

ANNOTATED MINUTES

*Tuesday, November 5, 1991 - 10:00 - 11:00 AM
Portland City Hall, Council Chambers
1220 SW Fifth Avenue*

JOINT GOVERNMENTS BRIEFING

- B-1 *Joint County/Gresham/Portland Briefing of the 1991 Multnomah County Comprehensive Housing Affordability Strategy (CHAS). Presented by Cecile Pitts, Steve Rudman and Brian Shetterly.*

ED McNAMARA, STEVE RUDMAN, CECILE PITTS, BRIAN SHETTERLY AND MIKE SABA PRESENTATION AND RESPONSE TO QUESTIONS AND DISCUSSION OF GLADYS McCOY, JO HAVERKAMP, MIKE LINDBERG, GRETCHEN KAFOURY, EARL BLUMENAUER, RICK BAUMAN, DICK BOGLE, PAULINE ANDERSON, SHARRON KELLEY, BARBARA CLARK AND GUSSIE McROBERT. JURISDICTIONS REQUESTED TO ADOPT MULTNOMAH COUNTY CHAS PLAN AND TO APPOINT ONE ELECTED OFFICIAL AND STAFF PERSON TO AN INTERJURISDICTIONAL TRANSITION TEAM WHICH WILL PROCEED WITH SPECIFIED TASKS AND TIMELINES.

*Tuesday, November 5, 1991 - 1:30 PM
Multnomah County Courthouse, Room 602*

BOARD BRIEFING

- B-2 *Update on Childrens Justice Task Force. Review and Policy Direction Concerning the Multnomah County Juvenile Detention Enhancement Proposal Pursuant to the Overcrowding of Boys Placed in the Donald E. Long Home Detention Facility. Presented by Harold Ogburn and Hank Miggins.*

HANK MIGGINS, HAL OGBURN, WAYNE GEORGE AND ELAINE COGAN PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. JJD STAFF TO SUBMIT SPECIFIC RECOMMENDATIONS AND APPROPRIATE BUDGET MODIFICATIONS AND FACILITIES MANAGEMENT TO UPDATE BOARD ON FACILITY REPAIR AND/OR UPGRADE COSTS FOR THURSDAY, NOVEMBER 21, 1991 MEETING. COMMISSIONER ANDERSON SUBMITTED A DRAFT RESOLUTION ESTABLISHING A JUVENILE PLAN FOR BOARD INPUT.

*Tuesday, November 5, 1991 - 2:30 PM
Multnomah County Courthouse, Room 602*

AGENDA REVIEW

- B-3 *Review of Agenda for Regular Meeting of November 7, 1991.*
- R-5 **COMMISSIONER ANDERSON ADVISED SHE RECEIVED A LETTER FROM OREGON AFSCME EXPRESSING CONCERN THAT COUNTY ROADS ANNEXED INTO CITY OF PORTLAND HAVE NOT BEEN MAINTAINED.**
- R-6 **CECILE PITTS TO CHECK WITH COUNTY COUNSEL TO SEE WHETHER BOARD CAN KEEP OPTION OF WAIVING \$200 TRANSFER FEE.**
- R-8 **CHAIR McCOY STAFF TO REPORT TO BOARD ON THURSDAY REGARDING STATUS OF OTHER JURISDICTIONS PARTICIPATING IN DEAD ANIMAL PICK UP.**
-

*Thursday, November 7, 1991 - 9:30 AM
Multnomah County Courthouse, Room 602*

REGULAR MEETING

Chair Gladys McCoy convened the meeting at 9:33 a.m., with Vice-Chair Rick Bauman, Commissioners Sharron Kelley and Gary Hansen present, and Commissioner Pauline Anderson arriving at 9:34 a.m.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-6) WAS UNANIMOUSLY APPROVED.

JUSTICE SERVICES

SHERIFF'S OFFICE

- C-1 Liquor License Application Renewals Submitted by Sheriff's Office with Recommendation for Approval as Follows:
Package Store for CROWN POINT COUNTRY MARKET, 31815 E Crown Point Highway, Troutdale; PLAINVIEW GROCERY, 11800 NW Cornelius Pass Road, Portland.
Restaurant for PIZZA BARON, 2604 SE 122nd, Portland.
Retail Malt Beverage for ROSE BOWL, 3800 SE 164th Avenue, Portland; SPRINGDALE TAVERN, 32302 East Crown Point Highway, Corbett.

NON-DEPARTMENTAL

- C-2 *In the Matter of the Appointments of Wendy Bean and Eleanor Matthews to the*

MULTNOMAH COUNTY COMMUNITY HEALTH COUNCIL

- C-3 *Ratification of an Intergovernmental Agreement Between Multnomah County and the State of Oregon, Department of Justice to Allow the Department of Justice to Purchase Herman Miller Furnishings in Accordance with Multnomah County Contract Bid #B43-100-6044*
- C-4 *Ratification of an Intergovernmental Agreement Between Multnomah County and Washington County Consolidated Communications Agency to Allow Washington County Consolidated Communications Agency to Purchase Herman Miller Furnishings in Accordance with Multnomah County Contract Bid #B43-100-6044*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-5 *Ratification of an Intergovernmental Agreement Between Multnomah County and the City of Gresham Providing for Implementation of Community Development Block Grant Activities to Complete the S.E. 7th Street Waterline/Hydrants Project*
- C-6 *Ratification of an Intergovernmental Agreement Between Multnomah County and the City of Gresham Providing for Implementation of Community Development Block Grant Activities to Complete the S.E. Vista Avenue Waterline/Hydrants Project*

REGULAR AGENDA

NON-DEPARTMENTAL

- R-1 *RESOLUTION in the Matter of Extending the County's Sincere Appreciation to Those Who Helped Fight the Two Columbia Gorge Fires*
- R-2 *RESOLUTION in the Matter of Extending the County's Sincere Appreciation to the Citizens of Multnomah County*

COMMISSIONER BAUMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-1 AND R-2. PENNY MALMQUIST EXPLANATION AND RESPONSE TO BOARD QUESTIONS. RESOLUTIONS 91-167 AND 91-168 UNANIMOUSLY APPROVED.

JUSTICE SERVICES

SHERIFF'S OFFICE

- R-3 *Ratification of an Intergovernmental Auction Agreement Between Washington County and Multnomah County in Order to Reduce the Costs of Disposing of Vehicles and Other Surplus Property Acquired Through the Application of Civil Forfeiture Statutes, for the Period November 1, 1991 through October 31, 1994*

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, R-3 WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-4 *ORDER in the Matter of the Conveyance of a Permanent Easement on County Land at the Gregory Heights Library Parcel, 7921 NE Sandy Boulevard, Portland, Oregon*

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER ANDERSON, ORDER 91-169 WAS UNANIMOUSLY APPROVED.

R-5 *RESOLUTION Setting a Hearing Date in the Matter of Surrendering Jurisdiction to the City of Portland All County Roads Within the Areas Annexed to the City of Portland Effective June 30, 1991*

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER ANDERSON, RESOLUTION 91-170 SETTING A HEARING DATE FOR THURSDAY, DECEMBER 19, 1991 WAS UNANIMOUSLY APPROVED.

R-6 *First Reading and Possible Adoption of an ORDINANCE Amending County Ordinance No. 672 to Provide for Application and Transfer Fees in Connection with Transfer of Tax Foreclosed Property; and Declaring an Emergency*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF THE FIRST READING AND ADOPTION. NO ONE WISHED TO TESTIFY. LARRY KRESSEL PRESENTED A PROPOSED NONSUBSTANTIVE AMENDMENT CONCERNING BOARD'S RIGHT TO WAIVE TRANSFER FEES. COMMISSIONER HANSEN MOVED AND COMMISSIONER ANDERSON SECONDED, APPROVAL OF AN AMENDMENT ADDING "THE TRANSFER FEE MAY BE WAIVED OR REDUCED BY THE BOARD UPON A FINDING THAT A WAIVER OR REDUCTION IS NECESSARY TO RELIEVE THE APPLICANT FROM UNDUE HARDSHIP AND THAT THE LOSS OF THE FEE WILL NOT JEOPARDIZE EFFICIENT ADMINISTRATION OF THE PROGRAM." MR. KRESSEL RESPONSE TO BOARD QUESTIONS. AMENDMENT UNANIMOUSLY APPROVED. ORDINANCE 703 UNANIMOUSLY APPROVED AS AMENDED.

R-7 *Ratification of an Intergovernmental Agreement Between Multnomah County and the City of Portland Providing Joint Application for a National Pollutant Discharge Elimination System Municipal Separate Storm Sewer Permit within the Portland Urban Services Boundary*

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, R-7 WAS UNANIMOUSLY APPROVED.

- R-8 *Budget Modification DES #14 Authorizing Changing the Road Fund Share of Animal Control Cost From a Cash Transfer to a Service Reimbursement*

UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, R-8 WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF HUMAN SERVICES

- R-9 *ORDER in the Matter of Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody*

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, ORDER 91-171 WAS UNANIMOUSLY APPROVED.

