

**Minutes of the Board of Commissioners
Multnomah County, Oregon
Multnomah Building, Board Room 100
Thursday, April 14, 2011**

REGULAR MEETING

Chair Jeff Cogen convened the meeting at 9:35 a.m. with Commissioners Loretta Smith, Judy Shiprack and Diane McKeel present and Vice-Chair Deborah Kafoury excused.

CONSENT AGENDA

- C.1 ORDER No. 2011-031 Authorizing Designees of the Mental Health Program Director to Direct a Peace Officer to Take an Allegedly Mentally Ill Person into Custody.

Upon motion made by Commissioner Shiprack and seconded by Commissioner McKeel, the consent agenda was unanimously approved.

PUBLIC COMMENT

Opportunity for Public Comment on non-agenda matters. Testimony limited to three minutes per person unless otherwise designated by the presiding officer.

Testimony was given and received for the record.

REGULAR AGENDA

- R.1 **Public Hearing and First Reading of an ORDINANCE Amending MCC Chapters 33-38 Relating to Commercial Forest Use, Conflict of Interest and Legislative Hearing Procedures, and Changes to the Columbia River Gorge National Scenic Area Management Plan Related to Fish Processing, Industrial Uses, and to Amend Legislative Procedures. Presenter: Chuck Beasley, Senior Planner, LUP.**

Commissioner McKeel moved and Commissioner Shiprack seconded approval of the first reading.

Mr. Beasley explained that the proposed Ordinance amends zoning regulations in the County Code to incorporate technical corrections and improve clarity of regulation in a continuing effort to improve zoning code administration. This Ordinance also amends County land use regulations that apply to the Columbia River Gorge National Scenic Area in response to recent court rulings. These amendments are recommended to the Board by the Planning Commission. He discussed additions and changes and responded to Board questions and comments.

Public testimony was given and received for the record.

The first reading was approved and the second reading is Thursday, April 21, 2011.

R.2 RESOLUTION Declaring a Portion of the Property Located at 501 SW Washington, Portland, Oregon to be Surplus, Approving a Real Property Lease with JP Morgan Chase Bank. Presenter: Carla Bangert, F&PM.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.2.

Ms. Bangert provided the explanation stating that Chase desires to lease 2,255 square feet in the Mead Building for a financial services facility. The lease is for ten years with two five-year renewal options. This is an appropriate use for this space and satisfies the Good Neighbor Agreement for this downtown area. They'll be provided with a 210 day construction period, with tenant responsible for all construction costs. She responded to Board questions and comments.

Resolution No. 2011-032 was unanimously adopted.

R.3 Approving Transfer of Tax Foreclosed Property by RESOLUTION to the United States Department of Agriculture (USDA) for Non-Housing Public Purposes. Presenter: Randy Walruff, Div. Dir.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.3.

Mr. Walruff provided the explanation stating that they are acquiring three properties for consolidation of lands in the Dodson Warrendale area; donation of both parcels would ensure they would not be developed for residential purposes. He responded to Board questions and comments.

Resolution No. 2011-033 was unanimously adopted.

R.4 RESOLUTION Adopting the Multnomah County Federal Legislative Agenda for the 112th Congress. Presenters: Nancy Bennett & Claudia Black, Co-Directors, Government Relations.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.4.

Commissioner Shiprack moved and Commissioner McKeel seconded approval to consider a substituted Resolution.

Ms. Bennett explained that there are no substantive changes to any of the documents since they last spoke before the Board on Tuesday. They investigated issues that came up at the last Board Briefing, and refined some of the language around Housing and Economic Development. These changes are reflected in the substitution.

Ms. Bennett and Ms. Black provided the explanation and responded to Board questions and comments.

Consideration of a substitution was unanimously approved.

Resolution No. 2011-034 was unanimously adopted as amended.

R.5 RESOLUTION Regarding Inmate Welfare Funds in the Multnomah County Jail. Presenters: Chief Deputy Drew Brosh & Chief Deputy Mike Shults.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.5.

Chief Deputies Brosh and Shults provided the explanation and responded to Board questions and comments. They said this Resolution documents current business practices related to the Inmate Welfare Fund use of funds and revenues and aligns current practices with ORS 421.068, which dictates use and outlines standards for revenue to enhance inmate activities and programs and limit those funds to benefiting the general inmate population.

Resolution No. 2011-035 was unanimously adopted.

R.6 NOTICE OF INTENT to Participate in a Green Jobs Innovation Fund Grant. Presenter: Carole Scholl, Manager, Londer Learning Center.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.6.

Ms. Scholl provided the explanation and responded to Board questions and comments. They asked approval to participate in a three-year Green Jobs Innovation Fund Grant that would support Londer Learning Center's education and employment programs. The Grant facilitates collaboration between adult education centers and pre-apprenticeship programs. This three-year grant would begin July 1, 2011.

The NOI was unanimously approved.

R.7 Second Reading of An ORDINANCE Relating To County Organization; Amending MCC Chapter 7, County Management, and Chapter 25, Non-Departmental; to Establish a Department of County Assets; and Creating a Communications Office Presenters: Joanne Fuller, Interim Chief Operating Officer & Sherry Swackhamer, Chief Information Officer.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.7.

Ms. Fuller explained that the Chair's office decided that structural changes will improve the strategic management of County assets and create clearer responsibility and accountability for organizational decision making and outcomes.

Ms. Swackhamer expressed enthusiasm about Information Technology playing a broader role in County operations.

