

ANNOTATED MINUTES

Tuesday, November 9, 1993 - 9:30 AM  
Multnomah County Courthouse, Room 602

BOARD BRIEFING

B-1 Briefing on EMS/ASA Ordinance #2. Presented by Bill Collins.

**PRESENTATION AND RESPONSE TO BOARD QUESTIONS BY BILL COLLINS. STAFF TO RESPOND TO BOARD SUGGESTIONS AND DIRECTION VIA FOLLOW UP BRIEFING. PROPOSED ORDINANCE TO BE SUBMITTED FOR BOARD ACTION AFTER MARCH, 1994 ELECTION.**

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Tuesday, November 9, 1993 - 11:00 AM  
Multnomah County Courthouse, Room 602

REGULAR MEETING

Chair Beverly Stein convened the meeting at 11:00 a.m., with Vice-Chair Gary Hansen, Commissioners Sharron Kelley, Tanya Collier and Dan Saltzman present.

CONSENT CALENDAR

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONERS HANSEN, THE CONSENT CALENDAR, (ITEMS C-1 THROUGH C-19) WAS UNANIMOUSLY APPROVED.**

DEPARTMENT OF HEALTH

- C-1 In the Matter of the Appointment of Jonathan Jui, MD, as Medical Resource Representative to the MULTNOMAH COUNTY EMERGENCY MEDICAL SERVICES MEDICAL ADVISORY BOARD
- C-2 Ratification of Intergovernmental Agreement Contract 200644 Between Oregon Department of Human Resources, Children's Services Division and Multnomah County, Wherein the County Will Be Reimbursed for Providing the Services of a Public Health Nurse to Develop and Implement a Program to Strengthen the Intervention and Treatment Services Provided to Abused and Neglected Children in Substance Abusing Families
- C-3 Ratification of Intergovernmental Agreement Contract 200714 Between Oregon Health Sciences University and Multnomah County, Wherein County Will Pay Hospital for the Provision of Rape Evidentiary Examinations for Adults on an Emergency Basis
- C-4 Ratification of Intergovernmental Agreement Contract 200894 Between Multnomah

*County and Oregon Health Sciences University, School of Nursing, Providing Required Learning Experiences for Faculty and Students at County Clinics*

- C-5 *Ratification of Intergovernmental Agreement Contract 200904 Between Multnomah County and Oregon Health Sciences University, for the Provision of Radiologic Consultation Services for the Interpretation of X-Rays Referred from the County During Normal Working Hours*
- C-6 *Ratification of Intergovernmental Agreement Contract 200924 Between Oregon Department of Human Resources, Office of Medical Assistance Programs and Multnomah County, for Reimbursement of HIV Targeted Case Management Program Services Provided by the County*

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-7 *ORDER in the Matter of the Execution of Deed D940937 Upon the Complete Performance of a Contract to Frank A. Upham*

**ORDER 93-366.**

NON-DEPARTMENTAL

- C-8 *In the Matter of the Appointments of David R. Chambers and Derry Jackson to the MULTNOMAH COUNTY AUDITOR'S CITIZEN BUDGET ADVISORY COMMITTEE*
- C-9 *In the Matter of the Reappointments of Michael L. Williams, Position 1, Molly Weinstein, Position 2, Robert L. Jones, Position 5, and Winzel Hamilton, Position 6, to the MULTNOMAH COUNTY DISTRICT ATTORNEY'S CITIZEN BUDGET ADVISORY COMMITTEE*
- C-10 *In the Matter of the Appointment of Dave Simpson, Position 4, to the MULTNOMAH COUNTY DISTRICT ATTORNEY'S CITIZEN BUDGET ADVISORY COMMITTEE, Term Ending September, 1996*
- C-11 *In the Matter of the Appointments of Patricia Bozanich, Position 6, William Hoffstetter, Position 5, and William H. Trappe, Position 4, to the MULTNOMAH COUNTY DEPARTMENT OF COMMUNITY CORRECTIONS CITIZEN BUDGET ADVISORY COMMITTEE*
- C-12 *In the Matter of the Appointments of Michael Zollitsch, Position 6, Harvey Lee Garnett, Position 1, and Ben Kasubuchi, Position 4, to the MULTNOMAH COUNTY DEPARTMENT OF ENVIRONMENTAL SERVICES CITIZEN BUDGET ADVISORY COMMITTEE, Terms Ending September, 1996*
- C-13 *In the Matter of the Appointments of Anthony S. Kim, Position 4, and Robin Bloomgarden, Position 7, to the MULTNOMAH COUNTY NON-DEPARTMENTAL CITIZEN BUDGET ADVISORY COMMITTEE*
- C-14 *In the Matter of the Appointments of Margaret Boyles, Position 6, and Daniel V.*

