

ANNOTATED MINUTES

*Tuesday, October 18, 1994 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland*

BOARD BRIEFINGS

- B-1 *Cultural Diversity Committee Discussion of History, Results of Conference and Future Expectations, and Description of Current Diversity Projects. Presented by Donald Acker.*

DONALD ACKER, NEW CHAIR; CURTIS SMITH, MIKE OSWALD, CHRIS JOHNSON, JIMI JOHNSON, GAIL PARKER, AND JERRY WALKER PROVIDED PRESENTATION AND RESPONSE TO BOARD QUESTIONS.

- B-2 *Discussion on Recommended Changes to the Public Contract Review Board Rules. Presented by Dave Boyer and Lillie Walker.*

DAVID BOYER AND LILLIE WALKER PRESENTED PRESENTATION AND RESPONSE TO BOARD QUESTIONS.

- B-3 *David M. Griffith Report on Costs, Fees and Revenue Study. Presented by Dave Boyer.*

DAVID BOYER AND BETSY WILLIAMS PRESENTED PRESENTATION AND RESPONSE TO BOARD QUESTIONS. BOARD CONSENSUS TO WAIT UNTIL AFTER NOVEMBER 8TH ELECTIONS BEFORE POSSIBLE INCREASE OF VARIOUS FEES, WITH THE EXCEPTION OF FURTHER INVESTIGATION OF THE SURVEYOR FEES. POTENTIAL NEED TO INCREASE SOME FEES BEFORE ELECTION. STAFF TO TALK TO COUNTY COUNSEL ABOUT LEGAL ISSUES AND REPORT BACK TO THE BOARD.

*Tuesday, October 18, 1994 - 1:30 PM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland*

PLANNING ITEMS

Vice-Chair Tanya Collier convened the meeting at 1:35 p.m., with

Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present, and Chair Beverly Stein excused.

P-1 C 10-94 *Second Reading and Possible Adoption of a Proposed ORDINANCE Amending the Comprehensive Framework Plan Policies and Significant Environmental Concern (SEC) Section of the Zoning Code to Protect Significant Wildlife Habitat, Scenic Views and Streams in the West Hills and Howard Canyon Areas, in Fulfillment of Periodic Review Remand Order Requirements*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF THE SECOND READING AND ADOPTION. GORDON HOWARD EXPLANATION OF AMENDMENTS DISCUSSED AT FIRST READING. GORDON HOARE, BILL MOSHOFSKY, DAVE KOENNECKE, DAN MCKENZIE, EUGENE OSTER AND JOSEPH KABDEBO TESTIMONY IN OPPOSITION TO PROPOSED ORDINANCE DUE TO ZONING LIMITATIONS FOR WEST HILLS PROPERTY OWNERS. DONNA MATRAZZO, ARNOLD ROCHLIN, JOHN SHERMAN AND JANE HART TESTIMONY AND SUGGESTED AMENDMENTS TO PROPOSED ORDINANCE. MR. HOWARD EXPLANATION CONCERNING AMENDMENTS RECOMMENDED BY STAFF AND RESPONSE TO BOARD QUESTIONS. BOARD DISCUSSION. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT SECTION 11.15.6424(B) BE AMENDED TO INCLUDE: "AND WHICH SHALL BE CONSIDERED IN MAKING THE DETERMINATION OF VISUAL SUBORDINATION...". MR. HOWARD RESPONSE TO BOARD QUESTION REGARDING FENCING STANDARDS. UPON MOTION OF COMMISSIONER SALTZMAN, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT THE FENCE EXEMPTION AREA BE AMENDED FROM 15 FEET TO 100 FEET. MR. HOWARD EXPLANATION OF LOT OF RECORD DEFINITION. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, IT WAS UNANIMOUSLY APPROVED THAT SECTION 11.15.6428(D)(1) BE AMENDED THAT THE LOT OF RECORD SHALL BE DEFINED BY THE UNDERLYING ZONING DISTRICT. MR. HOWARD EXPLANATION OF

AVAILABLE FOR PURCHASE ISSUE. UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT LANGUAGE IN SECTION 11.15.6428(D)(2) BE AMENDED FROM AVAILABLE FOR PURCHASE TO "THE SUBJECT OF A LISTING AGREEMENT OR ADVERTISED FOR SALE...". FOLLOWING DISCUSSION AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER SALTZMAN, IT WAS UNANIMOUSLY APPROVED THAT THE STREAM PROTECTION AND WATER QUALITY ISSUES WOULD BE ADDRESSED IN GOALS 6 AND 7. JOHN DuBAY RESPONSE TO BOARD QUESTION CONCERNING WHETHER AN ADDITIONAL READING WOULD BE REQUIRED. UPON MOTION OF COMMISSIONER SALTZMAN, SECONDED BY COMMISSIONER KELLEY, ORDINANCE 801 UNANIMOUSLY APPROVED, AS AMENDED. SCOTT PEMBLE RESPONSE TO QUESTIONS AND ISSUES RAISED DURING PUBLIC TESTIMONY AND RESPONSE TO BOARD QUESTIONS.