- R-10 *In the Matter of a Request for Approval of a Notice of Intent to Apply for a 17 Month, \$229,999 Supplemental Security Income Intergenerational Outreach Project Grant from the Social Security Administration*

UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, R-10 WAS UNANIMOUSLY APPROVED.

- R-11 *Ratification of a Memorandum of Affiliation Between the University of Utah and Multnomah County, Providing First and Second Year University of Utah Physician Assistant Students with Educational Experience within Multnomah County Health Facilities, for the Period upon Execution through October 31, 1992*

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, R-11 WAS UNANIMOUSLY APPROVED.

- R-12 *Ratification of an Intergovernmental Agreement Between the State of Oregon, Senior and Disabled Services Division, and Multnomah County, Providing \$9,749,128 in Federal and State Funding for Aging Services Division Administration, Long Term Care and Contracted Community Services, for the Period July 1, 1991 through June 30, 1992*

- R-13 *Budget Modification DHS #36 Authorizing an Adjustment to the Aging Services Division Budget to Reflect Revised Federal and State Fund Allocations and Additional Miscellaneous Grant Revenue for a Net Increase of \$266,083*

UPON MOTION OF COMMISSIONER ANDERSON, SECONDED BY COMMISSIONER KELLEY, ITEMS R-12 AND R-13 WERE UNANIMOUSLY APPROVED.

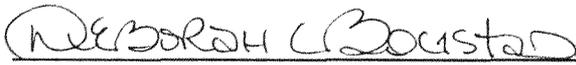
BOARD DISCUSSED LETTER TO TRANSPORTATION EMPLOYEES REGARDING NEED TO PROVIDE ACCURATE

AND TIMELY INFORMATION TO ALL EMPLOYEES ON A REGULAR BASIS.

BOARD DISCUSSED NEED TO IDENTIFY MAJORITY DECISIONS REACHED AT EACH JOINT GOVERNMENTS MEETING. CHAIR McCOY TO REQUEST THAT MEETING FACILITATOR OBTAIN AND CLEARLY STATE MAJORITY CONSENSUS. TERI DUFFY DIRECTED TO DEVELOP A JOINT JURISDICTIONAL UPDATE TO BE SENT TO ALL COUNTY EMPLOYEES FOLLOWING EACH JOINT MEETING.

There being no further business, the meeting was adjourned at 10:07 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON



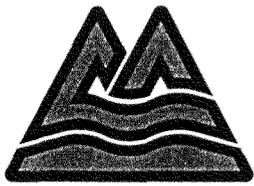
Deborah L. Bogstad

Thursday, November 7, 1991 - 1:30 - 5:00 PM
Multnomah County Justice Center
1120 S.W. 3rd, 14th Floor
Conference Room B

JOINT GOVERNMENTS MEETING

1. *Fourth in a Series of Joint Governments Meetings Between Fairview, Gresham, Multnomah County Portland, Troutdale and Wood Village to Discuss Government Services Such as Roads, Law Enforcement, Animal Control, Land Use Planning, Emergency Management and Others.*

PARTICIPANTS GRETCHEN KAFOURY, GLADYS McCOY, GUSSIE McROBERT, FRED CARLSON, BARBARA WIGGIN, RICK BAUMAN, DICK BOGLE, EARL BLUMENAUER, DONALD ROBERTSON, GARY HANSEN, BERNIE GUISTO, BARBARA CLARK, BUD CLARK, MIKE LINDBERG, SHARRON KELLEY, JO HAVERKAMP, PAUL THALHOFER, SAM COX, MARGE SCHMUNK, PAULINE ANDERSON, JOY AITKENHEAD, ARNOLD COGAN, FRED CHRIST, MIKE CASEY, DAVE ROUSE, FELICIA TRADER, PAUL YARBOROUGH, SCOTT PEMBLE, RAMSEY WEIT AND BOB STACEY. ROAD WORK GROUP DIRECTED TO PREPARE A FISCAL/OPERATIONAL ANALYSIS STUDY OF OPTIONS A AND B WITHIN THE NEXT SIX MONTHS AND TO FINALIZE WORKPLAN AND DISTRIBUTE TO ELECTED OFFICIALS FOR WRITTEN COMMENT. NEXT MEETING SCHEDULED FOR 1:30 PM ON THURSDAY, NOVEMBER 21, 1991, PORTLAND CITY HALL COUNCIL CHAMBERS.



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 606, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GARY HANSEN • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

NOVEMBER 4 - 8, 1991

- Tuesday, November 5, 1991 - 10:00 AM - Joint Governments
Briefing Page 2
- Tuesday, November 5, 1991 - 1:30 PM - Board Briefing . . . Page 2
- Tuesday, November 5, 1991 - 2:30 PM - Agenda Review. . . . Page 2
- Thursday, November 7, 1991 - 9:30 AM - Regular Meeting . . Page 2
- Thursday, November 7, 1991 - 1:30 PM - Joint Governments
Meeting Page 5

PLEASE NOTE FUTURE SCHEDULE CHANGES:

Tuesday, November 12, 1991 - Meeting Cancelled

Thursday, November 14, 1991 - Meeting Cancelled

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, November 5, 1991 - 10:00 - 11:00 AM

Portland City Hall, Council Chambers
1220 SW Fifth Avenue

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-

Tuesday, November 5, 1991 - 1:30 PM

Multnomah County Courthouse, Room 602

BOARD BRIEFING

- B-2 Update on Childrens Justice Task Force. Review and Policy Direction Concerning the Multnomah County Juvenile Detention Enhancement Proposal Pursuant to the Overcrowding of Boys Placed in the Donald E. Long Home Detention Facility. Presented by Harold Ogburn and Hank Miggins.
-

Tuesday, November 5, 1991 - 2:30 PM

Multnomah County Courthouse, Room 602

AGENDA REVIEW

- B-3 Review of Agenda for Regular Meeting of November 7, 1991.
-

Thursday, November 7, 1991 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR MEETING

CONSENT CALENDAR

JUSTICE SERVICES

SHERIFF'S OFFICE

- C-1 Liquor License Application Renewals Submitted by Sheriff's Office with Recommendation for Approval as Follows:
Package Store for CROWN POINT COUNTRY MARKET, 31815 E Crown Point Highway, Troutdale; PLAINVIEW GROCERY, 11800 NW Cornelius Pass Road, Portland.
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NON-DEPARTMENTAL

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JUSTICE SERVICES

SHERIFF'S OFFICE

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DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-4 ORDER in the Matter of the Conveyance of a Permanent Easement on County Land at the Gregory Heights Library Parcel, 7921 NE Sandy Boulevard, Portland, Oregon

DEPARTMENT OF ENVIRONMENTAL SERVICES - continued

- R-5 RESOLUTION Setting a Hearing Date in the Matter of Surrendering Jurisdiction to the City of Portland All County Roads Within the Areas Annexed to the City of Portland Effective June 30, 1991
- R-6 First Reading and Possible Adoption of an ORDINANCE Amending County Ordinance No. 672 to Provide for Application and Transfer Fees in Connection with Transfer of Tax Foreclosed Property; and Declaring an Emergency
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DEPARTMENT OF HUMAN SERVICES

- R-9 ORDER in the Matter of Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody
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Thursday, November 7, 1991 - 1:30 - 5:00 PM

Multnomah County Justice Center
1120 S.W. 3rd, 14th Floor
Conference Room B

JOINT GOVERNMENTS MEETING

1. Fourth in a Series of Joint Governments Meetings Between Fairview, Gresham, Multnomah County Portland, Troutdale and Wood Village to Discuss Government Services Such as Roads, Law Enforcement, Animal Control, Land Use Planning, Emergency Management and Others.

0105C/24-28/dr

Meeting Date: NOV 05 1991

Agenda No.: B-2

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Juvenile Justice Division - Detention Overcrowding Options

BCC Informal _____ (date) BCC Formal _____ (date)

DEPARTMENT Human Services DIVISION Juvenile Justice

CONTACT Harold Ogburn TELEPHONE 248-3460

PERSON(S) MAKING PRESENTATION Harold Ogburn / Hank Miggins

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 60 minutes

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):
The Juvenile Justice Division recommends the Board's review and directive pursuant to the overcrowding of boys placed in the Donald E. Long Home Detention Facility.

While the Juvenile Justice Division has been aggressive in its efforts to detain only the most appropriate juveniles, the Detention population has been steadily climbing over the last several years. Within the last 21 months of operation, all but five of the months has reached or exceeded the capacity for the male population.

The enclosed proposal discusses in depth this situation, possible
(continued page 2)
(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER *Hank Miggins*

(All accompanying documents must have required signatures)

1991 OCT 31 11 45 AM
MULTICOUNTY COMMUNITY
OREGON

options related to a solution and the implications related to each option. The Juvenile Justice Division requests Board action on either the commitments to open a third Boys Unit to begin to address the overcrowding issue, and the enhancement of programming to adequately serve mental health, recreational and supervisory needs of youth detained or to implement a legislatively allowed "cap" on the facility, thus releasing youth into the community so as not to exceed the cap.

