

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

Tuesday, July 8, 2008 - 9:00 AM

Multnomah Building, Sixth Floor Commissioners Conference Room 635
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

Chair Ted Wheeler convened the meeting at 9:03 a.m., with Vice-Chair Jeff Cogen and Commissioner Lisa Naito present, and Commissioners Lonnie Roberts and Maria Rojo de Steffey excused.

E-1 The Multnomah County Board of Commissioners will meet in Executive Session Pursuant to ORS 192.660(2)(d),(e) and/or (h). Only Representatives of the News Media and Designated Staff are allowed to attend. News Media and All Other Attendees are Specifically Directed Not to Disclose Information that is the Subject of the Session. No Final Decision will be made in the Session. Presented by County Attorney Agnes Sowle.

EXECUTIVE SESSION HELD.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:55 a.m.

Thursday, July 10, 2008 - 9:30 AM

Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Ted Wheeler convened the meeting at 9:36 a.m., with Vice-Chair Jeff Cogen and Commissioner Lisa Naito present, and Commissioners Lonnie Roberts and Maria Rojo de Steffey excused.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER NAITO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-8) WAS UNANIMOUSLY APPROVED. [3-0]

NON-DEPARTMENTAL

- C-1 Appointment of Mauricio Somilleda and Amy Anderson to the COMMUNITY HEALTH COUNCIL
- C-2 Appointment of John Potter and Sola Whitehead to the Multnomah County LIBRARY ADVISORY BOARD

SHERIFF'S OFFICE

- C-3 Amendment 2 to Intergovernmental Revenue Agreement 0607002 with the City of Maywood Park for Law Enforcement Patrols
- C-4 Amendment 2 to Government Revenue Agreement 0607003 with the U. S. Department of Agriculture, Forest Service, for Summer Patrols of Forest Service Lands

DEPARTMENT OF COUNTY HUMAN SERVICES

- C-5 Renewal of Intergovernmental Agreement 4600007218 with the Housing Authority of Portland for Continued Short Term Rent Assistance through June 30, 2011

DEPARTMENT OF COMMUNITY SERVICES

- C-6 Amendment 3 to Intergovernmental Agreement 4600005229 with the Oregon Department of Transportation for Right of Way Purchases Related to the 223rd Avenue Railroad Undercrossing Project
- C-7 RESOLUTION Authorizing the Private Sale of a Tax Foreclosed Property to BEN AND ELSA L. MERRITT

RESOLUTION 08-098

- C-8 Budget Modification DCS-01 Reclassifying Three Bridge Operator Positions to Maintenance Specialist 1 Trainee Positions in the Bridge Maintenance and Operations Group, as Determined by the Class/Comp Unit of Central Human Resources

REGULAR AGENDA **PUBLIC COMMENT**

No public comments were made.

DEPARTMENT OF COUNTY MANAGEMENT

R-1 Appointment of Jon Chess, Tara Bowen-Biggs, Stephen Wright, Jodi Shaw, Sheila Isley, Dana Schnell, Theresa Sullivan, Leisa Vandehey, and Dawn Sechrist to the 2008 CHARITABLE GIVING CAMPAIGN MANAGEMENT COUNCIL

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-1.

THERESA SULLIVAN EXPLANATION.

COMMISSIONERS NAITO AND COGEN AND CHAIR WHEELER EXPRESSED THEIR APPRECIATION FOR THE WORK OF MS. SULLIVAN AND COUNCIL MEMBERS.

APPOINTMENTS UNANIMOUSLY APPROVED. [3-0]

R-2 Approval of 2008 Charitable Giving Campaign Participating Funds/Federations

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-2.

THERESA SULLIVAN EXPLANATION, ADVISING THIS YEAR'S PARTICIPANTS ARE THE BLACK UNITED FUND OF OREGON; CHILDREN'S TRUST FUND OF OREGON; COMMUNITY HEALTH CHARITIES; EARTH SHARE OF OREGON; EQUITY FOUNDATION; GLOBAL IMPACT; HABITAT FOR HUMANITY OR OREGON; PORTLAND SCHOOLS FOUNDATION; WORK FOR ART; AND UNITED WAY OF COLUMBIA-WILLAMETTE.

