

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

Thursday, August 17, 2006 - 9:00 AM

Multnomah Building, First Floor Commissioners Conference Room 112
501 SE Hawthorne Boulevard, Portland

EXECUTIVE SESSION

Chair Diane Linn convened the meeting at 9:03 a.m., with Vice-Chair Lonnie Roberts and Commissioners Serena Cruz Walsh and Maria Rojo de Steffey present, and Commissioner Lisa Naito arriving at 9:15 a.m.

E-1 The Multnomah County Board of Commissioners will meet in Executive Session Pursuant to ORS 192.660(2)(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 Agnes Sowle.

EXECUTIVE SESSION WAS HELD.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:20 a.m.

Thursday, August 17, 2006 - 9:30 AM

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

REGULAR MEETING

Chair Diane Linn convened the meeting at 9:31 a.m., with Vice-Chair Lonnie Roberts and Commissioners Lisa Naito, Serena Cruz Walsh and Maria Rojo de Steffey present.

CHAIR LINN ACKNOWLEDGED AND WELCOMED LADDIE READ ATTENDING TODAY'S MEETING AFTER RECOVERING FROM A SERIOUS ILLNESS.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER ROBERTS, SECONDED BY COMMISSIONER ROJO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-2) WAS UNANIMOUSLY APPROVED.

- C-1 Amendment 2 to Intergovernmental Expenditure Contract 4600003470 with the Oregon Bureau of Labor and Industries, Providing Continued Administrative Enforcement of Complaints Filed Under Multnomah County Code Chapters 15.340 to 15.347
- C-2 Intergovernmental Revenue Agreement 0607046 with the City of Troutdale for Water Line Improvements in Connection with Multnomah County's Beaver Creek Bridge Rehabilitation Project

REGULAR AGENDA
PUBLIC COMMENT

Public comments were made and received for the record.

- R-1 Budget Modification DCHS-01 Reclassifying Four Positions in the Aging and Disabilities Services Division, as Determined by the Class/Comp Unit of Central Human Resources, as Part of a Reorganization of the Long Term Care Management Structure**

COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-1. REX SURFACE AND MARY SHORTALL EXPLANATION. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

- R-2 RESOLUTION Appointing Rex Surface, Patrice Botsford, and Karl Brimner as County Financial Assistance Administrators for the State of Oregon Department of Human Services, 2005-2007 County Financial Assistance Intergovernmental Revenue Agreement 0506026 (State #113012)**

COMMISSIONER CRUZ MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF R-2. REX SURFACE EXPLANATION. RESOLUTION 06-145 UNANIMOUSLY ADOPTED.

- R-3 Budget Modification HD-01 Appropriating \$1,535,042 for the Homeless Mobile Clinic in the Health Department**

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-3. KIM TIERNEY EXPLANATION. COMMISSIONER CRUZ AND CHAIR LINN COMMENTS IN APPRECIATION FOR THE GREAT VAN AND THE EFFORTS OF STAFF. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

- R-4 Budget Modification HD-02 Approving Five Program Supervisor Positions within the Health Service Clinics and Reclassifying Three Administrative Positions within the Department**

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-4. BOB SAUM EXPLANATION. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

R-5 Reallocation of Facilities Capital Project Funds FPM-10, Building System Emergency Repair Mini-Fund

COMMISSIONER ROJO MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-5. JOHN LINDENTHAL EXPLANATION. REALLOCATION UNANIMOUSLY APPROVED.

R-6 RESOLUTION Approving 2006-2007 Cost of Living Adjustment (COLA) for the Federation of Oregon Parole and Probation Officers (FOPPO)

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-6. REBECCA GABRIEL INTRODUCTIONS AND EXPLANATION. STEVE LIDAY AND BRENNAN MITCHELL COMMENTS IN SUPPORT OF THE RESOLUTION AND IN APPRECIATION FOR THE GOOD WORKING RELATIONSHIP BETWEEN THE BARGAINING TEAM. BRENNAN MITCHELL INTRODUCED BARGAINING TEAM MEMBERS IN THE AUDIENCE. MS. GABRIEL RESPONSE TO A QUESTION OF COMMISSIONER CRUZ, EXPLAINING A RESOLUTION IS NECESSARY AS AN AUTOMATIC COST OF LIVING ADJUSTMENT IS NOT BUILT INTO THIS LABOR CONTRACT. CHAIR LINN COMMENTS IN APPRECIATION FOR THE GOOD WORKING RELATIONSHIP OF THE PARTIES. RESOLUTION 06-146 UNANIMOUSLY ADOPTED.

