

## **ANNOTATED MINUTES**

Tuesday, February 25, 1997 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

### **BOARD POLICY DISCUSSION**

*Chair Beverly Stein convened the meeting at 9:35 a.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley and Tanya Collier present, and Commissioner Dan Saltzman arriving at 9:38 a.m.*

- B-1      Discussion of Options Regarding Construction and Operation of New Jail and Alcohol and Drug Facilities in Light of Ballot Measure 47 Funding Restrictions. Presented by Sheriff Dan Noelle and Elyse Clawson.

***SHERIFF DAN NOELLE AND ELYSE CLAWSON PRESENTATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. MS. CLAWSON TO RESEARCH WHETHER OTHER JURISDICTIONS WOULD BE WILLING TO LEASE ANY UNFILLED A&D BEDS FROM MULTNOMAH COUNTY. SHERIFF NOELLE TO CONTINUE WITH JAIL SITING PROCESS AS DIRECTED BY RESOLUTION 97-20, AND TO PREPARE RESOLUTION ARTICULATING HOW MANY A&D BEDS SHOULD BE CONSTRUCTED IN THE NEW FACILITY FOR BOARD CONSIDERATION AT A FUTURE REGULAR MEETING.***

*There being no further business, the meeting was adjourned at 10:36 a.m.*

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Tuesday, February 25, 1997 - 1:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

### **LAND USE PLANNING MEETING**

*Chair Beverly Stein convened the meeting at 1:35 p.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present.*

P-1      CS 4-96      Report the Hearings Officer Decision Regarding Approval of a Conditional Use Permit for a Community Service Use, Subject to Conditions, on Property Located at 14445 NW CHARLTON ROAD, PORTLAND (SAUVIE ISLAND SCHOOL)

***DECISION READ, NO APPEAL FILED, DECISION STANDS.***

P-2      CS 3-96      DE NOVO HEARING Regarding Appeal of Hearings Officer Decision Approving a Conditional Use Permit for a Community Service Use, Subject to Conditions, on Property Located at 10351 NW THOMPSON ROAD, PORTLAND (BONNY SLOPE SCHOOL). TESTIMONY LIMITED TO 20 MINUTES PER SIDE.

***CHAIR STEIN EXPLAINED QUASI-JUDICIAL PROCESS. AT CHAIR STEIN'S REQUEST FOR DISCLOSURE, NO EX PARTE CONTACTS WERE REPORTED. AT CHAIR STEIN'S REQUEST FOR CHALLENGES AND/OR OBJECTIONS, NONE WERE OFFERED. PLANNER LISA ESTRIN PRESENTED STAFF REPORT. VIA TELEPHONIC CONFERENCE CALL FROM BEND, OREGON, HEARINGS OFFICER LIZ FANCHER PRESENTED CONDITIONS, FINDINGS OF FACT AND CRITERIA USED IN HER DECISION. STEVE OLSON AND CARL BEAN OF DULL OLSON WEEKES ARCHITECTS TESTIFIED IN SUPPORT OF AN AMENDMENT TO THE DECISION ALLOWING PHYSICAL EDUCATION CLASSES WITH NO SHOWER FACILITIES. NEIGHBORING PROPERTY OWNER BELA BOROK EXPRESSED CONCERN REGARDING CHILDREN GOING THROUGH HIS PROPERTY AND REQUESTED THE SCHOOL DISTRICT ERECT A FENCE. IN RESPONSE TO A QUESTION OF CHAIR STEIN, COUNTY COUNSEL SANDRA DUFFY ADVISED THAT MR. BOROK COULD VOICE HIS CONCERNS TO THE SCHOOL BOARD AT THE DESIGN REVIEW HEARING PROCESS. IN RESPONSE TO CHAIR STEIN'S REQUEST FOR CONTINUANCE AND/OR OBJECTION TO HEARING, NONE WERE OFFERED. HEARING CLOSED. MS. DUFFY RESPONSE TO BOARD QUESTIONS. COMMISSIONER SALTZMAN MOVED, SECONDED***

**BY COMMISSIONER KELLEY, TO AMEND THE HEARINGS OFFICER DECISION, CONDITION 2 GRANTING PHYSICAL EDUCATION CLASSES USE AS DESCRIBED IN THE APPLICATION. IN RESPONSE TO A QUESTION OF COMMISSIONER COLLIER, SCHOOL DISTRICT BOARD MEMBER MELVIN MOORE ADVISED SCHOOLS CANNOT LEGALLY REQUIRE STUDENTS TO SHOWER AFTER PHYSICAL EDUCATION. MS. FANCHER RESPONSE TO QUESTION OF MS. DUFFY. FOLLOWING BOARD DISCUSSION, AND AT THE SUGGESTION OF MS. DUFFY, COMMISSIONER SALTZMAN MOVED, SECONDED BY COMMISSIONER KELLEY, TO AMEND PREVIOUS MOTION TO INCLUDE LANGUAGE FROM HEARINGS OFFICER FINDING H REQUIRING SANITATION APPROVAL FOR USE OR EXPANSION OF THE EXISTING SEPTIC SYSTEM PRIOR TO ADDING SHOWERS. MOTION UNANIMOUSLY APPROVED, AS AMENDED. CHAIR STEIN ADVISED ALL PARTIES WILL RECEIVE A COPY OF THE BOARD'S WRITTEN DECISION, WHICH MAY BE APPEALED TO LUBA.**

*There being no further business, the meeting was adjourned at 1:50 p.m.*

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Tuesday, February 25, 1997 - 2:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

### **BOARD POLICY DISCUSSION**

*Chair Beverly Stein convened the meeting at 2:35 p.m., with Vice-Chair Gary Hansen and Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present.*

- B-2      Presentation of a Proposed Restructuring of Community Justice Sanctions Developed in Conjunction with the Courts, District Attorney and Sheriff. This Presentation Will Explain How the Department of Juvenile and Adult Community Justice Will Recommend Prioritizing Community Justice Resources and the Offender Population in Response to Ballot Measure 47 Cuts. Discussion of How Ongoing Communications Will Occur Among the Parties. Presented by Elyse Clawson and Bob Grindstaff.

