

# **ANNOTATED MINUTES**

Tuesday, December 15, 1998 - 9:30 AM  
Multnomah County Northeast Health Center, First Floor Conference Room  
5329 NE Martin Luther King, Jr. Blvd., Portland

## **BOARD BRIEFING**

*Vice-Chair Sharron Kelley convened the meeting at 9:41 a.m., with Commissioners Gary Hansen, Diane Linn and Lisa Naito present, and Chair Beverly Stein excused.*

- B-1 Health Department Briefing and Work Session to Review Performance Trends and Key Results Measures and to Discuss Upcoming Issues and Opportunities. Presented by Billi Odegaard, Tom Fronk, Denise Chuckovich, Dave Houghton, Gary Oxman, Sharon Armstrong, Kathleen Fuller-Poe, Shirley Orr, Jan Sinclair and Kathy Page.

**BILLI ODEGAARD, TOM FRONK, DWAYNE PRATHER, DENISE CHUCKOVICH, GARY OXMAN, KATHLEEN FULLER-POE, SHARON ARMSTRONG, KATHY PAGE, SHIRLEY ORR, JAN SINCLAIR AND DAVE HOUGHTON PRESENTATION AND RESPONSE TO BOARD QUESTIONS, COMMENTS AND DISCUSSION.**

*There being no further business, the meeting was adjourned at 12:25 p.m.*

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Thursday, December 17, 1998 - 9:00 AM  
Multnomah County Courthouse, Boardroom 602  
1021 SW Fourth Avenue, Portland

## **REGULAR MEETING**

*Chair Beverly Stein convened the meeting at 9:05 a.m., with Vice-Chair Sharron Kelley, Commissioners Gary Hansen, Diane Linn and Lisa Naito present.*

### **CONSENT CALENDAR**

**UPON MOTION OF COMMISSIONER KELLEY,  
SECONDED BY COMMISSIONER HANSEN, THE**

***CONSENT CALENDAR (ITEMS C-1 THROUGH C-12) WAS UNANIMOUSLY APPROVED.***

**NON-DEPARTMENTAL**

- C-1 ORDER Re-appointing Melvin Y. Zucker to the RAMSEY-WALMAR SPECIAL ROAD DISTRICT

***ORDER 98-203.***

- C-2 Budget Modification NOND 4 Adding \$12,500 City of Portland Revenue for Co-Sponsorship of the Cultural Diversity Conference in June, 1999

**SHERIFF'S OFFICE**

- C-3 Package Store Liquor License Renewal for CORBETT COUNTRY MARKET, 36801 E. Historic Columbia River Highway, Corbett

**DISTRICT ATTORNEY'S OFFICE**

- C-4 Budget Modification DA 99-2 Adding \$48,136 Stop Violence Against Women Formula Grant Program Funding to the Family Justice Division Budget for 1 FTE Deputy District Attorney in the Domestic Violence Unit

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-5 ORDER Authorizing Execution of Deed D991598 for Repurchase of Tax Foreclosed Property to Former Owner Nancy C. Palmer

***ORDER 98-204.***

- C-6 Auto Wrecker License Approval for FRANK MILLER TRUCK WRECKING, 15015 NW Mill Road, Portland
- C-7 Auto Wrecker License Approval for LOOP HI-WAY TOWING, 28609 SE Orient Drive, Gresham
- C-8 Auto Wrecker License Approval for ORIENT AUTO PARTS, INC., 28425 SE Orient Drive, Gresham
- C-9 Report the Hearings Officer Decision Regarding Approval of CS 1-98, CU 6-98 and WRG 2-98 with Conditions to Legalize an Illegally Existing Moorage, LUCKY LANDING MARINA, on the Multnomah Channel Located in a Multiple Use Agriculture Zoning District

- C-10 Report the Hearings Officer Decision Regarding Approval of CU 10-98 with Conditions to Establish a New Single Family Residence and Barn in the Commercial Forest Use Zoning District on Property Located at 39864 SE TROUT CREEK ROAD, CORBETT
- C-11 Report the Hearings Officer Decision Regarding Approval of HV 13-98 with Conditions of the Minor Variance to Allow an Expansion of the Existing Deck on Property Located at 8350 NW ASH STREET, PORTLAND

### **SHERIFF'S OFFICE**

- C-12 RESOLUTION Approving Annual Authorization for Designation of a Portion of Compensation as a Housing Allowance for Chaplains Serving Inmates and Employees at the Multnomah County Jails