R-7 RESOLUTION Authorizing a Three-Month Closure of a Portion of Corbett Hill Road to Conduct the Corbett Hill Viaduct Replacement Project

COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-7. ROBERT MAESTRE EXPLANATION AND RESPONSE TO COMMENTS OF COMMISSIONER ROBERTS. RESOLUTION 06-147 UNANIMOUSLY ADOPTED.

R-8 Public Hearing to Consider and Possibly Act Upon a Measure 37 Claim by Howard Winters for \$3,000,000 in Compensation or Relief from Regulations to Allow a 31 Lot Subdivision on Property Located at 29446 E. Woodard Road [T1S, R4E, SEC 06A, TL 300; T1S, R4E, SEC 06B, TL 100 & 200; T1N, R4E, SEC 31C TL 800 & 900; T1N, R4E, SEC 31DC, TL 400] (Case File T1-06-008). Presented by Adam Barber and Sandra Duffy.

IT WAS NOTED THAT LAND USE PLANNING RECEIVED A REQUEST FROM THE REPRESENTATIVE FOR THE MEASURE 37 CLAIMANT, HOWARD WINTERS, TO POSTPONE THIS MATTER INDEFINITELY; AND THAT LAND USE PLANNING AND THE COUNTY ATTORNEY'S OFFICE HAVE NO OBJECTION TO THE POSTPONEMENT. UPON MOTION OF COMMISSIONER CRUZ, SECONDED BY

COMMISSIONER ROJO, THE HEARING WAS POSTPONED INDEFINITELY, WITH COMMISSIONERS NAITO, CRUZ, ROJO AND LINN VOTING AYE.

R-9 Public Hearing to Consider and Possibly Act Upon a Measure 37 Claim by Kent and June Meyer for \$300,000 in Compensation or Relief from Regulations to Allow a 3 Parcel Land Division on Property Located at 19544 NW Sauvie Island Road [T2N, R 1W, SEC 08, TL 1100] (Case File T1-06-009) . Presented by Adam Barber and Sandra Duffy.

CHAIR LINN CONVENED THE HEARING, WITH COMMISSIONERS LISA NAITO, SERENA CRUZ WALSH, LONNIE ROBERTS AND MARIA ROJO DE STEFFEY PRESENT. AT CHAIR LINN'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR LINN'S REQUEST FOR DISCLOSURE, NO CONFLICTS OF INTEREST WERE REPORTED. AT CHAIR LINN'S REQUESTS FOR DISCLOSURE, NO BOARD MEMBER DISCLOSED HAVING A FINANCIAL INTEREST IN THE OUTCOME OF THIS MATTER AND NO BOARD MEMBER DISCLOSED LIVING WITHIN THE GEOGRAPHICAL AREA ENTITLED TO NOTICE OF CLAIM. CHAIR LINN EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. ASSISTANT COUNTY ATTORNEY SANDRA DUFFY ADVISED THAT CLAIMANTS KENT AND JUNE MEYER ARE NOT ATTENDING TODAY'S HEARING.

PLANNER ADAM BARBER PRESENTED THE STAFF REPORT AND RECOMMENDATIONS. STUART SANDLER AND CINDY REID TESTIMONY IN SUPPORT OF DENIAL, ADVISING APPROVAL WOULD NEGATIVELY AFFECT MR. SANDLER'S ROAD AND NEGATIVELY IMPACT THE SAUVIE ISLAND PROPERTY OWNERS. IN RESPONSE TO A QUESTION OF COMMISSIONER ROBERTS, MR. SANDLER AND MS. REID ADVISED THE ISLAND IS MOSTLY FARM LAND AND ZONED EXCLUSIVE FARM USE. THERE BEING NO FURTHER TESTIMONY AND NO FURTHER BOARD QUESTIONS OR DISCUSSION, COMMISSIONER CRUZ MOVED AND COMMISSIONER ROBERTS SECONDED, AN ORDER DENYING MEASURE 37 REQUEST OF KENT AND JUNE MEYER. COMMISSIONER NAITO AND CHAIR LINN COMMENTS IN SUPPORT OF STAFF RECOMMENDATION AND IN APPRECIATION FOR THE WORK OF STAFF.

ORDER 06-148 DENYING MEASURE 37 REQUEST OF KENT AND JUNE MEYER RELATING TO REAL PROPERTY LOCATED AT 19544 NW SAUVIE ISLAND ROAD UNANIMOUSLY ADOPTED.

R-10 RESOLUTION Appointing Design Team Co-Chairs and Directing the Team to Begin the Planning Process for Multnomah County's Fiscal Year 2007-2008 Budget

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-10. COMMISSIONER CRUZ EXPLANATION. CHAIR LINN COMMENTS IN SUPPORT. RESOLUTION 06-149 UNANIMOUSLY ADOPTED.

