

# **ANNOTATED MINUTES**

Thursday, October 21, 1999 - 9:30 AM  
Multnomah County Courthouse, Boardroom 602  
1021 SW Fourth Avenue, Portland

## **REGULAR MEETING**

*Chair Beverly Stein convened the meeting at 9:32 a.m., with Vice-Chair Diane Linn, Commissioners Sharron Kelley, Lisa Naito and Serena Cruz present.*

### **CONSENT CALENDAR**

***UPON MOTION OF COMMISSIONER KELLEY,  
SECONDED BY COMMISSIONER LINN, THE  
CONSENT CALENDAR (ITEMS C-1 THROUGH C-9)  
WAS UNANIMOUSLY APPROVED.***

### **SHERIFF'S OFFICE**

- C-1 Amendment 2 to Intergovernmental Revenue Agreement 800429 with the Housing Authority of Portland, Providing Supervised Inmate Work Crew to Perform General Labor (Grounds Maintenance, Yard and Nursery Work, Light Carpentry, Painting, and Debris Removal) at Sites Owned, Operated or Managed by the Housing Authority of Portland

### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-2 RESOLUTION Authorizing Execution of Deed D001667 Upon Complete Performance of a Contract with Alice E. Jackson

***RESOLUTION 99-205.***

- C-3 RESOLUTION Authorizing Execution of Deed D001668 Upon Complete Performance of a Contract with Landsmand Corp.

***RESOLUTION 99-206.***

- C-4 RESOLUTION Authorizing Execution of Deed D001669 for Repurchase of Tax Foreclosed Property to Former Owner Patrick Poston

***RESOLUTION 99-207.***

- C-5 RESOLUTION Authorizing Execution of Deed D001670 Upon Complete Performance of a Contract with Bryon C. Walters

***RESOLUTION 99-208.***

**DEPARTMENT OF SUPPORT SERVICES**

- C-6 RESOLUTION Adopting the Current Version of Multnomah County's Public Contract Review Board Rules and Stating that the State of Oregon Attorney General's Model Rules Do Not Apply to Multnomah County

***RESOLUTION 99-209.***

- C-7 Budget Modification DSS 03 Correcting Service Reimbursements, Reducing Appropriations in the Data Processing Fund by \$21,275, and Increasing Appropriations in the Capital Acquisition Fund by \$29,600

**DEPARTMENT OF HEALTH**

- C-8 Budget Modification HD 4 Approving Increases and Decreases in Various Job Classes for an Overall Increase of .1 FTE, and a Decrease in On Call Funding in the Westside Primary Care Clinic Budget, all Funded within the Current Budget
- C-9 Budget Modification HD 5 Approving an Increase of \$56,181 and .5 FTE in the Primary Care Clinic Budget Funded with an Increase in the Health Care for the Homeless Grant from the Federal Department of Health and Human Resources

**REGULAR AGENDA**

**PUBLIC COMMENT**

- R-1 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

***ROGER TROEN COMMENTS IN OPPOSITION TO EUTHANASIA OF UNWANTED DOGS AND CATS, THE NEED FOR PUBLIC EDUCATION ON THE ISSUE, AND SUBMISSION OF AN ARTICLE BY ROXANNE HAWN, PUBLICATIONS MANAGER OF***

***THE AMERICAN HUMANE ASSOCIATION'S  
ANIMAL PROTECTION DIVISION.***

**NON-DEPARTMENTAL**

- R-2 RESOLUTION Directing the Multnomah County Transportation Division to Study the Feasibility of Placing the Hawthorne, Broadway and Burnside Bridges on the National Register of Historic Places

***COMMISSIONER NAITO MOVED AND  
COMMISSIONER LINN SECONDED, APPROVAL  
OF R-2. CHRISTINE CURRIN TESTIMONY IN  
SUPPORT AND RESPONSE TO BOARD  
QUESTIONS. COMMISSIONER NAITO, STEVE  
MARCH AND HAROLD LASLEY EXPLANATION  
OF APPLICATION PROCESS AND RESPONSE TO  
BOARD QUESTIONS. BOARD COMMENTS IN  
SUPPORT. RESOLUTION 99-210 UNANIMOUSLY  
APPROVED.***