They spoke about the departmental changes being made and responded to Board questions and comments.

Commissioner McKeel requested that the Board receive regular progress reports.

The second reading was approved and Ordinance No. 1178 was unanimously adopted.

R.8 RESOLUTION Consenting to Chair Appointments of Joanne Fuller as Director of the Department of County Management and Sherry Swackhamer as Director of the Department of County Assets. Presenters: Joanne Fuller & Sherry Swackhamer.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.8.

Chair Cogen thanked Mindy Harris for serving as Interim Director of the Department of County Management for the past two years and for her hard work and dedication to the County.

Chair Cogen stated that in appointing Ms. Swackhamer and Ms. Fuller, the County is getting two very qualified leaders. Ms. Swackhamer has worked for the County since 2003, and as the Director of Information Technology (IT) she positively transformed the County's IT organization and implemented new cost effective solutions. Ms. Fuller joined the County in 1988 and led the Department of Community Justice. In 2006 she served as the Director of the Department of County Human Services and worked to provide services for people with mental illness and addictions, seniors, those with developmental disabilities, youth in schools, survivors of domestic violence, and those living in poverty. Chair Cogen expressed confidence that they will continue to provide great leadership to the County.

Ms. Fuller and Ms. Swackhamer expressed enthusiasm for undertaking these new challenging roles to help the County move forward. They thanked the Board and responded to questions and comments. The Board thanked them for their commitment and dedication.

Resolution No. 2011-037 was unanimously adopted.

R.9 Informational Board Briefing on the Recent Merger of Greenlight Greater Portland & Regional Partners for Economic Development. Presenters: Warren Fish, Chair Cogen's Office & Erin Flynn, PDC.

Chair Cogen gave the opening remarks. Mr. Fish provided the introduction. Ms. Flynn explained that on April 7, the boards of Greenlight Greater Portland (GGPR) and Regional Partners voted unanimously to merge and create the Portland-Vancouver

region's first private-public economic development organization. The combined organization retained the name GGPR and is governed by a board of regional CEOs and elected officials. GGPR will focus on recruiting new business to the region, growing existing companies, and promoting greater Portland-Vancouver as a place to do business. This new partnership improves coordination of services, eliminates overlapping purposes and functions, and increases transparency and accountability. It will also leverage limited resources and create a single point of contact for businesses considering location decisions.

Ms. Flynn responded to Board questions and comments. The Board thanked her for the presentation.

R.10 PROCLAMATION Acknowledging National Crime Victims' Rights Week (NCVRW) in Multnomah County (April 10-16, 2011). Sponsor: Commissioner Shiprack Presenters: Meg Garvin, Executive Director, National Crime Victim Law Institute & Annie Neal, Domestic Violence Manager, DCHS.

Commissioner Shiprack moved and Commissioner McKeel seconded approval of R.10.

Ms. Neal thanked the Board for recognizing the NCVRW. She explained that about 20 million Americans are victims of crime each year and each crime affects families, friends and communities on an emotional, physical, psychological, and financial level. The County will join forces with victim service programs, criminal justice officials, and concerned citizens throughout Oregon and the U.S. to raise awareness of victim's rights and NCVRW.

Ms. Garvin said she testified at Congress yesterday on this issue. She explained that NCVRW started in 1981 and has challenged the nation to reshape the future of crime victims by seeking rights, resources, and protections needed to rebuild their lives. The National Crime Victim Law Institute at Lewis & Clark Law School (L&C) will host a presentation and webcast to honor NCVRW. L&C is also training students to better address these issues.

The presenters responded to Board questions and comments. Commissioner Shiprack read the Proclamation into the record.

The Board thanked the presenters for bringing this issue forward.

Proclamation No. 2011-036 was unanimously adopted.

R.11 Sole Source Exemption Request to Purchase Chemicals used for Mosquito Control Aerial Spraying. Presenter: Chris Wirth, Vector Control Manager, Environmental Health.

Commissioner McKeel moved and Commissioner Shiprack seconded approval of R.11.

Commissioner McKeel moved and Commissioner Smith seconded to consider a substituted Sole Source exemption.

Mr. Wirth asked for approval of a Sole Source Exemption to purchase chemicals used for mosquito control aerial spraying from Clarke Mosquito Control. There is only one manufacturer in the U.S. who offers this product. These chemicals are prevention based, low in toxicity, safe for humans and the environment, and effectively target mosquitoes. He explained that if they don't use a prevention based product, they will lose the opportunity to control the spread of mosquitoes and would have to use harsher chemicals, which would cost the County more money and have more of an impact on the local environment.

Mr. Wirth explained that the Health Department (HD) has been purchasing mosquito control products under BID #B05-8469 since 2005. Central Purchasing recently informed them that they can no longer purchase the mosquito control products using procurement authority B05-8469. The substitution reflects that they will have to undergo a different procurement process to align with procurement rules.

Mr. Wirth responded to Board questions and comments. The Board thanked him for his presentation.

The motion to substitute was unanimously approved.

The Sole Source Exemption Request was unanimously approved as substituted.

BOARD COMMENT

BC.1 Opportunity as time allows, for the Commissioners to provide comment on non-agenda items.

Comments pertaining to non-agenda items were made by the Board and noted in the record.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:31 a.m.

Submitted by:
Lynda J. Grow, Board Clerk and
Marina Baker, Assistant Board Clerk
Board of County Commissioners
Multnomah County