

ANNOTATED MINUTES

*Thursday, October 8, 1992 - 9:30 AM
Multnomah County Courthouse, Room 602*

REGULAR MEETING

Vice-Chair Sharron Kelley convened the meeting at 9:30 a.m., with Commissioners Pauline Anderson, Rick Bauman and Gary Hansen present, and Chair Gladys McCoy excused.

CONSENT CALENDAR

UPON MOTION OF PAULINE ANDERSON, SECONDED BY RICK BAUMAN, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-2) WAS UNANIMOUSLY APPROVED.

JUSTICE SERVICES

SHERIFF'S OFFICE

C-1 In the Matter of the Transfer of Found/Unclaimed or Unidentified Property (Bicycles) to Management Support, Purchasing Division for the Sale or Disposal as Provided for within the Multnomah County Code 7.70

DEPARTMENT OF SOCIAL SERVICES

C-2 Ratification of an Intergovernmental Agreement, Contract #102993, between the Oregon Mental Health & Developmental Disability Services Division (MHDDSD) and Multnomah County Social Services Division to Contribute \$39,963 to the Funding Pool to Renew the "Partner" Portion of the Partners Project, for the Period July 1, 1992 to June 30, 1993

REGULAR AGENDA

DEPARTMENT OF SOCIAL SERVICES

R-1 Budget Modification DSS #21 Requesting Authorization to Transfer \$24,443 within the MED Operation Budget from Various Object Codes to Professional Services Resulting in a \$0 Net Change to the Budget

UPON MOTION OF RICK BAUMAN, SECONDED BY PAULINE ANDERSON, ITEM R-1 WAS UNANIMOUSLY APPROVED.

PLEASE PRINT LEGIBLY!

MEETING DATE 10-8-92

NAME MICHAEL C. ROBINSON

ADDRESS 1727 NW HOYT

STREET

PORTLAND, OR 97209

CITY

ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # NON-AGENDA ITEM

SUPPORT _____

OPPOSE _____

SUBMIT TO BOARD CLERK

JUSTICE SERVICES
DISTRICT ATTORNEY

R-2 *Budget Modification DA #2 Requesting Authorization to Increase Staffing by Two Positions which are Dedicated to Monitor Approximately 2000 People Participating in DUII Diversion, and Enforce Compliance with Court Ordered Sanctions in Cooperation with Multnomah County Alcohol and Drug Diversion Evaluation Unit*

UPON MOTION OF GARY HANSEN, SECONDED BY PAULINE ANDERSON, ITEM R-2 WAS UNANIMOUSLY APPROVED.

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-3 *FINAL ORDER in the Matter of MC-2-92/LD 25-92, Review the Decision of the Hearings Officer of August 3, 1992, Approving, Subject to Conditions, Applicant's Request for a Two-Lot Land Division Plus a Request to use Easements as the Means of Access, All for Property Located at 7025 NW SUMMITVIEW COURT*

RICK BAUMAN MOVED AND PAULINE ANDERSON SECONDED, APPROVAL OF R-3 (ORDER 92-181) WHICH WAS UNANIMOUSLY APPROVED.

NON AGENDA ITEM

IN RESPONSE TO A QUESTION FROM MICHAEL C. ROBINSON REGARDING THE STATUS OF PLANNING ITEM CU 11-92, PETER LIVINGSTON, ASSISTANT COUNTY COUNSEL, ADVISED THE BOARD THAT THEY COULD RECONSIDER THE MOTION FROM THE SEPTEMBER 22, 1992 MEETING WHICH RECEIVED A TIE VOTE RESULTING IN NO ACTION TAKEN BY THE BOARD. THE RECONSIDERATION IS SCHEDULED FOR TUESDAY, OCTOBER 27, 1992. PLANNING STAFF WILL BE ADVISED BY COUNTY COUNSEL TO NOTIFY ALL PARTIES INVOLVED WITH ITEM CU 11-92.

There being no further business, the meeting was adjourned.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON

Carrie Anne Parkerson



MULTNOMAH COUNTY OREGON

OFFICE OF THE BOARD CLERK
SUITE 1510, PORTLAND BUILDING
1120 S.W. FIFTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GARY HANSEN • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277 • 248-5222

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

October 5 - 9, 1992

Tuesday, October 6, 1992 - AGENDA REVIEW - CANCELLED

Thursday, October 8, 1992 - 9:30 AM - Regular Meeting . . .Page 2

Thursday Meetings of the Multnomah County Board of Commissioners are taped and can be seen at the following times:

Thursday, 10:00 PM, Channel 11 for East and West side subscribers

Thursday, 10:00 PM, Channel 49 for Columbia Cable (Vancouver) subscribers

Friday, 6:00 PM, Channel 22 for Paragon Cable (Multnomah East) subscribers

Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

INDIVIDUALS WITH DISABILITIES MAY CALL THE OFFICE OF THE BOARD CLERK AT 248-3277 OR 248-5222 OR MULTNOMAH COUNTY TDD PHONE 248-5040 FOR INFORMATION ON AVAILABLE SERVICES AND ACCESSIBILITY.

Thursday, October 8, 1992 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR MEETING

CONSENT CALENDAR

JUSTICE SERVICES

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DEPARTMENT OF ENVIRONMENTAL SERVICES

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0203C/7-8
cap



GLADYS McCOY, Multnomah County Chair

Room 1410, Portland Building
1120 S.W. Fifth Avenue
Portland, Oregon 97204
(503) 248-3308

M E M O R A N D U M

TO: Board of County Commissioners
Office of the Board Clerk

FROM: Gladys McCoy *Gladys McCoy*
Multnomah County Chair

DATE: August 27, 1992

RE: Absences

I plan to be out of my office from Monday, September 21 through Friday, October 16.

GM:mrj
9325G

BOARD OF
COUNTY COMMISSIONERS
1992 SEP - 1 AM 8:44
MULTNOMAH COUNTY
OREGON

Meeting Date: OCT 08 1992

Agenda No.: C-1

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Found/Unclaimed Property (Bicycles)

AGENDA REVIEW/
BOARD BRIEFING _____ REGULAR MEETING Oct 1, 1992
(date) (date)

DEPARTMENT Sheriff's Office DIVISION Services Branch

CONTACT Larry Aab TELEPHONE 255-3600 x 489

PERSON(S) MAKING PRESENTATION None Scheduled.

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 15 minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: XXXX

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

See attached Memo. All items are bicycles that are currently being stored pending disposition.

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL *Bob Seeger*

Or
DEPARTMENT MANAGER _____

MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS
1992 SEP 25 AM 8:59

(All accompanying documents must have required signatures)

Sent Copy to Larry Aab & Purchasing 10-9-92.



Multnomah County Sheriff's Office

ROBERT G. SKIPPER
SHERIFF

12240 N.E. GLISAN ST., PORTLAND, OREGON 97230

(503) 255-3600

MEMORANDUM

TO: GLADYS McCOY
Chair of the Multnomah County Board

FROM: ROBERT G. SKIPPER
Sheriff *RS*

DATE: September 23, 1992

SUBJECT: FOUND/UNCLAIMED PROPERTY - 92-3

Attached is a listing of found/unclaimed or unidentified property. This property has been in the Sheriff's possession for over 30 days. All attempts to establish the rightful owners of the listed property have proven negative.

To comply with Multnomah County Code 7.70, I am requesting that this listing of property be placed on the Board of County Commissioners' agenda for approval of the transfer of these items to the Department of Environmental Services for the sale or disposal as provided for within the listed ordinance.

AT/lsm/298-AEQU

Attachment

MULTNOMAH COUNTY
 SHERIFF'S OFFICE
 FOUND/UNCLAIMED PROPERTY FOR DISPOSAL
 LIST - 92-3

APPROVED MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # C-1 DATE 10-8-92
Caree A. Peterson
 BOARD CLERK

BICYCLES

FILE NUMBER	MAKE	STYLE	COLOR	S/N	DISPOSITION
92-6580	Schwinn,	10sp,	black	3022143	Sale
92-6545	Roadmaster,	10 sp,	orange	B5116444	Sale
92-6422	Free Spirit,	10 sp,	red	5727945	Sale
92-6415	Huffy Hilander,		brown	None	Sale
92-6049	Free Spirit,	10 sp,	blue	502472460	Sale
92-5618	Murray,	10 sp,	green	009674N 0093706	Sale
92-5150	Starlite,	girls,	purple	W87050093	Sale
92-5150	Titan,	boys,	black	WF91002056	Sale
92-4814	Huffy Durilik,	12sp,	white	91721	Sale
92-4670	Schwinn Breeze,	girls,	yellow	None	Sale
92-4670	Huff,	boys,	blue	60636K6805	Sale
92-4669	Titan,	boys,	20 in., ong/blk	D1909215603	Sale
92-4529	Diamondback,	20 in.,	silver	F4070089	Sale
92-4503	Diamondback,	20 in.,	blue	M87078875	Sale
92-3850	Raleigh,	10 sp,	white	DE400730	Sale
92-3839	Murray,	20 in.,	blk/grn	None	Sale
92-3803	Titan, Mtn.,	10 sp,	red/blk	None	Sale
92-3724	Huffy,	girls,	10 sp, orange	HA-703907	Sale
92-3060	Murray Explorer,	10 sp,	white	D1921479	Sale
92-2920	Casino Mtn. Ramb,	15 sp,	red	1191061906	Sale
92-2907	Huffy,	26 in.,	boys, green	9170326540 H567156	Sale
92-2872	Rampar,	10 sp,	black	None	Sale
92-2011	Murray,	girls,	10 sp, blue	8979550379X B657112	Sale
92-1961	Huffy,	20 in.,	red/white	80617HUFFY 2396	Sale