**ELYSE CLAWSON, JUDGE FRANK BEARDEN, BOB GRINDSTAFF, DISTRICT ATTORNEY MICHAEL SCHRUNK AND SHERIFF DAN NOELLE PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.**

*There being no further business, the meeting was adjourned at 3:30 p.m.*

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Thursday, February 27, 1997 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**REGULAR MEETING**

*Chair Beverly Stein convened the meeting at 9:35 a.m., with Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present, and Vice-Chair Gary Hansen excused.*

**CONSENT CALENDAR**

**AT THE REQUEST OF CHAIR STEIN, AND UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, ITEM C-11 WAS UNANIMOUSLY REMOVED FROM THE CONSENT CALENDAR.**

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER SALTZMAN CONSENT CALENDAR ITEMS C-1 THROUGH C-10 AND C-12 THROUGH C-15 WERE UNANIMOUSLY APPROVED.**

**DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- C-1 Intergovernmental Revenue Agreement 103117 with the State Office for Services to Children and Families, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program
- C-2 Amendment 2 to Intergovernmental Revenue Agreement 103196 with the State Office for Services to Children and Families, Adding Funds to Extend Substance Abuse Services for Clients of the Family Support Team Project East County Branch through June 30, 1997

- C-3 Intergovernmental Revenue Agreement 103367 with Centennial School District, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program
- C-4 Intergovernmental Revenue Agreement 103377 with Portland Public School District, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program
- C-5 Intergovernmental Agreement 103407 with Mt. Hood Community College, to Purchase Private Linkages for Unemployment Solutions (PLUS) Project Services Intended to Move More People Off Welfare and into Employment; Reduce Welfare Recidivism; and Prevent At-Risk People from Becoming New Welfare Recipients
- C-6 Intergovernmental Revenue Agreement 103457 with the State Office for Services to Children and Families, to Support an Alcohol and Drug Evaluation Specialist as Part of the Child Abuse Multidisciplinary Intervention (CAMI) Project
- C-7 Amendment 2 to Intergovernmental Revenue Agreement 103755 with the City of Portland, for Eligibility Verification of the City's Water/Sewer Bill Discount Program and Crisis Assistance Program for Low Income Households
- C-8 Amendment 2 to Intergovernmental Revenue Agreement 102595 with the City of Portland, for Administration of the City's Water/Sewer Assistance Program and Water/Sewer Bill Discount Program and Crisis Assistance Program for Low Income Households

#### **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-9 Amendment 1 to Intergovernmental Agreement 301606 with the City of Wood Village for the NE Glisan Street Waterline Improvements Contract, Reflecting a Change in Costs Assumed by the County
- C-10 Amendment 1 to Intergovernmental Agreement 301616 with the City of Fairview for the NE Glisan Street Waterline Improvements Contract, Reflecting a Change in Costs Assumed by the County
- C-12 ORDER Authorizing Execution of Deed D971379 Upon Complete Performance of a Contract to George Elias

**ORDER 97-23.**

## **DEPARTMENT OF HEALTH**

- C-13      Renewal of Intergovernmental Agreement 201437 with Oregon Health Sciences University for the Continued Provision of Dental Services for Low-Income Persons Living with HIV/AIDS
- C-14      Renewal of Intergovernmental Agreement 201447 with Oregon Health Sciences University for the Continued Provision of Medical Services for Low-Income Persons Living with HIV/AIDS
- C-15      Renewal of Intergovernmental Agreement 201457 with Oregon Health Sciences University for the Continued Provision of Case Management Services for Low-Income Persons Living with HIV/AIDS

## **REGULAR AGENDA**

## **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-11      ORDER Authorizing Execution of Deed D971411 for Repurchase of Tax Acquired Property to Former Owners Clara L. Haney and John E. Haney

***CHAIR STEIN EXPLANATION. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, ORDER 97-24 IN THE MATTER OF THE EXECUTION OF DEED D971411 FOR REPURCHASE OF TAX ACQUIRED PROPERTY TO FORMER OWNERS ESTATE OF CLARA L. HANEY, AND JOHN E. HANEY WAS UNANIMOUSLY APPROVED.***

## **PUBLIC COMMENT**

- R-1      Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.

***REX BURKHOLDER AND KAREN FROST MECEY COMMENTS IN SUPPORT OF BICYCLE TRANSPORTATION ALLIANCE REQUEST TO RECONSIDER DECISION TO DENY A PERMIT TO BRIDGE PEDAL, INC. FOR BRIDGE PEDAL EVENT IN ADDITION TO AUGUST 31, 1997 BIKE THE BRIDGE EVENT ORGANIZED BY WILLAMETTE LIGHT BRIGADE. BOARD COMMENTS AND DISCUSSION, ADVISING OREGON DEPARTMENT***

**OF TRANSPORTATION WILL ISSUE ONLY ONE PERMIT AND CITY OF PORTLAND WILL SUPPORT ONLY ONE EVENT. ERIK FISHMAN COMMENTS REGARDING LAST YEAR'S EVENT AND PLANS FOR THIS YEAR. FOLLOWING BOARD DISCUSSION AND AT THE REQUEST OF CHAIR STEIN, COMMISSIONER SALTZMAN TO CONTACT REPRESENTATIVES FROM BRIDGE PEDAL, INC. AND WILLAMETTE LIGHT BRIGADE TO SEE IF AN AMICABLE SOLUTION CAN BE FOUND WHEREBY BOTH ORGANIZATIONS PARTICIPATE IN THE AUGUST EVENT.**

**NON-DEPARTMENTAL**

- R-2 PROCLAMATION Recognizing ROSEMARY ANDERSON for Service at Portland Opportunities Industrialization Center in Multnomah County, Oregon

**COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-2. VICE-CHAIR HANSEN'S STAFF ASSISTANT MIKE DELMAN READ PROCLAMATION. PROCLAMATION 97-25 UNANIMOUSLY APPROVED.**

**DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- R-3 RESOLUTION in the Matter of Participation in Funding Activities of the Oregon Dispute Resolution Commission

**COMMISSIONER KELLEY MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-3. BOB DONOUGH EXPLANATION AND RESPONSE TO BOARD QUESTIONS. COMMISSIONER KELLEY COMMENTS IN SUPPORT. RESOLUTION 97-26 UNANIMOUSLY APPROVED.**

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-4 PUBLIC HEARING and Consideration of an ORDER Approving Transfer of Six Tax Foreclosed Properties to Metro, for Public Purposes

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-4. KATHY TUNEBOG EXPLANATION. JIM DESMOND EXPLANATION AND COMMENTS IN SUPPORT OF METRO'S ACQUISITION OF PROPERTIES FOR OPEN SPACES. JULIE MORROW TESTIMONY IN OPPOSITION TO METRO CREATING A TRAIL NEAR BURLINGTON NORTHERN RAILROAD PROPERTY ABUTTING HER PROPERTY, AND COMMENTS REGARDING LACK OF NOTIFICATION OF AVAILABILITY OF PROPERTIES FOR SALE. AT THE REQUEST OF CHAIR STEIN, MS. TUNEBOG EXPLAINED COUNTY'S STATUTORY NOTIFICATION PROCESS PRIOR TO FORECLOSURE AND SUBSEQUENT REPURCHASE AND/OR SALE OF PROPERTIES. AT THE REQUEST OF CHAIR STEIN, MR. DESMOND EXPLAINED METRO WOULD PROVIDE EXTENSIVE OPPORTUNITIES FOR PUBLIC INVOLVEMENT IN THE EVENT BNRR DECIDED TO ABANDON ITS TRACK AND METRO WISHED TO CREATE A TRAIL AND WAS SUCCESSFUL IN OBTAINING FEDERAL MONEY TO CONSTRUCT SAME. ORDER 97-27 UNANIMOUSLY APPROVED.

- R-5 ORDER Authorizing Private Sale of Certain Tax Foreclosed Property to Woodland Development, Including Direction to Tax Title for Publication of Notice Pursuant to ORS 275.225

COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-5. KATHY TUNEBOG EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 97-28 UNANIMOUSLY APPROVED.

- R-6 First Reading of an ORDINANCE Amending the Exclusive Farm Use Zoning District and Related Subsections of Multnomah County Code 11.15 to Bring Multnomah County's Land Use Regulations into Compliance with Oregon Revised Statute Chapter 215 and Oregon Administrative Rule 660, Division 33 Requirements for Agricultural Land

ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER SALTZMAN MOVED



**AND COMMISSIONER KELLEY SECONDED, APPROVAL OF FIRST READING. SCOTT PEMBLE INTRODUCED PLANNER CHUCK BEASLEY. MR. PEMBLE EXPLANATION OF ORDINANCE AND ADDITIONAL STAFF RECOMMENDED AMENDMENTS. ATTORNEY MICHAEL ROBINSON TESTIMONY IN SUPPORT OF ORDINANCE ON BEHALF OF CLIENTS HENRY AND EULIA MISHIMA. MR. PEMBLE AND MR. ROBINSON RESPONSE TO QUESTIONS OF COMMISSIONER KELLEY. UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER COLLIER, STAFF RECOMMENDED AMENDMENTS TO PAGES 5, 6, 10, 13 AND 18 AS SUBMITTED IN WRITING WERE UNANIMOUSLY APPROVED. FIRST READING UNANIMOUSLY APPROVED, AS AMENDED. SECOND READING THURSDAY, MARCH 6, 1997.**

**PUBLIC CONTRACT REVIEW BOARD**

(Recess as the Board of County Commissioners and convene as the Public Contract Review Board)

- R-7 ORDER Approving Exemption to Specify Brand Names for the Purchase of Dental Equipment

**COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-7. FRANNA HATHAWAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 97-29 UNANIMOUSLY APPROVED.**

- R-8 ORDER Exempting from Formal Competitive Bidding a Change Order to Exceed the 20% Limitation for a Contract with Silco Construction Company

**COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-8. FRANNA HATHAWAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 97-30 UNANIMOUSLY APPROVED.**

R-9

Second Reading and Adoption of an ORDINANCE Amending Ordinance 807 and Ordinance 861, Multnomah County Public Contract Review Board Rules

**ORDINANCE READ BY TITLE ONLY. COPIES AVAILABLE. COMMISSIONER SALTZMAN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF SECOND READING AND ADOPTION. FRANNA HATHAWAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION. COMMISSIONER KELLEY'S MOTION TO AMEND FAILED FOR LACK OF A SECOND. ORDINANCE 875 UNANIMOUSLY APPROVED.**

(Adjourn as the Public Contract Review Board and reconvene as the Board of County Commissioners)

*There being no further business, the regular meeting was adjourned at 10:55 a.m. and the briefing convened at 11:00 a.m.*

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Thursday, February 27, 1997 - 10:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

### **BOARD BRIEFING**

B-3 Session Update on the 1997 Oregon Legislature. Presented by Sharon Timko and Gina Mattioda.

