

ANNOTATED AGENDA

Tuesday, May 22, 1990 - 9:00 AM
Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

Chair Gladys McCoy convened the meeting at 9:05 a.m., with Vice-Chair Gretchen Kafoury, Commissioners Pauline Anderson and Sharron Kelley present, and Commissioner Rick Bauman excused.

1. Executive Session to Discuss Pending Litigation Pursuant to ORS 192.660(1)(h) (Continued from May 17, 1990)

EXECUTIVE SESSION DISCUSSION BETWEEN BOARD AND COUNTY COUNSEL LAURENCE KRESSEL. IN OPEN, FORMAL SESSION AND UPON MOTION OF COMMISSIONER KAFOURY, SECONDED BY COMMISSIONER ANDERSON, RESOLUTION 90-79 IN THE MATTER OF A REQUEST THAT THE GOVERNING BODY PROVIDE COMMISSIONER BAUMAN WITH LEGAL DEFENSE IN PENDING CIVIL LITIGATION WAS APPROVED WITH COMMISSIONERS ANDERSON, KAFOURY AND McCOY VOTING AYE, COMMISSIONER BAUMAN ABSTAINING, AND COMMISSIONER KELLEY VOTING NO.

The meeting was adjourned at 9:20 a.m.

Tuesday, May 22, 1990 - 9:30 AM
Multnomah County Courthouse, Room 602

FORMAL MEETING

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

2. Second Reading and Possible Adoption of an Ordinance Amending Multnomah County Code Chapter 2.20 Replacing the Department of Justice Services with the Department of Community Corrections and

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER ANDERSON MOVED AND COMMISSIONER BAUMAN SECONDED, APPROVAL OF AN AMENDMENT TO SECTION III(H). FOLLOWING DISCUSSION WITH MR. KRESSEL AND UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER BAUMAN, NONSUBSTANTIVE AMENDMENTS TO SECTIONS III (H), (I),(J) AND (L) WERE UNANIMOUSLY APPROVED. FOLLOWING DISCUSSION AND UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER BAUMAN, A NONSUBSTANTIVE AMENDMENT ADDING (H) TO SECTION I WAS UNANIMOUSLY APPROVED. COMMISSIONER KAFOURY MOVED, SECONDED BY COMMISSIONER BAUMAN, APPROVAL OF THE SECOND READING AND ADOPTION OF THE PROPOSED ORDINANCE, AS AMENDED. PATRICK DONALDSON TESTIMONY IN SUPPORT. COMMISSIONER ANDERSON EXPLANATION IN RESPONSE TO MR. DONALDSON'S SUGGESTED AMENDMENTS TO PAGES 5 AND 7. BILL VANDEVER TESTIMONY CONCERNING DEPARTMENT NAME AND LANGUAGE IN SECTION I. COMMISSIONER KAFOURY EXPLANATION IN RESPONSE. UPON MOTION OF COMMISSIONER KAFOURY, SECONDED BY COMMISSIONER KELLEY, A NONSUBSTANTIVE AMENDMENT TO SECTION III(I) WAS UNANIMOUSLY APPROVED. COMMISSIONER KELLEY'S MOTION TO ADD A SECTION REQUIRING ONE YEAR REVIEW FOR POSSIBLE CHANGE OF DEPARTMENT NAME DIED FOR LACK OF A SECOND. COMMISSIONER KAFOURY COMMENTS IN SUPPORT. ORDINANCE 650 UNANIMOUSLY APPROVED, AS AMENDED.

3. PD 1-90 Review the decision of the Planning Commission of February 26, 1990, denying requested change in zoning designation from LR-10, low density residential district (minimum lot size of

10,000 square feet) to LR-7, low density residential district (minimum lot size of 7,000 square feet) for the northerly portion of the subject site; thereby disallowing a planned development for the entirety of the site, which would have allowed its development with a 124-unit mobile home park, all property located at 13300 SE Holgate Blvd. (Continued from May 8, 1990)

BOB HALL EXPLANATION OF NEGOTIATED CONDITIONS CONTAINED IN MAY 21, 1990 MEMO, AND RESPONSE TO BOARD QUESTIONS. LEO BAUSCH DISCUSSED LETTER FROM FEMA REGARDING POLICY 14 AND TESTIFIED IN OPPOSITION TO REZONING PD 1-90. GORDON HOWARD AND DICK HOWARD EXPLANATION IN RESPONSE TO BOARD QUESTIONS AND DISCUSSION. UPON MOTION OF COMMISSIONER KAFOURY, SECONDED BY COMMISSIONER BAUMAN, IT WAS UNANIMOUSLY APPROVED THAT PLANNING STAFF BE DIRECTED TO PREPARE FINAL CONDITIONS, FINDINGS AND ORDER FOR BOARD CONSIDERATION ON TUESDAY, MAY 29, 1990.

There being no further business, the meeting was adjourned at 10:45 a.m. and the briefing was convened at 11:00 a.m.

Tuesday, May 22, 1990 - 11:00 AM
Multnomah County Courthouse, Room 602

INFORMAL BRIEFING

4. Briefing on the Housing Authority of Portland Homeless Plan - Planning Framework for Resolving Homelessness. Presented by Helen Barney and Marjorie Elliot

HELEN BARNEY AND MARJORIE ELLIOTT PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

There being no further business, the briefing was adjourned at 11:50 a.m.

Tuesday, May 22, 1990 - 1:30 PM
Multnomah County Courthouse, Room 602

INFORMAL BRIEFINGS

Chair Gladys McCoy convened the meeting at 1:37 p.m., with Vice-Chair Gretchen Kafoury, Commissioners Pauline Anderson, Rick Bauman and Sharron Kelley present.

5. Briefing on Recommendation of Goals and Process for Edgefield Sale. Presented by Hank Miggins, Paul Yarborough and Wayne George.

PAUL YARBOROUGH PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. DES STAFF TO PREPARE REVISED GOALS FOR SUBMISSION THURSDAY, MAY 24, 1990. BOARD TO SUBMIT TASKFORCE MEMBER RECOMMENDATIONS BEFORE THURSDAY.

The briefing was recessed at 2:40 p.m. and reconvened at 2:45 p.m.

6. Briefing on Proposed Process and Timeline for Seeking Public Comment on a Justice Facilities Proposal. Presented by Duane Zussy.

DUANE ZUSSY PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

7. Informal Review of Formal Agenda of May 24, 1990

DISCUSSED AMENDMENTS TO R-1 AND POSSIBLE CONTINUANCE OF R-2

There being no further business, the meeting was adjourned at 4:05 p.m.