FILE NUMBER	MAKE	STYLE	COLOR	S/N	DISPOSITION	
92-1879	Huffy Mtn.,	24 in.,	white	None	Sale	
92-1817	Durado,	10 sp,	26 in.,	yellow	M7801410	Sale
92-1530	Murray,	20 in.,	white	3536C12 8060526536	Sale	
92-1332	American Eagle,	girls,	blue	W8410277854	Sale	
92-1046	AMF,	10 sp,	silver	LC674783W	Sale	
92-889	Western Flyer,	24 in.,	black	3219108	Sale	
92-337	Huffy,	20 in.,	chrome	C68206423864	Sale	
92-336	Huffy,	20 in.,	girls, multi	None	Sale	
92-332	Nishiki,	10 sp,	boys, maroon	S13B384	Sale	
92-181	Huffy,	10 sp,	blue	HAC72907	Sale	
92-69	Columbia Spirit,	black		81426	Sale	
91-12120	Huffy Standard,	blue		2777711	Sale	
91-12103	Unk. brand,	16 in.,	gray	None	Sale	
91-12033	Superbe,	3 sp,	green	None	Sale	
91-11774	Murray Phoenix,	10 sp,	white	M030065 7153806961	Sale	
91-11443	Huffy,	10 sp,	black	90381184601	Sale	
91-11310	Huffy Savannah,	10 sp,	blue	None	Sale	
91-10513	Free Sprt,	10 sp,	26 in.,	blue	502471850K 1530696	Sale
91-10270	Univega GT,	26 in.,	blue	F271997	Sale	
91-9862	Huffy,	12 sp,	white	92010HUFFY 34530	Sale	
91-9709	Huffy,	26 in.,	blk/pink	804881HUFFY 8887	Sale	
91-9610	Diamondback Mtn.,	black		F4096838	Sale	
91-9368	Murray Redwing,	yellow		T1520608	Sale	
91-9361	Murray Obsession,	girls,	whi	M067710	Sale	
91-9006	Murray (no tires),	20 in,	blk	M053640	Sale	
91-8537	Schwinn,	10 sp,	brown	None	Sale	

FILE NUMBER	MAKE	STYLE	COLOR	S/N	DISPOSITION
91-8353	Roadmaster,	10 sp,	girls, red	RB6123133	Sale
91-8197	Huffy Scout,	10 sp,	red	HC7265	Sale
91-8201	Schwinn Traveler,	red		K428125	Sale
91-8177	Unk. brand,	10 sp,	girls, blk	None	Sale
91-8129	Spalding,	12 sp,	girls, blue	718473230 71C60638	Sale
91-7834	Unk. brand,	10 sp,	red	None	Sale
91-7518	Mark X,	10 sp,	blue	2406	Sale
91-7577	Unk. brand,	girls std,	whi/pk	41955634	Sale
91-6642	Open Road,	10 sp,	girls, blue	P860204681	Sale
91-4721	Astra,	10 sp,	green	M609	Sale
91-4221	Huffy Vortex,	gray		776062	Sale
91-3954	Huffy,	26 in.,	girls, pk/gry	None	Sale
91-3870	Open Road Free Style,	blue		A870331384	Sale
91-3376	Nishiki Olympic,	white		K5223216	Sale
91-3306	Peugeot,	10 sp,	boys, black	YF1109790	Sale
91-3105	Schwinn Suburban,	blue		CJ583300	Sale
91-2328	Roadmaster Mtn.,	10 sp,	blue	T0050817	Sale
91-2243	Schwinn,	10 sp,	blue	61084	Sale
91-1944	Open Road, (frame only),	prpl		None	Sale
91-1568	Huffy,	10 sp,	girls, whi/pk	H02142715	Sale
91-1527	Cierra,	12 sp,	men's, blue	P8480278	Sale
91-1517	Wards,	12 sp,	blue	963062	Sale
91-1496	Schwinn,	18 in.,	gray	7180224	Sale
91-584	Kent,	18 in.,	motocross, blk	None	Sale
91-8001	Huffy,	20 in.,	pink	HC4251207	Sale
91-8604	Huffy,	20 in.,	blue	None	Sale
90-11664	Bibi,	10 sp,	gold	2J035285	Sale
90-11261	Macho-24,	24 in.,	silver	G0882	Sale

FILE NUMBER	MAKE	STYLE	COLOR	S/N	DISPOSITION
90-11261	Diamondback,	20 in.,	blue	None	Sale
90-11118	Murray,	10 sp,	white	9120003457	Sale
90-10564	Murray,	10 sp,	girls, blue	712045911	Sale
90-10486	Murray,	20 in.,	chrome	M035330	Sale
90-10483	JC Penney,	10 sp,	men's, brn	HA601516	Sale
90-10483	Huffy,	10 sp,	girls, blue	HC7100944	Sale
90-10161	Norco,	20 in.,	orange	None	Sale
90-1171	Ukn. brand,	10 sp,	men's, blk	None	Sale
90-9349	Peugeot,	10 sp,	blue	Y90426253	Sale
90-9349	Huffy,	20 in.,	black	W88032680	Sale
90-3917	Ukn. brand,	250XT,	blue	088412056	Sale
90-3387	Oakley,	20 in.,	silver	None	Sale
90-3387	Mongoose,	20 in.,	silver	MYB8733	Sale
90-3387	Dyno,	20 in.,	chrome	DH891	Sale
90-3387	Ukn. brand,	20 in.,	blue	None	Sale
90-3387	Ukn. brand,	20 in.,	silver	None	Sale
90-1942	Roadmaster,	10 sp,	red	T850351825	Sale
89-8102	Superior,	10 sp,	yellow	575851	Sale
89-6407	Openroad,	BMX,	silver	C50851052	Sale
89-7965	Ukn. brand,	BMX,	yellow/blue	C8231533705	Sale
90-9050	Wards Openroad,	20 in.,	silv	C41008324 6080646	Sale
90-9794	Pinnacle,	BMX,	blue	RT87055108	Sale
90-11160	Mongoose,	20 in.,	silver	122935	Sale
90-11366	Mainliner,	BMX,	white	HA354473	Sale
91-1171	Rally,	20 in.,	red	None	Sale
91-5247	Ukn. brand,	20 in.,	silver	None	Sale
91-7315	Murray,	BMX,	red/white	R34189	Sale

AT/1sm/292-AEQU

Meeting Date: OCT 08 1992

Agenda Number: C-2

(Above for Clerk's Office Use Only)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

Subject: Ratification of an Intergovernmental Agreement with Oregon MHDDSD

Board Briefing: _____ Regular Meeting: _____
(date) (date)

Department: Social Services Division: Social Services

Contact: Kathy Tinkle Telephone: 248-3691

Person(s) Making Presentation: Dr. Gary Nakao/Gary Smith

Action Requested

Information Only Policy Direction Approval

Estimated Time Needed on Board Agenda: 5 Minutes

Check if you require official written notice of action taken: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

This agreement renews the "Partner" portion of the Partners Project, Multnomah County's contribution of \$39,963 to the funding pool. Multnomah County Partners Project is a cooperative interagency effort between State and County agencies and Portland Public and Centennial School Districts to serve children and adolescents whose emotional impairment puts them at imminent risk of inpatient psychiatric hospitalization or long term residential care.

BOARD OF
COUNTY COMMISSIONERS
1992 SEP 25 PM 12:28
MULTNOMAH COUNTY
OREGON

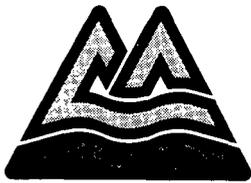
Signatures

Elected Official _____

OR

Department Director Gary Nakao (cc)

(All accompanying documents must have required signatures!)



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL AND FAMILY SERVICES DIVISION
ADMINISTRATIVE OFFICES
426 S.W. STARK ST., 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3691
FAX (503) 248-3379

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
RICK BAUMAN • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

M E M O R A N D U M

TO: Gladys McCoy
Multnomah County Chair

VIA: Gary Nakao, Director *Gary Nakao (cc)*
Department of Social Services

FROM: Gary Smith, Director *GS*
Mental Health, Youth, and Family Services Division

DATE: September 11, 1992

SUBJECT: Approval of an Intergovernmental Agreement with the Oregon Mental Health and Developmental Disability Services Division (MHDDSD)

RETROACTIVE STATUS: The agreement attached is retroactive to July 1, 1992. The document was received from the State too late to process prior to the July 1 effective date. It was necessary to hold this document until contract language clarification occurred.

RECOMMENDATION: The Mental Health, Youth, and Family Services Division recommends Chair and Board approval of an agreement between the MED Program-Office of Child and Adolescent Mental Health Services (OCAMHS) and the State of Oregon Mental Health and Developmental Disability Services Division (MHDDSD) for the period July 1, 1992 through June 30, 1993.

ANALYSIS: This agreement renews the "partner" portion of the Partners Project - Multnomah County's contribution (\$39,963) to the funding pool. These funds will be joined with contributions from other public agencies including the State. The County will then receive a monthly global payment of \$1,618 from the pool for each child enrolled. The project is expected to serve one hundred and fifty children per month. Any funds unexpended this fiscal year will be carried over to next year.

BACKGROUND: The Partners Project is a cooperative interagency effort between State and County agencies (Mental Health, Children's Services Division and Juvenile Justice Division) Portland Public and Centennial School Districts to serve children and adolescents whose emotional impairment puts them at imminent risk of inpatient psychiatric hospitalization or long-term residential care. The project is funded in part by a grant awarded to the State of Oregon by the Robert Wood Johnson Foundation with all of the participating agencies contributing to the pool of funds to support the project.

The purpose of this agreement is to provide for County's contribution to the State pool and subsequent payment by the State to the County for each client served. Project services include day treatment and mental health rehabilitation services to children and adolescents ages 5 through 18 who are referred to the Multnomah County Partners Project.



