

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

**Tuesday, April 24, 2007 - 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 9:01 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

**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 9:37 a.m.

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**Tuesday, April 24, 2007 - 9:30 AM**

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

**BUDGET WORK SESSION**

Chair Ted Wheeler convened the meeting at 9:45 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

**WS-1 Multnomah County 2007-2008 General Government Budget Work Session. This meeting is open to the public however no public testimony will be taken.**

- Introductions
- Central Citizen Budget Advisory Committee Presentation
- Non-Departmental Presentations
- County Management Presentation
- Community Services Presentation
- Library Services Presentation

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 11:52 a.m.

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**Tuesday, April 24, 2007 - 6:00 PM**

Multnomah County East Building, Sharron Kelley Conference Room  
600 NE 8th, Gresham

**BUDGET HEARING**

Chair Ted Wheeler convened the meeting at 6:00 p.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

**PH-1 Public Hearing on the 2007-2008 Multnomah County Budget. Testimony is limited to three minutes per person. Fill out a speaker form available in the conference room and turn it into the Board Clerk. The conference room will be open one hour prior to the hearing.**

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:19 p.m.

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**Thursday, April 26, 2007 - 9:30 AM**

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

**REGULAR MEETING**

Chair Ted Wheeler convened the meeting at 9:32 a.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

**CONSENT CALENDAR**

UPON MOTION OF COMMISSIONER ROBERTS, SECONDED BY COMMISSIONER COGEN, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-3) WAS UNANIMOUSLY APPROVED. [5-0]

C-1 Appointment of Joseph Barcott to the Multnomah County BICYCLE AND PEDESTRIAN CITIZEN ADVISORY COMMITTEE

C-2 New Full On Premises Sales Liquor License for THE VIEW POINT INN, 40301 E Larch Mountain Road, Corbett, OR 97019

C-3 RESOLUTION Authorizing Cancellation of Uncollectible Personal Property Taxes for Tax Years 1992/93 through 2006/07

RESOLUTION 07-071

**PUBLIC COMMENT**

No public comments were made.

**REGULAR AGENDA**

*(Recess as the Board of County Commissioners and convene as the governing body for DUNTHORPE RIVERDALE SANITARY SERVICE DISTRICT NO. 1)*

**R-1 Appointment of Lane Hickey to Serve a Three-Year Term on the Dunthorpe-Riverdale Sanitary Service District No. 1 Budget Committee**

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

EXPLANATION AND RESPONSE TO QUESTIONS.

APPOINTMENT UNANIMOUSLY APPROVED. [5-0]

**R-2 Appoint Dunthorpe-Riverdale Sanitary Service District No. 1 Budget Committee Chair and Secretary for Fiscal Year 2007-2008**

COMMISSIONER ROBERTS MOVED AND COMMISSIONER NAITO SECONDED, APPROVAL OF APPOINTMENT OF COMMISSIONER MARIA ROJO AS CHAIR AND COMMISSIONER JEFF COGEN AS SECRETARY OF THE SERVICE DISTRICT.

APPOINTMENTS UNANIMOUSLY APPROVED. [5-0]

**R-3 Dunthorpe-Riverdale Sanitary Service District No. 1 Budget Message Presentation followed by Public Hearing and Consideration of Approval of the 2007-2008 Dunthorpe Riverdale Sanitary Service District No. 1 Proposed Budget for Submittal to Tax Supervising and Conservation Commission**

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

TOM HANSELL EXPLANATION AND RESPONSE TO QUESTIONS.

SERVICE DISTRICT BUDGET UNANIMOUSLY APPROVED. [5-0]

*(Adjourn as the governing body for Dunthorpe Riverdale Sanitary Service District No. 1 and convene as governing body for MID-COUNTY STREET LIGHTING SERVICE DISTRICT NO. 14)*

**R-4 Appoint Mid-County Street Lighting Service District No. 14 Budget Committee Chair and Secretary for Fiscal Year 2007-2008**

COMMISSIONER NAITO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF APPOINTMENT OF COMMISSIONER LISA NAITO AS CHAIR AND COMMISSIONER JEFF COGEN AS SECRETARY OF THE SERVICE DISTRICT.