Tuesday, May 22, 1990 5:30 PM - 7:00 PM
DONALD E. LONG JUVENILE JUSTICE FACILITY
1401 NE 68th Avenue
Portland, Oregon

MEETING

Chair Gladys McCoy convened the meeting at 5:55 p.m., with Vice-Chair Gretchen Kafoury and Commissioner Pauline Anderson present, Commissioner Rick Bauman arriving at 6:10 p.m., and Commissioner Sharron Kelley excused.

Briefing for community leaders and elected officials on Multnomah County Juvenile Justice Facilities proposal. Scheduled by Chair Gladys McCoy.

DUANE ZUSSY, JUDGE LINDA BERGMAN, PAUL YARBOROUGH, LINDA ALEXANDER AND BOB NIELSON PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. JUDGE BERGMAN, CHAIR McCOY, MR. ZUSSY, HAL OGBURN AND DAVE BOYER RESPONSE TO QUESTIONS OF PATRICK DONALDSON AND LIZ MOORE.

There being no further business, the meeting was adjourned at 6:45 p.m.

Thursday, May 24, 1990 - 9:00 AM
Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

Vice-Chair Gretchen Kafoury convened the meeting at 9:04 a.m., with Commissioners Pauline Anderson, Rick Bauman and Sharron Kelley present, and Chair Gladys McCoy excused.

The Multnomah County Board of Commissioners will meet in Executive Session to discuss certain real property transactions pursuant to ORS 192.660(1)(e)

BOARD DISCUSSION WITH WAYNE GEORGE, HERB WILSON, DAVE BOYER, JIM EMERSON, PAUL YARBOROUGH, WAYNE SALVO AND DAVE WARREN. FOLLOWING EXECUTIVE SESSION, IN OPEN FORMAL SESSION AND UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER ANDERSON, IT WAS APPROVED THAT STAFF PROCEED WITH NEGOTIATIONS INTO ACQUISITION OF POSTAL CREDIT UNION

BUILDING; AND THAT STAFF BE AUTHORIZED TO PROCEED WITH CONTRACT FOR COUNTY PURCHASE OF COMMERCIAL SECURITIES BUILDING AT 4TH AND MARKET FOR \$11,950,000, WITH COMMISSIONERS ANDERSON, KAFOURY AND BAUMAN VOTING AYE, AND COMMISSIONER KELLEY VOTING NO. STAFF TO SUBMIT A RESOLUTION AUTHORIZING ISSUANCE OF CERTIFICATES OF PARTICIPATION FOR BOARD CONSIDERATION ON THURSDAY, MAY 31, 1990

The meeting was adjourned at 9:33 a.m.

Thursday, May 24, 1990, 9:30 AM
Multnomah County Courthouse, Room 602

FORMAL MEETING

Vice-Chair Gretchen Kafoury convened the meeting at 9:35 a.m. with Commissioners Pauline Anderson, Rick Bauman and Sharron Kelley present, and Chair Gladys McCoy excused.

ORDINANCES - DEPARTMENT OF HUMAN SERVICES

R-1 First Reading and Possible Adoption of an Ordinance Adopting a New Emergency Medical Services Code and Repealing MCC Chapter 6.31 and Declaring an Emergency

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER BAUMAN SECONDED, APPROVAL OF FIRST READING AND ADOPTION. JILL GELINEAU TESTIMONY ON BEHALF OF CARE AMBULANCE, ADVISING THEY HAVE NO OBJECTION TO THE PROPOSED ORDINANCE EXCEPT FOR THE SECTION RELATING TO USER FEES AND REQUESTING THAT IT BE DELETED FROM ORDINANCE. WRITTEN COMMENTS WERE SUBMITTED BY CHRISTOPHER THOMAS AND JEFFREY KILMER ON BEHALF OF AA AMBULANCE. CHRISTOPHER THOMAS TESTIMONY IN SUPPORT OF SEPARATING THE

PROPOSED ORDINANCE INTO TWO ORDINANCES, ONE RELATING TO FEES WHICH EMS STAFF AND AMBULANCE SERVICE PROVIDERS WOULD DEVELOP, AND ONE RELATING TO MEDICALLY RELATED RULES WHICH EMS STAFF AND COUNTY COUNSEL WOULD DEVELOP. JEFFREY KILMER TESTIMONY IN OPPOSITION TO A USER FEE SUPPORTED AMBULANCE SERVICE PROGRAM AND RESPONSE TO BOARD QUESTIONS. COUNTY COUNSEL SANDRA DUFFY EXPLANATION AND DISCUSSION OF PROPOSED CHANGES TO ORDINANCE. JOE ACKER EXPLANATION AND RESPONSE TO BOARD QUESTIONS. MR. ACKER AND MS. DUFFY DISCUSSION OF COMPLIANCE WITH STATE LAW REGARDING REGULATION OF EMERGENCY MEDICAL CARE, USER FEES AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. FOLLOWING DISCUSSION WITH COUNTY COUNSEL LAURENCE KRESSEL AND UPON MOTION OF COMMISSIONER BAUMAN, SECONDED BY COMMISSIONER KELLEY, AMENDMENTS DELETING REFERENCES TO USER FEES FROM PAGES 6(X) AND 20(J) WERE UNANIMOUSLY APPROVED. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER BAUMAN, AMENDMENTS TO PAGE 4 SECTIONS (I) AND (J) TO COMPLY WITH NEW OAR, AND CLARIFYING LANGUAGE ON PAGE 10, SECTIONS 6.32.039(B) AND 6.32.040(D) WERE UNANIMOUSLY APPROVED. FOLLOWING DISCUSSION WITH MR. KRESSEL, FIRST READING OF ORDINANCE UNANIMOUSLY APPROVED, AS AMENDED, WITH SECOND READING SCHEDULED FOR THURSDAY, MAY 31, 1990.