MEGAN HUMPHRIES OF EARTH SHARE OF OREGON, ON BEHALF OF ALL THE FUNDS AND FEDERATIONS, THANKED THE COUNTY FOR SELECTING THEM TO PARTICIPATE IN THE COUNTY'S CHARITABLE GIVING CAMPAIGN.

THE PARTICIPATING FUNDS/FEDERATIONS WAS UNANIMOUSLY APPROVED. [3-0]

DEPARTMENT OF COMMUNITY JUSTICE

R-3 PROCLAMATION Proclaiming July 13th through July 19th, 2008 as Probation, Parole and Community Supervision Officers' Week in Multnomah County, Oregon

COMMISSIONER NAITO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-3.

KATHLEEN TREB, CARL GOODMAN AND DAVID KOCH, READ PROCLAMATION AND PROVIDED HIGHLIGHTS OF THE DEPARTMENT, INCLUDING: ADULT AND JUVENILE PROGRAMS, COLLABORATIONS AND PROJECTS; DETENTION PROGRAMS; REDUCTION IN RECIDIVISM AND MENTAL HEALTH ISSUES; DECLINING CRIME; DETERRING DELINQUENCY; INCREASED NUMBER OF YOUTH RETURNING TO SCHOOL; COMMUNITY PROVIDERS; AND TRAINING FOR STAFF AND SUPPORT STAFF.

COMMISSIONER NAITO EXPRESSED HER APPRECIATION FOR THE WORK OF THE DEPARTMENT OF COMMUNITY JUSTICE IN PROTECTING THE PUBLIC AND REDUCING CRIME, AND FOR STAFF MANAGEMENT AND LEADERSHIP. COMMISSIONER COGEN EXPRESSED HIS APPRECIATION FOR THE UNSUNG HEROES OF PUBLIC SAFETY. CHAIR WHEELER ASKED STAFF MEMBERS IN THE AUDIENCE TO STAND SO EVERYONE PRESENT COULD ACKNOWLEDGE AND THANK THEM FOR THEIR GREAT WORK.

PROCLAMATION 08-099 UNANIMOUSLY ADOPTED. [3-0]

R-4 RESOLUTION Establishing Fees and Charges for Chapter 17, Community Justice, of the Multnomah County Code and Repealing Resolution No. 08-036

COMMISSIONER NAITO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-4.

SHAUN COLDWELL, CHRIS CHANDLER AND JANICE ASHE EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER REGARDING FEES AND PARENT EDUCATION CLASSES.

RESOLUTION 08-100 UNANIMOUSLY ADOPTED. [3-0]

DEPARTMENT OF COMMUNITY SERVICES

R-5 RESOLUTION Approving a Quitclaim Deed for Tract A of Partition Plat No. 1993-148 to the City of Portland

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-5.

PATRICK HINDS EXPLANATION AND RESPONSE TO QUESTION OF CHAIR WHEELER REGARDING PROCESS.

RESOLUTION 08-101 UNANIMOUSLY ADOPTED. [3-0]

R-6 RESOLUTION Authorizing the Temporary Closure of SE Jenne Road from SE Foster Road to SE 174th Avenue, from July 14, 2008 until November 14, 2008, to Enable the Construction of the Pleasant Valley Sewer Interceptor by the City of Gresham

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-6.

COUNTY ENGINEER BRIAN VINCENT EXPLANATION AND RESPONSE TO QUESTION OF CHAIR WHEELER REGARDING OUTREACH TO LOCAL BUSINESSES AND PUBLIC MEETINGS.

RESOLUTION 08-102 UNANIMOUSLY ADOPTED. [3-0]

DEPARTMENT OF HEALTH

R-7 First Reading of a Proposed ORDINANCE Amending Multnomah County Code Chapters 15, Sheriff, and 21, Health, Relating to Specified Animals and Adding an Appeals Process for Health Licenses and Permits

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF THE FIRST READING.

CHRIS WIRTH EXPLANATION AND RESPONSE TO QUESTIONS OF CHAIR WHEELER, REGARDING CLARIFICATION OF THE APPEALS PROCESS; THE CITY OF PORTLAND'S PROCESS; AND WORKING WITH THE ADVISORY COUNCIL.

