

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

Tuesday, October 26, 1999 - 9:30 AM
Multnomah County Courthouse, Boardroom 602
1021 SW Fourth Avenue, Portland

WORK SESSION

Chair Beverly Stein convened the meeting at 9:30 a.m., with Vice-Chair Diane Linn, Commissioners Sharron Kelley, Lisa Naito present, and Commissioner Serena Cruz excused.

WS-1 Emerging Budget Issues for Fiscal Year 2000-2001: Overview of Work Sessions and Schedule. County Counsel and County Auditor Budgets. Presented by Bill Farver, Carol Ford, Thomas Sponsler and Suzanne Flynn.

CHAIR STEIN ADVISED COUNTY AUDITOR BUDGET PRESENTATION WILL BE RESCHEDULED. BILL FARVER AND CAROL FORD, WITH JULIE NEBURKA, PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION OF BUDGET OVERVIEW, PUBLIC SAFETY LEVY PLANNING OVERVIEW SCHEDULE, SCHEDULING A JOINT MEETING WITH THE CITY OF PORTLAND IN JANUARY TO DISCUSS POTENTIAL TAXES, LEVIES, INITIATIVES AND REFERRALS, AND CREATING A PUBLIC SAFETY LEVY CONTINUUM WITH KEY RESULTS AND BEST PRACTICES. THOMAS SPONSLER, GERRY ITKIN AND AGNES SOWLE PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING COUNTY COUNSEL CASELOADS, BUDGET AND STAFFING.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:48 a.m.

Thursday, October 28, 1999 - 9:30 AM
Multnomah County Courthouse, Boardroom 602
1021 SW Fourth Avenue, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:31 a.m., with Vice-Chair Diane Linn, Commissioners Sharron Kelley, Lisa Naito present, and Commissioner Serena Cruz excused.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER LINN, CONSENT CALENDAR ITEM C-1 WAS UNANIMOUSLY APPROVED.

SHERIFF'S OFFICE

C-1 Renewal of Intergovernmental Agreement 0010962 with the Oregon Department of Corrections Providing Rental Beds for SB 1145 Offenders

REGULAR AGENDA

AT THE REQUEST OF CHAIR STEIN AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER LINN, CONSIDERATION OF THE FOLLOWING ITEM WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

UC-1 ORDER Upholding the Hearings Officer Decision Denying CU 9-98

COMMISSIONER NAITO MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF UC-1. CLERK EXPLAINED DOCUMENT MEMORIALIZES BOARD ACTION FOLLOWING DE NOVO HEARING HELD OCTOBER 21, 1999. ORDER 99-211 UNANIMOUSLY APPROVED.

PUBLIC COMMENT

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

Public Comment was made and received for the record.

NON-DEPARTMENTAL

R-2 Update on Siting of Neighborhood Access Clinic and Related Services in Rockwood. Presented by Jan Sinclair and Dan Steffey.

COMMISSIONER KELLEY, JAN SINCLAIR, DAN STEFFEY, SUSAN BRADY AND BRIAN SHATTERLY PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION REGARDING ROCKWOOD ACTION PLAN, SPACE NEEDS AND RECOMMENDATIONS FOR MULTIPURPOSE FACILITY. ROBERT TRACHTENBERG, CAROL FORD AND JAN SINCLAIR RESPONSE TO BOARD QUESTIONS REGARDING FUNDING ISSUES. CHAIR STEIN DIRECTED STAFF TO PURSUE AND RETURN WITH OPTIONS TO PURCHASE WITH THE PARTICIPATION OF GRESHAM IF POSSIBLE.

R-3 RESOLUTION Approving the Long Range Plan for the Association of Oregon Counties

COMMISSIONER KELLEY MOVED AND COMMISSIONER LINN SECONDED, APPROVAL OF R-3. GINA MATTIODA EXPLANATION. BOARD COMMENTS IN SUPPORT. RESOLUTION 99-212 UNANIMOUSLY APPROVED.