*Gardner, Position 1, to the MULTNOMAH COUNTY SHERIFF'S CITIZEN BUDGET ADVISORY COMMITTEE*

- C-15 *In the Matter of the Reappointment of Don MacGillivray to the MULTNOMAH COUNTY CITIZEN INVOLVEMENT COMMITTEE, Term Ending September, 1995*
- C-16 *In the Matter of the Reappointments of Mandated Position Designees to the COMMUNITY CORRECTIONS ADVISORY COMMITTEE: District Attorney Michael Schrunk - Jean Maurer; Law Enforcement Officer Robert Skipper - Larry Reilly; Circuit Court Judge Donald Londer - Doug Bray; Public Defender Jim Hennings - Michael Greenlock, Terms Ending July 30, 1995*
- C-17 *In the Matter of the Appointment of Matthias D. Kemeny, Lay Citizen Position, to the COMMUNITY CORRECTIONS ADVISORY COMMITTEE, Term Ending July 30, 1995*
- C-18 *In the Matter of the Appointment of Joelle M. Gelao to the MENTAL HEALTH ADVISORY COMMITTEE, Term Ending October, 1995*

DEPARTMENT OF SOCIAL SERVICES

- C-19 *Ratification of Intergovernmental Agreement Contract 103874 Between Portland Public Schools and Multnomah County, Mental Health, Youth, and Family Services Division, Developmental Disabilities Program, Wherein the School District Will Pay \$105,320 for Early Intervention and Early Childhood Special Education Services for Eligible Children in Multnomah County*

REGULAR AGENDA

DEPARTMENT OF LIBRARY SERVICES

- R-1 *RESOLUTION in the Matter of Authorizing and Approving, But Not Executing, the Interim Lease Agreement for the Central Library Operations During Renovation and Authorizing the County to Submit the Agreement to the Courts for Confirmation of the Legality of Use of General Obligation Bond Proceeds*

**COMMISSIONER COLLIER MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-1. GINNIE COOPER EXPLANATION AND RESPONSE TO BOARD QUESTIONS. RESOLUTION 93-367 UNANIMOUSLY APPROVED.**

DEPARTMENT OF SOCIAL SERVICES

- R-2 *Ratification of Intergovernmental Agreement Contract 103904 Between the City of Portland and Multnomah County, Wherein the Housing and Community Services Division, Community Action Program Office, Will Assist the City Energy Office in Implementing its Block-by-Block Grant, by Providing Weatherization Services for Qualified Homes*

**COMMISSIONER KELLEY MOVED AND COMMISSIONER SALTZMAN SECONDED, APPROVAL OF R-2. BILL THOMAS EXPLANATION. COMMISSIONER SALTZMAN COMMENTS IN SUPPORT. AGREEMENT UNANIMOUSLY APPROVED.**

- R-3 *Budget Modification DSS #8 Requesting Authorization to Add a Mental Health Consultant to the Mental Health, Youth and Family Services Division, Child and Adolescent Mental Health Program Budget, Effective October 15, 1993, and Authorizing Funding Adjustments in Certain Line Items*

**COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-3. SUSAN CLARK EXPLANATION AND RESPONSE TO BOARD QUESTIONS. BUDGET MODIFICATION UNANIMOUSLY APPROVED.**

- R-4 *Budget Modification DSS #14 Requesting Authorization to Add \$33,333 Federal/State Funds to the Juvenile Justice Division Budget to Pay for a Parole Transition Coordinator and Related Expenses to Carry Out a Minority Over Representation Program Grant Project Administered in Coordination with the Housing and Community Services Division, Youth Program Office*

**COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-4. DWAYNE McNANNAY EXPLANATION AND RESPONSE TO BOARD QUESTIONS. BUDGET MODIFICATION UNANIMOUSLY APPROVED.**

NON-DEPARTMENTAL

- R-5 *Budget Modification NOND #9 Requesting Authorization to Transfer \$5,990 from Materials and Services to Personal Services, Within the Tax Supervising and Conservation Commission Budget, for July Cost of Living Adjustment*

**UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER COLLIER, BUDGET MODIFICATION R-5 WAS UNANIMOUSLY APPROVED.**

- R-6 *RESOLUTION AND ORDER in the Matter of Calling an Election on a Referendum of County Ordinance 772 (Ambulance Service Area Plan)*

**UPON MOTION OF COMMISSIONER SALTZMAN, SECONDED BY COMMISSIONER COLLIER, RESOLUTION 93-368 WAS UNANIMOUSLY APPROVED.**

DISTRICT ATTORNEY

- R-7 *Budget Modification DA #5 Requesting Authorization to Cut Two Office Assistant II Positions and Add One Fiscal Specialist Senior within the*

District Attorney's Office, Administration Division Budget, No Net Budgetary Change

**COMMISSIONER HANSEN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-7. MICHAEL SCHRUNK EXPLANATION. BUDGET MODIFICATION UNANIMOUSLY APPROVED.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-8            *ORDER in the Matter of the Reconveyance of the Old Gresham Library Property, Lots 1, 2 and 6, Block 4, Mt. Hood Addition to the City of Gresham, to the Gresham Historical Society Upon Full Payment of the Note Securing Payment of the Purchase Price*

**COMMISSIONER HANSEN MOVED AND COMMISSIONER COLLIER SECONDED, APPROVAL OF R-8. BOB OBERST EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 93-369 UNANIMOUSLY APPROVED.**

PUBLIC CONTRACT REVIEW BOARD

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

R-9            *ORDER in the Matter of Exempting from Public Bidding a Contract with Amdahl for the Purchase of a Token Ring Adaptor*

**COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF R-9. JIM MUNZ EXPLANATION AND RESPONSE TO BOARD QUESTIONS. ORDER 93-370 UNANIMOUSLY APPROVED.**

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

PUBLIC COMMENT

R-10            *Opportunity for Public Comment on Non-Agenda Matters. Testimony Limited to Three Minutes Per Person.*

*There being no further business, the meeting was adjourned at 11:22 a.m.*

OFFICE OF THE BOARD CLERK  
for MULTNOMAH COUNTY, OREGON

  
Deborah L. Bogstad

PLANNING ITEMS

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

- P-1 CS 6-93/PLA 12-93/HV 16-93 Review the October 13, 1993 Planning and Zoning Hearings Officer Decision Approving, Subject to Conditions, Community Service Use for the Construction of a 22,000 Square Foot Equestrian Facility and Caretaker's Quarters; Approving, Subject to Conditions, the Requested Property Line Adjustment; and Approving, Subject to Conditions, the Requested Paving Variance, All for Property Located at 5207 SE CIRCLE AVENUE

DECISION READ, NO APPEAL FILED, DECISION STANDS. PLANNER SANDY MATHEWSON EXPLANATION AND RESPONSE TO BOARD QUESTIONS CONCERNING MULTNOMAH COUNTY SHERIFF'S MOUNTED POSSE REQUEST FOR FEE WAIVER. LT. BILL GOSS EXPLANATION AND RESPONSE TO BOARD QUESTIONS. COMMISSIONER HANSEN MOVED AND COMMISSIONER COLLIER SECONDED, REIMBURSEMENT OF THE \$1,200 LAND USE FEES FOR P-1. BOARD DISCUSSION AND COMMENTS. MOTION APPROVED WITH COMMISSIONERS KELLEY, HANSEN AND COLLIER VOTING AYE AND COMMISSIONERS SALTZMAN AND STEIN VOTING NO.

- P-2 C 3-93 RESOLUTION in the Matter of Designating the West Hills Scenic Study Area a Significant Scenic Resource Pursuant to OAR 660-16 and Statewide Planning Goal 5, Adopting Findings, and Directing Staff to Complete the Goal 5 Process

COMMISSIONER SALTZMAN MOVED AND COMMISSIONER KELLEY SECONDED, APPROVAL OF P-2. MS. MATHEWSON EXPLANATION. COUNTY COUNSEL JOHN DuBAY RESPONSE TO BOARD QUESTIONS. RESOLUTION 93-371 UNANIMOUSLY APPROVED.