Commissioner Saltzman left at 2:30 p.m.

P-2 *C 11-94* *Second Reading and Possible Adoption of a Proposed ORDINANCE Amending Comprehensive Framework Text Plan Policy 16 - B and MCC 11.15 Regarding the Regulation of Surface Mining and Nearby Surrounding Land Uses in Partial Fulfillment of Periodic Review Work Program Tasks Required to Bring Multnomah County's Land Use Program into Compliance with Statewide Planning Goal 5*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF THE SECOND READING AND ADOPTION. GARY CLIFFORD DISCUSSION OF STAFF RECOMMENDED AMENDMENTS TO PROPOSED ORDINANCE, JOHN DuBAY MEMORANDUM IN RESPONSE TO MR. ROCHLIN'S OBJECTIONS TO PROPOSED ORDINANCE, AND RESPONSE TO BOARD QUESTIONS. ARNOLD JANE HART AND KLAUS HEYNE TESTIMONY AND SUGGESTED AMENDMENTS TO PROPOSED ORDINANCE. MR. CLIFFORD RESPONSE TO ISSUES RAISED IN PUBLIC TESTIMONY. MR. DuBAY AND MR. CLIFFORD RESPONSE TO BOARD QUESTIONS AND DISCUSSION CONCERNING AMENDMENTS TO BE PROPOSED AND

ROCHLIN,

CONSIDERED AT THIRD READING. AT THE SUGGESTION OF MR. CLIFFORD AND UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, IT WAS UNANIMOUSLY APPROVED THAT SECTION II.(D)(2) ON PAGE 3 BE AMENDED TO REPLACE THE WORD OPERATOR WITH "OWNER'S REPRESENTATIVE". VICE-CHAIR COLLIER DIRECTED THAT ISSUES CONCERNING REGULATION OF "EXEMPT MINING ACTIVITY"; AND COUNTY PARTICIPATION WITH DOGAMI IN REVIEW OF A RECLAMATION PERMIT PROPOSAL BE DISCUSSED AND CONSIDERED AT THIRD READING. AT THE REQUEST OF MR. CLIFFORD AND UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, SECTION 11.15.7325(C)(4) WAS AMENDED TO READ "OPERATING HOURS SHALL BE ALLOWED FROM 7:00 AM TO 6:00 PM." AT THE REQUEST OF COMMISSIONER KELLEY, PROPOSED AMENDMENTS TO PAGE 23 CHANGING VEGETATION SCREENING FROM 50 TO 100 FEET; PAGE 26 CHANGING SETBACK FOR MINERAL EXTRACTION FROM 50 TO 100 FEET TO A PROPERTY LINE; AND PAGE 26 CHANGING SETBACK TO A NOISE OR DUST SENSITIVE USE FROM 250 TO 400 FEET ARE TO BE CONSIDERED AT THIRD READING. VICE-CHAIR COLLIER DIRECTED STAFF TO PROVIDE AN EXPLANATION OF AND PURPOSE FOR COMMISSIONER KELLEY'S PROPOSED SITE DISTANCE REQUIREMENTS. SCREENING OF MINE SITES FROM "NOISE AND DUST SENSITIVE" LAND USES TO BE DISCUSSED AND CONSIDERED AT THIRD READING. MR. CLIFFORD RESPONSE TO BOARD QUESTIONS AND DISCUSSION. TRANSPORTATION REQUIREMENTS TO BE DISCUSSED AND CONSIDERED AT THIRD READING. MR. DuBAY RESPONSE TO BOARD QUESTION CONCERNING COUNSEL PROPOSED AMENDMENTS. STAFF DIRECTED TO PREPARE MEMORANDUM CONTAINING ONE SET OF POTENTIAL AMENDMENTS FOR DISCUSSION AT THIRD READING. IN RESPONSE TO A QUESTION OF MR. HEYNE, THE ISSUE REGARDING HILLSIDE EROSION COMPLIANCE OF EXISTING EXEMPT SIDES IN THE 5,000 CUBIC YARDS MINING AREA WILL BE ADDRESSED AT THE THIRD READING. IN RESPONSE TO A QUESTION OF MR. ROCHLIN, MR. DuBAY ADVISED THE DEFINITION OF "SIGNIFICANT SITE"

ISSUE WOULD BE DISCUSSED AT THE THIRD READING. SECOND READING UNANIMOUSLY APPROVED. THIRD READING SCHEDULED FOR THURSDAY, OCTOBER 27, 1994.