R-2

First Reading of an Ordinance Amending MCC 7.20, Nuisances, to Delete Certain Provisions and to Include New Definitions and to Regulate Solid Wastes and Hazardous Materials on Private Property and Vacant and Unsecured Buildings

***UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER ANDERSON,
FIRST READING UNANIMOUSLY CONTINUED TO
THURSDAY, JUNE 7, 1990.***

DEPARTMENT OF HUMAN SERVICES

- R-3 In the Matter of Ratification of an Intergovernmental Agreement with the Oregon State Health Division for Multnomah County to Survey Public Water Systems Located at Farm Labor Camps

***UPON MOTION OF COMMISISONER BAUMAN,
SECONDED BY COMMISSIONER KELLEY, R-3
WAS UNANIMOUSLY APPROVED.***

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-4 Order in the Matter of Declaring (Pittock Grove) Tax Foreclosed Property in a State of Waste and Ordering the Tax Collector to Issue a Deed (Continued from May 10, 1990)

***COMMISSIONER ANDERSON MOVED AND
COMMISSIONER BAUMAN SECONDED,
APPROVAL OF R-4. PAUL MACKEY
EXPLANATION AND RESPONSE TO BOARD
QUESTIONS. ORDER 90-80 UNANIMOUSLY
APPROVED.***

- R-5 Consideration of Bids for Purchase of 5 Tax Foreclosed Properties by Private Sale as Provided by ORS 275.200

***UPON MOTION OF COMMISSIONER ANDERSON,
SECONDED BY COMMISSIONER KELLEY, R-5
WAS UNANIMOUSLY APPROVED.***

- R-6 Recommendation on Goals and Process for Marketing of Edgefield Property

***COMMISSIONER ANDERSON MOVED AND
COMMISSIONER KELLEY SECONDED,
APPROVAL OF RESOLUTION. PAUL
YARBOROUGH AND JOHN DuBAY
EXPLANATION. KRISTI DeSILVIA TESTIMONY
AND SUBMISSION OF PETITIONS SIGNED BY***

**TROUTDALE RESIDENTS IN OPPOSITION TO
REZONING EDGEFIELD PROPERTY FROM
RESIDENTIAL TO COMMERCIAL.**

The Board recessed the regular meeting at 10:30 a.m. and convened a work session to discuss the Edgefield issue with Paul Yarborough. The work session was adjourned and the regular meeting was reconvened at 10:45 a.m.

**RESOLUTION 90-81 FOR THE PURPOSE OF
ESTABLISHING CRITERIA FOR EVALUATING
OFFERS TO BUY THE EDGEFIELD PROPERTY
APPROVED, WITH COMMISSIONERS ANDERSON,
KAFOURY AND KELLEY VOTING AYE, AND
COMMISSIONER BAUMAN VOTING NO.**

- R-7 Appointment of Task Force to Develop Solicitation for Offers to Purchase Edgefield Property

**COMMISSIONER BAUMAN MOVED, SECONDED
BY COMMISSIONER ANDERSON, TO APPOINT
WAYNE ATTEBERRY, CANDACE BREWER,
ETHAN SELTZER, BRAD FLETCHER AND RON
KAWAMOTO TO THE EDGEFIELD MARKETING
TASK FORCE. FOLLOWING DISCUSSION WITH
PAUL YARBOROUGH AND UPON MOTION OF
COMMISSIONER BAUMAN, SECONDED BY
COMMISSIONER ANDERSON, APPROVAL OF
THE APPOINTMENTS WERE UNANIMOUSLY
CONTINUED TO THURSDAY, MAY 31, 1990.
COMMISSIONER KELLEY ADVISED SHE WILL BE
SUBMITTING THE NAME OF AN ADDITIONAL
APPOINTEE.**

- R-8 Budget Modification DES #20 Authorizing Transfer of \$9,000 from Materials and Services to Equipment Within the Emergency Management Division

**UPON MOTION OF COMMISSIONER ANDERSON,
SECONDED BY COMMISSIONER BAUMAN, R-8
WAS UNANIMOUSLY APPROVED.**

- R-9 In the Matter of Ratification of an Intergovernmental Supplemental Agreement with the State of Oregon Highway Division for Advancing

Additional Federal Aid Secondary Funds for Improvement of NW
Cornelius Pass Road and NW Skyline Boulevard Intersections

***UPON MOTION OF COMMISSIONER ANDERSON,
SECONDED BY COMMISSIONER KELLEY, R-9
WAS UNANIMOUSLY APPROVED.***

- R-10 Accepting Final Public Testimony in the Matter of the 1990
Community Development Block Grant Proposed List of Activities

***COMMISSIONER ANDERSON MOVED AND
COMMISSIONER KELLEY SECONDED,
APPROVAL OF R-10. CECILE PITTS
EXPLANATION. MS. PITTS SUBMITTED LETTER
FROM JEANETTE FINLEY ON BEHALF OF THE
AMERICAN RED CROSS IN SUPPORT OF THE
VOUCHER PROGRAM AND EMERGENCY
SHELTER PROGRAM. BONNIE MORRIS ON
BEHALF OF HUMAN SOLUTIONS TESTIMONY IN
SUPPORT OF CONTINUED BLOCK GRANT
FUNDING FOR SERVICES TO LOW AND
MODERATE INCOME PEOPLE. LOU SAVAGE
TESTIMONY IN SUPPORT OF CONTINUED
BLOCK GRANT FUNDING. LYNNETTE TRUDELL
TESTIMONY IN SUPPORT OF FUNDING FOR
DENTAL SERVICES TO LOW AND MODERATE
INCOME PEOPLE. MARGE JOZSA ON BEHALF
OF NEIGHBORHOOD HEALTH CLINICS
TESTIMONY IN SUPPORT OF FUNDING FOR
DENTAL SERVICES TO LOW AND MODERATE
INCOME PEOPLE. MS. PITTS RESPONSE TO
BOARD QUESTIONS. 1990 COMMUNITY
DEVELOPMENT BLOCK GRANT LIST OF
ACTIVITIES UNANIMOUSLY APPROVED.***

ORDINANCES - DEPARTMENT OF JUSTICE SERVICES

- R-11 First Reading and Possible Adoption of an Ordinance Amending MCC
5.10.435 Raising Fees for Conciliation Services and Mediation
Services Provided by the Family Services Division for the Multnomah
County Circuit Court, and Declaring an Emergency

***ORDINANCE READ BY TITLE ONLY. COPIES
AVAILABLE. COMMISSIONER KELLEY MOVED***

**AND COMMISSIONER ANDERSON SECONDED,
APPROVAL OF FIRST READING AND ADOPTION.
NO ONE WISHED TO TESTIFY. ORDINANCE 651
UNANIMOUSLY APPROVED.**

NON-DEPARTMENTAL

- R-12 Budget Modification MCSO #3 Authorizing Transfer of \$20,000 from Professional Services to Equipment Within the Sheriff's Operations Division to Purchase Vehicles for the Special Investigations Unit

**UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER ANDERSON, R-
12 WAS UNANIMOUSLY APPROVED.**

- R-13 Budget Modification NON #11 Authorizing Transfer of Salary Savings in the Office of County Counsel to Establish a Law Clerk Position for Minority Law Student Clerk Program of Oregon State Bar and to Move Personnel Services Funds to Purchase Computer Equipment

**MR. KRESSEL INTRODUCED JAMES BRITT OF
THE UNIVERSITY OF OREGON LAW SCHOOL.
UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER BAUMAN, R-13
WAS UNANIMOUSLY APPROVED.**

*There being no further business, the meeting was adjourned at 11:30
a.m.*

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

Deborah L. Bogstad

Deborah L. Bogstad



MULTNOMAH COUNTY OREGON

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

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

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

May 21 - 25, 1990

Tuesday, May 22, 1990 - 9:00 AM - Executive Session . . . Page 2
Tuesday, May 22, 1990 - 9:30 AM - Formal/Planning Page 2
Tuesday, May 22, 1990 - 11:00 AM - Informal Briefing . . Page 2
Tuesday, May 22, 1990 - 1:30 PM - Informal Briefings. . . Page 3
Thursday, May 24, 1990 - 9:30 AM - Formal Meeting Page 3

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

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

Tuesday, May 22, 1990 - 9:00 AM

Multnomah County Courthouse, Room 602

EXECUTIVE SESSION

1. Executive Session to Discuss Pending Litigation Pursuant to ORS 192.660(1)(h) (Continued from May 17, 1990)
-

Tuesday, May 22, 1990 - 9:30 AM

Multnomah County Courthouse, Room 602

FORMAL ITEM

2. Second Reading and Possible Adoption of an Ordinance Amending Multnomah County Code Chapter 2.20 Replacing the Department of Justice Services with the Department of Community Corrections and Repealing Ordinance No. 621 (Office of Justice Planning) (Continued from May 17, 1990)

PLANNING ITEM

3. PD 1-90

Review the decision of the Planning Commission of February 26, 1990, denying requested change in zoning designation from LR-10, low density residential district (minimum lot size of 10,000 square feet) to LR-7, low density residential district (minimum lot size of 7,000 square feet) for the northerly portion of the subject site; thereby disallowing a planned development for the entirety of the site, which would have allowed its development with a 124-unit mobile home park, all property located at 13300 SE Holgate Blvd. (Continued from May 8, 1990)

Tuesday, May 22, 1990 - 11:00 AM

Multnomah County Courthouse, Room 602

INFORMAL BRIEFING

4. Briefing on the Housing Authority of Portland Homeless Plan - Planning Framework for Resolving Homelessness. Presented by Don Clark and Helen Barney

Tuesday, May 22, 1990 - 1:30 PM

Multnomah County Courthouse, Room 602

INFORMAL BRIEFINGS

5. Briefing on Recommendation of Goals and Process for Edgefield Sale. Presented by Hank Miggins and Paul Yarborough
 6. Briefing on Proposed Process and Timeline for Seeking Public Comment on a Justice Facilities Proposal. Presented by Duane Zussy, Paul Yarborough and Linda Alexander
 7. Informal Review of Formal Agenda of May 24, 1990
-

Thursday, May 24, 1990, 9:30 AM

Multnomah County Courthouse, Room 602

FORMAL MEETING

ORDINANCES - DEPARTMENT OF HUMAN SERVICES

- R-1 First Reading and Possible Adoption of an Ordinance Adopting a New Emergency Medical Services Code and Repealing MCC Chapter 6.31 and Declaring an Emergency
- R-2 First Reading of an Ordinance Amending MCC 7.20, Nuisances, to Delete Certain Provisions and to Include New Definitions and to Regulate Solid Wastes and Hazardous Materials on Private Property and Vacant and Unsecured Buildings

DEPARTMENT OF HUMAN SERVICES

- R-3 In the Matter of Ratification of an Intergovernmental Agreement with the Oregon State Health Division for Multnomah County to Survey Public Water Systems Located at Farm Labor Camps

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-4 Order in the Matter of Declaring (Pittock Grove) Tax Foreclosed Property in a State of Waste and Ordering the Tax Collector to Issue a Deed (Continued from May 10, 1990)
- R-5 Consideration of Bids for Purchase of 5 Tax Foreclosed Properties by Private Sale as Provided by ORS 275.200

DEPARTMENT OF ENVIRONMENTAL SERVICES, CONT

- R-6 Recommendation on Goals and Process for Marketing of Edgefield Property
- R-7 Appointment of Taskforce to Develop Solicitation for Offers to Purchase Edgefield Property
- R-8 Budget Modification DES #20 Authorizing Transfer of \$9,000 from Materials and Services to Equipment Within the Emergency Management Division
- R-9 In the Matter of Ratification of an Intergovernmental Supplemental Agreement with the State of Oregon Highway Division for Advancing Additional Federal Aid Secondary Funds for Improvement of NW Cornelius Pass Road and NW Skyline Boulevard Intersections
- R-10 Accepting Final Public Testimony in the Matter of the 1990 Community Development Block Grant Proposed List of Activities

ORDINANCES - DEPARTMENT OF JUSTICE SERVICES

- R-11 First Reading and Possible Adoption of an Ordinance Amending MCC 5.10.435 Raising Fees for Conciliation Services and Mediation Services Provided by the Family Services Division for the Multnomah County Circuit Court, and Declaring an Emergency

NON-DEPARTMENTAL

- R-12 Budget Modification MCSO #3 Authorizing Transfer of \$20,000 from Professional Services to Equipment Within the Sheriff's Operations Division to Purchase Vehicles for the Special Investigations Unit
- R-13 Budget Modification NON #11 Authorizing Transfer of Salary Savings in the Office of County Counsel to Establish a Law Clerk Position for Minority Law Student Clerk Program of Oregon State Bar and to Move Personnel Services Funds to Purchase Computer Equipment

0701C/44-47/dr
5/17/90



MULTNOMAH COUNTY OREGON

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

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

SUPPLEMENTAL AGENDA

NOTICE OF MEETING

Tuesday, May 22, 1990 5:30 PM - 7:00 PM

DONALD E. LONG JUVENILE JUSTICE FACILITY
1401 NE 68th Avenue
Portland, Oregon

Briefing for community leaders and elected officials on
Multnomah County Juvenile Justice Facilities proposal. Scheduled
by Chair Gladys McCoy.