CONTRACT APPROVAL FORM
(See Administrative Procedure #2106)

MULTNOMAH COUNTY OREGON

Contract # 102993

Amendment # _____

<p>CLASS I</p> <p><input type="checkbox"/> Professional Services under \$10,000</p>	<p>CLASS II</p> <p><input type="checkbox"/> Professional Services over \$10,000 (RFP, Exemption)</p> <p><input type="checkbox"/> PCRB Contract</p> <p><input type="checkbox"/> Maintenance Agreement</p> <p><input type="checkbox"/> Licensing Agreement</p> <p><input type="checkbox"/> Construction</p> <p><input type="checkbox"/> Grant</p> <p><input type="checkbox"/> Revenue</p>	<p>CLASS III</p> <p><input checked="" type="checkbox"/> Intergovernmental Agreement</p> <p style="text-align: center;">APPROVED MULTNOMAH COUNTY BOARD OF COMMISSIONERS</p> <p>AGENDA # <u>C-2</u> DATE <u>10/8/92</u></p> <p style="text-align: center;"><i>Carrie Parkman</i> BOARD CLERK</p>
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Contact Person Kathy Tinkle Phone 248-3691 Date July 7, 1992

Department Social Services Division Social Services Bldg/Room 160/6

Description of Contract The renewal of the 1991-92 agreement with MHDDSD to pay the County portion of the Partners Project fund contribution to continue the program effective July 1, 1992 through June 30, 1993.

RFP/BID # N/A IGA Date of RFP/BID _____ Exemption Exp. Date _____

ORS/AR # _____ Contractor is MBE WBE QRF

Contractor Name OREGON MENTAL HEALTH & DEVELOPMENTAL DISABILITY SERVICES DIVISION (MHDDSD)

Mailing Address 2575 Bittern St NE
Salem, OR. 97310

Phone 378-8406

Employer ID # or SS # N/A

Effective Date July 1, 1992

Termination Date June 30, 1993

Original Contract Amount \$ _____

Amount of Amendment \$ _____

Total Amount of Agreement \$ 39,963

Payment Term

- Lump Sum \$ _____
- Monthly \$ _____
- Other \$ _____
- Requirements contract - Requisition required.
- Purchase Order No. _____
- Requirements Not to Exceed \$ _____

REQUIRED SIGNATURES:

Department Manager *Dary Nakao (ae)*

Purchasing Director
(Class II Contracts Only) _____

County Counsel *[Signature]*

County Chair/Sheriff *Sharon Kelly*

Date 9-15-92

Date _____

Date 9-25-92

Date 10-8-92

VENDOR CODE			VENDOR NAME						TOTAL AMOUNT \$		
LINE NO.	FUND	AGENCY	ORGANIZATION	SUB ORG	ACTIVITY	OBJECT	SUB OBJ	REPT CATEG	LGFS DESCRIPTION	AMOUNT	INC/ DEC IND
01.	156	010	1370			6050				39,963	
02.											
03.											

INSTRUCTIONS ON REVERSE SIDE

WHITE - PURCHASING CANARY - INITIATOR PINK - CLERK OF THE BOARD GREEN - FINANCE

INTERGOVERNMENTAL AGREEMENT
BETWEEN
MENTAL HEALTH AND DEVELOPMENTAL DISABILITY SERVICES DIVISION
AND
MULTNOMAH COUNTY
OFFICE OF CHILD AND ADOLESCENT MENTAL HEALTH SERVICES

THIS AGREEMENT is made between the State of Oregon, Department of Human Resources, acting through its Mental Health and Developmental Disability Services Division (hereafter MHDDSD) and Multnomah County, acting through its Office of Child and Adolescent Mental Health Services (hereafter OCAMHS).

TERMS AND CONDITIONS

I. PURPOSE

OCAMHS and MHDDSD are participants in a cooperative effort known as the Multnomah County Partners Project (hereafter the Project). The Partners Project is funded in part by a grant awarded to the State of Oregon through MHDDSD by the Robert Wood Johnson Foundation. The Project's goal is to serve children and adolescents aged 5 through 18 years, residing in Portland or Centennial School Districts at the time of their enrollment, whose emotional impairment places them at high risk of inpatient psychiatric hospitalization, or long-term care.

II. TERM

This Agreement is effective for the period July 1, 1992 (or when signed by both parties) through June 30, 1993.

III. SCOPE OF SERVICES

A. MHDDSD has contracted with Multnomah County via the Intergovernmental Agreement process, for the provision of services for the project as follows:

1. Identify children eligible for services through the Project. Eligible children are those who a) are Portland Public School or Centennial School District students under state requirements; b) whose emotional impairment puts them at imminent risk of inpatient psychiatric hospitalization or long-term residential care; c) are children eligible to receive services from one of the

Partners agencies; and d) are referred to the Project. At least 67 percent of the children served by the Project shall be Title XIX-eligible at the time of enrollment. Total children enrolled in the Project shall not exceed 150, unless agreed to in writing by the Project Partners.

2. Screen children referred to the Project using a team composed of representatives from each Partner agency.
3. Using an interagency service planning team, prepare for each child enrolled in the Project a plan of care based on individual treatment and service needs which have been identified by a comprehensive evaluation. Agencies participating in the team planning shall include, but are not limited to, representatives of any agency which has financial or legal responsibility for the child and shall also include the child's parent/guardian.
4. Refer eligible children to services identified in the child's individual plan. The service shall be authorized and coordinated by a managed care coordinator employed by the Project.
5. Pursuant to 3. and 4. above, pay for mental health rehabilitative services provided as part of the plan of care. These services may include, but are not limited to evaluation, crisis treatment services, day treatment, respite care, intensive family-based treatment services, treatment foster care, outpatient treatment, after school daily structure and support, transportation, individualized mental health services through the agencies serving the child, and community support services.
6. Maintain staff ability to provide services in compliance with OAR 309-16-000 et. seq. regarding Medicaid Payment for Community Mental Health Services.
7. Assign a representative to Partner agencies to assist them in accessing mental health services for its clients. The liaison to JJD for MHDDSD is the Director, Office of Child and Adolescent Mental Health Services, Salem, Oregon.

B. OCAMHS shall:

1. Refer children it suspects are eligible for services hereunder to the Project for evaluation using the forms and procedures described by the Project.
2. Participate as team members in screenings, evaluations, and service planning.
3. Participate in any research or evaluation activities required by the Robert Wood Johnson Foundation or MHDDSD.

IV. CONTRIBUTION

For mental health rehabilitative services provided to children and adolescents enrolled in the Multnomah County Partners Project, including those who are referred by OCAMHS, OCAMHS shall pay, as its contribution to the Project, \$39,963 to MHDDSD immediately upon execution of this Agreement. In the event the Project does not spend its entire budget by June 30, 1993, any balance will be carried forward for the 1993-94 Project year. If the Project is terminated, after paying obligations a refund will be made to OCAMHS of its share of the unspent funds if excess funds remain.

V. CIVIL RIGHTS LAWS

In performing hereunder, the parties agree to comply with all provisions of Executive Order No. 11246 as amended by Executive Order No. 11375 of the President of the United States dated September 24, 1965, Title VI of the Civil Rights Act of 1964, and Section 504 of the Rehabilitation Act of 1973 as implemented by 45 CFR 84.4. The parties also agree to comply with the Americans with Disabilities Act of 1990 (Public Law No. 101-336) ORS 30.670 to ORS 30.685, ORS 659.425, ORS 659.430, and all regulations and administrative rules established pursuant to those laws, in the construction, remodeling, maintenance and operation of any structures and facilities, and in the conduct of all programs, services, training, educational or otherwise. The parties will also comply with applicable rules, regulations, and orders of the Secretary of Labor concerning equal opportunity in employment, and the provisions of ORS Chapter 659.

VI. TERMINATION

This Agreement may be terminated by mutual consent of both parties, or by either party upon 30 days' notice, in writing delivered by mail or in person.

VII. ENTIRE AGREEMENT

THIS AGREEMENT CONSTITUTES THE ENTIRE AGREEMENT BETWEEN THE PARTIES. NO WAIVER, CONSENT, MODIFICATION OR CHANGE OF TERMS OF THIS AGREEMENT SHALL BIND EITHER PARTY UNLESS IN WRITING AND SIGNED BY BOTH PARTIES. SUCH WAIVER, CONSENT, MODIFICATION OR CHANGE, IF MADE, SHALL BE EFFECTIVE ONLY IN THE SPECIFIC INSTANCE AND FOR THE SPECIFIC PURPOSE GIVEN. THERE ARE NO UNDERSTANDINGS, AGREEMENTS, OR REPRESENTATIONS, ORAL OR WRITTEN, NOT SPECIFIED HEREIN REGARDING THIS AGREEMENT. OCAMHS, BY THE SIGNATURES BELOW OF ITS AUTHORIZED REPRESENTATIVES, HEREBY ACKNOWLEDGES THAT THIS AGREEMENT HAS BEEN READ, UNDERSTOOD, AND AGREES TO BE BOUND BY ITS TERMS AND CONDITIONS.

VIII. SIGNATURES

MULTNOMAH COUNTY OFFICE OF CHILD AND ADOLESCENT MENTAL HEALTH SERVICES

By: Sharon Kelly for 10/8/92 /Date 9.25.92
Gladys McCoy, Chair
Multnomah County Board
of Commissioners

REVIEWED: _____ /Date
LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon.

By: Dan W. Smith 2/3/92 /Date
Social Services Division
Director

By: James Edwards 7/30/92 /Date
Program Manager

APPROVED MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # C-2 DATE 10-8-92
Carris A. Peterson
BOARD CLERK

STATE OF OREGON
MENTAL HEALTH AND DEVELOPMENTAL DISABILITY SERVICES DIVISION

By: _____ /Date
Barry S. Kast
Assistant Administrator
Mental Health Services

_____/Date
Oliver W. Johnson, Mgr.
Community Contracts Section
Division Contracting Officer
Def 6/12

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____
 (Date)

DEPT SOCIAL SERVICES DIVISION MHYFSD

CONTACT SUSAN CLARK/KATHY TINKLE PHONE 3691

* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD GARY SMITH

SUGGESTED
AGENDA TITLE (to assist in preparing a description for the printed agenda)

Budget Modification DSS # 21 moves \$24,443 within the MED Operations budget from various object codes to professional services resulting in \$0 net change to the budget.