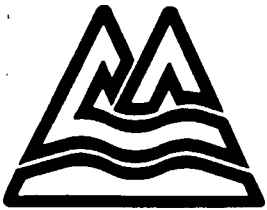
**GINA MATTIODA AND SHARON TIMKO  
PRESENTATION AND RESPONSE TO BOARD  
QUESTIONS AND DISCUSSION.**

*There being no further business, the meeting was adjourned at 11:48 a.m.*

OFFICE OF THE BOARD CLERK  
FOR MULTNOMAH COUNTY, OREGON

**Deborah L. Bogstad**

Deborah L. Bogstad



## MULTNOMAH COUNTY OREGON

### BOARD CLERK

OFFICE OF BEVERLY STEIN, COUNTY CHAIR  
1120 SW FIFTH AVENUE, SUITE 1515  
PORTLAND, OREGON 97204  
TELEPHONE • (503) 248-3277  
FAX • (503) 248-3013

### BOARD OF COUNTY COMMISSIONERS

BEVERLY STEIN	CHAIR	•248-3308
DAN SALTZMAN	DISTRICT 1	•248-5220
GARY HANSEN	DISTRICT 2	•248-5219
TANYA COLLIER	DISTRICT 3	•248-5217
SHARRON KELLEY	DISTRICT 4	•248-5213

# MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

# AGENDA

FOR THE WEEK OF

**FEBRUARY 24, 1997 - FEBRUARY 28, 1997**

*Tuesday, February 25, 1997 - 9:30 AM - Board Policy Discussion..... Page 2*

*Tuesday, February 25, 1997 - 1:30 PM - Land Use Planning.....Page 2*

*Tuesday, February 25, 1997 - 2:30 PM - Board Policy Discussion.....Page 2*

*Thursday, February 27, 1997 - 9:30 AM - Regular Meeting .....Page 3*

*Thursday, February 27, 1997 - 10:30 AM - Board Briefing .....Page 6*

*Thursday Meetings of the Multnomah County Board of Commissioners are \*cable-cast\* live and taped and can be seen by Cable subscribers in Multnomah County at the following times:*

*Thursday, 9:30 AM, (LIVE) Channel 30*

*Friday, 10:00 PM, Channel 30*

*Sunday, 1:00 PM, Channel 30*

*\*Produced through Multnomah Community Television\**

INDIVIDUALS WITH DISABILITIES MAY CALL THE BOARD CLERK AT (503) 248-3277, OR MULTNOMAH COUNTY TDD PHONE (503) 248-5040, FOR INFORMATION ON AVAILABLE SERVICES AND ACCESSIBILITY.

AN EQUAL OPPORTUNITY EMPLOYER

*Tuesday, February 25, 1997 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**BOARD POLICY DISCUSSION**

- B-1      Discussion of Options Regarding Construction and Operation of New Jail and Alcohol and Drug Facilities in Light of Ballot Measure 47 Funding Restrictions. Presented by Sheriff Dan Noelle and Elyse Clawson. 1.5 HOURS REQUESTED.*
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*Tuesday, February 25, 1997 - 1:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**LAND USE PLANNING MEETING**

- P-1      CS 4-96      Report the Hearings Officer Decision Regarding Approval of a Conditional Use Permit for a Community Service Use, Subject to Conditions, on Property Located at 14445 NW CHARLTON ROAD, PORTLAND (SAUVIE ISLAND SCHOOL)*
- P-2      CS 3-96      DE NOVO HEARING Regarding Appeal of Hearings Officer Decision Approving a Conditional Use Permit for a Community Service Use, Subject to Conditions, on Property Located at 10351 NW THOMPSON ROAD, PORTLAND (BONNY SLOPE SCHOOL). TESTIMONY LIMITED TO 20 MINUTES PER SIDE.*
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*Tuesday, February 25, 1997 - 2:30 PM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland*

**BOARD POLICY DISCUSSION**

- B-2      Presentation of a Proposed Restructuring of Community Justice Sanctions Developed in Conjunction with the Courts, District Attorney and Sheriff. This Presentation Will Explain How the Department of Juvenile and Adult Community Justice Will Recommend Prioritizing Community Justice Resources and the Offender Population in Response to Ballot Measure 47 Cuts. Discussion of How Ongoing Communications Will Occur Among the Parties. Presented by Elyse Clawson and Bob Grindstaff. 1 HOUR REQUESTED.*

Thursday, February 27, 1997 - 9:30 AM  
Multnomah County Courthouse, Room 602  
1021 SW Fourth, Portland

**REGULAR MEETING**

**CONSENT CALENDAR**

**DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- C-1      *Intergovernmental Revenue Agreement 103117 with the State Office for Services to Children and Families, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program*
- C-2      *Amendment 2 to Intergovernmental Revenue Agreement 103196 with the State Office for Services to Children and Families, Adding Funds to Extend Substance Abuse Services for Clients of the Family Support Team Project East County Branch through June 30, 1997*
- C-3      *Intergovernmental Revenue Agreement 103367 with Centennial School District, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program*
- C-4      *Intergovernmental Revenue Agreement 103377 with Portland Public School District, Funding Capitated Mental Health Services for Children Not Served through Multnomah CAPCare Program*
- C-5      *Intergovernmental Agreement 103407 with Mt. Hood Community College, to Purchase Private Linkages for Unemployment Solutions (PLUS) Project Services Intended to Move More People Off Welfare and into Employment; Reduce Welfare Recidivism; and Prevent At-Risk People from Becoming New Welfare Recipients*
- C-6      *Intergovernmental Revenue Agreement 103457 with the State Office for Services to Children and Families, to Support an Alcohol and Drug Evaluation Specialist as Part of the Child Abuse Multidisciplinary Intervention (CAMI) Project*
- C-7      *Amendment 2 to Intergovernmental Revenue Agreement 103755 with the City of Portland, for Eligibility Verification of the City's Water/Sewer Bill Discount Program and Crisis Assistance Program for Low Income Households*

- C-8      *Amendment 2 to Intergovernmental Revenue Agreement 102595 with the City of Portland, for Administration of the City's Water/Sewer Assistance Program and Water/Sewer Bill Discount Program and Crisis Assistance Program for Low Income Households*

**DEPARTMENT OF ENVIRONMENTAL SERVICES**

- C-9      *Amendment 1 to Intergovernmental Agreement 301606 with the City of Wood Village for the NE Glisan Street Waterline Improvements Contract, Reflecting a Change in Costs Assumed by the County*
- C-10     *Amendment 1 to Intergovernmental Agreement 301616 with the City of Fairview for the NE Glisan Street Waterline Improvements Contract, Reflecting a Change in Costs Assumed by the County*
- C-11     *ORDER Authorizing Execution of Deed D971411 for Repurchase of Tax Acquired Property to Former Owners Clara L. Haney and John E. Haney*
- C-12     *ORDER Authorizing Execution of Deed D971379 Upon Complete Performance of a Contract to George Elias*