SUPPLEMENTAL AGENDA

EXECUTIVE SESSION

Thursday, May 24, 1990 - 9:00 AM

Multnomah County Courthouse, Room 602

The Multnomah County Board of Commissioners will meet in
Executive Session to discuss certain real property transactions
pursuant to ORS 192.660(1)(e).

0701C/48/dr
5/22/90

Meeting Date: ~~MAY 17 1990~~ MAY 22 1990

Agenda No.: #1

(Above space for Clerk's Office Use)

EXECUTIVE SESSION
AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Executive Session to discuss Pending Litigation

BCC Informal (date) BCC Formal 5/17/90 9:00am.
(date) (date)

DEPARTMENT Nondepartmental DIVISION County Counsel

CONTACT Larry Kressel TELEPHONE 248-3138

PERSON(S) MAKING PRESENTATION

ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☐ POLICY DIRECTION ☐ APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA:

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN:

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Executive Session to Discuss Pending Litigation

1030 MAY - 6 PM 1:45
CLERK OF COUNTY
OREGON

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL Gladys McCay

Or

DEPARTMENT MANAGER

(All accompanying documents must have required signatures)

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the matter of a request that) RESOLUTION
the governing body provide legal)
defense in pending civil litigation) 90-79

WHEREAS, a civil action for damages has been filed against Commissioner Bauman (Enriquez v. Bauman, No. 9004-02587); and

WHEREAS, pursuant to ORS 30.287, Commissioner Bauman has requested that the governing body engage counsel to appear and defend him in the action; and

WHEREAS, the Board has determined after investigation that the request should be approved;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that county counsel shall provide for the legal defense in the above-captioned case.

ADOPTED this 22nd day of May, 1990.

(SEAL)

By

Gladys McCoy, Chair
Multnomah County, Oregon

REVIEWED:

Laurence Kressel, County Counsel
of Multnomah County, Oregon

05/15/90:1

1ATTY.166/mw

MAY 22 1990

MAY 17 1990

#2

R-9

Meeting Date:

MAY 10 1990

Agenda No.:

R-14

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Ordinance establishing Department of Community Corrections

BCC Informal May 8, 1990
(date)

BCC Formal May 10, 1990
(date)

DEPARTMENT BCC

DIVISION Commissioner Kafoury

CONTACT Ramsay Weit

TELEPHONE 248-5275

PERSON(S) MAKING PRESENTATION Ramsay Weit/L. Kressel

ACTION REQUESTED:

☐ INFORMATIONAL ONLY

☐ POLICY DIRECTION

☒ APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: _____

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Ordinance establishing Department of Community Corrections.

#650 5/29/90 to Ordinance
Restriction List

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Ortelle Kafoury

Or

DEPARTMENT MANAGER _____

(All accompanying documents must have required signatures)

1990 MAY -2 PM 2:50
CLERK OF COUNTY
OREGON

05/22/90
Date _____

NAME PATRICK DONALDSON

ADDRESS 221 N.W. SECOND AVENUE

Street
PORTLAND OR 97212
City Zip

DEPT. OF JUSTICE SRVS.

DEPT OF COMM CORR.

I wish to speak on Agenda Item # _____

Subject Item 2

X FOR _____ AGAINST

PLEASE WRITE LEGIBLY!



MULTNOMAH COUNTY OREGON

* R-9
5/17/90

OFFICE OF COUNTY COUNSEL
1120 S.W. FIFTH AVENUE, SUITE 1530
P.O. BOX 849
PORTLAND, OREGON 97207-0849
(503) 248-3138
FAX 248-3377

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY, CHAIR
PAULINE ANDERSON
RICK BAUMAN
GRETCHEN KAFOURY
SHARRON KELLEY

M E M O R A N D U M

TO: Clerk of the Board
Board of County Commissioners (101/606)

FROM: Larry Kressel *LK*
County Counsel (106/1530)

DATE: May 10, 1990

RE: Ordinance Establishing Department of
Community Corrections

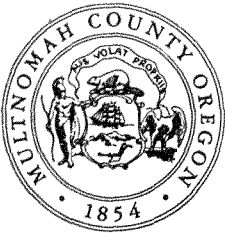
COUNTY COUNSEL
LAURENCE KRESSEL
CHIEF ASSISTANT
JOHN L. DU BAY
ASSISTANTS
SANDRA N. DUFFY
J. MICHAEL DOYLE
GERALD H. ITKIN
H. H. LAZENBY, JR.
PAUL G. MACKEY
MATTHEW O. RYAN
MARK B. WILLIAMS

Here is a revised page 4 of the ordinance establishing the Department of Community Corrections. The revision incorporates amendments made by the Board at the first reading (5/9/90). Please distribute this.

This version of page is identified by "5/9/90:1" on the bottom of the page.

1ATTY.162/mw

1990 MAY 11 AM 10:37
COUNTY CLERK
MULTNOMAH COUNTY
OREGON



GLADYS McCOY, Multnomah County Chair

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

M E M O R A N D U M

TO : Hank Miggins
Executive Assistant

FROM : Grant Nelson
Acting Director, Dept. of Justice Services

DATE : May 17, 1990

RE : Suggested Modifications to Department of
Community Corrections Ordinance

Add to Section I Purpose:

*Pauline
Anderson
moved, add* →
"H. Effective justice budgeting will be aided by
analysis of justice system budgets for impact on and
compatibility with county criminal justice policy."

Amend Section III Amendment as follows:

Pauline's motion →
"I. Advise the Chair and the Board of
Commissioners concerning fiscal impacts of justice system
component budgets and for furtherance of the Board's
criminal justice policies."

~~"J.~~ The Sheriff and the District Attorney shall
develop and present their respective budgets to the Chair
and the Board of County Commissioners."

J becomes K, etc.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 650

An ordinance amending Multnomah County Code Chapter 2.20 replacing the Department of Justice Services with the Department of Community Corrections and repealing Ordinance No. 621 (Office of Justice Planning).

Multnomah County ordains as follows:

Section I. Purpose

A. Multnomah County endorses a justice system which provides a continuum of sanctions and treatments tailored to the needs and risk presented by the offender.

B. Maximum effectiveness of non-custodian programs will be enhanced by maintaining the organizational independence of those activities.

C. Integration of probation and parole supervision, alternative sanctions, and treatment services under the department director who may serve as the community corrections manager best serves the goals of community corrections and the administration of non-custodial programs.

D. Citizen oversight of non-custodial justice programs is provided by the Community Corrections Advisory Committee which reports to the Chair and the Board of County Commissioners.

1 E. The necessary organizational structure will be in place
2 to implement assumption by the county of state responsibilities
3 in probation and parole supervision should that decision be
4 made.