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION: (Explain the changes this Bud Mod makes. What budget does it increase: What do the changes accomplish? Where does the money come from? What budget is reduced? Attach additional information if you need more space).

[X] PERSONNEL CHANGES ARE SHOWN IN DETAIL ON THE ATTACHED SHEET

Budget Modification DSS# 21 transfers funds from various object codes within the MED Operations budget to professional services. This action results in the elimination of .6 FTE Program Development Specialist, a decrease of (\$19,747); the reduction of (\$1,605) in education & training; and a reduction of (\$3,091) in conferences & conventions.

These funds, a total of \$24,443, will be used to contract for professional services for training of MED staff in the area of contract planning, preparation and evaluation; and strategic planning as mandated by the BCC via the MED Task Force Report. In addition, approximately \$2,000 will be contracted for Interpreter Brokerage Services to be accessed by our mental health provider agencies.

The annual cost of the .6 FTE PDS that is being eliminated is actually \$23,953. Only \$19,747 is being reduced with this budget modification as the remaining \$4,206 will be reduced via a separate action as part of the County-wide hiring freeze.

3. REVENUE IMPACT (Explain revenues being changed and reason for the change)

Reduces service reimbursement Fed/State fund to Insurance Fund \$2,654

BOARD OF COUNTY COMMISSIONERS
 MULTNOMAH COUNTY
 OREGON
 1992 SEP 29 PM 2:36

4. CONTINGENCY STA (to be completed by Budget & Planning)

Fund Contingency BEFORE THIS MODIFICATION (as of _____): \$
 (Specify Fund) (Date)

AFTER THIS MODIFICATION: \$

Originated By <i>Susan Clark</i>	Date <i>9/23/92</i>	Department Director <i>Gary Nakso (cc)</i>	Date <i>9/25/92</i>
Plan/Budget Analyst <i>Kathleen Jones</i>	Date <i>9/28/92</i>	Employee Services <i>C. Umbrao</i>	Date <i>9/25/92</i>
Board Approval <i>Chris A. Patterson</i>	Date <i>10-8-92</i>		

Sent original to Kathy Jones 10-9-92.



MULTNOMAH COUNTY OREGON

DEPARTMENT OF HUMAN SERVICES
SOCIAL AND FAMILY SERVICES DIVISION
ADMINISTRATIVE OFFICES
426 S.W. STARK ST., 6TH FLOOR
PORTLAND, OREGON 97204
(503) 248-3691
FAX (503) 248-3379

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
RICK BAUMAN • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

MEMORANDUM

TO: Gladys McCoy
Multnomah County Chair

VIA: Gary Nakao, Director *Gary Nakao (cc)*
Department of Social Services

FROM: Gary Smith, Director *WBS*
Mental Health, Youth and Family Services Division

DATE: September 24, 1992

SUBJECT: Approval of Budget Modification DSS # 21

RECOMMENDATION: The Mental Health, Youth and Family Services Division recommends Board of County Commissioner approval of the attached budget modification DSS# 21 which reallocates \$24,443 within the MED Operations budget.

ANALYSIS/BACKGROUND: This budget modification transfers \$24,443 from various object codes in the MED Operations budget that result in an increase of the professional services object code. The majority of these monies will fund professional service contracts for training of MED staff in the areas of contract planning, preparation, and evaluation; and strategic planning as mandated by the BCC via the recent MED Task Force Report. Approximately \$2,000 of the funds will be contracted for Interpreter Brokerage Services to be accessed by our mental health provider agencies.

To accomplish the reallocation, this budget modification eliminates a .6 FTE Program Development Specialist position, reduces education/training and conferences/conventions budgets. These actions result in no net change to the MED budget and have no effect on County General Funds.

(09239201/kt)

BUDGET MODIFICATION NO.

DA #2

(For Clerk's Use) Meeting Date OCT 08 1992
Agenda No. R-2

1. REQUEST FOR PLACEMENT ON THE AGENDA FOR _____

(Date)

DEPARTMENT District Attorney

DIVISION District Court Trial Section

CONTACT Lisa Moore

TELEPHONE 248-3133

* NAME(S) OF PERSON MAKING PRESENTATION TO BOARD _____

SUGGESTED

AGENDA TITLE (to assist in preparing a description for the printed agenda)

OTSD DUII Diversion Compliance Project

(Estimated Time Needed on the Agenda)

2. DESCRIPTION OF MODIFICATION

(Explain the changes this Bud Mod makes. What budget does it increase? What do changes accomplish? Where does the money come from? What budget is reduced? Attach additional information if you need more space.)

Personnel changes are shown in detail on the attached sheet

This budget modification increases DA staffing by two positions which are dedicated to monitor approximately 2000 people participating in DUII diversion, and enforce compliance with court ordered sanctions cooperation with Multnomah County Alcohol and Drug Diversion Evaluation Unit.

BOARD OF COUNTY COMMISSIONERS
1992 SEP 28 PM 4:09
MULTNOMAH COUNTY
OREGON

3. REVENUE IMPACT

(Explain revenues being changed and reason for the change)

The District Attorney's office has been awarded \$91,290 to fund this program from October 1, 1992 through September 30, 1992. Soft match of \$47,575 will be in the form of clerical support already budgeted in the District Court trial section. The 1992/93 portion of grant funds will be \$70,951, which includes equipment, software, and the deputy DA 1 & office assistant senior for 9 months of the fiscal year.

4. CONTINGENCY STATUS

(to be completed by Budget & Planning)

_____ Fund Contingency before this modification (as of _____) \$ _____
Date
After this modification \$ _____

Originated By <u>Lisa Moore</u>	Date <u>9/21/92</u>	Department Director <u>Kelly Bacon</u>	Date <u>28 Sept 92</u>
Plan/Budget Analyst <u>[Signature]</u>	Date <u>9/29/92</u>	Employee Services <u>[Signature]</u>	Date <u>9/29/92</u>
Board Approval <u>[Signature]</u>	Date <u>10-8-92</u>		

Sent Original to Thence Simpson 10-9-92

PERSONNEL DETAIL FOR BUDGET MODIFICATION NO.

DA #2

5. ANNUALIZED PERSONNEL CHANGES (Compute on a full-year basis even though this action affects only a part of the fiscal year (FY).)

FTE Increase (Decrease)	POSITION TITLE	BASE PAY Increase (Decrease)	ANNUALIZED Increase/(Decrease)		TOTAL Increase (Decrease)
			Increase/(Decrease)		
			Fringe	Ins.	
1.00	Deputy DA 1	\$35,934	\$9,745	\$5,461	\$51,140
1.00	Office Assistant Sr.	\$24,175	\$6,556	\$4,909	\$35,640
2.00	TOTAL CHANGE (ANNUALIZED)	\$60,109	\$16,301	\$10,370	\$86,780

6. CURRENT YEAR PERSONNEL DOLLAR CHANGES (Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this BudMod.)

Permanent Positions, Temporary, Overtime, or Premium	Explanation of Change	BASE PAY Increase (Decrease)	CURRENT FY Increase/(Decrease)		TOTAL Increase (Decrease)
			Increase/(Decrease)		
			Fringe	Ins.	
0.75	Add DDA 1 for 10/1/92 - 6/30/93	\$26,951	\$7,309	\$4,096	\$38,355
0.75	Add OA Sr. for 10/1/92 - 6/30/93	\$18,131	\$4,917	\$3,682	\$26,730
TOTAL CURRENT FISCAL YEAR CHANGES		\$45,082	\$12,226	\$7,778	\$65,085

EXPENDITURE

TRANSACTION EB GM []

TRANSACTION DATE _____

ACCOUNTING PERIOD _____

BUDGET FY _____

Document Number	Action	Fund	Agency	Organization	Activity	Reporting Category	Object	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
		156	023	2453			5100			\$45,082		Permanent
							5500			\$12,226		Fringe
							5550			\$7,778		Insurance
							6230			\$224		Supplies
							8400			\$5,642		Equipment (PC)
							7100			\$5,669		Indirect costs based on 92/93 grant appropriation
		100	023	2406			7608			\$5,669		Increase DA Cash Transfer to cover OTSC indirect co
		400	050	7531			6530			\$7,778		Claims Paid
TOTAL EXPENDITURE CHANGE										\$90,068	\$0	

REVENUE

TRANSACTION EB GM []

TRANSACTION DATE _____

ACCOUNTING PERIOD _____

BUDGET FY _____

Document Number	Action	Fund	Agency	Organization	Activity	Reporting Category	Revenue Code	Current Amount	Revised Amount	Change Increase (Decrease)	Subtotal	Description
		156	023	2453			Requested			\$70,952		OTSD DUII Diversion Project
		100	045	7410			6602			\$5,669		Indirect cost serice reimbursement to grant from GF
		156	023	2453			7601			\$5,669		
		400	050	7531			6602			\$7,778		Insurance Fund service reimbursement
TOTAL REVENUE CHANGE										\$90,068	\$0	

September 11, 1992

DEPARTMENT OF
TRANSPORTATION

TRAFFIC SAFETY
DIVISION

FILE CODE:

Jo'ey Gardelius
Multnomah County District Attorney's Office
1021 S.W. 4th Avenue, Room 600
Portland, OR 97204

**SUBJECT: Multnomah County DUII Diversion Compliance Project
Project # J6-93-11-71**

I am pleased to inform you that on August 11, 1992, the Oregon Traffic Safety Committee (OTSC) approved the above-named project. The project is included in the **FY 1993 Highway Safety Plan (HSP)** which has been approved by the National Highway Traffic Safety Administration and Federal Highway Administration. The project period is October 1, 1992 to September 30, 1993.