**DEPARTMENT OF HEALTH**

- C-13     *Renewal of Intergovernmental Agreement 201437 with Oregon Health Sciences University for the Continued Provision of Dental Services for Low-Income Persons Living with HIV/AIDS*
- C-14     *Renewal of Intergovernmental Agreement 201447 with Oregon Health Sciences University for the Continued Provision of Medical Services for Low-Income Persons Living with HIV/AIDS*
- C-15     *Renewal of Intergovernmental Agreement 201457 with Oregon Health Sciences University for the Continued Provision of Case Management Services for Low-Income Persons Living with HIV/AIDS*

**REGULAR AGENDA**

**PUBLIC COMMENT**

- R-1      *Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.*

## **NON-DEPARTMENTAL**

- R-2      *PROCLAMATION Recognizing ROSEMARY ANDERSON for Service at Portland Opportunities Industrialization Center in Multnomah County, Oregon*

## **DEPARTMENT OF COMMUNITY AND FAMILY SERVICES**

- R-3      *RESOLUTION in the Matter of Participation in Funding Activities of the Oregon Dispute Resolution Commission*

## **DEPARTMENT OF ENVIRONMENTAL SERVICES**

- R-4      *PUBLIC HEARING and Consideration of an ORDER Approving Transfer of Six Tax Foreclosed Properties to Metro, for Public Purposes*
- R-5      *ORDER Directing Publication of Notice of Private Sale of Certain Tax Foreclosed Property to Woodland Development and Authorizing Chair to Execute a Deed Conveying Property to Purchaser*
- R-6      *First Reading of an ORDINANCE Amending the Exclusive Farm Use Zoning District and Related Subsections of Multnomah County Code 11.15 to Bring Multnomah County's Land Use Regulations into Compliance with Oregon Revised Statute Chapter 215 and Oregon Administrative Rule 660, Division 33 Requirements for Agricultural Land*

## **PUBLIC CONTRACT REVIEW BOARD**

*(Recess as the Board of County Commissioners and convene as the Public Contract Review Board)*

- R-7      *ORDER Approving Exemption to Specify Brand Names for the Purchase of Dental Equipment*
- R-8      *ORDER Exempting from Formal Competitive Bidding a Change Order to Exceed the 20% Limitation for a Contract with Silco Construction Company*
- R-9      *Second Reading and Adoption of an ORDINANCE Amending Ordinance 807 and Ordinance 861, Multnomah County Public Contract Review Board Rules*

*(Adjourn as the Public Contract Review Board and reconvene as the Board of County Commissioners)*

*Thursday, February 27, 1997 - 10:30 AM*  
**(OR IMMEDIATELY FOLLOWING REGULAR MEETING)**  
*Multnomah County Courthouse, Room 602*  
*1021 SW Fourth, Portland*

**BOARD BRIEFING**

*B-3      Session Update on the 1997 Oregon Legislature. Presented by Sharon  
Timko and Gina Mattioda. 1 HOUR REQUESTED.*



MEETING DATE: February 25, 1997  
AGENDA #: B-1  
ESTIMATED START TIME: 9:30 am

(Above Space for Board Clerk's Use ONLY)

## AGENDA PLACEMENT FORM

SUBJECT: Board Policy Discussion

BOARD BRIEFING: DATE REQUESTED: Tuesday, February 25, 1997  
REQUESTED BY: Chair Beverly Stein  
AMOUNT OF TIME NEEDED: 1.5 Hours

REGULAR MEETING: DATE REQUESTED: \_\_\_\_\_  
AMOUNT OF TIME NEEDED: \_\_\_\_\_

DEPARTMENT: Non-Departmental DIVISION: Chair Beverly Stein

CONTACT: Bill Farver TELEPHONE #: 248-3958  
BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION: Sheriff Dan Noelle and Elyse Clawson

### ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☒ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

### SUGGESTED AGENDA TITLE:

Discussion of Options Regarding  
Construction and Operation of New Jail and Alcohol and Drug  
Facilities in Light of Ballot Measure 47 Funding Restrictions

ELECTED  
OFFICIAL: \_\_\_\_\_  
(OR)  
DEPARTMENT  
MANAGER: \_\_\_\_\_

### SIGNATURES REQUIRED:

*Beverly Stein*

BOARD OF  
COUNTY COMMISSIONERS  
97 FEB 20 AM 11:48  
MULTNOMAH COUNTY  
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES  
Any Questions? Call the Board Clerk @ 248-3277

MEETING DATE: February 25, 1997  
AGENDA #: B-2  
ESTIMATED START TIME: 2:30 pm

(Above Space for Board Clerk's Use ONLY)

## AGENDA PLACEMENT FORM

SUBJECT: Board Policy Discussion

BOARD BRIEFING: DATE REQUESTED: Tuesday, February 25, 1997  
REQUESTED BY: Chair Beverly Stein  
AMOUNT OF TIME NEEDED: 1 Hour

REGULAR MEETING: DATE REQUESTED: \_\_\_\_\_  
AMOUNT OF TIME NEEDED: \_\_\_\_\_

DEPARTMENT: Non-Departmental DIVISION: Chair Beverly Stein

CONTACT: Bill Farver TELEPHONE #: 248-3958  
BLDG/ROOM #: 106/1515

PERSON(S) MAKING PRESENTATION: Elyse Clawson and Bob Grindstaff

### ACTION REQUESTED:

☐ INFORMATIONAL ONLY ☒ POLICY DIRECTION ☐ APPROVAL ☐ OTHER

### SUGGESTED AGENDA TITLE:

*Presentation of a Proposed Restructuring of Community Justice  
Sanctions Developed in Conjunction with the Courts,  
District Attorney and Sheriff. This Presentation Will Explain  
How DJACJ Will Recommend Prioritizing Community Justice  
Resources and the Offender Population in Response to Ballot Measure 47 Cuts.  
Discussion of How Ongoing Communications Will Occur  
Among the Parties.*