Meeting Date: NOV 0 5 1991

Agenda No.: _____

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Briefing

AGENDA REVIEW/
BOARD BRIEFING: 11/5/91
(date)

REGULAR MEETING _____
(date)

DEPARTMENT Nondepartmental

DIVISION County Chair's Office

CONTACT Hank Miggins

TELEPHONE X-3308

PERSON(S) MAKING PRESENTATION Hank Miggins, Hal Ogburn

ACTION REQUESTED:

INFORMATIONAL ONLY

POLICY DIRECTION

APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 1/2 hour

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):

Update on Childrens Justice Task Force

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Gladys McCarty

Or

DEPARTMENT MANAGER _____

CLERK OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1991 OCT 29 AM 9:15

(All accompanying documents must have required signatures)



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
JUVENILE JUSTICE DIVISION
1401 N.E. 68th
PORTLAND, OREGON 97213
(503) 248-3460

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

TO: Board of Commissioners
Multnomah County

VIA: Gladys McCoy, Chair
Multnomah county Board of CCommissioners

FROM:  Harold Ogburn
Director, Juvenile Justice Division

DATE: October 31, 1991

SUBJECT: Review of directive pursuant to the overcrowding issue in
the Detention Facility.

RECOMMENDATION: The Juvenile Justice Division recommends the Board's review and directive pursuant to the overcrowding of boys placed in the Donald E. Long Home Detention Facility.

BACKGROUND/ANALYSIS: While the Juvenile Justice Division has been aggressive in its efforts to detain only the most appropriate juveniles, the Detention population has been steadily climbing over the last several years. Within the last 21 months of operation, all but five of the months has reached or exceeded the capacity for the male population.

Recently, many reports and investigations support this fact. A report submitted on behalf of Multnomah County Counsel stated that although the Division is detaining juveniles appropriately, "a number of youth sleep on the floor". The Grand Jury investigation also supports these statements.

During times of overcrowding, the facility faces additional difficulty in meeting the statutory space requirements in both the sleeping and day rooms. This causes strain on both the side of sleeping alternatives and space allocated for adequate and proper programming for the youth held in the Detention Facility.

The enclosed proposal discusses in depth this situation, possible options related to a solution and the implications related to each option. The Juvenile Justice Divison requests Board action on the either the commitments to open a third Boys Unit to begin to address the overcrowding issue, and the enhancement of programming to adequately serve mental health, recreational and supervisory needs of

Page 2, Detention Overcrowding

youth detained or to implement a legislatively allowed "cap" on the facility, thus releasing youth into the community so as not to exceed the cap.

Whichever of these options is selected it is the Division's intent to then submit through the formal process, the proper paperwork and budget modifications.

cc: Billi Odegaard

MULTNOMAH COUNTY JUVENILE DETENTION ENHANCEMENT PROPOSAL

BACKGROUND

The Multnomah County Juvenile Justice Division operates a regional secure Detention facility for the safekeeping of children who are taken into temporary custody pending investigation and disposition. The facility is also used as a short term judicially ordered post dispositional placement.

Detention is only used for those children who are under jurisdiction of the Juvenile Court and where the circumstances are such that the child must be kept in secure custody. All policies and procedures are developed and implemented with the least restrictive alternative necessary to maintain the safety and security of the facility and the children housed there.

The Division, acting as an agent of the Court, is authorized to apply strict criteria when deciding whether or not to admit a child to Detention. Within the parameters of these statutorily defined admission criteria, any decision to admit a particular child to Detention is made in the context of the Division's expressed mission to protect the community, hold youth accountable for their actions; impose sanctions in a fair and just manner, and to assist youth in developing skills to become contributing members of the community. Every admission decision is reviewed by a Judge and entered into a Court order.

This "balanced approach" assists the Division in assuring that Detention is used in only the most appropriate cases. In a recent review of Detention conducted at the request of the Multnomah County Counsel's Office, it was found that "there is little question that the County is detaining only those absolutely requiring secure confinement". While the study did not focus on over-crowding issues, it did find that however appropriate the detainees are for Detention, "a number of youth sleep on the floor". The detention population has soared in recent years, creating these unacceptable situations. A summary of the facility's capacity and utilization is described below.

CAPACITY ISSUES

While the Division has been aggressive in its efforts to detain only the most appropriate juveniles, the Detention population has been steadily climbing over the last several years. Chart A depicts the average monthly Detention population for boys since January of 1989. For nearly the last three years, the average monthly population for boys has been growing at an alarming rate. In all but five of the last 21 months, the average male population has reached or exceeded bed capacity.

MULTNOMAH COUNTY JUVENILE DETENTION ENHANCEMENT PROPOSAL

October 30, 1991

CAPACITY ISSUES - continued

Chart B depicts the Monthly High, Monthly Average, and Monthly Low for the same time period. The range frequently indicates a monthly high of close to 60 juveniles or more. Low admissions are consistent with the facility's historical experience of low admissions during the start of school and Christmas time.

This is indeed a distressing situation for a number of reasons. Not only does overcrowding increase the potential for problems between juveniles, it by nature focuses the atmosphere of Detention on the safety and security of detainees and staff. The safety needs of the group must prevail over the needs of the individual. Programming becomes more difficult as more time is spent dealing with supervision and behavior control issues and less is spent in purposeful rehabilitative, educational, or social contact. Overcrowding also exacerbates the problems with the more "difficult" children, creating potentially dangerous conditions for detainees and staff alike.

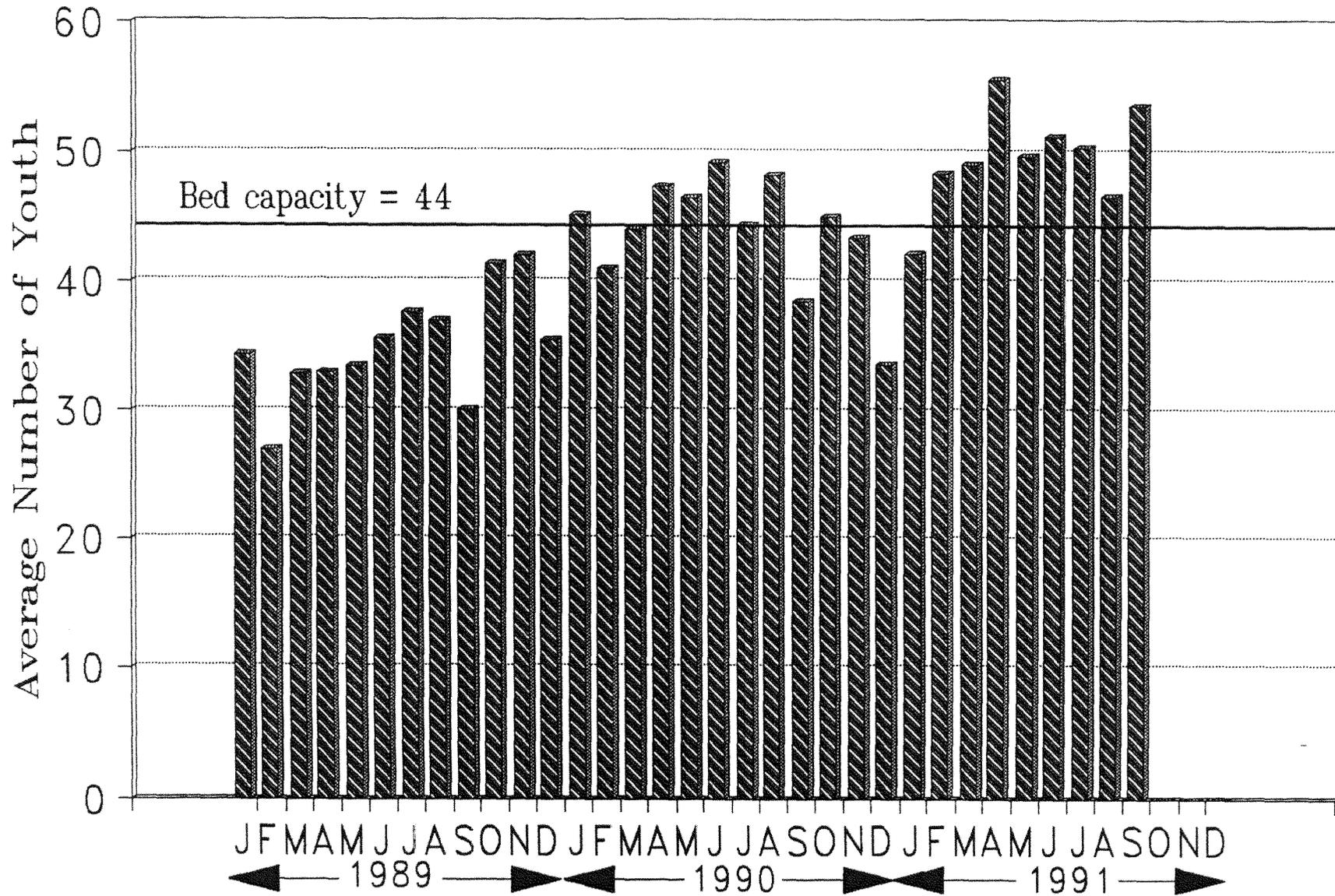
Chart C depicts the reality of the shift of these "difficult children" held in the facility. Over the last three years a steady escalation of youth detained have had felony referrals, while a correlation is also shown that the regional beds serviced through Clackamas and Washington Counties has steadily decreased.