R-11 Budget Modification DCHS 04 Appropriating \$57,882 County General Fund Contingency to Fund Program Offer 25072B - Bienestar Mental Health Services Scale

COMMISSIONER CRUZ MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-11. COMMISSIONER CRUZ EXPLANATION AND COMMENTS IN SUPPORT. REX SURFACE EXPLANATION AND COMMENTS IN SUPPORT. GODWIN NWEREM PRESENT TO ANSWER ANY QUESTIONS. CHAIR LINN COMMENTS IN SUPPORT. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

R-12 RESOLUTION Allocating \$384,841 of Contingency Funds to the Office of School and Community Partnerships to Fund All 29 County SUN Service System Sites through January 31, 2007

COMMISSIONER ROJO MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-12. COMMISSIONER ROJO EXPLANATION AND COMMENTS IN APPRECIATION FOR THE WORK OF THE BOARD AND IN APPRECIATION FOR CHAIR LINN'S UNWAVERING SUPPORT OF SUN SCHOOLS. COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF SUBSTITUTE RESOLUTION. CHAIR LINN COMMENTS IN SUPPORT OF RESOLUTION. COMMISSIONER ROBERTS COMMENTS IN SUPPORT OF RESOLUTION AND IN APPRECIATION FOR THE ASSISTANCE OF LOLENZO POE AND HIS STAFF. CHAIR LINN COMMENTS IN APPRECIATION FOR THE SUPPORT OF EDUCATORS, COMMUNITY LEADERS, NON-PROFITS, THE MEDIA, PARTICIPANTS IN THE JUNE 12 PUBLIC HEARING, COUNTY EMPLOYEES AND LOLENZO POE AND HIS STAFF.

COMMISSIONER ROJO EXPRESSED HER APPRECIATION FOR THE WORK OF PEGGY SAMOLINSKI AND LOLENZO POE. KRISTA LARSON, JENNIFER GREEN, JENNIFER SATILINO STONE AND RICHARD NITTI TESTIMONY IN SUPPORT OF RESOLUTION AND IN APPRECIATION TO THE BOARD FOR WORKING TOGETHER TO COME UP WITH A COMPROMISE THAT PROVIDES FUNDING FOR ALL 29 COUNTY SUN SERVICE SYSTEM SITES TO OPERATE THROUGH JANUARY, 2007 IN ORDER TO GIVE TASK FORCE TIME TO FIGURE OUT HOW TO RESOLVE THE SUN SERVICE SYSTEM FUNDING GAP. SUBSTITUTE RESOLUTION 06-150 UNANIMOUSLY ADOPTED.

R-13 Budget Modification OSCP-01 Appropriating \$384,841 County General Fund Contingency to Fund SUN Schools

COMMISSIONER ROJO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-13. CHAIR LINN COMMENTS IN SUPPORT. BUDGET MODIFICATION UNANIMOUSLY APPROVED.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:46 a.m.

Thursday, August 17, 2006 - 10:35 AM

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

BOARD BRIEFING

Chair Diane Linn convened the meeting at 10:56 a.m., with Vice-Chair Lonnie Roberts and Commissioners Lisa Naito, Serena Cruz Walsh and Maria Rojo de Steffey present.

B-1 Up-to-Date Information Regarding Status of the Federal Approval Process for the Proposed Bridge of the Gods Resort and Casino. Presented by Len Bergstein and Members of the Confederated Tribes of the Warm Springs.

COMMISSIONER NAITO SUGGESTED THAT A HEARING FOR PUBLIC TESTIMONY ON THE PROPOSED RESORT AND CASINO BE SCHEDULED AT A LATER DATE. COMMISSIONER ROBERTS WELCOMED THE BRIEFING PRESENTERS. LEN BERGSTEIN, TRIBE ATTORNEY HOWIE ARNETT, CHIEF DELVIS HEATH, CASCADE LOCKS CITY MANAGER ROBERT WILLOBY, MICHAEL MASON, JEFF FORD AND LOUIS PITT INFORMATIONAL PRESENTATIONS AND COMMENTS IN SUPPORT OF A PROPOSED BRIDGE OF THE GODS RESORT AND CASINO. PATRICIA ANDERSON AND FRIENDS OF THE GORGE DIRECTOR MICHAEL LANG COMMENTS IN OPPOSITION TO A PROPOSED WARM SPRINGS TRIBE CASINO IN THE GORGE. MR. LANG RESPONDED TO QUESTIONS OF CHAIR LINN AND THANKED THE BOARD FOR WRITING LETTERS TO THE DEPARTMENT OF INTERIOR OPPOSING A CASINO IN THE GORGE.

ADJOURNMENT

There being no further business, the meeting was adjourned at 12:05 p.m.

Submitted by:

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