### SIGNATURES REQUIRED:

ELECTED  
OFFICIAL: \_\_\_\_\_  
(OR)  
DEPARTMENT  
MANAGER: \_\_\_\_\_

*Beverly Stein*

BOARD OF  
COUNTY COMMISSIONERS  
97 FEB 20 PM 12:58  
MULTNOMAH COUNTY  
OREGON

ALL ACCOMPANYING DOCUMENTS MUST HAVE REQUIRED SIGNATURES  
Any Questions? Call the Board Clerk @ 248-3277

**CITIZENS  
CRIME  
COMMISSION**

February 12, 1997

Commissioner Beverly Stein  
Chair  
Multnomah County Commissioner's Office  
1120 SW Fifth Ave., Rm. #1515  
Portland, OR 97204

Dear Chair Stein:

The Citizens Crime Commission appreciates the difficulty that the County Commissioners are having in trying to find an equitable way to divide reduced revenues between the various agencies and programs funded by the county. During your deliberations there will no doubt be a temptation to wield a heavy ax when it comes to conspicuous expenditures such as building a new jail. We believe that this would be short-sighted and in the long run more costly to the community. This cost is not just increases in future expenditures, but is also the cost associated with systemic inefficiencies which are a direct result of inadequate jail space. Additionally, there is the human cost when law-abiding citizens become victims of offenders who are released prior to adjudication.

Adequate jail space is just one part of the justice continuum, but it is absolutely essential for the rest of the system to work properly. The CCC continues to support for a series of graduated sanctions including electronic monitoring, secure drug and alcohol treatment, victim restitution, day reporting and intensive supervision. However, less costly punishments will only work if there is a jail bed available for offenders who refuse to comply with our laws. It is for this reason that we strongly urge you to support the construction and operation of a new jail facility in Multnomah County.

Yours very truly,



Paul G. Lorenzini  
Chair

221 N.W. Second Avenue, Portland OR 97209-3999 (503) 228-9736 Fax (503) 228-5126 E-mail [ccc@pdxchamber.org](mailto:ccc@pdxchamber.org)  
An affiliate of the Portland Metropolitan Chamber of Commerce

UNITED STATES DEPARTMENT OF JUSTICE  
IMMIGRATION AND NATURALIZATION SERVICE  
511 NW BROADWAY, ROOM 414  
PORTLAND, OREGON 97209

PLEASE ADDRESS REPLY TO

AND REFER TO THIS FILE NO.

February 7, 1997

Dan Noelle  
Sheriff  
Multnomah County Sheriff's Office  
12240 N.E. Glisan Street  
Portland, OR 97230

Dear Sheriff Noelle:

The U.S. Immigration & Naturalization Service has a growing need for detention space for criminal aliens in our custody that are awaiting their court dates with Immigration Judges and ultimate deportation from the United States.

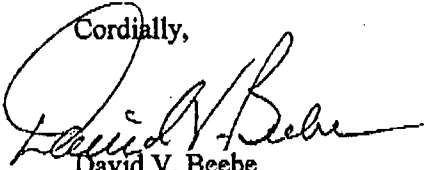
The Multnomah County Detention Center has historically provided a large percentage of our needed detention space. This can be measured in several ways:

- During the first quarter FY 1997, our state-wide billing for jail beds was more than \$382,200. Of that total billing, \$190,400 or 50% was incurred at MCDC.
- Our billing for MCDC during first quarter FY 1997 was approximately 6.5 times more than the same period only one year ago.
- For the month of January 1997, our state-wide billing was \$229,800 of which \$144,400 or 63% was incurred at MCDC.
- Today, our average jail population is approximately 140 criminal aliens, most of whom are housed in the tri-county Portland metropolitan area. This is 7 times larger than only a year ago and we expect it to continue to grow.

In summary, the Service is facing a nation-wide problem of not having enough jail beds to hold criminal aliens awaiting hearings and deportation from the United States. Although we have adequate detention funding, we sorely lack sufficient jail beds. Ironically, your office is facing the opposite dilemma of having the funds to construct a new County jail, but insufficient funds to operate it.

In conclusion, I can assure you that if your new jail were built and ready for occupancy today, the Service would be in a position to purchase every available bed to house criminal aliens in our custody. For this reason, I certainly endorse your recommendation to construct the new jail now and cover your projected operating shortfall with revenues generated by the Service.