During times of overcrowding, the facility faces additional difficulty in meeting statutory space requirements in both sleeping rooms and day rooms. Unacceptable conditions such as juveniles sleeping on mattresses on the floor have been the result. The capacity of the Detention facility is finite. Under the current budget, the Division operates three secure units, two for boys and one for girls. Daily capacity for the two boys' units combined is 44, and capacity for the girls' unit is 10.

MULTNOMAH COUNTY DETENTION CAPACITY

| | | |
|-----------------|---|------|
| BED CAPACITY | - | 54 |
| BOYS II | - | 20 |
| BOYS III | - | 24 |
| GIRLS | - | 10 |
| LESS | | |
| REGIONAL BEDS | - | - 12 |
| TOTAL BOYS' | | |
| BEDS AVAILABLE | - | 32 |
| % AVAILABLE FOR | | |
| P.V.'s | - | 1-2 |

Average Monthly Detention Population For Boys II and III Units



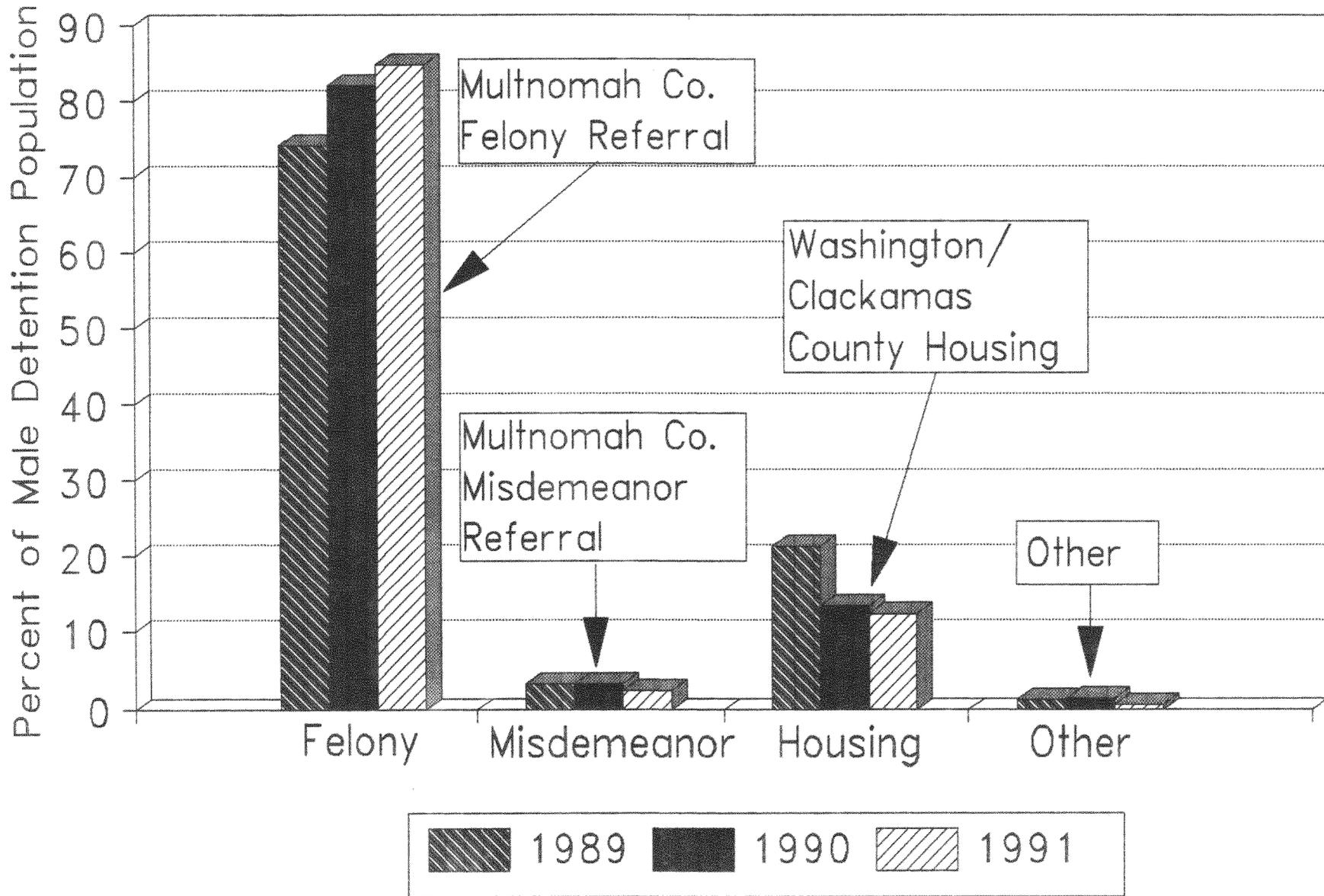
Monthly Detention Population Boys II and III Units



Monthly High
 Monthly Average
 Monthly Low

Profile of Male Detention Population

Comparison of Years 1989, 1990, 1991



CAPACITY ISSUES - continued

Of the 54 beds, 12 of these are regional beds to serve Clackamas and Washington Counties. These are almost always used for boys. After deducting the regional beds from the total, a total of 32 beds exist for boys in Multnomah County to accommodate all pre-adjudicatory needs as well as "judicially ordered" back up for juveniles who have violated their probation. In a recent study of the Detention population, only 21% of the entire population consisted of "Probation Violators". When priority access is given to the pre-adjudicatory population, the result is often only 1 or 2 beds available at all times to serve as a judicial back up for a daily probation population of between 800 - 1,000 juveniles.

The facility also operates a program called Assessment, Intervention, and Transition Program, (AITP), which is a 30 day post-adjudication program for youth in lieu of commitment to the state training school. Since it is designed as a short term integrated rehabilitative residential program, it is not included in the above statistics on average monthly population or capacity.

ALTERNATIVES TO DETENTION

As the eligible Detention population has increasingly exceeded available bed space, the Division has been diligent in developing its own alternatives to secure Detention as well as utilizing community alternatives. The Division is also active in providing a leadership role in the community to encourage the creation of additional alternatives provided by the non-profit sector.

DIVISION OPERATED ALTERNATIVES TO DETENTION

Close Supervision - (Pre-adjudicatory)

As a pre-adjudicatory Detention alternative, upon order of the Court, the Division may conditionally release a child, who otherwise is eligible for Detention. For this purpose, the Division operates a staff monitored structured release program called Close Supervision. This program provides a less restrictive environment to assure a child's appearance at a Court hearing. Due to increased supervision the program also reduces instances of further delinquent behavior between the initial referral and disposition. This program has served a total of 1,448 juveniles since 1989 with a daily average of nearly 25.

ALTERNATIVES TO DETENTION - Close Supervision - continued

Close Supervision Utilization

| <u>Year</u> | <u>Monthly Average</u> | <u>Monthly Average</u> | <u>Total Clients</u> |
|--------------------|-----------------------------------|-----------------------------------|-----------------------------|
| 1989 | 30 | 16.74 | 360 |
| 1990 | 48.75 | 28.10 | 585 |
| *1991 | 55.80 | 29.08 | 503 |
| Overall | | 24.64 | 1,448 |

* = 9 Months

Electronic Monitoring Program - (Pre-adjudicatory)

In November, the Division anticipates testing a new Electronic Home Monitoring program. Program testing will consist of utilizing 5 Electronic Monitoring units over an eight month period of time for juveniles who are otherwise eligible for Detention and whose Court date is approximately 30 days from placement on the program. During the eight month period, this program will allow up to 40 juveniles who would otherwise remain in Detention to remain in their home living situation pending adjudication of their cases.

Probation Assistance Weekend - (Post adjudicatory)

Some children held in Detention are judicially ordered to spend time there following violations to their terms of probation. Usually this time is served over a number of weekends. Because of this, the weekend population frequently exceeds the ideal capacity, represents unique management problems for staff, and consists of juveniles who are not succeeding on probation.

Consequently the Division created a structured alternative to weekend Detention which serves both as a consequence for some probation violations as well as an opportunity to promote and obtain accountability for juveniles while on probation. The program assists juveniles to succeed on probation by providing a positive successful skill development weekend experience. Juveniles sleep at home but spend a full weekend schedule engaged in positive skill building and social experiences.

