WHEELER'S REQUESTS FOR DISCLOSURE, NO BOARD MEMBER DISCLOSED HAVING A FINANCIAL INTEREST IN THE OUTCOME OF THIS MATTER AND NO BOARD MEMBER DISCLOSED LIVING

WITHIN THE GEOGRAPHICAL AREA ENTITLED TO NOTICE OF CLAIM. CHAIR WHEELER EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. PLANNER DERRICK TOKOS PRESENTED THE STAFF REPORT AND RECOMMENDATIONS. CLAIMANT WAS NOT PRESENT. NO ONE WISHED TO TESTIFY. THERE BEING NO FURTHER TESTIMONY, ASSISTANT COUNTY ATTORNEY EXPLANATION OF PROPOSED ORDER AND RESPONSE TO BOARD QUESTIONS.

COMMISSIONER ROBERTS MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-10.

EXPLANATION AND RESPONSE TO QUESTIONS.

ORDER 07-058 GRANTING, WITH CONDITIONS, BALLOT MEASURE 37 REQUEST OF ELBRIDGE AND DOROTHY HARDIN RELATING TO TWO PARCELS OF REAL PROPERTY LOCATED ON S.E. 302ND AVENUE, TROUTDALE, OREGON UNANIMOUSLY ADOPTED. [5-0]

R-11 Public Hearing to consider and possibly act upon a Measure 37 Claim for Cheryl Ingram for up to \$144,000 in compensation or relief from regulations to allow for the development of a single family residence on property located south of SE Orient Drive, Gresham [T1S, R4E, Sec 19D, TL 300] (Case File T1-06-094)

CHAIR WHEELER CONVENED THE HEARING, WITH COMMISSIONERS MARIA ROJO, LISA NAITO AND LONNIE ROBERTS PRESENT, AND COMMISSIONER, JEFF COGEN EXCUSED. AT CHAIR WHEELER'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR WHEELER'S REQUESTS FOR DISCLOSURE, NO BOARD MEMBER DISCLOSED HAVING A FINANCIAL INTEREST IN THE OUTCOME OF THIS MATTER AND NO BOARD MEMBER DISCLOSED LIVING WITHIN THE GEOGRAPHICAL AREA ENTITLED TO NOTICE OF CLAIM. CHAIR WHEELER EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. PLANNER KEN BORN PRESENTED THE STAFF REPORT AND RECOMMENDATIONS. CHERYL INGRAM REPRESENTING CLAIMANT TESTIFIED.THERE BEING NO FURTHER TESTIMONY, ASSISTANT COUNTY ATTORNEY EXPLANATION OF PROPOSED ORDER AND RESPONSE TO BOARD QUESTIONS.

COMMISSIONER ROBERTS MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-11.

EXPLANATION AND RESPONSE TO QUESTIONS.

ORDER 07-059 GRANTING, WITH CONDITIONS, BALLOT MEASURE 37 REQUEST OF CHERYL INGRAM RELATING TO REAL PROPERTY LOCATED SOUTH OF SE ORIENT DRIVE, GRESHAM, OREGON UNANIMOUSLY ADOPTED. [5-0]

R-12 Public Hearing to consider and possibly act upon a Measure 37 Claim filed by Mark and Suzanne Johnson for Compensation ranging from \$341,300 - \$344,888 or the right to establish a farm help dwelling on land known as 16032 NW McNamee Road, Portland (Case File T1-06-144)

CHAIR WHEELER CONVENED THE HEARING, WITH COMMISSIONERS MARIA ROJO, LISA NAITO AND LONNIE ROBERTS PRESENT, AND COMMISSIONER, JEFF COGEN EXCUSED. AT CHAIR WHEELER'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR WHEELER'S REQUESTS FOR DISCLOSURE, NO BOARD MEMBER DISCLOSED HAVING A FINANCIAL INTEREST IN THE OUTCOME OF THIS MATTER AND NO BOARD MEMBER DISCLOSED LIVING WITHIN THE GEOGRAPHICAL AREA ENTITLED TO NOTICE OF CLAIM. CHAIR WHEELER EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. PLANNER DERRICK TOKOS PRESENTED THE STAFF REPORT AND RECOMMENDATIONS. JOHNSON REPRESENTING CLAIMANT TESTIFIED. THERE BEING NO FURTHER TESTIMONY, ASSISTANT COUNTY ATTORNEY EXPLANATION OF PROPOSED ORDER AND RESPONSE TO BOARD QUESTIONS.

COMMISSIONER COGEN MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-12.

EXPLANATION AND RESPONSE TO QUESTIONS.

ORDER 07-060 GRANTING, WITH CONDITIONS, BALLOT MEASURE 37 REQUEST OF MARK AND SUZANNE JOHNSON RELATING TO PARCEL OF LAND LOCATED AT 16032 NW MCNAMEE ROAD, MULTNOMAH COUNTY, OREGON UNANIMOUSLY ADOPTED. [5-0]

BOARD COMMENT

No board comments were made.

ADJOURNMENT

There being no further business, the meeting was adjourned at 2:00 p.m.

Submitted by:
Lynda J. Grow, Board Clerk
Marina Baker, Assistant Board Clerk and
Shirley Luo, Intern
Board of County Commissioners
Multnomah County