Enclosed are two copies of the project agreement. Please have both copies signed as indicated on the final page and return them to the Traffic Safety Division. You may not incur costs until you receive your signed copy. Once signed by the Manager of the Traffic Safety Division, a copy will be returned to you.

Your grant manager will be calling to arrange an orientation meeting. The purpose of this meeting is to discuss the activities of the project and to review the Agreements and Assurances. As reimbursement and reporting procedures will be reviewed, the person in charge of fiscal matters should be present. A copy of the Project Director's Information Booklet which will be used at the meeting is enclosed for your information.

I am the grant manager assigned to this project. Please call me if you have any questions.

Sincerely,



June Ross
Manager of Grant Services

JR:jh:BC-1

Encls.



400 State Library Building
Salem, OR 97310
(503) 378-3669
1-800-922-2022
FAX (503) 378-8445

OREGON DEPARTMENT OF TRANSPORTATION
TRAFFIC SAFETY DIVISION

TRAFFIC SAFETY PROJECT SUMMARY

1. Agency/Jurisdiction Multnomah County District Attorney's Office
2. Project Title Multnomah County DUII Diversion Compliance Project
3. Project No. J6-93-11-71 Project Period: From 10-1-92 To 9-30-93

4. Project Description

This project is designed to address the problem that sanctions for DUII are not consistently imposed. There is a need to improve monitoring of offenders to endure compliance with imposed sanctions. The District Attorney and the DUII Diversion Evaluation Unit of the Multnomah County Alcohol and Drug Program office will cooperate in an effort to closely monitor the estimated 2000 persons on diversion in Multnomah County and enforce sanctions for failure to comply with the diversion agreement.

5. Objectives

- a. Increase compliance and successful completion of DUII diversion treatment plan from 1,726 to 1,942 during the 12 month period of 10-1-92 to 9-30-93, by initially notifying them in writing that they will be monitored by the District Attorney's Office and given specific sanctions for failure to comply and follow through with their DUII diversion agreement.
- b. Prepare notification letters and distribute to approximately 2,158 new DUII divertees and track their participation by using a Leading Edge 386 SX personal computer and printer. This equipment will also be used to compile quarterly statistical reports for this DUII project.
- c. Increase the trial rate of DUII offenders rearrested for DUII while in diversion from 24 to 43 by September 30, 1993, by consolidating the original citation and subsequent DUII arrest for trial.

6. Project Director Jo'ey Gardelius Title Operations Manager
- Street/P.O. 1021 S.W. 4th Avenue, Rm. #600 Telephone 248-3399
- City Portland Zip Code 97204 FAX 248-3643

7. Project Coordinator Sandy Voeltel Telephone 248-3824

8. Grant Manager June Ross

9. Recommended Budget	TSD	\$ <u>91,290</u>	<u>66%</u>
	Match	\$ <u>47,575</u>	<u>34%</u>
	Total	\$ <u>138,865</u>	<u>100%</u>

10 Approval/Award Summary

- a. Federal (HSP) Approval: Date: _____ TSD \$ _____ Match \$ _____
- b. OTSC Approval: Date: _____ TSD \$ _____ Match \$ _____
- c. Final Award Letter: Date: _____ TSD \$ _____ Match \$ _____
- d. Grant Adjustment 01: Date: _____ TSD \$ _____ Match \$ _____
- e. Grant Adjustment 02: Date: _____ TSD \$ _____ Match \$ _____

This form should include all budget information. If additional information is required for clarity, please include on a separate page, giving complete reference to the appropriate budget item.

		TSD FUNDS	MATCH	TOTAL
A. DIRECT COSTS				
1.	Salaries and Wages*	<u>59,179</u>	<u>23,383</u>	<u>82,562</u>
a.	Staff assigned to project			
	<u>1</u> FTE DDA I @ \$ 35,934/yr. (TSD)			
	<u>1</u> FTE SR OA @ \$ 23,245/yr. (TSD)			
	<u>.5</u> FTE LA @ \$ 26,977/yr. (match)			
b.	Volunteer time .5 OA2 at \$19,787 (match)			
	hours @ \$ /hour	<u>0</u>	<u>0</u>	<u>0</u>
c.	Trainee time			
	hours @ \$ /hour	<u>0</u>	<u>0</u>	<u>0</u>
2.	Employee Benefits 44.3% of item 1A Benefits include: Health/Dental/Life Insurance/Retirement	<u>26,245</u>	<u>13,090</u>	<u>39,335</u>
3.	Contractual Services ** Specify:	<u>0</u>	<u>0</u>	<u>0</u>
4.	Travel and Subsistence			
a.	In-State, Regional (Purpose/Destination):			
	1) Food and Lodging: (days @ \$ /diem)			
	2) Mileage: (miles @ \$/mile)			
	3) Other (specify)			
b.	Out-of-State** (Purpose/Destination):			
	1) Food and Lodging: (days @ \$ /diem)			
	2) Airfare			
	3) Other (specify)			

* Job descriptions for all positions assigned to grant .25 FTE or more are included in Exhibit B.

** TSD approval required before expenditures occur.

	<u>TSD FUNDS</u>	<u>MATCH</u>	<u>TOTAL</u>
5. Office Expenses (supplies, photocopy, telephone, postage)	<u>0</u>	<u>0</u>	<u>0</u>
6. Printing (specify item, quantity, and cost of each)			
1) Reports (Title: _____)			
2) Brochures (Title: _____)			
3) Other (specify _____)			
7. Equipment including films			
1) Leading Edge 386 SX PC & Printer & installation	<u>5,642</u>		<u>5,642</u>
2) WordPerfect	<u>224</u>		<u>224</u>
8. Other (specify)			
1) _____			
2) _____			
3) _____			
B. INDIRECT COSTS*** 8.68% of project		<u>11,102</u>	<u>11,102</u>
C. TOTAL	<u>91,290</u>	<u>47,575</u>	<u>138,865</u>
D. COST SHARING SUMMARY			
1. TSD Funds	<u>\$ 91,290</u>	<u>66 %</u>	
2. State	<u>\$ _____</u>	<u>_____ %</u>	
3. Local	<u>\$ 47,575</u>	<u>34 %</u>	
4. Other (specify source):	<u>\$ _____</u>	<u>_____ %</u>	
5. TOTAL COSTS	<u>\$ 138,865</u>	<u>100%</u>	

*** Not eligible for TSD funding, but may be used as match. Use no more than 10% of Item A.1., salaries, or use actual indirect costs and provide documentation.

Meeting Date: October 8, 1992

Agenda No.: R-3

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: MC 2-92/LD 25-92

BCC Informal _____ BCC Formal October 8, 1992
(date) (date)

DEPARTMENT DES DIVISION Planning

CONTACT Sharon Cowley TELEPHONE 2610

PERSON(S) MAKING PRESENTATION David Prescott

ACTION REQUESTED:

xx DENIAL

INFORMATIONAL ONLY

POLICY DIRECTION

APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 10 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: xx

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

MC 2-92/LD 25-92 Board Adoption of the Final Order

Final Order in the matter of an appeal of an August 3, 1992 Hearings Officer decision, approving, subject to conditions, a tentative plan for a Type I land division, a partition resulting in two lots and approving, subject to conditions, a request to use easements as the means of access to the new lot instead of providing frontage on a dedicated street, as required in the MUF-19 zoning district, per MCC 11.15.2188, all for property located at 7025 NW Summitview Court.

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER RSP [Signature]

(All accompanying documents must have required signatures)

Sent copy of ~~the~~ ^{Final} Order 92-181 to Peter Livingston & Sharon Cowley 10-9-92.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of MC 2-92/LD 25-92,)
Review the Decision of the Hearings)
Officer of August 3, 1992, approving,)
subject to conditions, applicant's)
request for a two-lot land division)
plus a request to use easements as)
the means of access, all for property)
located at 7025 NW SUMMITVIEW COURT)

FINAL ORDER
92-181

On September 22, 1992 the Board of County Commissioners conducted a public hearing, on the Record, on the above entitled matter. On September 29, 1992, based upon the hearing record, the Multnomah County Board of Commissioners reversed the August 3, 1992 Hearings Officer decision and denied the entire application. The September 29, 1992 Board Decision is based on Findings and conclusions set forth in the attached Exhibit A.

DATED this 8th day of October, 1992.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Sharron Kelley
Sharron Kelley, Vice-Chair
Multnomah County, Oregon

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

By: Peter Livingston
Peter Livingston,
Assistant County Counsel

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of MC 2-92/LD 25-92,)
Review the Decision of the Hearings)
Officer of August 3, 1992, approving,)
subject to conditions, applicant's)
request for a two-lot land division)
plus a request to use easements as)
the means of access, all for property)
located at 7025 NW SUMMITVIEW COURT)

FINAL ORDER
92-181

On September 22, 1992 the Board of County Commissioners conducted a public hearing, on the Record, on the above entitled matter. On September 29, 1992, based upon the hearing record, the Multnomah County Board of Commissioners reversed the August 3, 1992 Hearings Officer decision and denied the entire application. The September 29, 1992 Board Decision is based on Findings and conclusions set forth in the attached Exhibit A.