APPOINTMENTS UNANIMOUSLY APPROVED. [5-0]

**R-5 Mid-County Street Lighting Service District No. 14 Budget Message Presentation followed by Public Hearing and Consideration of Approval the 2007-2008 Mid County Street Lighting Service District No. 14 Proposed Budget for Submittal to Tax Supervising and Conservation Commission**

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

TOM HANSELL EXPLANATION AND RESPONSE TO QUESTIONS.

SERVICE DISTRICT BUDGET UNANIMOUSLY APPROVED. [5-0]

*(Adjourn as the governing body for Mid-County Street Lighting Service District No. 14 and reconvene as Board of County Commissioners)*

**R-6 Budget Modification LIB-06 Adding a 0.5 FTE Position at Central Library-John Wilson Room of Department of Library Services**

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

EXPLANATION GIVEN.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

**R-7 Budget Modification HD-15 Appropriating \$10,000 from the National Association of Community Health Centers (NACHC) for the Health Department to Participate in NACHC's Hepatitis C Virus Initiative**

COMMISSIONER ROBERTS MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-7.

EXPLANATION GIVEN.

BUDGET MODIFICATION UNANIMOUSLY APPROVED. [5-0]

**R-8 NOTICE OF INTENT to Apply for a \$40,000 Grant Funding from the Patterson Foundation to Support the Purchase of Dental Equipment**

COMMISSIONER NAITO MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF R-8.

EXPLANATION GIVEN.

NOTICE OF INTENT UNANIMOUSLY APPROVED. [5-0]

**R-9 Update on 2007 Legislative Activities. Presented by Gina Mattioda.**

PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND COMMENTS.

**R-10 Adopting Multnomah County's Affirmative Action Plan for 2007-2009**

COMMISSIONER ROJO MOVED AND COMMISSIONER COGEN SECONDED, APPROVAL OF R-10.

ROBERT PHILLIPS EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-072 ADOPTING MULTNOMAH COUNTY'S AFFIRMATIVE ACTION PLAN FOR 2007-2009 UNANIMOUSLY APPROVED. [5-0]

**R-11 RESOLUTION Consenting to Department of State Lands Lease Under the New Sauvie Island Bridge**

UPON MOTION OF COMMISSIONER ROJO, SECONDED BY COMMISSIONER COGEN, R-11 WAS UNANIMOUSLY RESCHEDULED TO THURSDAY, MAY 3, 2007. [5-0]

**R-12 RESOLUTION Adopting County Policies to Reduce Benzene Pollution. Presented by Commissioner Jeff Cogen, Lisa Arkin-Oregon Toxics Alliance, Kevin Downing-DEQ, Molly Chidsey-Sustainability Office, and Niki Hruska, Temp-Control.**

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF R-12.

EXPLANATION AND RESPONSE TO QUESTIONS.

RESOLUTION 07-073 UNANIMOUSLY ADOPTED. [5-0]

The meeting was recessed at 11:30 a.m. and reconvened at 1:35 p.m.

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**Thursday, April 24, 2007 - 1:30 PM**

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

**REGULAR MEETING - CONTINUED**

Chair Ted Wheeler reconvened the meeting at 1:35 p.m., with Vice-Chair Maria Rojo de Steffey and Commissioners Lisa Naito, Lonnie Roberts and Jeff Cogen present.

**PH-1 Public Hearing to consider and possibly act upon a Measure 37 Claim for Charles Maxson for up to \$385,000 in compensation or relief from land use regulations to allow the partition of each lot into two lots with four residential home sites overall on properties located at 38755 and 39062 E. Knieriem Rd., Corbett [T1N, R4E, Sec 36C, TL 300 & 400] (Case File T1-06-095). Presented by Ken Born and Sandra Duffy.**

JIM ZUPANCIC UPON MOTION OF COMMISSIONER COGEN, SECONDED BY COMMISSIONER ROBERTS, PH-1 WAS UNANIMOUSLY CONTINUED TO THURSDAY, MAY 10, 2007. [5-0]