COMMISSIONER COMMENT/LEGISLATIVE ISSUES

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

GINA MATTIODA RESPONSE TO BOARD COMMENTS AND DISCUSSION REGARDING LACK OF STATE FUNDING FOR OREGON HEALTH PLAN AND HUMAN SERVICES PROGRAMS. COMMISSIONER NAITO PRESENTED IMPACT UPDATE. CHAIR STEIN COMMENTS REGARDING POPULARITY OF THE COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY'S "TAKE THE TIME" WEBSITE.

ADJOURNMENT

There being no further business, the regular meeting was adjourned at 10:47 a.m.

Thursday, October 28, 1999 - 11:00 AM
Multnomah County Courthouse, Boardroom 602
1021 SW Fourth Avenue, Portland

LAND USE PLANNING HEARING

Chair Beverly Stein convened the meeting at 10:52 a.m., with Vice-Chair Diane Linn, Commissioners Sharron Kelley, Lisa Naito present, and Commissioner Serena Cruz excused.

P-1 DE NOVO HEARING Regarding Hearings Officer Denial of WRG 6-98 and HV 16-98 for Property Located in the Multiple Use Agriculture (MUA-20) and Willamette River Greenway Zoning District at 17505 NW SAUVIE ISLAND ROAD, PORTLAND. 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 CASE HISTORY. HEARINGS OFFICER LIZ FANCHER PRESENTED CONDITIONS, FINDINGS OF

FACT AND CRITERIA USED IN DETERMINATION TO DENY APPLICATION AND RESPONSE TO BOARD QUESTIONS. APPLICANT'S ATTORNEY LARRY EPSTEIN TESTIFIED IN SUPPORT OF A REVERSAL OF THE HEARINGS OFFICER DECISION AND BOARD APPROVAL GRANTING THE VARIANCE, OR ELSE DELETION OF FINDING 21 FROM THE HEARINGS OFFICER DECISION TO ALLOW STAFF TO CONSIDER TRASH AND RECYCLE STRUCTURE AS A FENCE. SAUVIE ISLAND MARINA OWNER GRANT JOHNSON TESTIFIED IN SUPPORT OF A REVERSAL OF THE HEARINGS OFFICER DECISION AND APPROVAL GRANTING THE VARIANCE. MR. EPSTEIN AND MS. FANCHER RESPONSE TO BOARD QUESTIONS REGARDING SETBACKS, PARKING LOT, FENCE ISSUE, FINDING 21 AND THE WILLAMETTE RIVER GREENWAY PERMIT. COMMISSIONER NAITO'S MOTION TO AFFIRM THE HEARINGS OFFICER DECISION FAILED FOR LACK OF A SECOND COMMISSIONER LINN MOVED, SECONDED BY COMMISSIONER KELLEY, TO AFFIRM THE HEARINGS OFFICER DECISION AND TO DELETE FINDING 21. COUNTY COUNSEL JEFF LITWAK RESPONSE TO CHAIR STEIN QUESTIONS REGARDING WHETHER BOARD NEEDS TO DECIDE IF THE STRUCTURE IS A FENCE OR NOT AND WHETHER THE ROOF SHOULD BE REMOVED. MS. SEARS RESPONSE TO CHAIR STEIN QUESTION REGARDING THE IMPLICATIONS OF DELETING FINDING 21 FOR STAFF IN TERMS OF CODE ENFORCEMENT ON LANDSCAPE DESIGN REVIEW, BUFFERING AND SETBACK ISSUES. WITH NO REQUEST FOR CONTINUANCE OR OBJECTION TO HEARING, HEARING CLOSED. FOLLOWING BOARD DISCUSSION, MOTION TO AFFIRM THE HEARINGS OFFICER DECISION AND DELETE FINDING 21 UNANIMOUSLY APPROVED. (ORDER 99-223). CHAIR STEIN ADVISED ALL PARTIES WILL RECEIVE A COPY OF THE BOARD'S WRITTEN DECISION, WHICH MAY BE APPEALED TO LUBA.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:51 a.m.

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