DATED this 8th day of October, 1992.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Sharron Kelley

Sharron Kelley, Vice-Chair
Multnomah County, Oregon

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

By: *Peter Livingston*

Peter Livingston,
Assistant County Counsel



**BOARD OF COUNTY COMMISSIONERS
EXHIBIT A**

Decision

This Decision consists of Findings of Fact and Conclusions

September 29, 1992

**MC 2-92, #124
LD 25-92, #124**

**Access by Easement
Type 1 Land Division**

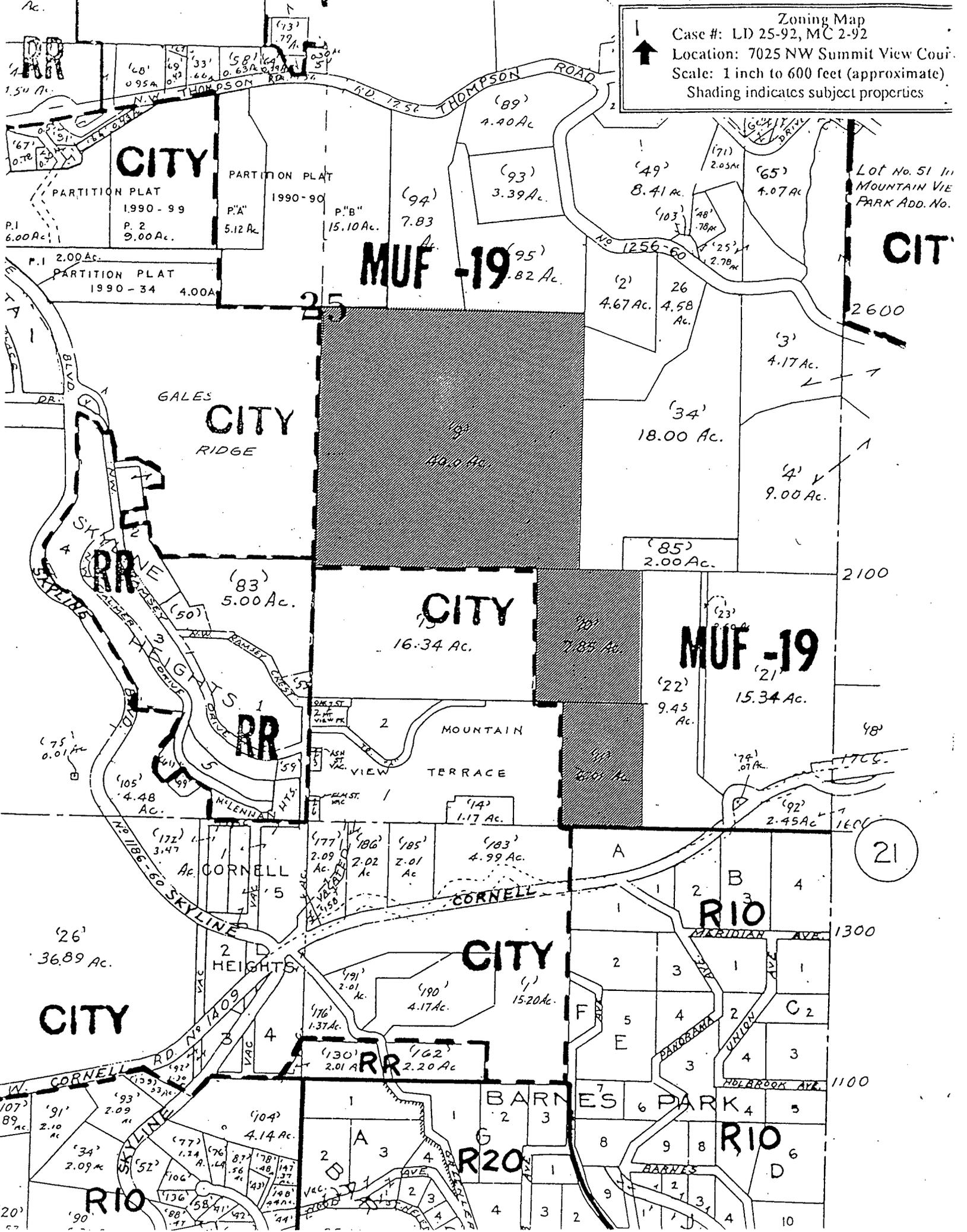
Applicant requests approval of a two-parcel Type 1 land division plus approval of an access by easement for each parcel.

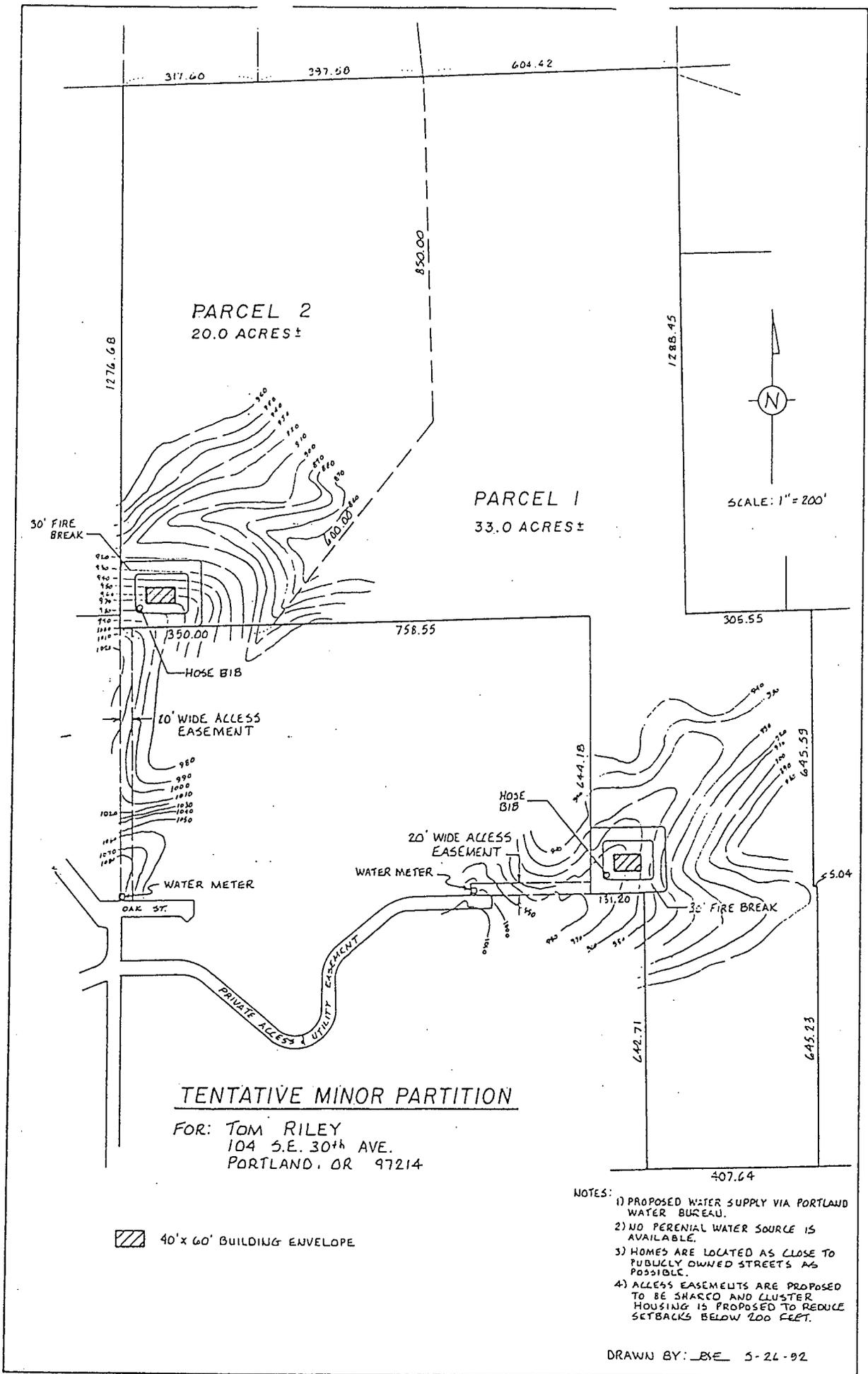
Location: 7025 NW Summitview Court
Legal: Tax Lots '9', '10' and '11', Section 25, 1N-1W, 1991 Assessor's Map
Site Size: Approximately 54 Acres'
Size Requested: same
Property Owner: Tom Riley / Julie Pinette
104 SE 30th Place, 97214
Applicant: Same
Comprehensive Plan: Multiple Use Forest
Present Zoning: MUF-19, Multiple Use Forest District
Minimum lot size of 19 acres

Board Decisions:

- (LD 25-92)** Deny the Tentative Plan for the Type I Land Division requested, a partition resulting in two lots in accordance with the provisions of MCC 11.45.080(D), all based on the following findings and conclusions:
- (MC 2-92)** Deny the request to use easements as the means of access to the new lot instead of providing frontage on a dedicated street as required in the MUF-19, Multiple Use Forest district per MCC 11.15.2188, all based on the following findings and conclusions:

Zoning Map
 Case #: LD 25-92, MC 2-92
 Location: 7025 NW Summit View Court
 Scale: 1 inch to 600 feet (approximate)
 Shading indicates subject properties