Cordially,

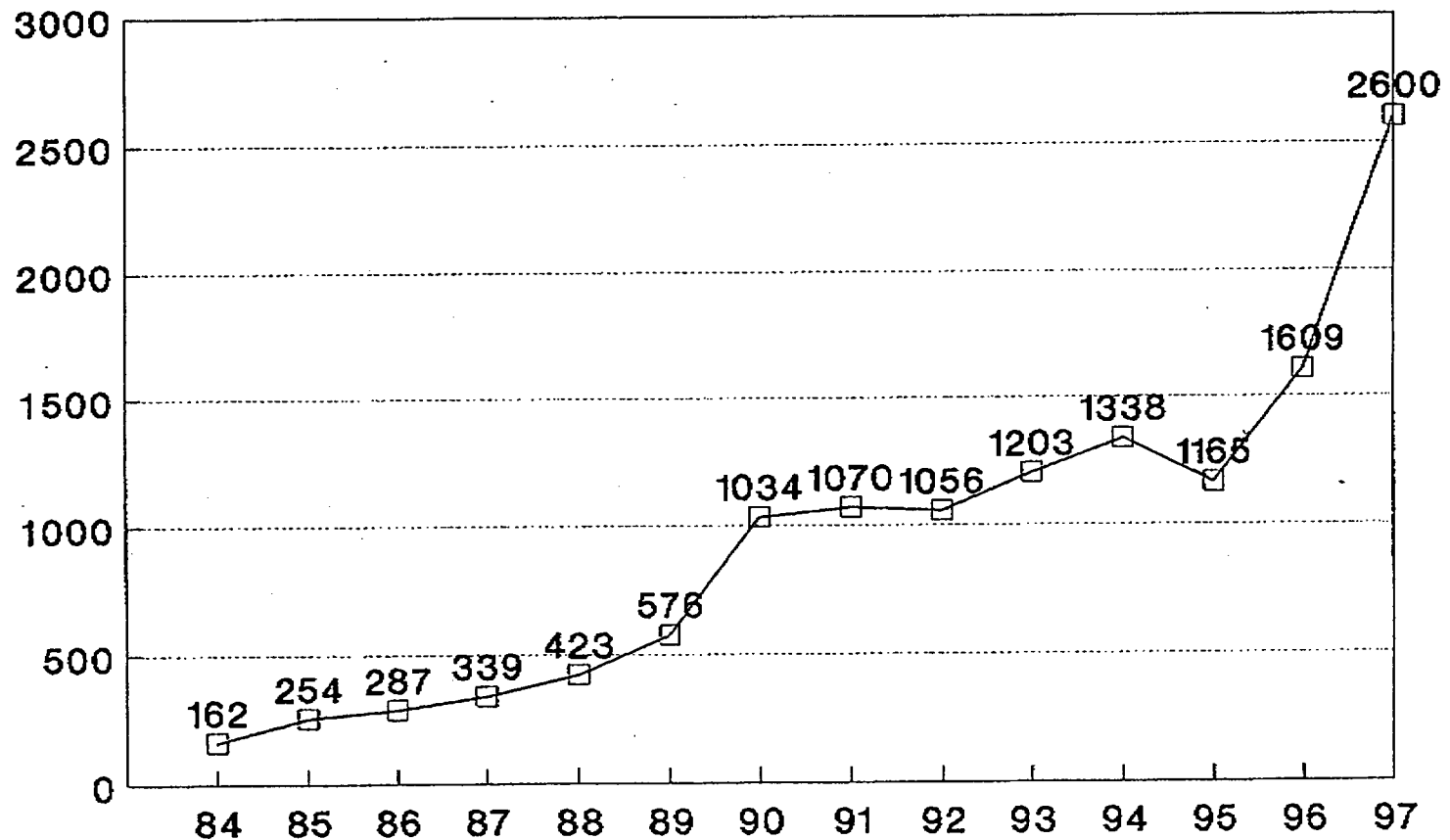
A handwritten signature in dark ink, appearing to read "David V. Beebe", written over a horizontal line.

David V. Beebe  
District Director

attachment (1)

# Criminal Alien Apprehensions

## Immigration & Naturalization Service



1997 (Proj.) due to OPERATION NORTHSTAR



U.S. Department of Justice

United States Marshals Service  
District of Oregon

420 United States Courthouse  
620 Southwest Main Street  
Portland, Oregon 97205-3087

February 11, 1997

Dan Noelle, Sheriff  
Multnomah County Sheriff's Office  
12240 N.E. Glisan Street  
Portland, Oregon 97230

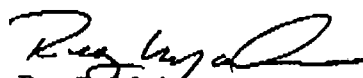
Dear Sheriff Noelle:

The United States Marshals Service has a constant and increasing need for additional beds at the Multnomah County Jail. Portland is a core court city and as such is an area that requires inmates be in a close proximity to District Court hearings and attorney visits.

It is this office's hope that a Federal Detention Center will be built to house federal prisoners. This center would not be available before the year 2002 at best. During the interim, this office is trying to use only the 86 beds available under CAP agreement. We would be extremely interested in any additional beds available in Multnomah County. Our present needs exceed 125 beds and can only be expected to increase.

The local prisoner housing costs exceed 5 million dollars per year and are expected to increase. A large portion of that funding directed to Multnomah County and would increase if more beds were available for our use.

Sincerely,

  
Reg B. Madsen  
United States Marshal  
District of Oregon



**MICHAEL D. SCHRUNK**, District Attorney for Multnomah County  
600 County Courthouse • Portland, Oregon 97204-1193 • (503) 248-3162

February 12, 1997

Dan Noelle  
Multnomah County Sheriff  
12240 NE Glisan  
Portland, OR 97230

Dear Sheriff Noelle:


In wake of Ballot Measure 47 we have all had to examine where we can reduce expenses and at the same time maintain public safety. A large part of sound public safety planning is the ability to provide appropriate sanctions for persons who commit offenses. Having an adequate supply of jail beds is key to that concept.

The Jail Bond Levy authorized by voters in June 1996 assures that construction funds are available to build a jail. I realize that the operating levy of \$8 million is now excluded as a result of Measure 47. However, based on current information it appears that the Multnomah County Sheriff's Office has developed a realistic plan to operate approximately half of the new beds. It is also fair to anticipate that both the US Marshall and the Immigration and Naturalization Service may wish to enter into agreements for additional jail beds in the future, particularly with the recent decision at the federal level not to construct a federal facility locally. These issues along with the economies of scale that come into play with a newly constructed facility can lessen the costs to the county of operating a facility.

In view of these issues, the clearly articulated need for additional jail space, and the impact of Senate Bill 1145, I urge that you proceed with the siting and construction of the new facility as originally conceived in the jail bond measure of June 1996.

If you wish additional information or have questions with regard to my position, please do not hesitate to contact me.

Very truly yours,

  
**MICHAEL D. SCHRUNK**  
District Attorney

MDS:jljb



**CITY OF GRESHAM**

Police Department  
1333 N.W. Eastman Parkway  
Gresham, OR 97030-3813  
(503) 661-3000

February 7, 1997

The Honorable Bev Stein, Chair  
Multnomah County Board  
of Commissioners  
1120 SW Fifth, Room 1515  
Portland, OR 97201

Dear Ms. Stein:

Measure 47 has raised many important issues regarding the funding of critical County services. I understand that the County Commissioners will have many difficult decisions in the weeks and months to come. Multnomah County citizens are counting on your ability to balance the many aspects of continuing those services which they value as key to their quality of life with limited revenues.