***RESOLUTION 98-205.***

### **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 FINAL ORDER Land Use Planning Cases PRE 4-98 and PRE 5-98 Affirming the October 16, 1998 Hearings Officer Decision to Approve Both of the Dwelling Approval Validation Requests

***UPON MOTION OF COMMISSIONER KELLEY,  
SECONDED BY COMMISSIONER LINN, FINAL  
ORDER 98-210 WAS UNANIMOUSLY APPROVED.***

### **DEPARTMENT OF SUPPORT SERVICES**

- R-10 RESOLUTION Authorizing Issuance of Advance Refunding Bonds, Series 1999

***COMMISSIONER HANSEN MOVED AND  
COMMISSIONER KELLEY SECONDED,  
APPROVAL OF R-10. DAVE BOYER***

**PUBLIC COMMENT**

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

***NO ONE WISHED TO COMMENT.***

**NON-DEPARTMENTAL**

- R-2 The Multnomah County Board of Commissioners May Vote on a Possible Option to Purchase Certain Real Property.

***COMMISSIONER KELLEY MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF OPTION TO PURCHASE U.S. BANK PROPERTY AT 501 SE HAWTHORNE. BOB OBERST, DAVE BOYER, LARRY NICHOLAS AND ALTHEA MILECHMAN PRESENTATION, EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS, ADVISING THE \$200,000 NON-REFUNDABLE OPTION TO PURCHASE APPLIES TOWARD THE PURCHASE PRICE OF \$25,052,000, AND THAT THE OPTION PERIOD ENDS FEBRUARY 1, 1999. BOARD COMMENTS IN SUPPORT OF INVESTMENT AND LOCATION.***

- R-3 Budget Modification CFS 5 Transferring \$30,000 from General Fund Contingency to the Domestic Violence Coordinator Division Budget to Complete an In-Depth Review of High Impact/High Priority Households and the Response of Community and Criminal Justice Systems

***COMMISSIONER KELLEY MOVED AND COMMISSIONER LINN SECONDED, APPROVAL OF R-3. COMMISSIONER KELLEY AND CHIQUITA ROLLINS EXPLANATION. BOARD COMMENTS IN SUPPORT. BUDGET MODIFICATION UNANIMOUSLY APPROVED.***

**DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- R-6 Results from RESULTS: Chemical Dependency Clinical Quality Audit. Presented by Lorenzo Poe, Laureen Oskochil and Kathleen Saadat.

***SUE LARSEN, LAUREEN OSKOCHIL AND KATHLEEN SAADAT PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS IN SUPPORT.***

- R-4 RESOLUTION Establishing a Committee to Reduce Drunk Driving and Driving While Suspended or Revoked, and Recommending an Ordinance Declaring Their Vehicles a Nuisance and Providing for the Forfeiture of Those Vehicles

***COMMISSIONER NAITO MOVED AND COMMISSIONER LINN SECONDED, APPROVAL OF R-4. FOLLOWING DISCUSSION, COMMISSIONER NAITO MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF AMENDMENT ADDING THE FOLLOWING LANGUAGE: "2. THE SHERIFF SHALL INCLUDE ON THE COMMITTEE ANY NOMINEES FORWARDED TO HIM BY INDIVIDUAL MEMBERS OF THE BOARD OF COMMISSIONERS." AND: "3. PRIOR TO RETURNING TO THE BOARD OF COMMISSIONERS, THE COMMITTEE SHALL FORWARD AND DISCUSS ITS RECOMMENDATIONS WITH THE DUII ADVISORY COMMITTEE AS WELL AS THE ALCOHOL AND CRIMINAL JUSTICE WORKING GROUP OF THE LOCAL PUBLIC SAFETY COORDINATING COUNCIL." DAN OLDHAM EXPLANATION. COMMISSIONERS NAITO AND KELLEY AND SHERIFF DAN NOELLE COMMENTS IN SUPPORT. CHAIR STEIN ADVISED SHE WANTS A SUMMARY OF RESEARCH AND BUDGET IMPACTS AND ANALYSIS, BOTH PROS AND CONS, IN ORDER TO ADDRESS DRUNK DRIVING IN AN EFFECTIVE WAY, USING BEST PRACTICES. COMMISSIONER HANSEN ADVISED HE WANTS THE COMMITTEE TO MAINTAIN CONSISTENCY THROUGHOUT THE COUNTY. SHERIFF NOELLE AND COMMISSIONER NAITO RESPONSE TO BOARD***

**COMMENTS. AMENDMENT UNANIMOUSLY  
APPROVED. RESOLUTION 98-207 UNANIMOUSLY  
APPROVED, AS AMENDED.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-5 Budget Modification DES 99-03 Requesting Reclassification of a .5 FTE Sanitarian to a .5 FTE Planner and Request for an Additional .5 FTE Planner within the Land Use Planning Division Budget

**UPON MOTION OF COMMISSIONER KELLEY,  
SECONDED BY COMMISSIONER HANSEN, THE  
BUDGET MODIFICATION WAS UNANIMOUSLY  
APPROVED.**

**NON-DEPARTMENTAL**

- R-7 Public Affairs Office Briefing and Board Discussion on County Legislative Agenda. Presented by Gina Mattioda and Susan Lee.