The Division started testing this program on June 21, 1991 with currently allocated funds using existing on-call staff. The program can serve between 8 and 12 juveniles at a time and has served 80 youth since its inception. In order to continue this program beyond the "testing" period, allocations will need to be made to fund the two positions which staff the program.

ALTERNATIVES TO DETENTION - continued

Automatic Report - (Post Adjudicatory)

Some juveniles have great difficulty in succeeding while on probation and exhibit behaviors that repeatedly cause them to be in violation of their probation agreement. Such chronic probation violators benefit from a judicially ordered weekly appearance before a judge and need the opportunity of a shorter more tangible time frame to experience success on probation. For many juveniles this is accomplished one week at a time.

Prior to the establishment of this program, such juveniles repeatedly would serve time in Detention following probation violations. While many juveniles do in fact continue to be ordered into Detention following placement on Automatic Report, the Division feels that this program has been successful in reducing the post adjudicatory Detention population.

COMMUNITY OPERATED ALTERNATIVES TO DETENTION

Community alternatives to Detention consist of a dual system of shelter care services provided by Harry's Mother for non-CSD involved youth and a variety of CSD contracted community shelter care resources for CSD involved youth.

Harry's Mother operates a 10 bed staff secure facility known as Garfield House, a 4 bed foster home, and a system of volunteer homes certified to provide short term emergency shelter care. The program has met its annual service goals half way through the year for each of the last two years. The program believes that it is turning away two youth for every three it serves.

CSD involved youth are served by several different community resources. These programs are also at capacity and many have rigid criteria which screen out a number of difficult to place youth. Many programs will not take juvenile fire setters, sex offenders, or those who exhibit assaultive behavior.

UTILIZATION OF COMMUNITY ALTERNATIVES

Not only is the demand for these services swelling beyond capacity, juveniles are increasingly difficult to place as they begin to fall outside the community's acceptable placement criteria. Dennis Morrow from Janis Youth Program described a recent referral to one of Janis' Shelter Care programs for boys. The child had an IQ of 74 which disqualified him from Developmental Disabilities programming. He was emotionally disturbed and a chronic sex offender who grooms his victims.

UTILIZATION OF COMMUNITY ALTERNATIVES - continued

When placed in programs, he would not run away but would use the program as a focal point and base of operation. He is encopretic (incontinent of stool), and "plays with" his feces.

Mr. Morrow describes this referral as an example of the current nature of juveniles needing shelter care service in the community. Children Services Division recently released a \$500,000 Request for Proposals for a 30 day Emergency Shelter for difficult to place youth. Not one single agency offered a bid. This is surprising in such a resource tight economy.

Besides utilizing its own alternatives to capacity, it is clear that the Division has also been taxing the community shelter care system to its limits. Children would not be held in Detention if home or some other suitable alternative were available. That there are children in Detention in the context of multiple Division operated and community operated alternatives means that there is no other suitable place. The current shelter care system is thoroughly drained and providers are not seeking to expand their services to the more difficult youth. There is a crisis in the entire juvenile justice system regarding shelter capacity. If not served by Detention, these children would create an unacceptable deluge in the community.

Recently, the Division has taken a leadership role in convening all providers of shelter care, including CSD, to engage in a system wide approach to solving this problem. This is a unique role for the Division but one that makes sense given this current crisis. In the interim the Division will continue to utilize existing alternatives to Detention.

SERVICES AND PROGRAMS IN DETENTION

By statutory definition, a primary purpose of secure juvenile Detention is the holding of appropriate juveniles pending an adjudication hearing. The statute requires that when considering whether or not to hold a particular youth pending his/her hearing, that there be no means less restrictive to ensure attendance at a hearing. As a result, a large part of Detention is, by definition, a planned short term experience. In fact, during the last 18 months, nearly 61% of all total admissions to Detention have been released within 72 hours of admission.

Consequently it has been the Division's philosophy to provide a safe and secure environment which meets the basic needs of the children while they are housed in the Detention facility and to channel long term counseling, skill building and treatment strategies to the post dispositional experience.

SERVICES AND PROGRAMS IN DETENTION - continued

Below are brief descriptions of limited programming available in Detention under current available funding.

● **Education**

All juveniles held in excess of five days participate in the education program provided by Multnomah County Educational Service District (ESD). In order to maintain an ideal adult/student ratio, access to "school" has been rotated among the detainees. The Division will be requesting additional educational programming from the ESD. In the interim, in order to increase accessibility to the education program, the Division is negotiating with ESD to offer a modified schedule to allow all detainees to attend school for half a day.

● **Recreation**

The Division currently provides daily opportunities for recreation, including outdoor experiences whenever weather permits. During the recent warm weather, the Division brought in on-call staff to increase outdoor activities.

● **Medical**

All detained juveniles have access to medical screening and services provided by the County's Correction's Health Division. The nurse is on duty 8 hours daily as well as three evenings each week. A Psychiatric Nurse staffs a clinic twice each week. Health assessment is conducted at Admissions and specific medical services are provided as necessary. Specialized consultation and referral is also provided when necessary.

NEED FOR ENHANCED PROGRAMMING IN DETENTION

Regardless of a child's length of stay, the time spent in Detention need not be one void of meaningful therapeutic or educational contact. In fact for many, Detention is an opportunity to capitalize on a crisis situation and initiate a refuge from a chaotic existence.

The Division recognizes this opportunity and has begun to tap limited access to services designated for the AITP program. These include services such as Alcohol and Drug Abuse services, Pre-Employment Training, Street Law education, Psychiatric services, and skill building groups.

NEED FOR ENHANCED PROGRAMMING IN DETENTION - continued

While increased therapeutic, educational, and social service programming within the setting of Detention represents a growing shift in the Division's philosophy regarding the purpose of Detention, the development and expansion of such programming is an appropriate and effective way to initiate and link services with longer term strategies and services following disposition and during probation. Furthermore as the Division increases and improves the programming within Detention, increased coordination and a shared sense of purpose will emerge between the Detention and Probation staffs.

RECOMMENDATIONS

The Division recommends that the County open a third boys' unit in Detention and that it allocate funds to add appropriate staff positions to consciously develop planned programming for all Detention units.

The decision to move toward a shift in focus from short term basic care toward enhancing programming opportunities available in Detention needs to be a conscious one made collectively by the Board and the Division. Accomplishing this effectively would not be possible under current conditions. A third Boys' Unit would ease over-crowding conditions, further enhancing the Division's ability to increase the quantity and quality of meaningful adult/child contact.

A detailed budget is attached. Please note the following:

The budget separates the costs of the Boys' Unit and the Program Enhancement for comparison purposes. Certain cost savings are realized when combining the two budgets because certain expenses would have to be made regardless of whether or not the two budgets are separated.

This is an annualized projection for start up and first year operation. Subsequent Budget Modifications would be written to reflect an 8 Month start up. In this case the total budget would reflect 2/3 of the total personnel costs. Materials and Services, Education and Training, and Capital Equipment would remain the same.

Certain expenses are one time only so the on-going annualized budget would be reduced by approximately \$22,420 for a total on-going annual cost of \$662,625.

RECOMMENDATIONS - continued

The specific recommendations are:

OPEN A THIRD BOYS' UNIT - \$279,958

- 7 FTE Group Workers
- Temporary and Overtime
- Supplies
- Education and Training
- Capital Equipment

ENHANCE PROGRAMMING CAPABILITY - \$411,012

- 1 FTE Deputy Superintendent/Programs
- 5 FTE Lead Group Workers (Includes one for PAW)
- 1 FTE Group Worker (PAW)
- 1.4 FTE Group Worker (Night)
- 1 FTE Mental Health Specialist
- 1 FTE Office Assistant 2
- Temporary and Overtime

- Materials and Supplies
- Education and Training
- Capital Equipment

TOTAL ANNUAL COST - \$685,045

BUDGET EXPLANATION

THIRD BOYS' UNIT

This request will provide the Division with sufficient staff and personnel support to provide double coverage in a third Boys' unit. Seven FTE Group Workers plus a planned amount of On-call and Overtime are required to provide the needed double coverage.

Supplies include classroom desks, chairs, tables, office furniture, and operating supplies. Typical unit costs relating to food, clothing, and the like are not anticipated since the population is currently in the facility.

Capital Equipment needs include computers, stove, refrigerator, beds, and necessary electronic equipment to operate the unit.

BUDGET EXPLANATION - continued

PROGRAMMING CAPABILITY

As a package, the request will allow the Division to initiate and develop planned programming in each of 4 Detention units. The budget reflects the personnel and other costs required to implement this recommendation. Below is a description of the **personnel** needed to develop this capability.

Deputy Superintendent/Programs

This position will oversee program development, supervise program staff, and facilitate training needs to support programming efforts.

5 FTE Lead Group Workers (Includes one for PAW)

Four of these positions will provide programming leadership and assistance with training for each of the facility's 4 units. They will provide consultation to other staff members and facilitate additional group processes within Detention. The 5th FTE is requested to staff the PAW program as previously described.