5 F. Effective justice planning will be aided by timely
6 collection, analysis, and presentation of data from the law
7 enforcement and corrections community.

8 G. The department director will be an active participant
9 with other law enforcement officials in the development of
10 criminal justice policy.

11 H. Effective justice budgeting will be aided by analysis
12 of justice system budgets for impact on and compatibility with
13 county criminal justice policy.

14
15 Section II. Findings

16 A. Over the last three to four years, the Board of County
17 Commissioners has considered numerous proposals to reorganize
18 the Department of Justice Services.

19 B. Options presented by these plans included relocation of
20 the department into the Department of Human Services or the
21 sheriff's office and the creation of a new Office of Justice
22 Planning.

23 C. None of the proposals to date has been adopted and none
24 considered internal reorganization of the department.

25 D. The department has had three directors in four years.

26 E. The Community Corrections Division has experienced

1 continued growth with a resulting expansion of authority in the
2 Community Corrections Division manager.

3 F. Discussions continue with the State Corrections
4 Division on an Option 1 plan for probation and parole which
5 could result in the influx of 130 new employees.

6 G. An Office of Women's Transition Services has been
7 established.

8 H. The Board of Commissioners has expressed a need for a
9 coordinated flow of justice information as envisioned in the
10 Office of Justice Planning which was created but never
11 implemented.

12 I. The staff proposal dated March 20, 1990 best reflects
13 the intentions of the majority of the Board of Commissioners to
14 create a Department of Community Corrections, including:

15 Current Community Corrections Division programs;
16 County Probation Services;
17 Office of Women's Transition Services;
18 Medical Examiner;
19 Family Services Division;
20 Integrated Justice Information System (ICJIS);
21 Justice Program Evaluation.

22 Section III. Amendment

23 MCC 2.30.300 is amended to read:

24 2.30.00 Department of [Justice
25 Services] Community Corrections. The
26 Department of Community Corrections [Justice
Services] is established. It shall:

(A) Develop, administer and evaluate
adult non-custodial corrections programs and
community supervision and sanction
strategies which stress community
protection, treatment and rehabilitation;

1 (B) Develop, administer and evaluate
2 adult surveillance and supervision services
in Multnomah County;

3 (C) Administer the Family Services
4 Program;

5 (D) Administer the Medical Examiner's
6 Office.

7 (E) Coordinate the various components
8 of the Multnomah County criminal justice
9 system, consistent with the legal
10 responsibilities of elected officials and
11 the separation of the branches of government;

12 (F) Monitor and coordinate the
13 implementation of a uniform, integrated
14 criminal justice information and data
15 analysis system;

16 (G) Develop and provide accurate and
17 uniform criminal justice information and
18 data analysis to the County Chair, the Board
19 of Commissioners and the Justice
20 Coordinating Council;

21 (H) In cooperation with the district
22 attorney and sheriff, assist the Board of
23 Commissioners in developing and implementing
24 county-wide criminal justice policies. The
25 district attorney and the sheriff retain
26 operational policy authority for their
offices;

 (I) Advise the Chair and the Board of
Commissioners concerning impacts of justice
system component budgets for furtherance of
the Board's criminal justice policies. The
sheriff and the district attorney retain
their independence to develop and present
their respective budgets to the Chair and
the Board of County Commissioners.

 (J) Review, and advise the Chair and
the Board of Commissioners regarding grants
proposals and requests for outside funding
by the department, the sheriff's office and
the district attorney's office to ensure
that the funding obtained by one agency does
not impact negatively on others. The
sheriff and the district attorney retain

1 their independence to seek grants and
2 outside funding, subject to the Chair's and
3 Board of Commissioners' contract approval
4 authority.

5 (K) Coordinate and staff the
6 activities of the Justice Coordinating
7 Council.

8 (L) [(E)] Justice Coordinating
9 Council. The Justice Services Coordinating
10 Council is established to provide assistance
11 to the Office of Administration and Planning
12 of the Department of [Justice Services]
13 Community Corrections.

14 (1) Policy and purpose. The Board of
15 County Commissioners finds that the local
16 Justice Services system would be more
17 effectively coordinated by the addition of a
18 council of elected and appointed officials
19 and citizens.

20 (2) Membership and staff. The Council
21 shall consist of 18 members appointed by the
22 County [Executive] Chair and approved by the
23 Board of County Commissioners. Members
24 appointed under subsection (a) and (c) of
25 this section shall serve two year terms and
26 be eligible for reappointment. Members
serving in the designated positions of (b)
and (d) shall be permanent appointments. If
the designated position becomes vacant, the
person assuming the position shall
automatically be a member.

(a) Five members, to be selected from
areas such as mental health, social
services, the health professions, labor,
business, minorities, and the religious
communities.

(b) Eleven members of the criminal
justice system;

(i) The Corrections Chief of the
Multnomah County Sheriff's Office;

(ii) The Multnomah County
District Attorney;

(iii) The Multnomah County Sheriff;

(iv) The Chief of the Portland Police Bureau;

(v) The Metropolitan Public Defender;

(vi) The Presiding Judge of the Multnomah County Circuit Court;

(vii) The Presiding Judge of the Multnomah County District Court;

(viii) Director of the Juvenile Court;

(ix) The Regional Chief of State Probation and Parole in Multnomah County;

(x) The Director of the Multnomah County Probation Services Division;

(xi) Chairperson of the Multnomah County Community Corrections Advisory Committee;

(c) One member of the private bar;

(d) The Director of the Social Services Division of the Multnomah County Department of Human Services;

(e) The chairperson and vice chairperson of the Council shall be elected by members of the Council for a term of one year. The vice chairperson will preside in the absence of the chairperson. Members representing the criminal justice system shall not be eligible to serve as chairperson. Members may send a designee to all Justice Coordinating Council meetings in case of member's unavoidable absence. The designee shall be eligible to vote.

(3) Meetings. The Council will be convened monthly on a regular schedule as established by the chairperson.

(4) Staffing and budget.

1 (a) The Council shall be supported by
2 staff of the Multnomah County Department of
[Justice Services] Community Corrections.

3 (5) Duties and responsibilities.

4 (a) The Council will provide the
5 opportunity for advance notification to
6 justice system decision makers of proposed
policy or procedure changes by other system
participants.

7 (b) The Council will provide a
8 mechanism for undertaking and coordinating
9 policy research and demonstration activities
and will enhance the return on research and
10 demonstration project investments by
allowing system decision makers greater
opportunity for information exchange.