**GINA MATTIODA AND SUSAN LEE  
PRESENTATION AND RESPONSE TO BOARD  
QUESTIONS, COMMENTS AND DISCUSSION.  
BOARD TO CONSIDER APPROVAL OF WORKING  
LEGISLATIVE AGENDA DOCUMENT ON  
THURSDAY, JANUARY 7, 1999.**

*Chair Stein recessed the meeting at 10:26 a.m. and reconvened it at 10:30 a.m.*

- R-8 RESOLUTION Consenting to a Change in Control of the TCI Cable Franchises (West Multnomah County, Hayden Island) to AT&T with Conditions. Presented by Royal Harshman, David Olson and Ben Walters.

**COMMISSIONER KELLEY MOVED AND  
COMMISSIONER HANSEN SECONDED,  
APPROVAL OF R-8. ROYAL HARSHMAN, DAVID  
OLSON AND NORM THOMAS OF MT. HOOD  
CABLE REGULATORY COMMISSION  
EXPLANATION, COMMENTS IN SUPPORT AND  
RESPONSE TO BOARD QUESTIONS. GREG  
PEDEN OF U.S. WEST COMMUNICATIONS  
TESTIMONY IN SUPPORT AND RESPONSE TO**

**BOARD QUESTION. DEBBIE LUPPOLD OF TCI AND RICK THAYER ATTORNEY FOR AT&T TESTIMONY IN OPPOSITION, EXPLAINING THEY FEEL THE COUNTY AND CABLE REGULATORY COMMISSION DOES NOT HAVE AUTHORITY TO IMPOSE CONDITIONS ON THE TRANSFER. STEPHEN KAFOURY, LISA RACKNER AND RICHARD HORSWELL OF ORISPA TESTIMONY IN SUPPORT AND RESPONSE TO BOARD QUESTIONS. ERIC STACHON TESTIMONY IN SUPPORT. DUANE BOSWORTH ATTORNEY FOR TCI AND AT&T TESTIMONY IN OPPOSITION. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, TECHNICAL AMENDMENTS TO PARAGRAPH 2 OF THE RESOLUTION AND PARAGRAPH 4 OF THE ACCEPTANCE ATTACHED AS EXHIBIT A TO THE RESOLUTION WERE APPROVED, WITH COMMISSIONERS KELLEY, HANSEN, NAITO AND STEIN VOTING AYE, AND COMMISSIONER LINN VOTING NO. COMMISSIONER LINN DISCLOSED SHE HAS AN EIGHT YEAR HISTORY IN THE CABLE ACCESS BUSINESS AND INVOLVEMENT IN REGULATORY ISSUES AND DECISIONS, AND EXPLAINED SHE DISAGREES ON LEGAL OPINIONS AND BELIEVES TARIFF REGULATIONS SHOULD BE DECIDED AT THE FCC LEVEL. COMMISSIONERS NAITO AND STEIN COMMENTS IN SUPPORT. RESOLUTION 98-208 APPROVED, AS AMENDED, WITH COMMISSIONERS KELLEY, HANSEN, NAITO AND STEIN VOTING AYE, AND COMMISSIONER LINN VOTING NO.**

### **COMMISSIONER COMMENT**

- R-9 Opportunity (as Time Allows) for Commissioners to Provide Informational Comments to Board and Public on Non-Agenda Items of Interest. Comments Limited to Three Minutes Per Person.

**FOLLOWING BOARD AND STAFF  
PRESENTATION AND FESTIVITIES,  
PROCLAMATION 98-209 PROCLAIMING  
DECEMBER 17, 1998 AS GARY HANSEN RED**

***SOCK DAY IN MULTNOMAH COUNTY WAS  
UNANIMOUSLY APPROVED.***

*There being no further business, the meeting was adjourned at 12:10 p.m.*

OFFICE OF THE BOARD CLERK  
FOR MULTNOMAH COUNTY, OREGON

***Deborah L. Bogstad***

Deborah L. Bogstad