1 FTE Group Worker (PAW)

This position is requested to staff the PAW program as previously described.

1.4 FTE Group Worker (Night)

This Group Worker will staff a "graveyard" shift to serve as a "night rover" to increase coverage as necessary and to assist with admitting and orienting new detainees.

1 FTE Mental Health Specialist

This position will provide a strong Mental Health capability within Detention. This person will serve as a therapeutic link between Detention, Court Counselors, the Medical program, and other resources. The Specialist will provide crisis intervention as needed and will provide consultation and group leadership among all the units. This position will also allow rapid response to any mental health issues that may arise.

BUDGET EXPLANATION - continued

PROGRAMMING CAPABILITY - continued

1 FTE Office Assistant 2

This position will perform all clerical duties for all 4 units including; word processing, routine duplicating, payroll, supply inventory and ordering. Currently these duties are performed by Group Worker Supervisors.

Temporary and Overtime

On-Call and Overtime funds are budgeted to support additional staff.

CAPACITY LIMITATION

In the final analysis the bottom line is that there is an unacceptable number of juveniles in Detention given the current space and staffing available under presently allocated funding.

The 1989 Legislature recognized the eventual limited capacity of regional detention facilities and gave counties statutory authority to establish a Capacity Limit. ORS 419.613 states that "the Board of Commissioners of a county may institute an examination of the county's detention facility and establish the maximum number of juveniles that may be held in constitutional standards in the facility at any given time. The statute is attached.

In the event that the Board is unable to address this proposal and open the third Boys' Unit, the Division makes the following final recommendation.

If measures are not taken to ease overcrowding and establish programming in the Juvenile Detention Facility, the County should exercise its authority to establish a Capacity Limit under ORS 419.613. The CAP should be as follows:

| | |
|----------|----|
| Boys II | 22 |
| Boys III | 22 |
| Girls | 10 |
| AITP | 20 |

CAPACITY LIMITATION - continued

In preparation for the possibility of a CAP, the Division has recently initiated an internal staff committee to review the current Admissions Screening Process. The goal is to develop an instrument whereby a conscientious release plan might be followed according to a pre-determined set of criteria. The group is testing a new "Admission Worksheet" this month for subsequent review by Juvenile Court Judges.

PROGRAMMING NEEDS UNDER A CAPACITY LIMIT

While other issues exist regarding the community's ability to absorb any children released under a CAP, the focus of juvenile detention in Multnomah County will remain the same without some attention to programming. Current staff is only adequate to provide the current level of programming. **Should the Board choose to establish a Capacity Limit, the Division strongly recommends that some measures be taken to address programming needs.**

The Division has prioritized components of the Enhancement proposal and strongly recommends that **even under a CAP**, the following positions be added to the current Detention staff:

| | | |
|--------------------------------|----------|------------------|
| 1 FTE Mental Health Specialist | - | \$ 33,204 |
| 4 FTE Lead Group Workers | - | \$150,236 |
| 1.4 FTE Night Group Worker | - | \$ 47,286 |
| 2 PAW Positions | | |
| 1 FTE Lead Group Worker | - | \$ 37,559 |
| 1 FTE Group Worker | - | \$ 33,776 |
| Total | - | \$301,881 |

JUVENILE JUSTICE DIVISION - BOYS 3 UNIT + PROGRAM BUDGET, ANNUALIZED

| PERSONNEL: | BOYS 3 AND PROGRAM \$ | PROGRAM \$ ONLY | BOYS 3 UNIT \$ ONLY |
|---|--------------------------|-------------------------|-------------------------|
| DETENTION PROGRAM STAFF: | | | |
| 1.0 Deputy Superintendent of Programs | \$49,987 | \$49,987 | |
| 5.0 Lead Groupworkers (Includes 1 for PAW) | \$187,795 | \$187,795 | |
| 2.4 Groupworkers (1 for PAW, 1.4 for nightshift) | \$81,062 | \$81,062 | |
| 1.0 Mental Health Specialist | \$33,204 | \$33,204 | |
| 1.0 Office Assistant 2 | \$19,312 | \$19,312 | |
| Temporary, Overtime | \$31,587 | \$31,587 | |
| ----- | | | |
| 10.4 FTE PROGRAM PERSONNEL TOTAL | \$402,947 | \$402,947 | |
| DETENTION BOYS 3 UNIT STAFF: | | | |
| 7.0 Groupworkers | \$236,432 | | \$236,432 |
| Temporary, Overtime | \$19,701 | | \$19,701 |
| ----- | | | |
| 7.0 FTE BOYS 3 UNIT PERSONNEL TOTAL | \$256,133 | | \$256,133 |
| 17.4 FTE TOTAL PERSONNEL COSTS | \$659,080 | \$402,947 | \$256,133 |
| MATERIALS AND SERVICES: | | | |
| SUPPLIES: | \$10,365 | | |
| OTO \$. Furnishings for Boys 3 Unit classroom: 15 school desks, @ \$200 = \$3,000. | | | \$3,000 |
| OTO \$. Furnishings for Boys 3 Unit dayroom: 20 chairs, @ \$145 = \$2,900. 4 tables, @ \$200 = \$800. | | | \$2,900 \$800 |
| OTO \$. Furnishings for staff, Boys 3 &/or Pgm. 2 desks, @ \$400 = \$800. 2 chairs, @ \$225 = \$450. 3 2-drwr files, @ \$225 = \$675. | | \$800 \$450 \$675 | \$800 \$450 \$675 |
| Operating supplies (On-going \$): Program: 10.4 FTE x \$100 each = \$1,040. Boys 3 Unit: 7 FTE x \$100 each = \$700. | | \$1,040 | \$700 |
| EDUCATION/TRAINING (On-going \$). Program: 11 x \$100 each = \$1,100. Boys 3 Unit: 7 x \$100 = \$700. | \$1,800 | \$1,100 | \$700 |
| TOTAL MATERIALS & SERVICES: | \$12,165 | \$4,065 | \$10,025 |
| CAPITAL EQUIPMENT: OTO \$. | \$13,800 | | |
| Program &/or Boys 3: Pers Computers = \$4,000. | | \$4,000 | \$4,000 |
| Boys 3 Unit: Stove, Refrigerator, TV & VCR = \$1,800. Beds; Electronic Equipment (TV monitor, 3 cameras, 6 handheld radios) = \$8,000. | | | \$1,800 \$8,000 |
| TOTAL CAPITAL EQUIPMENT: | \$13,800 | \$4,000 | \$13,800 |
| TOTAL, PROGRAM + BOYS 3 UNIT: | \$685,045 | \$411,012 | \$279,958 |

of a juvenile department or one of the counselors shall:

(1) Make or cause to be made an investigation of every child brought before the court and report fully thereon to the court.

(2) Be present in court to represent the interests of the child when the case is heard.

(3) Furnish such information and assistance as the court requires.

(4) Take charge of any child before and after the hearing as may be directed by the court. [1955 c.491 §4]

419.609 Annual report to Oregon Community Children and Youth Services Commission. The juvenile department of a county shall report annually to the Oregon Community Children and Youth Services Commission the frequency with which juveniles are held in preadjudicative detention and the duration of the detention. [1989 c.1033 §6]

Note: 419.609 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 419 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

419.610 Director or counselor has power of peace officer and may bring child in custody before court at any time. Any director or counselor shall have power of a peace officer as to any child committed to the care of the director or counselor. Any director or counselor may, in the discretion of the director or counselor and at any time, bring a child committed to the custody and care by the juvenile court before such court for any further action the court considers advisable. [1955 c.491 §5]

419.612 Detention facilities for dependent and delinquent children; standards. (1) Any county may acquire in any lawful manner, equip and maintain within the county suitable detention facilities for the detention of dependent and delinquent children confined pursuant to a judicial commitment or order pending final adjudication of the case by the juvenile court. The personnel of any detention facilities are subject to the control and direction of the judge of the juvenile court.

(2) Where two or more counties have entered into an agreement pursuant to ORS 419.604 (2), the counties jointly may acquire in any lawful manner, equip and maintain, at a suitable site or sites in the counties determined by the judges of the juvenile courts of the counties, detention facilities suitable for the detention of dependent and delinquent children confined pursuant to judicial commitment or order pending final adjudication of the case by juvenile court. The personnel of any detention facilities are sub-

ject to the joint control of the judges of the juvenile courts of such counties.

(3) Suitable detention facilities shall be of Class I construction and comply with Oregon Structural Specialty Code and Fire Life Safety Code of the State Fire Marshal. In addition, the facilities shall provide:

(a) Sanitary drinking water in living units and dayrooms;

(b) Toilets and washbasins accessible to juveniles in all housing and activity areas;

(c) At least one shower for every 10 detainees;

(d) A heating system and all equipment required to insure healthful and comfortable living and working conditions for juveniles and staff, and which maintains a temperature no lower than 64 degrees;

(e) Lighting at 20 footcandles density; and

(f) Verbal or mechanical communications from sleeping rooms to staff.