**PH-2 Public Hearing to consider and possibly act upon a Measure 37 Claim by Sandra Baker et al and Barkers Five LLC for \$33.6 million in compensation or relief from regulations to allow the claimants to construct 3 additional single family dwellings then subdivide and sell 2-acre lots for properties located in the vicinity of 15610 NW Germantown Road, Portland (Case File T1-06-098). Presented by Derrick Tokos and Sandra Duffy**

CHAIR WHEELER CONVENEED THE HEARING, WITH COMMISSIONERS MARIA ROJO, LISA NAITO AND LONNIE ROBERTS PRESENT, AND COMMISSIONER, JEFF COGEN EXCUSED. AT CHAIR WHEELER'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR WHEELER'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 WHEELER EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. PRESENTATION OF THE STAFF REPORT AND RECOMMENDATIONS. ASSISTANT COUNTY ATTORNEY EXPLANATION OF PROPOSED ORDER AND RESPONSE TO BOARD QUESTIONS.

COMMISSIONER COGEN MOVED AND COMMISSIONER ROJO SECONDED, APPROVAL OF PH-2.

EXPLANATION AND RESPONSE TO QUESTIONS.

ORDER 07-076 DENYING BALLOT MEASURE 37 REQUEST OF SANDRA BAKER, STEVEN BARKER, MARGARET BARKER, GREGORY BARKER, AND NANCY MILLER BARKER AND BARKERS FIVE, LLC RELATING TO THE PARCELS OF REAL PROPERTY LOCATED IN THE VICINITY OF 15610 NW GERMANTOWN ROAD, PORTLAND, MULTNOMAH COUNTY, OREGON WAS UNANIMOUSLY ADOPTED. [5-0]

**PH-3 Public Hearing to consider and possibly act upon a Measure 37 Claim by George Raymond Smith, The Raymond Smith LLC, and Shirlee Lenske, Lenske Properties LLC, for \$8.5 million or relief from regulations to allow mining of all economically viable sources of gravel, followed by subdivision of the 206 acre property into 75-100 buildable single family dwelling lots, Corbett (Case File T1-06-124). Presented by Derrick Tokos and Sandra Duffy.**

UPON MOTION OF COMMISSIONER ROJO SECONDED BY COMMISSIONER ROBERTS, PH-3 WAS UNANIMOUSLY POSTPONED INDEFINITELY. [5-0]

**PH-4 Public Hearing to consider and possibly act upon a Measure 37 Claim by George Raymond Smith, The Raymond Smith LLC, Raymond Smith Trusts, and Lenske Properties LLC, for \$20.3 million in compensation or relief from regulations to allow the claimants to subdivide 561 acres (17 properties) into 90-104 residential lots and to log riparian buffers along Howard Creek and a tributary. The properties are located south of Corbett, in the vicinity of the Howard Canyon Quarry, Corbett (Case File T1-06-087). Presented by Derrick Tokos and Sandra Duffy**

CHAIR WHEELER CONVENED THE HEARING, WITH COMMISSIONERS MARIA ROJO, LISA NAITO AND LONNIE ROBERTS PRESENT, AND COMMISSIONER, JEFF COGEN EXCUSED. AT CHAIR WHEELER'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR WHEELER'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 WHEELER EXPLAINED THE CONDUCT OF HEARING, THE ORDER OF TESTIMONY AND HOW TO PRESENT TESTIMONY. PRESENTATION OF THE STAFF REPORT AND RECOMMENDATIONS. ASSISTANT COUNTY ATTORNEY EXPLANATION OF PROPOSED ORDER AND RESPONSE TO BOARD QUESTIONS.

COMMISSIONER NAITO MOVED AND COMMISSIONER ROBERTS SECONDED, APPROVAL OF PH-4.

EXPLANATION AND RESPONSE TO QUESTIONS.

ORDER 07-078 DENYING BALLOT MEASURE 37 REQUEST OF THE RAYMOND SMITH, LLC AND LENSKE PROPERTIES, LLC RELATING TO SEVENTEEN REAL PROPERTIES LOCATED IN EAST MULTNOMAH COUNTY, OREGON WAS UNANIMOUSLY ADOPTED. [5-0]

### **BOARD COMMENT**

No board comments were made.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:18 p.m.

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