11 (c) The Council shall examine and
12 advise the executive and legislative
branches about custodial supervision ranging
13 from low to high in both institutional and
non-institutional settings and will assist
14 in the development of a system for placement
of justice system clients.

15 (d) The Council shall make
16 recommendations to the Department of
[Justice Services] Community Corrections and
17 regular reports to the Board of County
Commissioners and County [Executive] Chair
18 on all matters affecting Multnomah County
Criminal Justice Programs; including:

19 (i) System coordination;

20 (ii) Policy planning and
21 research, and experimentation in all areas
of justice system operations;

22 (iii) Jail space;

23 (iv) Alternative correctional
24 space;

25 (v) Criminal justice legislative
26 packages;

1 (vi) Criminal justice
administrative policy;

2 (vii) Law enforcement,
3 prosecution, public defender, courts; and

4 (viii) Coordination, preparation,
and submission of budget recommendations.

5 (6) Coordination. The Council shall
6 have an advisory role to the Department of
[Justice Services] Community Corrections,
7 Board of County Commissioners and the County
Chair.

8 Section II. Substitution of "Community Corrections for
9 "Justice Services".

10 On and after the effective date of this ordinance, all
11 references to the Department of Justice Services in the laws of
12 Multnomah County shall mean the Department of Community
13 Corrections.

14
15 Section III. Repeal.

16 Ordinance No. 621 (Office of Justice Planning) is repealed.
17

18 ADOPTED this 22nd day of May,
19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

Page


1 1990, being the date of its second reading before the Board
2 of County Commissioners of Multnomah County.

3
4 (SEAL)

By


Gladys McCoy, Chair
Multnomah County, Oregon

6 REVIEWED:

7 
8 Laurence Kressel, County Counsel
of Multnomah County, Oregon

9 05/22/90:1
10 1ATTY.148/mw

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Page

MAY 22 1990



DEPARTMENT OF ENVIRONMENTAL SERVICES
DIVISION OF PLANNING AND DEVELOPMENT
2115 SE MORRISON STREET
PORTLAND, OREGON 97214 (503) 248-3043

#3

May 7, 1990

To: Board Of County Commissioners

From: Planning Staff

Re: ZC 1-90/PD 1-90
Manufactured Home Development @ SE 136th and Holgate

If the Board determines to reverse the February 26, 1990 recommended decision of the Planning Commission in this matter, the Planning Staff suggests the following modifications of the report:

☐ Modify the decision to read:

Approve, subject to conditions, the requested zone change and PD proposal for a 117 unit manufactured housing development.

☐ Substitute the following for Finding 5.C.(b) (page 9)

No. 14 - Development Limitations: The northern portion of this site is within a designated flood hazard area. However, a large portion of that area has been filled with earth-en material over the years. The 100-year flood elevation of Johnson Creek in this area is identified by FEMA as 210 feet above MSL. A 1963 topographic map indicates that the lowest elevation of the site was 190.1 feet. The applicant submitted a survey of the site conducted in January 1990, done by a registered surveyor, which showed that a significant portion of the original flood hazard area has been filled and raised to a ground elevation above 210 feet.

The applicant submitted an analysis by Ogden Beeman & Associates, consulting hydrologists, (letter dated April 27, 1990) which reviewed the geographic and hydrologic conditions of the site and surrounding area to ascertain the probable causes of flooding on the property and in the area and whether or not filling would be likely to effect flood elevation in the area.

Based on discussions with the County Engineer, the Federal Emergency Management Agency and their own investigations, the Beeman analysis concluded that while storm water runoff from the site may be a contributing factor, the most probable cause of the frequent flooding that the "Holgate Lake" area experiences is from the rising groundwater table. The Beeman analysis states that:

"...the elevation of the water table is determined by regional hydrologic and hydraulic forces within the soil structure of the area, and therefore is independent of the elevation of the ground surface in the area. The groundwater level generally would reach the same elevation with or without the proposed fill. Therefore one possible solution to the periodic flooding in the area that is caused by rising groundwater could be filling in of the depressed areas to levels above the water table."

County Planning Staff consulted with FEMA and Corps of Engineers Staff and confirmed that the 210-foot contour reflects the elevation flood waters from Johnson Creek would reach during a "100-year event"; this elevation does not indicate the level of groundwater caused flooding. Despite the fact that fill of the entire Holgate Lake area may ultimately solve the localized flooding caused by rising groundwater, FEMA regulations contain the principle that fill within **Flood Fringe** areas should not be so extensive as to cause more than a one-foot rise in the **Floodway** elevation. The fill above 210-feet covers approximately 4.3-acres. The flood fringe area known as *Holgate Lake* covers approximately 360-acres. The 100-year flood plain for Johnson creek covers several square miles. Based on these facts and the analysis presented by Joseph Howe of Ogden Beeman & Associates, we conclude the 4.3-acre fill will not significantly effect the floodway elevation of Johnson Creek and it is therefore consistent with both County Flood Hazard and FEMA regulations. Moving or through flowing flood water does not effect the basin; rather, this area ponds or holds backflow water from Johnson Creek. The small peninsula of fill associated with this proposal will not impede the ponding ability of the remainder of the basin.

In addition to potential flooding effects, storm water runoff of newly developing areas may compound localized flooding in some places, primarily due to increases in impermeable surfaces (*i.e.* roofs, driveways, roads). With conditions, adverse storm water effects off-site can be avoided.

The Board heard testimony that steep fill slopes near neighboring residences is an intrusion and not consistent with the character of the area. With conditions requiring gentler slopes at the edge of the fill and landscaping of the fill slopes, the amount of fill required will be in character with existing lower areas.

The alternate concept development plan (for 117 houses) submitted by the applicant addresses many, but not all of these issues.

- ☐ Add the following conditions which will ensure that the development limitations of the site are adequately mitigated by the final development plan.
 - 1) All existing and any new fill associated with roadways, building foundations and any other areas requiring compacted fill shall be tested and meet soil compaction and quality standards as determined by a registered soils engineer and as approved by the Building Official.
 - 2) An on-site storm water drainage system shall be developed with sufficient capacity to detain storm water in dry-wells or retention ponds so no net increase in off-site dis-

charge of storm water flow results from development of the site. An engineering analysis shall be included as part of Design Review to assure satisfaction of this condition.