(4) New or major renovated facilities shall conform to the requirements of subsection (3) of this section and shall also provide:

(a) That any single sleeping rooms located therein are at least 70 square feet and that any dormitories located therein are at least 50 square feet per occupant and house no more than five individuals each;

(b) At least one toilet and washbasin for every five detainees;

(c) Corridors of at least six feet in width;

(d) Thirty square feet of dayroom space per child;

(e) Heating units capable of maintaining 68 to 85 degrees temperature;

(f) Tamper-proof lighting with capability of 20 footcandles;

(g) Air circulation of 10 cubic feet of fresh air per minute, per occupant;

(h) Sleeping rooms' water valves accessible for staff control;

(i) Rooms provided for classes, library, arts and crafts; and

(j) Indoor and outdoor recreation and exercise areas. [1955 c.491 §7; 1981 c.869 §8]

419.613 Capacity limits. The county court or board of commissioners of a county may institute an examination of the county's juvenile detention facility and establish the maximum number of juveniles that may be held in accordance with constitutional standards in the facility at any given time. If a county court or board of commissioners adopts a capacity limit on the number of juveniles that may be held in the detention fa-

cility and the number of juveniles held in the juvenile facility exceeds the established capacity, the county, through the juvenile department director, shall immediately notify the judge of the juvenile court who shall authorize the release of a sufficient number of juveniles to reduce the population of the detention facility to the established capacity. [1989 c.1033 §7]

Note: 419.613 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 419 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

419.614 Payment of expenses of maintaining detention facilities. (1) All expenses incurred in the maintenance of the facilities for detention and the personnel required therefor, except as otherwise provided in subsection (2) of this section, shall be paid upon order of the board of county commissioners or county court from county funds duly levied and collected in any manner provided by law. When joint detention facilities are maintained as provided in ORS 419.612 (2), each county shall pay its share of the costs and expenses of acquiring, equipping and maintaining the joint detention facilities, to be determined pursuant to an agreement between the counties. Counties may accept gifts or donations of property, including money, for the use of detention facilities to be expended and used as directed by the judge of the juvenile court.

(2) When a county operates a combined facility to provide both care and rehabilitation services, under ORS 420.855 to 420.885, and detention facilities, the county may also receive state support for such care and rehabilitation services as permitted by ORS 420.880.

(3) When a county operates a combined facility as described in subsection (2) of this section, only those juveniles shall be admitted to the youth care center of such facility who:

(a) Are 12 years of age or older;

(b) Have been found to be within the jurisdiction of the juvenile court as a result of an adjudication of a petition filed by reason of ORS 419.476 (1)(a); and

(c) Have had the placement in such combined facility reviewed by the juvenile court. [1955 c.491 §8; 1985 c.500 §9]

419.616 Juvenile department as county agency; payment of expenses of department. (1) Except as provided in ORS 419.604, the juvenile department of a county is and shall be considered a county agency for all purposes.

(2) The cost of maintaining a juvenile department and all expenditures incidental

thereto, including traveling expenses, and necessarily incurred in supplying the immediate necessities of dependent or delinquent children while committed to the charge of a director or counselor, and all salaries for the personnel of a juvenile department and of any detention facilities maintained in the county, shall be payable upon the order of the board of county commissioners or county court of the county from county funds budgeted and levied for that purpose in any manner provided by law.

(3) When two or more counties have counselors appointed to serve the counties jointly, each county shall provide funds to pay its share of the costs and expenses of the employment of counselors and maintaining juvenile departments. The method of determining the portion of such costs and expenses each county is to bear shall be provided in the agreement made between the counties pursuant to ORS 419.604 (2). [1955 c.491 §6; 1987 c.779 §2]

Note: See note under 419.604.

419.618 Detention rooms and hospital wards for juvenile cases; payment of expenses. The board of county commissioners or county court of counties having more than 400,000 inhabitants, according to the latest federal decennial census, shall provide proper accommodations for detention rooms and hospital wards, as may be necessary for the care, custody and discipline of minor children. The expense of the same shall be audited and paid in the same manner as other bills in such county are audited and paid. [Formerly 419.568; 1963 c.519 §37]

(Informal Disposition Agreements)

419.630 Conditions for informal disposition agreement. An informal disposition agreement may be entered into when a child has been referred to a county juvenile department, and a juvenile department counselor has probable cause to believe that the child may be found to be within the jurisdiction of the juvenile court for one or more of the acts specified in ORS 419.476 (1)(a), (b) or (f) or 419.476 (1)(c) when the child's own behavior is such as to endanger the child's welfare or the welfare of others. [1979 c.339 §1]

419.635 Nature of agreement; contents; terms. (1) An informal disposition agreement is a voluntary contract between a child described in ORS 419.630 and a juvenile department whereby the child agrees to fulfill certain conditions in exchange for not having a petition filed against the child.

(2) An informal disposition agreement may require participation in or referral to counseling, a period of community service, drug or alcohol education or treatment, vo-

MEMORANDUM

DATE: October 30, 1991
TO: Hank Miggins
FROM: Elaine Cogan *EC*
RE: Work Schedule and Estimated Fee for Children's Justice Steering Committee

The committee appears to be on the way to fulfilling its mission from County Chair Gladys McCoy as paraphrased below:

1. Develop and select short-term options for the Donald E. Long Home.
2. Develop recommendations concerning how to deal with the intermediate (2-5 years) situation.
3. Develop a process to explore long-term solutions concerning children's justice issues in Multnomah County.

To date, the committee generally agrees on the following:

1. The county should spend only the minimum amount of funds necessary to keep the present facility operable, safe and secure until a long-range plan is in place.
2. Although evaluating the proposal of the Juvenile Services Director to increase staffing and open a third boys wing to accomodate overcrowding is outside our charge, we understand the immediate need for some action in this regard.
3. The community needs to understand the present system of juvenile justice that applies this balanced approach philosophy in Multnomah County: equal consideration to the four areas of community protection, accountability, competency, and fair and just sanctions.

The committee's work program to meet its goals is as follows:

November-December, 1991

- ◆ Continue to review all community programs that have an effect on the juvenile justice system -- those that act as deterrents and those that treat youngsters after they are in the system. Attempt to ascertain local or national successful philosophies or approaches or any other useful measurements of success or failure that can be applied to Multnomah County.
- ◆ Review the Gable/DeMuro report of JDH and make recommendations as appropriate.
- ◆ Agree on an outline for the committee's final findings and recommendations.

January, 1992

- ◆ Reach agreement on whether to recommend new or remodeled facility.
- ◆ Examine options for the physical configuration of the facility, taking into account the programs now housed there and those that may or should be there in the future.
- ◆ Choose the most practical, politically feasible and cost effective alternative.

February, 1992

- ◆ Discuss recommendations with stakeholders, e.g. those who are most involved or interested in the children's justice system, and members of the general public.

March, 1992

- ◆ Modify recommendations, if needed.
- ◆ Define approach for public approval.
- ◆ Present recommendations to Board of County Commissioners.

Estimated Consultant fee to facilitate work of the
Children's Justice-Steering Committee

| | |
|---|-----------------|
| November - December, 1991 | 25 hours |
| January, 1992 | 20 hours |
| February, 1992 (assume extensive public outreach) | 35 hours |
| March, 1992 | 15 hours |
| TOTAL | 95 hours |

Required to complete work:

| | | |
|---|------------------|---------|
| Consultant | 95 hours at \$90 | \$8,550 |
| Clerical, parking, fax, other direct expenses | | 150 |

TOTAL \$8,700

EC:
9143mo30.wp5

Children's Justice Steering Committee Work Program
by Elaine Cogan
July 2, 1991

The goal of the Children's Justice Steering Committee is to develop, for public review, one or more models of treatment in Multnomah County that best serve the needs and safeguard the rights of the youngsters in the system, consistent with the safety and well-being of staff and the general public.

The Steering Committee (SC) will undertake a planning process from July 1991 to March 1992, anticipating a possible measure on the May 1992 ballot. The goals and objectives for the planning process were formulated at a day-long workshop, June 27, 1991, with Rich Gable, research director, National Center for Juvenile Justice, and reviewed the following day with the Board of County Commissioners (BCC). A schedule of tasks follows.

Description of Tasks

Task 1. Week of July 8. With assistance of Rich Gable, develop draft questionnaire and list of respondents throughout the U.S. who are experts in juvenile justice matters.

Task 2. Week of July 15. Meet with Bill Naito, chair, Multnomah County Library Board and others as appropriate, to apprise them of this project and solicit cooperation in any potential building levy campaign.

Task 3. July 17. SC meeting to review scope and time schedule of planning project, questionnaire and any other informational needs; and public outreach and media program.

Task 4. July 22 - August 16. a) Mail questionnaire before August 1 and collate responses; include Multnomah, Clackamas and Washington counties among respondees. b) Obtain demographic projections of future regional population/juvenile crime trends from Portland State Urban Studies Center and/or other sources.