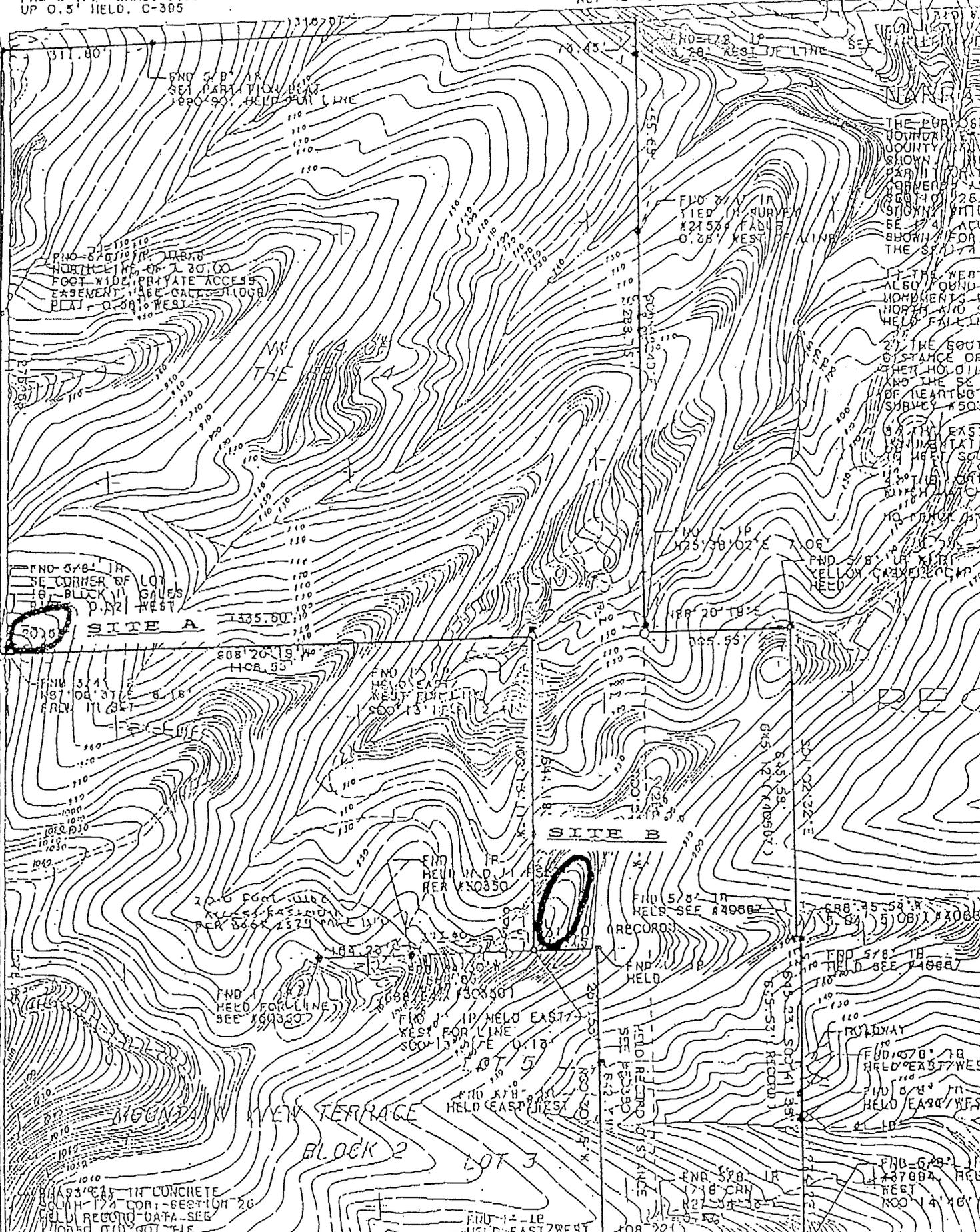


CENTER OF SECTION
FIND 2 1/2" BRASS DISC
UP 0.5' HELD. C-305

N87° 49' 30" E

588.80 (GALES RIDGE)

2553.35 2551.03 (S1308)



FIND 5/8" IR
SET PARTITION BEAT
1890' 90" HELD FOR LINE

PINO 6/8" IR
NORTH LINE OF 120' 00"
FOOT WIDE PRIVATE ACCESS
EASEMENT, GALE RIDGE
PLAT 0.28, WEST

FIND 5/8" IR
SE CORNER OF LOT
187-BLOCK IN GALE
RIDGE PLAT WEST

SITE A

FIND 3/4"
N87° 00' 37" E 8.18'
FROM 11.84'

FIND 1/2"
HELD EAST
WEST FOR LINE
S00° 13' 11" E

22.0 FOOT WIDE
ACCESS EASEMENT
PER 826X 2520 PLAT 141

FIND 1"
HELD FOR LINE
SEE #30330

FIND 1" IR HELD EAST
WEST FOR LINE
S00° 13' 11" E

FIND 3/8"
HELD EAST WEST

1/2" 1/2" 1/2" IR CONCRETE
SOUTH 1/2 SECTION 26
HELD RECORD DATA-SEE
11000 PLO. NOT FILE

FIND 1/2" IR
HELD EAST WEST

FIND 5/8" IR
HELD FOR LINE

FIND 3/4" IR
HELD FOR LINE

FIND 1" IR
HELD FOR LINE

FIND 2" IR
HELD FOR LINE

SITE B

FIND 5/8" IR
HELD-SEE #30887
(RECORD)

FIND HELD

THE PURPOSE
BOUNDARY
COUNTY
SHOWN
PARTIAL
CORNER
S00° 10' 25"
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Findings Of Fact

1. **Applicant's Proposal:** Applicant proposes to divide a tract of about 54 acres into two parcels. Parcel 1 would contain about 34 acres and Parcel 2 would contain about 20 acres. Before the filing of this land division application, a building permit application was filed for a residence on what is now proposed as Parcel 1. Construction of a residence is planned for Parcel 2.
2. **Site and Vicinity Information:** The site lies generally south of NW Thompson Road, east of NW Skyline Boulevard and north of NW Cornell Road. The Portland city limits adjoin all the west edge of the site and part of the south edge and access to the site will be through easements located in the City of Portland. Two Portland subdivisions, Mountain View Terrace and Gales Ridge, adjoin Parcels 1 and 2, respectively. Pursuant to MCC 11.15.2182(A)(3), the site is a single Lot of Record even though it currently consists of three tax lots under common ownership.
3. **Land Division Ordinance Approval Criteria (MCC 11.45)**
 - A. The proposed land division is classified as a Type I because it is "[A]. . . *partition associated with an application affecting the same property for any action proceeding requiring a public hearing . . .*" [MCC 11.45.080(D)]. The proposed land division is associated with an application to use an easement as a means of access to a proposed lot that will not have any frontage on a dedicated public road.
 - B. MCC 11.45.230 lists the approval criteria for a Type I Land Division. The approval authority must find that:
 - (1) *The Tentative Plan is in accordance with:*
 - a) *the applicable elements of the Comprehensive Plan;*
 - b) *the applicable Statewide Planning Goals adopted by the Land Conservation and Development Commission, until the Comprehensive Plan is acknowledged to be in compliance with said Goals under ORS Chapter 197; and*
 - c) *the applicable elements of the Regional Plan adopted under ORS Chapter 197.* [MCC 11.45.230(A)]
 - (2) *Approval will permit development of the remainder of the property under the same ownership, if any, or of adjoining land or of access thereto, in accordance with this and other applicable ordinances;* [MCC 11.45.230(B)]
 - (3) *The Tentative Plan or Future Street Plan complies with the applicable provisions, including the purposes and intent of this Chapter;* [MCC

11.45.230(C)]

- (4) *The Tentative Plan or Future Street Plan complies with the Zoning Ordinance or a proposed change thereto associated with the Tentative Plan proposal; [MCC 11.45.230(D)]*
- (5) *If a subdivision, the proposed name has been approved by the Division of Assessment and Taxation and does not use a word which is the same as, similar to or pronounced the same as a word in the name of any other subdivision in Multnomah County, except for the words "Town", "City", "Place", "Court", "Addition" or similar words, unless the land platted is contiguous to and platted by the same applicant that platted the subdivision bearing that name and the block numbers continue those of the plat of the same name last filed; [MCC 11.45.230(E)]*
- (6) *The streets are laid out so as to conform, within the limits of the Street Standards Ordinance, to the plats of subdivisions and maps of major partitions already approved for adjoining property unless the approval authority determines it is in the public interest to modify the street pattern; [MCC 11.45.230(F)] and*
- (7) *Streets held for private use are clearly indicated on the Tentative Plan and all reservations or restrictions relating to such private streets are set forth thereon. [MCC 11.45.230(G)]*
- (8) *Approval will permit development to be safe from flooding and known flood hazards. Public utilities and water supply systems shall be designed and located so as to minimize or prevent infiltration of flood water into the systems. Sanitary sewer systems shall be designed and located to minimize or prevent:*
 - (a) *The infiltration of floodwater into the system; and*
 - (b) *The discharge of matter from the system into flood waters [MCC 11.45.230(H)]*

4. Findings for Type I Land Division

A. Applicable Elements of the Comprehensive Plan

- (1) **Statewide Goals and Regional Plan: Findings.** The Multnomah County Comprehensive Plan has been found to be in compliance with Statewide Goals and the Regional Plan by the State Land Conservation and Development Commission. Therefore, Findings with regard to the Statewide Goals and the Regional Plan are not required.

- (2) **Applicable Comprehensive Plan Policies:** The proposal fails to satisfy Comprehensive Plan Policies 12, 14, 37 and 38, which are applicable to the proposed land division.

Findings: Consideration of Policies 12 and 14 could be deferred to an administrative decision with proper notice and opportunity to request a hearing. However, consideration of Policies 37 and 38 must precede approval of this application because of express language found in the Comprehensive Plan. Policy 37 requires a showing that, among other things, the proposed use can be connected to a public water system or that there is an adequate private water system. The applicant submitted an Application for Certification of Water Service with this application. The response as to Parcel 2 was that the applicant should rely on well water. There is no substantial evidence in the record demonstrating that there is an adequate private water system on Parcel 2. Policy 38 requires review and comment on the proposal by the appropriate school and fire district. It also requires that the applicant demonstrate that there is adequate water pressure and flow for fire fighting purposes. The applicant has not obtained proper review and comment and has not demonstrated adequate water pressure. The applicant has not met the requirements of Policy 38.

B. Development of Property [MCC 11.45.230(B)]:

Findings. Approval of the request will not affect one way or the other the ability to develop, use or provide access to adjacent properties. Adjacent land inside the city limits is subject to City development regulations. Parcel sizes on adjacent unincorporated land outside the city limits are too small for further division. For these reasons or those stated by the applicant, the proposed land division satisfies MCC 11.45.230(B).