- 3) Areas of existing fill and any new areas of fill that may be required by the development plan shall be constructed in accordance with a transition grading plan to the adjacent lower properties and based on the following formula:
 - In areas where fill will result in a final finished grade that is 10 feet or less higher in elevation than the adjacent property elevation at the property boundary, the development plan shall show a transition slope of no steeper than 3 feet horizontal to 1 foot vertical.
 - In areas where fill will result in a final finished grade that is higher than 10 feet from the adjacent property elevation at the property boundary, the final development plan shall show a transition slope of not steeper than 5 feet horizontal to 1 foot vertical.
- 4) All fill slopes facing adjacent property boundaries shall be landscaped with plant materials that are characteristic of vegetation within the immediate area. This landscaping shall include plantings of trees and shrubs that will break up the uniform slope of the fill.
- 5) Conditions 1, 2, 3, and 4 shall be implemented under the Design Review procedures specified in MCC 11.15.7805-.7870. Any reconfigurations of the site plan made necessary by the conditions above shall not allow the site to be developed with more than 117 single family houses.

Commissioners McCoy, Kellew, Bauman, Kafoury, and Anderson:

I am writing in regards to the planned development proposed by developer Jeffrey Payne for the 13300 S.E. Holgate property. I live on 133rd Ave. and I'm concerned about what this development will do to the quality of life in my neighborhood, how it effects the property owners in that portion of the flood plain which is most vulnerable to flooding, and how a portion of this development could jeopardize Multnomah County's flood hazard insurance. I feel if a development proposal has any chance of affecting Multnomah County's standing with FEMA regarding insurance, that the development should be rewritten to eliminate any plans that would cause conflict between the county and FEMA.

The proposal outlines the use of 133rd Ave. and Raymond street as two of the four entrances to the development. Nobody on either of these streets wants this to be done..we enjoy the safety and seclusion that comes with living on a **dead end** street. Our children are safer and our homes are safer than if we lived on a through street, and many families have moved here for these benefits. We don't see how changing the **dead end** status of these streets will benefit us, it can only cause conflict for our neighborhood. Items 2 and 4 on the enclosed petition conducted in January 1990 spell out our dislike for the use of these two streets as thru-ways and more of our concerns.

At the May 1, 1990 Commissioners hearing three of the commissioners expressed an idea that maybe certain conditions could be placed on this development which would satisfy both the area residents and the developer. I have been an active player in the push to stop this development as it is proposed, and I feel I have a good idea of what conditions or revisions would be acceptable to the neighborhood.

1. Raymond Street and 133rd Ave. be eliminated from use as automobile entrances to the development. Foot paths would be sufficient mechanisms as connectors of the new and existing neighborhood. This would eliminate any problems associated with increased traffic on Raymond and 133rd Ave.
2. The existing fill on the site be removed to re-establish the natural contour of the land. This would enable the developer to construct a natural collection basin in which to pipe water runoff, what his preliminary site plan refers to as a "potential water feature". This measure would preserve the character



12/28/89

TO: Multnomah County Planning Commission Members
RE: Proposed rezoning and development of lots 14 and 15, Wiley Acre Tracts; Lots 13-15, Blk. 1, Sunset Gardens; Lot 15, Blk; Tax lots '501', '442', '6', and '4', Section 141, 1N-2E, 1988 Assessor's Map.

Rezoning of the property at 13300 S.E. Holgate from its existing LR-10 ZONE to a new LR-7 ZONE would be an unfortunate mistake. The proposed rezoning would only benefit the property seller's and developer's proposing the rezoning. They attempting to cash-in on this rezoning effort. The property in mention at 13300 S.E. Holgate should continue to be zoned for LR-10 use, allowing single family dwellings with a minimum lot size of 10,000 sq.ft.. The area and its residents would not benefit from the rezoning or development of a large mobile home park.

We are opposed for the following reasons:

- (1) Proposal does not agree with the comprehensive plan.
- (2) Increased automobile and foot traffic.
- (3) Lack of park space for children.
- (4) Lack of police patrol.
- (5) Opposition of homeowners sharing boundaries with the proposed rezoning site.
- (6) Opposition of homeowners in the surrounding vicinity, "effected reion"

IN CLOSING: Rezoning is not the answer to development of this land. The proposed rezoning and proposed development of 124 units would greatly affect the quality of life in our neighborhood by increasing traffic, noise, and crimes. Property values may be negatively affected by the development of a mobile home park, while increasing costs to area residents for street improvements which may include sidewalks.

The present LR-10 zoning meets the continuing standards and desires of the community. It ensures low density residential, single family dwellings be constructed. As neighbors and residents of the affected area, we are opposed to the rezoning of the mentioned property at 13300 S.E. Holgate. Development of this land should be done so in accordance to the LR-10 zoning regulations.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF ENVIRONMENTAL SERVICES
DIVISION OF PLANNING
AND DEVELOPMENT
2115 S.E. MORRISON STREET
PORTLAND, OREGON 97214
(503) 248-3043

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GRETCHEN KAFOURY • DISTRICT 2 COMMISSIONER
RICK BAUMAN • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

May 21, 1990

To: Board of County Commissioners
From: Planning Staff
Re: Additional conditions for ZC 1-90/PD 1-90

At a meeting on the evening of May ¹⁴8, 1990, a consensus was achieved between the neighbors and applicant regarding the development proposed by the above applications. That agreement involved the addition of the two following conditions to those proposed at the Board meeting of May 8, 1990:

1. SE Raymond and SE 133rd shall terminate in cul-de-sacs constructed on the subject property. Those *cul-de-sacs* shall be designed in a manner which prevents normal through vehicular traffic, but allows emergency access to and through the development.
2. The applicant shall provide a study conducted by a professional (*i.e.*, engineer, hydrologist, geologist, *etc.*) registered to practice in the State of Oregon which certifies that the fill proposed by this development, and all modifications thereof, will not increase the flooding potential on surrounding properties. The data collection methods, analytical techniques, and conclusions of that study shall be reviewed by a second professional with like qualifications who is chosen with the agreement of the people in attendance at the negotiating session of May 14, 1990. If the second professional disagrees with the methodology or conclusions of the study, the matter shall be returned to the Board of County Commissioners for further consideration.

In the event an agreement cannot be reached on the selection of the second professional within thirty days of the submission of the first study to the Division of Planning and Development, the Board of County Commissioners shall arbitrate.

NAME Leo Basch Date 5-22-90
ADDRESS 4910 SE 133
Street
Portland Ore 97236
City Zip

I wish to speak on Agenda Item # 3
Subject RE Zoning Pd 1-90
 FOR X AGAINST

PLEASE WRITE LEGIBLY!