There will be much give and take during this process. However, it has become increasingly clear that citizens in Multnomah County, and specifically in Gresham, value public safety first and foremost. They expect their interests will be represented in both the short and long terms. Beyond this they expect their public safety leaders to plan prospectively when balancing difficult budget decisions.

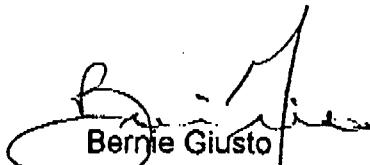
I believe part of planning effectively for the future public safety in Multnomah County means a continued commitment to building the jail facility approved by voters in 1996. While Measure 47 has changed the landscape of budgeting, it has not changed the reality of protecting our citizens. When the influx of prisoners, formerly sentenced to state institutions, arrives in Multnomah County to a void of jail beds, citizens are unlikely to remember that their long term safety was an issue of short term budgeting.

Further, I believe that Sheriff Dan Noelle has identified benefits which will improve the long term efficiency of the criminal justice system in Multnomah County. The fact that it now takes three deputies to manage seventy inmates, while in the new facility this ratio would be reduced to one deputy for seventy-five inmates, is only one compelling reason to move forward with construction of the jail.

I seldom subscribe to prioritizing capital construction when there may be a question of sufficient operating revenues. However, in this case it seems to me that gambling with the long term safety of Multnomah County citizens is a much greater risk. Multnomah County voters have always supported the County Commission's and Sheriff's office requests for public safety funds. I believe they will do so again in November, 1998, if the facility is in place.

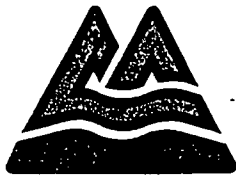
I strongly urge you to support continuing the commitment to building the voter approved jail facility. The effectiveness of the Gresham Police Department in protecting our citizens is closely tied to your decision.

Sincerely,



Bernie Giusto  
Chief of Police

CC: Sheriff Dan Noelle



# MULTNOMAH COUNTY OREGON

DEPARTMENT OF ENVIRONMENTAL SERVICES  
DIVISION OF FACILITIES AND  
PROPERTY MANAGEMENT  
2505 S.E. 11TH AVENUE  
PORTLAND, OREGON 97202  
(503) 248-3322

## MEMO

To: Sheriff Dan Noelle  
Chair Beverly Stein

From: Jim Emerson  
Bob Nilsen

Date: Feb. 10, 1997

RE: Public Safety G.O. Bond Expenditures

We are aware of the discussions, brought on by the probable lack of additional operating funds, concerning whether or not to build the New Jail, with its extra beds. While there is a lot of sense in the initial characterization of the situation as, "Why build what we can't operate?", we believe that a strong case can be made for proceeding with New Jail land acquisition and construction to meet two primary goals:

1. Expend already-approved Bond moneys to save General Fund moneys, by replacing MCCF and some MCHJ beds by equivalent capacity at an efficient New Jail;
2. Establish a site which allows for future flexibility and helps to eliminate the Hansen Bldg. site, while also providing a longer-term solution to the County's corrections needs.

The basic elements of the rationale are outlined below. Please let us know if you would like additional study of these assertions or have other comments. We are at 248 - 3322.

1.
  - a. Bonds are already sold. The financial ability to build is assured.
  - b. The site selection process would be costly to repeat and, as time passes, less and less likely to succeed due to properties being put to other uses.
  - c. Current neighborhood and environmental issues can likely be resolved, but will only become more complex later.
  - d. MCCF's vaunted low operating costs stem partly from the size of inmate population, its lower-risk character, and lack of central functions such as intake at that facility. A new facility with the same operational profile could be designed to operate as cheaply.
  - e. MCCF has numerous building deficiencies. A new, Bond-funded building could allow us to avoid up to \$2.7 million (today's dollar) in eventual upgrades funded within the cap by the CIP, AND would free the site for sale, resulting in about \$2 million income to the General Fund if so directed, a total of \$ 4.7 million .
  - f. FM Maintenance costs would go down at a new facility.
  - g. Winter emergencies would be less frequent away from MCCF's "mouth of the Gorge" site.
  - h. Transport costs and times to/from the Justice Center would be dramatically reduced; the Radio Towers site is at least 10 miles closer than MCCF. Transport to/from MCIJ would be equal.
  - j. A new facility could be designed to accommodate a "harder" class of inmate if necessary in the future. MCCF has limited options in that respect.

Page 1

Public Safety G.O. Bond Expenditures

2-3-97

Page 2

2. a. The MCSO currently has NO growth site. A New Jail site - especially the centrally-located Radio Towers location - could provide for growth/change needs.
- b. A new site could accomodate the evidence warehouse and appurtenant parking and functions from the Hansen site on 122nd. Combined with one of the schemes to move MCSO Command Staff downtown , this would allow the Hansen site to be sold, generating another \$2.3 million to the General Fund. If we only move Command Staff, we currently have no other space for the other Hansen functions and could not fully achieve the consolidation benefits.
- c. Operating costs and transportation time will also be reduced if the Hansen site no longer has to be maintained as an operation by the Sheriff, or as a building by FM.
- d. A new site and building would be a long-term solution, vs. MCCF which is at the end of its life cycle. If we do nothing now, and decide to replace it in 5 years, will it be as easy to pass a G.O. Bond then after letting this one lie fallow?
- e. Potentially, the same arguments could be applied to a new building for eventual use as an A & D facility, with immediate use as a replacement for MCRC - another building with large deficiencies and with a value that could be replaced out of the Bond, and recovered to the General Fund at sale. We recognize the many other issues surrounding MCRC's population and approvals, so offer this as a long-term potential, rather than a definite recommendation. It is in keeping with the long-term perspective we would like to share, however.

cc: Commissioner Dan Saltzman  
Commissioner Gary Hansen  
Commissioner Tanya Collier  
Commissioner Sharron Kelley  
Dan Oldham  
Larry Nicholas  
F. Wayne George