C. Purposes and Intent of Land Division Ordinance [MCC 11.45.230(C)]

- (1) MCC 11.45.015 states that the Land Division Ordinance. . . *"is adopted for the purposes of protecting property values, furthering the health, safety and general welfare of the people of Multnomah County, implementing the Statewide Planning Goals and the Comprehensive Plan adopted under Oregon Revised Statutes, Chapters 197 and 215, and providing classifications and uniform standards for the division of land and the installation of related improvements in the unincorporated area of Multnomah County."* The proposed land division does not satisfy the purpose of the Land Division Ordinance because the applicant does not address Policies 37 and 38.
- (2) MCC 11.45.020 states that the intent of the Land Division Ordinance is to . . . *"minimize street congestion, secure safety from fire, flood, geologic hazards, pollution and other dangers, provide for adequate light and air, prevent the overcrowding of land and facilitate adequate provisions for trans-*

portation, water supply, sewage disposal, drainage, education, recreation and other public services and facilities.” The proposal does not comply with the intent of the Land Division Ordinance in that the applicant has not obtained an easement to provide access to Parcel 2. Under the circumstances, there is not sufficient information in the application to make a finding on this criterion. Because of Comprehensive Plan Policies 37 and 38, findings on the criteria of fire, transportation, water supply, sewage disposal, drainage, and education must be made prior to approval of the application.

D. **Zoning Ordinance Considerations [MCC11.45.230(D)]:** The applicable Zoning Ordinance criteria are as follows:

- (1) The site is zoned MUF-19, Multiple Use Forest, District.
- (2) The following minimum area and dimensional standards apply per MCC 11.15.2178:
 - (a) The minimum lot size shall be 19 acres. As shown on the Tentative Plan Map, both parcels exceed this requirement
 - (b) The minimum yard setbacks are 30 feet front, 10 feet side, and 30 feet rear. There is adequate area on each parcel for any structures to meet all yard requirements.
 - (c) **Residential Use Development Standards:** MCC 11.15.2194 states that *A residential use located in the MUF district after August 14, 1980, shall comply with the following:*
 - (A) *The fire safety measure outlined in the Fire Safety Considerations for Development in Forested Areas, published by the Northwest Interagency Fire Prevention Group, including at least the following:*
 - (1) *Fire lanes at least 30 feet wide shall be maintained between a residential structure and an adjacent forested area; and*
 - (2) *Maintenance of a water supply and of fire fighting equipment sufficient to prevent fire from spreading from the dwelling to adjacent forested areas;*
 - (B) *An access drive at least 16 feet wide shall be maintained from the property access road to any perennial water source on the lot or an adjacent lot. [MCC 11.15.2194(B)]*

- (C) *The dwelling shall be located in as close proximity to a publicly maintained street as possible, considering the requirements of MCC .2178(B). [MCC 11.15.2194(C)]*
- (D) *The physical limitations of the site which require a driveway in excess of 500 feet shall be stated in writing as part of the application for approval. [MCC 11.15.2194(D)]*
- (E) *The dwelling shall be located on that portion of the lot having the lowest productivity characteristics for the proposed primary use, subject to the limitations of subsection (C), above. [MCC 11.15.2194(E)]*
- (F) *Building setbacks of at least 200 feet shall be maintained from all property lines, wherever possible, except: [MCC 11.15.2194(F)]*
 - (1) *A setback of 30 feet or more may be provided from a public road, or*
 - (2) *The location of dwelling(s) on adjacent lot(s) at a lesser distance will allow for the clustering of dwellings or the sharing of access.*

Findings. There is not substantial evidence in the record to support findings on these criteria. Consideration of at least some of the criteria could be deferred to an administrative decision with proper notice and opportunity to request a hearing. However, a decision on fire protection and water supply must be made prior to approval of the land division.

- (G) *Construction shall comply with the standards of the building code or as prescribed in ORS 446.002 through 446.200 relating to mobile homes. [MCC 11.15.2194(G)]*
- (H) *The dwelling shall be attached to a foundation for which a building permit has been obtained. [MCC 11.15.2194(H)]*
- (I) *The dwelling shall have a minimum floor area of 600 square feet. [MCC 11.15.2194(I)]*
- (J) *The dwelling shall be located outside a big game habitat area as defined by the Oregon Department of Fish and Wildlife or that agency has certified that the impacts will be acceptable. [MCC 11.15.2194(J)]*

Findings. These criteria do not apply.

- (d) **Access:** MCC 11.15.2188 states that all parcels in the MUF, Multiple Use Forest District shall abut a street or have other access determined be "*safe and convenient for pedestrians and passenger and emergency vehicles.*"

Finding. The applicant has provided no information to support a finding that this standard has been or can be met as to Parcel 2.

- (e) **Management Plan:** MCC 11.15.2170(A) requires that a resource management plan be prepared and submitted for approval prior to issuance of a building permit on an MUF-zoned lot containing more than 10 but less than 39 acres.

Finding. The applicant has provided a resource management plan for Parcel 1 but not for Parcel 2.

E. **Subdivision Name [MCC 11.45.230(E)]:**

Finding: Since the proposed land division is not a subdivision, MCC 11.45.230(E) is not applicable.

F. **Street Layout [MCC 11.45.230(F)]:**

Finding: The proposed land division does not include any new public streets or extensions of existing streets. therefore, MCC 11.45.230(F) is not applicable.

G. **Private Streets [MCC 11.45.230(G)]:**

Finding. The proposed land division does not include any private streets. Therefore, MCC 11.45.230(G) is not applicable.

H. **Flood Waters [MCC 11.45.230(H)]:**

Finding: The site is not in the flood plain. MCC 11.45.230(H) is not applicable.

Conclusion

The proposed land division does not satisfy the approval criteria for Type I Land Divisions and does not comply with the Zoning Ordinance. While satisfaction of some criteria could be achieved by an administrative decision with proper notice and opportunity to request a hearing, others cannot. Specifically, Comprehensive Plan Policies 37 and 38 must be satisfied prior to the approval of the land division. In addition, the access criterion (MCC 11.15.2188) must be satisfied prior to approval of the land division. Therefore the Board of County Commissioners denies the application.

Meeting Date: October 8, 1992

Agenda No.: R-3

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: MC 2-92/LD 25-92

BCC Informal _____	BCC Formal <u>October 8, 1992</u>
(date)	(date)
DEPARTMENT <u>DES</u>	DIVISION <u>Planning</u>
CONTACT <u>Sharon Cowley</u>	TELEPHONE <u>2610</u>
PERSON(S) MAKING PRESENTATION _____	<u>David Prescott</u>

ACTION REQUESTED:

xx DENIAL

INFORMATIONAL ONLY

POLICY DIRECTION

APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 10 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: xx

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

MC 2-92/LD 25-92 Board Adoption of the Final Order

Final Order in the matter of an appeal of an August 3, 1992 Hearings Officer decision, approving, subject to conditions, a tentative plan for a Type I land division, a partition resulting in two lots and approving, subject to conditions, a request to use easements as the means of access to the new lot instead of providing frontage on a dedicated street, as required in the MUF-19 zoning district, per MCC 11.15.2188, all for property located at 7025 NW Summitview Court.

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER RSP [Signature]

(All accompanying documents must have required signatures)



MULTNOMAH COUNTY OREGON

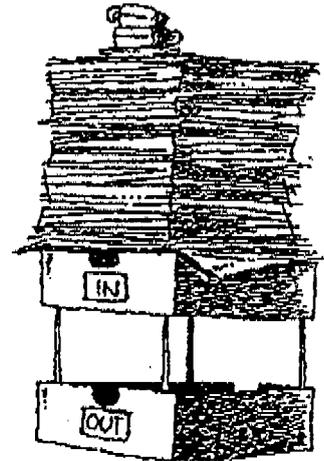
DEPARTMENT OF ENVIRONMENTAL SERVICES
2115 S.E. MORRISON
PORTLAND, OREGON 97214
(503) 248-5000

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY • CHAIR OF THE BOARD
PAULINE ANDERSON • DISTRICT 1 COMMISSIONER
GARY HANSEN • DISTRICT 2 COMMISSIONER
RICK BAUMAN • DISTRICT 3 COMMISSIONER
SHARRON KELLEY • DISTRICT 4 COMMISSIONER

FACSIMILE TRANSMITTAL

DES ADMINISTRATION

FAX NUMBER 248-3048



DATE: 10/1/92

TO: Delma Farrell

FROM: Sharon Cowley

RE: _____

COMMENTS: _____

TOTAL # OF PAGES 3

PAGE 1 OF 3

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of MC 2-92 / LD 25-92,)
Review the Decision of the Hearings)
Officer of August 3, 1992, approving,)
subject to conditions, applicant's request)
for a two-lot land division plus a request)
to use easements as the means of access,)
all for property located at 7025 NW)
Summitview Court)

FINAL ORDER
MC 2-92 / LD 25-92

On September 22, 1992 the Board of County Commissioners conducted a public hearing, on the Record, on the above entitled matter. On September 29, 1992, based upon the hearing record, the Multnomah County Board of Commissioners reversed the August 3, 1992 Hearings Officer decision and denied the entire application. The September 29, 1992 Board decision is based on Findings and Conclusions set forth in the attached Exhibit A.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

REVIEWED

Sharron Kelley, Vice Chair
Multnomah County, Oregon
Dated October 6, 1992

By: _____
Peter Livingston,
Assistant County Counsel

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

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Officer of August 3, 1992, approving,)
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MC 2-92 / LD 25-92

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BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

REVIEWED

Sharron Kelley

Sharron Kelley, Vice Chair
Multnomah County, Oregon
Dated October 6, 1992

By: *Peter Livingston*
Peter Livingston,
Assistant County Counsel