**DEPARTMENT OF SUPPORT SERVICES**

- R-3 Presentation of Service Awards for Thirty-nine Employees with 5 to 30 Years of Service to Multnomah County

***WITH THE ASSISTANCE OF FERNANDO CONIL  
AND GAIL FOSTER, THE BOARD GREETED,  
ACKNOWLEDGED AND PRESENTED 5 YEAR  
AWARDS TO: SHARON GROVE OF DA; CHERI  
GALLISON, TERESA MANDZIJ, KAREN MARKINS,  
AND GAIL WILSON OF DCFS; MAURA  
GOODMAN, NOREEN SWAN AND DANE WARNKE  
OF DJACJ; SAMUEL KONADU, JR., LINDA  
SOUTH, CAROL SUMMER AND LINDA TRUONG  
OF DES; AND RHYS SCHOLES AND BEVERLY  
STEIN OF NOND; 10 YEAR AWARDS TO: LAURE  
LYNNE KRIBS OF ADS; MURRAY SWANSON AND  
ROBIN WIGGIN OF DCFS; NICOLE FINLEY,  
MARILYN NAKONIECZNY AND DARRYL  
WINCHESTER OF DJACJ; PATRICK HINDS,  
PATRICIA THOMPSON, CORA TIMO AND  
DWIGHT WALLIS OF DES; LAURA WEISHAAR OF  
DSS; AND OF NORM MONROE NOND; 15 YEAR***

**AWARDS TO: KAREN MAYFIELD AND WILLIAM THOMAS OF DCFS; ROWENA BATES OF DJACJ; KATHLEEN TUNEBERG OF DES; ELAINE MORGAN OF DLS; AND JEANETTE HANKINS OF NOND; 20 YEAR AWARDS TO: DOLORES RAMZY OF ADS; CAROL HOVDEY OF DJACJ; J. MARIE BRYSON OF DLS; AND STEPHEN POULSEN OF DSS; 25 YEAR AWARD TO: MARYANN STEWART OF DCFS; AND 30 YEAR AWARDS TO: DOUGLAS FISCHER AND NEWCOMB WANG OF DSS.**

**COMMISSIONER COMMENT/LEGISLATIVE ISSUES**

- R-4 Opportunity (as Time Allows) for Commissioners to Comment on Non-Agenda Items or to Discuss Legislative Issues.

***TABLED TO IMMEDIATELY FOLLOWING LAND USE PLANNING MEETING.***

*The regular meeting was adjourned and the land use planning meeting convened at 10:00 a.m.*

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Thursday, October 21, 1999 - 10:00 AM  
Multnomah County Courthouse, Boardroom 602  
1021 SW Fourth Avenue, Portland

**LAND USE PLANNING MEETING**

*Chair Beverly Stein convened the meeting at 10:00 a.m., with Vice-Chair Diane Linn, Commissioners Sharron Kelley, Lisa Naito and Serena Cruz present.*

- P-1 De Novo Hearing Regarding Hearings Officer Decision Denying CU 9-98 Requesting a Conditional Use for a Template Dwelling (Single Family Residence) in the Commercial Forest Use (CFU-4) Zoning District for Property Located at 40200 SE TROUT CREEK ROAD. TESTIMONY LIMITED TO 20 MINUTES PER SIDE.

***CHAIR STEIN EXPLAINED QUASI-JUDICIAL PROCESS. AT CHAIR STEIN'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR STEIN'S REQUEST FOR***