There being no further business, the meeting was adjourned at 3:10 p.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON

Deborah L. Bogstad
Deborah L. Bogstad

Thursday, October 20, 1994 - 9:30 AM
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

REGULAR MEETING

Vice-Chair Tanya Collier convened the meeting at 9:35 a.m., with Commissioners Sharron Kelley, Gary Hansen and Dan Saltzman present, and Chair Beverly Stein excused.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-7 AND C-9 THROUGH C-11) WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

- C-1 *In the Matter of the Appointments of Margaret Boyles, Winzel Hamilton, Hank Miggins, Robert Sacks and Juanita Skophammer to the CITIZEN INVOLVEMENT COMMITTEE*
- C-2 *In the Matter of the Appointments of Bill Davis, Lorey Freeman, Lauren Hartmann, Margaret Jozsa, Kathleen Lowe, Clinton Nelson and Darlene Swan to the COMMUNITY HEALTH COUNCIL*
- C-3 *In the Matter of the Appointment of Michelle DeShazer to the DUII COMMUNITY ADVISORY BOARD*
- C-4 *In the Matter of the Appointment of Angel Lopez to the LIBRARY ADVISORY BOARD*

- C-5 *In the Matter of the Appointments of Laura Ross-Paul and Mary Ruble to the METROPOLITAN ARTS COMMISSION*

DEPARTMENT OF HEALTH

- C-6 *Ratification of Amendment #3 to Intergovernmental Agreement Contract 200714 Between Oregon Health Sciences University Hospital and Multnomah County, Identifying Authorized and Unauthorized Use of Urgency and Emergency Care at OHSU by CareOregon Clients and Establishing a Fee Schedule, for the Period Upon Execution through August 31, 1995*

COMMUNITY AND FAMILY SERVICES

- C-7 *Ratification of Intergovernmental Agreement Contract 103515 Between Multnomah County and Portland State University, Providing Evaluation Services to the SAFAH Homeless Families Program in Accordance with the HUD Grant, for the Period Upon Execution through September 30, 1995*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-9 *ORDER in the Matter of the Execution of Deed D951104 Upon Complete Performance of a Contract to Jamal Tarhuni*

ORDER 94-199.

- C-10 *ORDER in the Matter of the Execution of Deed D951105 Upon Complete Performance of a Contract to Jamal Tarhuni*

ORDER 94-200.

- C-11 *ORDER in the Matter of the Execution of Quitclaim Deed to Appa L. Anderson*

ORDER 94-201.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-8 *ORDER in the Matter of the Execution of Deed D941024 Upon Complete Performance of a Contract to Wesley Hayzlett and Jettabe Hayzlett*

**UPON MOTION OF COMMISSIONER KELLEY,
SECONDED BY COMMISSIONER SALTZMAN, TO
REMOVE ITEM C-8 UNANIMOUSLY APPROVED.
(ORDER 94-160 APPROVED SEPTEMBER 8, 1994.)**

REGULAR AGENDA

SHERIFF'S OFFICE

- R-1 *Budget Modification MCSO 1 Requesting Authorization to Reclassify a Community Service Officer Position in the David Douglas Safety Action Team Budget to an Integrated Community Service Coordinator*

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-1. LARRY AAB PRESENTED EXPLANATION. BUDGET MODIFICATION WAS UNANIMOUSLY APPROVED.

PUBLIC CONTRACT REVIEW BOARD

(Recess as the Board of County Commissioners and convene as the Public Contract Review Board)

- R-2 *ORDER in the Matter of Exempting from Public Bidding an Extension of Exemption to Contract with Swanberg & Associates for Security Guard Services*

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-2. COMMISSIONER HANSEN PRESENTED EXPLANATION. ORDER 94-202 WAS UNANIMOUSLY APPROVED.

(Recess as the Public Contract Review Board and reconvene as the Board of County Commissioners)

DEPARTMENT OF HEALTH

- R-3 *First Reading of a Proposed ORDINANCE to Provide Fee Schedule Changes for the Environmental Health Section of the Department of Health*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF THE FIRST READING. DR. GARY OXMAN PRESENTED EXPLANATION. NO TESTIMONY RECEIVED. FIRST READING WAS UNANIMOUSLY APPROVED. SECOND READING SCHEDULED FOR THURSDAY, OCTOBER 27, 1994.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-4 *ORDER in the Matter of the Distribution of Proceeds from the Sale of Tax Foreclosed Properties for the Period July 1, 1993 through June 30, 1994*

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-4. KATHY TUNEBERG PRESENTED EXPLANATION. ORDER 94-203 WAS UNANIMOUSLY APPROVED.