- P-3 CU 21-93 PUBLIC HEARING, ON THE RECORD, TESTIMONY LIMITED TO 15 MINUTES PER SIDE, in the Matter of a Review of the September 15, 1993 Planning and Zoning Hearings Officer Decision Denying a Conditional Use Request for a Commercial Activity in Conjunction with Farm Use, for Property Located at 24315 NW OAK ISLAND ROAD

MS. MATHEWSON PRESENTED STAFF REPORT AND CITED STATUTORY PROCEDURES AND REQUIREMENTS CONCERNING HEARING PROCESS. MR. DuBAY DISCUSSED NOVEMBER 3, 1993 LETTER TO BOARD FROM

*PAUL GAMROTH REITERATING HIS TESTIMONY BEFORE THE HEARINGS OFFICER AND AT THE REQUEST OF MR. DuBAY, APPLICANTS' ATTORNEY GREG HATHAWAY STATED NO OBJECTION TO INCLUSION OF LETTER IN THE RECORD.*

*HEARINGS OFFICER ROBERT LIBERTY PRESENTATION AND EXPLANATION REGARDING LEGAL ISSUES AND CRITERIA USED IN HIS DECISION. MR. HATHAWAY INTRODUCED NW BREWERS GRAINS OWNER JOE WOLZEN; KEN VIGIL AND KRISTINA GIFFORD OF DAVID EVANS AND ASSOCIATES; AND MIKE GAMROTH, DAIRY SPECIALIST WITH OREGON STATE UNIVERSITY EXTENSION SERVICE. MR. HATHAWAY PRESENTED TESTIMONY IN SUPPORT OF A REVERSAL OF THE HEARINGS OFFICER DECISION.*

*MIKE GAMROTH TESTIMONY IN SUPPORT OF A REVERSAL OF THE HEARINGS OFFICER DECISION, AND RESPONSE TO BOARD QUESTIONS.*

*PAUL DeBONI TESTIMONY WITHDRAWING HEARINGS OFFICER LEVEL OPPOSITION TO PROPOSED CONDITIONAL USE REQUEST.*

*ROBERT WORKMAN TESTIMONY IN OPPOSITION TO REVERSAL OF HEARINGS OFFICER DECISION AND RESPONSE TO BOARD QUESTIONS.*

*DANIEL KEARNS, ATTORNEY FOR SAUVIE ISLAND DRAINAGE DISTRICT, REQUESTED THAT THE BOARD INCLUDE IN ITS FINAL ORDER, A LISTING OF THE REQUIRED DEQ CONDITIONS, INCLUDING A WASTEWATER LAGOON, IN THE EVENT OF A REVERSAL OF THE HEARINGS OFFICER DECISION AND RESPONDED TO BOARD QUESTIONS.*

*MR. HATHAWAY REBUTTAL TESTIMONY AND RESPONSE TO BOARD QUESTIONS. MR. WOLZEN AND MR. VIGIL RESPONSE TO BOARD QUESTIONS. MS. MATHEWSON, MR. HATHAWAY, MR. LIBERTY AND MR. DuBAY RESPONSE TO BOARD QUESTIONS.*

*COMMISSIONER COLLIER MOVED AND COMMISSIONER HANSEN SECONDED, TO REVERSE THE HEARINGS OFFICER DECISION AND APPROVE THE CONDITIONAL USE PERMIT, SUBJECT TO THE CONDITIONS STATED IN THE STAFF REPORT AND COMPLIANCE WITH DEQ STIPULATIONS. BOARD COMMENTS. MOTION APPROVED WITH COMMISSIONERS KELLEY, HANSEN*

**AND COLLIER VOTING AYE AND COMMISSIONERS  
SALTZMAN AND STEIN VOTING NO.**

P-4 *Board Briefing and Discussion Regarding Prioritizing and Funding of Significant Streams Goal 5 Work. Presented by Scott Pemble.*

*Commissioner Saltzman commented in support of recommendations contained in briefing report and left at 3:30 p.m.*

**SCOTT PEMBLE PRESENTATION OF PROPOSED  
TIMELINES AND COSTS ASSOCIATED WITH GOAL 5  
WORK AND RESPONSE TO BOARD QUESTIONS.  
COMMISSIONER KELLEY MOVED AND COMMISSIONER  
COLLIER SECONDED, APPROVAL OF THE PROPOSED  
WORK PLAN. LYN MATTEI COMMENTS IN SUPPORT OF  
PLAN. MOTION UNANIMOUSLY APPROVED.**

*There being no further business, the meeting was adjourned at 3:40 p.m.*

**OFFICE OF THE BOARD CLERK  
for MULTNOMAH COUNTY, OREGON**

  
Deborah L. Bogstad