CHALLENGES AND/OR OBJECTIONS, NONE WERE OFFERED. PLANNER TRICIA SEARS PRESENTED STAFF REPORT AND DEMONSTRATED THE PIN-TEST METHOD STAFF USED FOR DETERMINING THE CENTER OF THE PROPERTY. HEARINGS OFFICER DENIECE WON ADVISED SHE CONCLUDED PIN-TEST METHOD PLANNING STAFF USED WAS BETTER THAN APPLICANT'S METHOD IN HER DETERMINATION TO DENY THE APPLICATION. APPLICANT'S ATTORNEY MIKE ROBINSON SUBMITTED COPIES OF HIS JULY 28, 1999, AUGUST 4, 1999 AND AUGUST 11, 1999 CASE SUBMITTALS TO DENIECE WON FOR THE RECORD, A COPY OF A PORTION OF COUNTY CODE 215.750, AND A COPY OF AN OCTOBER 18, 1999 E-MAIL FROM LINCOLN HERMAN REGARDING HIS OBSERVATION OF THE COUNTY PIN-TEST METHOD CONDUCTED BY MS. SEARS ON OCTOBER 15, 1999. MR. ROBINSON TESTIFIED IN OPPOSITION TO STAFF'S METHOD AND IN SUPPORT OF A REVERSAL OF THE HEARINGS OFFICER DECISION. MR. ROBINSON REQUESTED THAT THE RECORD BE KEPT OPEN FOR SEVEN DAYS. MR. ROBINSON EXPLANATION IN RESPONSE TO BOARD QUESTIONS CONCERNING THE METHOD APPLICANT USED IN DETERMINING THE CENTER OF THE PROPERTY. IN RESPONSE TO A QUESTION OF COMMISSIONER NAITO, COUNTY COUNSEL JEFF LITWAK ADVISED THE BURDEN OF PROOF IS ON APPLICANT. IN RESPONSE TO CHAIR STEIN'S REQUEST FOR CONTINUANCE OR OBJECTION TO HEARING, NONE WERE OFFERED. HEARING CLOSED. COMMISSIONER NAITO MOVED, SECONDED BY COMMISSIONER CRUZ, TO AFFIRM THE HEARINGS OFFICER DECISION. BOARD COMMENTS IN SUPPORT. MOTION UNANIMOUSLY APPROVED. (FINAL ORDER 99-211). CHAIR STEIN ADVISED ALL PARTIES WILL RECEIVE A COPY OF THE BOARD'S WRITTEN DECISION, WHICH MAY BE APPEALED TO LUBA.

*The land use planning meeting was adjourned and the regular meeting was reconvened at 10:27 a.m.*

#### **COMMISSIONER COMMENT/LEGISLATIVE ISSUES**

- R-4 Opportunity (as Time Allows) for Commissioners to Comment on Non-Agenda Items or to Discuss Legislative Issues.

***COMMISSIONER NAITO UPDATE ON OPTIONS AND RECOMMENDATIONS REGARDING IMPACT. COMMISSIONER LINN UPDATE ON AFFORDABLE HOUSING COMMITTEE. COMMISSIONERS CRUZ AND KELLEY UPDATE ON JPACT AND METRO REGIONAL TRANSPORTATION PLAN BOARD BRIEFING SCHEDULED FOR MONDAY, NOVEMBER 29, 1999.***

*The meeting was recessed at 10:35 a.m. and the briefing was convened at 10:44 a.m.*

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Thursday, October 21, 1999 - 11:00 AM  
Multnomah County Courthouse, Boardroom 602  
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#### **BOARD BRIEFING**

- B-1 Community Residential Siting Proposals. Presented by Commissioners Diane Linn and Lisa Naito and Invited Others.

***LISA NAITO, DIANE LINN, DAN SALTZMAN, DAVID LANE, FRANK DIXON, BETSY AMES AND RAMSAY WEIT PRESENTATION AND RESPONSE TO BOARD QUESTIONS, COMMENTS AND DISCUSSION, INCLUDING PROPOSED NEIGHBORHOOD INFORMATION ON SITING AND REFERRAL PROGRAM ACTION PLANS, STAFFING, BUDGET IMPLICATIONS, NONDISCRIMINATION VALUES AND GOOD NEIGHBOR AGREEMENTS. STAFF DIRECTION***

**TO: CONTINUE ADDRESSING FUNDING ISSUES;  
INCLUDE EAST COUNTY REPRESENTATION ON  
ADVISORY COMMITTEE; CONSULT WITH  
NEIGHBORHOOD MEDIATION CENTER,  
METROPOLITAN HUMAN RIGHTS CENTER,  
MULTNOMAH COUNTY PUBLIC AFFAIRS  
OFFICE AND MULTNOMAH COUNTY CITIZEN  
INVOLVEMENT COMMITTEE; AND CIRCULATE  
DRAFT RESOLUTION TO BOARD PRIOR TO THE  
END OF THE YEAR.**

*There being no further business, the meeting was adjourned at 12:07 p.m.*

OFFICE OF THE BOARD CLERK  
FOR MULTNOMAH COUNTY, OREGON

*Deborah L. Bogstad*

Deborah L. Bogstad