Task 5. August 20. SC meeting to review information obtained to date from questionnaire and other sources. Determine what more is needed and how to get it. Begin discussion of criteria for alternative models.

Task 6. August 21 - September 20. Undertake additional research through Gable, PSU, and other sources as needed. This may require personal or telephone interviews with key individuals.

Task 7. September 25 (tentative). SC meeting to review additional information, continue discussion of criteria and begin to develop alternative models.

Task 8. September 26 - October 15. Complete research as needed.

Task 9. October 16 and 30 (tentative). SC meetings to agree on alternative models. Note: Rich Gable will participate in the second October meeting.

Task 10. Early November. In informal briefing, apprise BCC of findings of SC.

Task 11. November 1991 - January 31, 1992. Develop and undertake public outreach program to discuss and obtain feedback on alternative models. Audiences will include but not be limited to existing and potential providers, county and state human resources personnel, representatives of business and industry, and the general public. Obtain broadest possible media coverage.

Task 12. February 12 (tentative). SC meeting to consider public comments and agree upon preferred model.

Task 13. February 13-21. Complete description of preferred model. Mail to interested parties for review.

Task 14. By February 29. Present preferred model to BCC for discussion, possible modification, and adoption.

Task 15. March. Undertake additional public outreach and/or meetings with key individuals or groups. Define ballot measure for May. Note: this may be combined with other facility needs such as for a new library or Multnomah County Courthouse.

Task 16. March - May. Undertake public campaign for affirmative vote in May on funding for recommended model.

Personnel Required

Project Manager -- approximately 15-20 hours/week

Clerical Assistant -- 10-15 hours/week

Research Assistant. -- approximately 100 hours over length of project

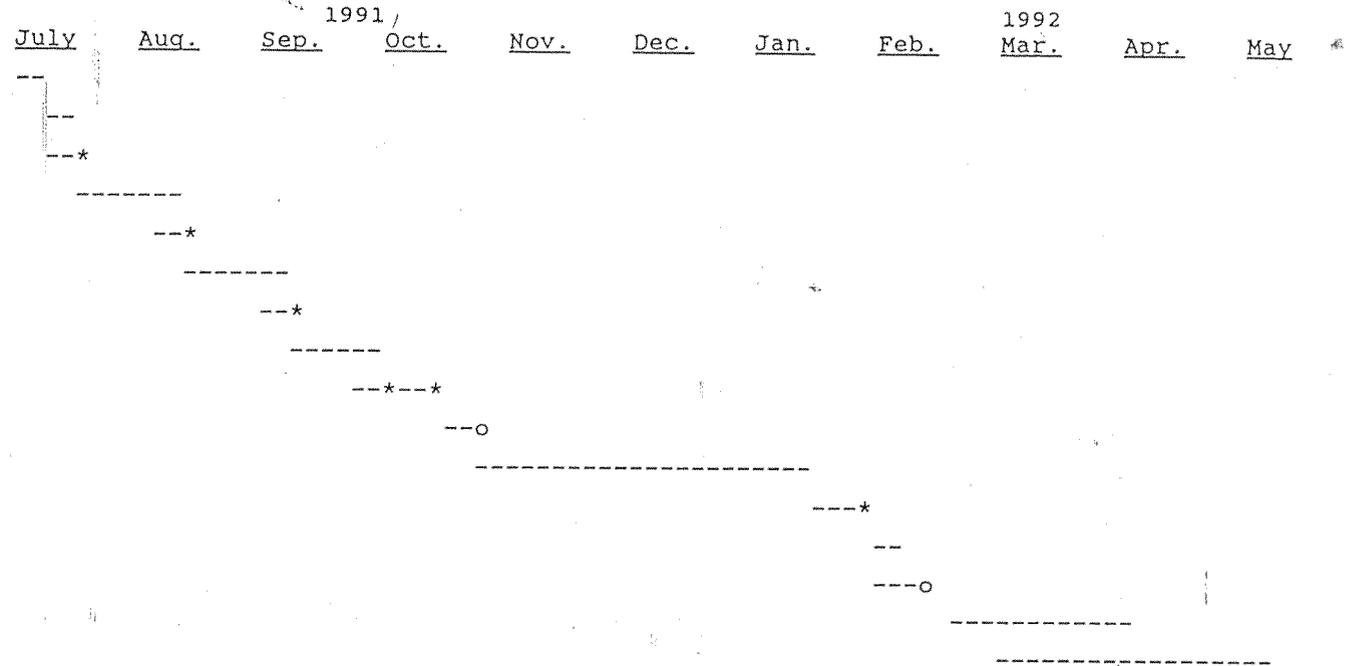
Donated research services -- National Center for Juvenile Justice, Portland State University

Volunteer participation, particularly in public outreach -- Steering Committee Members

Time Schedule

Tasks

1. Develop draft questionnaire
2. Meet with Naito, others
3. SC meeting
4. Research
5. SC meeting
6. Research
7. SC meeting
8. Complete research
9. SC meetings
10. BCC meeting
11. Public outreach
12. SC meeting
13. Complete model
14. BCC meeting
15. Public outreach
16. Campaign



* = SC meetings
 o = BCC meetings
 -- = Task work

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COGAN
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DRAFT

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF MULTNOMAH COUNTY

In the Matter of Establishing) RESOLUTION
a Juvenile Services Plan for)
Multnomah County)

WHEREAS, Robyn A. et al. v. McCoy et al is a class action suit filed by certain juveniles against Multnomah County alleging the existence of unconstitutional conditions at the Juvenile Detention Home, and

WHEREAS, the County Board referred a \$23 million bond issue to the voters in May, 1990, which would have constructed a new juvenile facility. The bond was defeated. A major issue in the campaign was the lack of a Comprehensive Plan for Juveniles.

WHEREAS, the County's Juvenile Detention Task Force has been attempting to develop a consensus regarding the need for a new facility and operational changes at the Home, and

WHEREAS, consultants Richard Gable and Paul DeMuro issued a Program Review of the Detention Facility and Practices in September, 1991. The report made recommendations concerning the Operation of Detention and Systems issues. The report noted that there were needs to expand "the number and improve the accessibility of pretrial detention alternatives" and "the county's post-adjudicative alternatives for committed youth". The report concluded that:

In many ways, the County's need for a secure detention facility will be contingent on its commitment to alternative programs. Without a doubt, chronic and violent offenders will need to be held in secure care. However, a thoughtful commitment to alternative programs will both reduce the need for secure care beds and offer more of an opportunity for some of Portland's troubled youth. In this case, development of decent alternative programming makes good economic and programming sense.

WHEREAS, the Children's Justice Steering Committee has been charged with developing a proposal for a new Juvenile Home;

THEREFORE BE IT RESOLVED, the Board of County Commissioners requests that a Comprehensive Juvenile Justice Plan be developed for Multnomah County by a fifteen member Task Force. The Task Force shall include representatives from the following:

Department of Human Services Juvenile Department and
Youth Program Office
District Attorney's Office
Juvenile Courts
Children and Youth Services Commission
Tri County Youth Consortium
Court Appointed Special Advocates volunteer
Children's Justice Steering Committee
Citizen Crime Commission
Oregon Council on Crime and Delinquency
Community Agency
Interested Citizens - 2

THEREFORE BE IT FURTHER RESOLVED, that the Chair will appoint a Chair to convene the Planning Effort. Staff will be provided by the Board of Commissioners, and other agencies as requested by the Chair.

THEREFORE BE IT FURTHER RESOLVED, that the Children's Justice Steering Committee will continue to develop proposal(s) for new facility(ies). They will report their results to the Juvenile Planning Group.

THEREFORE BE IT FURTHER RESOLVED, that the goal of this Plan is a reduction of delinquency through reintegration of youth into a nurturing, productive life in the community.

THEREFORE BE IT FURTHER RESOLVED, that in pursuit of that goal, the Plan should include recommendations designed to:

Protect the public by targeting beds at the Home to those who pose the greatest public safety risk

Increase effectiveness of probation by using limited stays at the Juvenile Home as a consequence for violations of probation standards

Increase the accountability of youth by providing a continuum of services between the Youth Services Center and the Juvenile Home.

Provide job readiness skills, counseling, and alcohol and drug treatment, and appropriate living arrangements.

Target resources to youth who now occupy space at the Home because of a lack of appropriate alternative sanctions - e.g. dependency cases

Expand community prevention efforts aimed at keeping youth out of gangs.

THEREFORE BE IT FURTHER RESOLVED, that the Board will only appropriate new, non-emergency revenue to the Juvenile Home in accordance with the approved Juvenile Services Plan. In addition, the Board will not refer another bond measure to the voters until a Comprehensive Juvenile Plan has been completed and approved.

THEREFORE BE IT FURTHER RESOLVED, that the Committee will report to the Board by March 1, 1992.

ADOPTED THIS _____ DAY OF NOVEMBER, 1991

(SEAL)

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By _____

Gladys McCoy, Chair

REVIEWED

Laurence Kressel, County Counsel

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