- R-5 *Ratification of Intergovernmental Agreement Contract 301245 Between Marion County and Multnomah County, Providing Training and Support During Implementation of a Computerized Pavement Management System, for the Period Upon Execution through June 30, 1995*

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-5. AGREEMENT WAS UNANIMOUSLY APPROVED.

- R-6 *First Reading and Possible Adoption of a Proposed ORDINANCE Amending Multnomah County Code Chapter 5.10 Establishing a Transportation Systems Development Charge and Declaring an Emergency*

PROPOSED ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF THE FIRST READING AND ADOPTION. ED PICKERING PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. NO TESTIMONY RECEIVED. ORDINANCE NO. 802 UNANIMOUSLY APPROVED.

- R-7 *RESOLUTION in the Matter of Adopting a Transportation Impact Fee Systems Development Charge*

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-7. ED PICKERING PRESENTED EXPLANATION. RESOLUTION 94-204 UNANIMOUSLY APPROVED.

- R-8 *Consideration of a RESOLUTION Approving Multnomah County's Local Greenspaces Projects List and Endorsing the Metropolitan Greenspaces Bond Measure*

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-8. CHARLIE CIECKO OF METRO PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. AMANDA FRITZ PRESENTED TESTIMONY IN SUPPORT OF THIS ITEM. RESOLUTION 94-205 WAS UNANIMOUSLY APPROVED.

R-9 Metro Regional Parks and Greenspaces Request for Approval of the Transfer of \$75,000 from the Natural Areas Acquisition and Protection Fund Towards the Purchase of a 5 Acre Site in North Portland (Approximately NE 47th and NE Columbia Blvd.) Containing a Portion of Whitaker Pond and Abutting the Columbia Slough

COMMISSIONER KELLEY MOVED AND COMMISSIONER HANSEN SECONDED, APPROVAL OF R-9. NANCY CHASE OF METRO PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. REQUEST WAS UNANIMOUSLY APPROVED. (NOTE: BUDGET MODIFICATION WILL BE BEFORE THE BOARD AT A LATTER DATE FOR APPROVAL.)

JUVENILE JUSTICE DIVISION

R-10 Budget Modification JJD 1 Requesting Authorization to Reprogram \$435,041 in Casey Foundation Funds to Reflect Planned Expenditures

COMMISSIONER HANSEN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-10. MARIE EIGHMEY PRESENTED EXPLANATION AND RESPONSE TO BOARD QUESTIONS. BUDGET MODIFICATION WAS UNANIMOUSLY APPROVED.

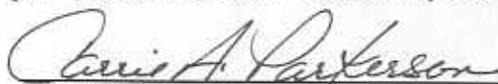
PUBLIC COMMENT

R-11 Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

NONE.

There being no further business, the meeting was adjourned at 10:15 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON



Carrie A. Parkerson

Thursday, October 20, 1994 - 10:30 AM
(Or Immediately Following Regular Meeting)
Multnomah County Courthouse, Room 602
1021 SW Fourth, Portland

BOARD BRIEFING

- B-4 *Detention Improvement Plan and the Annie E. Casey Foundation Grant.
Presented by Hal Ogburn and Rick Jensen.*

PRESENTATION AND RESPONSE TO BOARD QUESTIONS BY HAL OGBURN AND RICK JENSEN.

*Friday, October 21, 1994 - 1:30 PM - 5:00 PM
Portland Building, Second Floor Conference Room A
1120 SW Fifth, Portland*

WORK SESSION

- WS-1 *Board Work Session and Discussion on Potential Legislative Issues.*

**POTENTIAL LEGISLATIVE ISSUES DISCUSSED BY:
CHAIR BEVERLY STEIN, BILL FARVER, RHYS
SCHOLES, JO ANN ALLEN, CHAIR STAFF; VICE-
CHAIR TANYA COLLIER, COMMISSIONER SHARRON
KELLEY, ROBERT TRACHTENBERG, STAFF;
COMMISSIONER GARY HANSEN, MIKE DELMAN,
STAFF; COMMISSIONER DAN SALTZMAN, AUDITOR
GARY BLACKMER, HAL OGBURN, JJD; CARY
HARKAWAY, DCC; BILLI ODEGAARD, DH; MIKE
OSWALD, DES; JOAN PASCO, MCSO; HOWARD KLINK,
CFSD; BARRY CROOK AND DAVE WARREN, B&Q;
AND JIM SCHERZINGER, STATE LEGISLATIVE
REVENUE OFFICE. FOLLOW-UP LEGISLATIVE
ISSUES ALL DAY RETREAT SCHEDULED FOR
TUESDAY, NOVEMBER 29, 1994, LOCATION TO BE
ANNOUNCED.**