IN RESPONSE TO QUESTIONS OF COMMISSIONER COGEN, ASSISTANT COUNTY ATTORNEY JACQUIE WEBER EXPLAINED THE CITY OF PORTLAND DECIDED TO STOP PROVIDING AN APPEAL PROCESS RELATED TO ANIMALS, SO THE COUNTY HAS TO PROVIDE AN APPEAL PROCESS FOR THE PUBLIC. MS. WEBER ADVISED THAT THE COUNTY HEARD ABOUT THE CITY OF PORTLAND'S DECISION AFTER THE FACT WHEN A HEARINGS OFFICER INFORMED HER AT AN APPEALS HEARING. CHAIR WHEELER SUGGESTED IT IS NECESSARY TO WORK ON CITY/COUNTY COOPERATION.

THE FIRST READING WAS UNANIMOUSLY APPROVED. THE SECOND READING IS THURSDAY, JULY 17, 2008. [3-0]

DEPARTMENT OF COUNTY MANAGEMENT

R-8 PUBLIC HEARING and Board Decision of Taxpayers Raymond and Mary Rask's Appeal of the Administrator's Final Determination Regarding their 2003, 2004 and 2005 Multnomah County Income Tax (ITAX) Obligations Pursuant to ITAX Administrative Rule 11-614 [Continued from Thursday, June 19, 2008]

ASSISTANT COUNTY ATTORNEY JACQUIE WEBER ADVISED THAT MR. RASK IS NOT HERE AND THAT HE AUTHORIZED HER TO SPEAK ON HIS BEHALF REGARDING HIS PROPOSED SETTLEMENT OFFER TO PAY ONE-HALF OF THE TOTAL AMOUNT DUE. IN RESPONSE TO A QUESTION OF MS. WEBER, CHAIR WHEELER ADVISED THE RASK'S ITAX OBLIGATION IS \$3,805.00, SO HALF THAT AMOUNT IS \$1,902.50.

COMMISSIONER COGEN MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL TO DISMISS THE RASK'S APPEAL BASED UPON AN AGREEMENT TO COMPROMISE THEIR TAX LIABILITY. UNDER THE COMPROMISE OFFER, RAYMOND AND MARY RASK WILL PAY ONE HALF THE ASSESSED TAX PENALTY AND INTEREST IN THE AMOUNT OF \$1,902.50.

COMMISSIONER COGEN ADVISED HE THINKS THIS IS A FAIR RESOLUTION. CHAIR WHEELER ADVISED HE DISAGREES WITH THE COMPROMISE AND SUPPORTS STAFF'S RECOMMENDATION TO DENY. COMMISSIONER NAITO ADVISED THAT BASED ON THE TOTALITY OF THE EVIDENCE, SHE SUPPORTS THE COMPROMISE OFFER AND THAT SHE BELIEVES IT WAS THE RASK'S INTENT TO RESIDE IN MANZANITA. COMMISSIONER COGEN CONCURRED.

MOTION APPROVED AND ORDER 08-103 ADOPTED, WITH COMMISSIONERS NAITO AND COGEN VOTING AYE AND COMMISSIONER WHEELER VOTING NAY. [2-1]

BOARD COMMENT

COMMISSIONER COGEN UPDATED THE BOARD ON THE REGIONAL RESERVES COLLABORATION WITH CLACKAMAS AND WASHINGTON COUNTIES AND METRO, ADVISING THEY HAVE STAKEHOLDERS ADVISING THEM ON VARIOUS ISSUES INCLUDING HABITAT, FOREST LAND, URBAN RESERVES AND RURAL RESERVES. COMMISSIONER COGEN EXPLAINED THAT THEY WERE INFORMED THAT THE STATE DLCD DENIED THEIR GRANT REQUEST TO FUND THE MULTI-JURISDICTIONAL \$200,000 TO \$275,000 PROJECT, SO HE AND REPRESENTATIVES FROM CLACKAMAS AND WASHINGTON BOARDS AS WELL AS METRO WILL BE MEETING WITH THE DLCD DIRECTOR TO DISCUSS FUNDING. CHAIR WHEELER EXPRESSED HIS APPRECIATION FOR COMMISSIONER COGEN'S EFFORTS ON BEHALF OF MULTNOMAH COUNTY.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:23 a.m.

Submitted by:

Lynda J. Grow, Board Clerk

Marina Baker, Assistant Board Clerk and

Shirley Luo, Intern

Board of County Commissioners

Multnomah County