

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

Tuesday, November 7, 2000 - 9:30 AM

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

BOARD BRIEFING

Chair Beverly Stein convened the meeting at 9:35 a.m., with Vice-Chair Serena Cruz, Commissioners Sharron Kelley, Diane Linn and Lisa Naito present.

B-1 Multnomah County Health Department In Depth Budget Review and Update. Presented by Lillian Shirley, Carol Ford, Bonnie Kostecky, Consuelo Saragoza, Jane Spence, Sharon Armstrong, Tom Fronk, Dave Houghton and Kathy Innes.

LILLIAN SHIRLEY INTRODUCED HEALTH DEPARTMENT CITIZEN BUDGET ADVISORY COMMITTEE MEMBERS IN AUDIENCE TODAY: SANDY SPEIGEL, JAPHENA HALL, MARGE JOSZA, DONNA SATHER AND HEIDI MILLIKIN. LILLIAN SHIRLEY, CAROL FORD, TOM FRONK, BONNIE KOSTECKY, CONSUELO SARAGOZA, JANE SPENCE, GAYLE BURROW, DAVE HOUGHTON, SHARON ARMSTRONG AND PATSY KULLBERG PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:30 a.m.

Tuesday, November 7, 2000 - 1:30 PM

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

BOARD BRIEFINGS

Chair Beverly Stein convened the meeting at 1:33 p.m., with Vice-Chair Serena Cruz, Commissioners Sharron Kelley, Diane Linn present, and Commissioner Lisa Naito arriving at 1:36 p.m.

B-2 Report of the Citizen Task Force on Smokefree Workplaces. Presented by Gary Oxman, Jeff Batchelor and Wendy Rankin.

GARY OXMAN AND JEFF BATCHELOR PRESENTATION. BOARD ACKNOWLEDGEMENT AND APPRECIATION OF THE WORK OF ALL THE TASK

FORCE MEMBERS. DONNA TICHENOR RESPONSE TO BOARD QUESTION REGARDING AGE OF AVERAGE BINGO PLAYER. IN RESPONSE TO A REQUEST OF CHAIR STEIN, BILL PARRY PROVIDED INFORMATION REGARDING THE POSITION OF THE RESTAURANT INDUSTRY ASSOCIATION ON STATEWIDE SMOKEFREE LEGISLATION, AND RESPONSE TO RELATED BOARD QUESTIONS. BOARD COMMENTS IN SUPPORT OF STATEWIDE BAN. CONNIE HUNT EXPRESSED CONCERN REGARDING ENFORCEMENT AND HOW BUSINESS OWNERS MAY BE HELD LIABLE FOR ANOTHER'S SMOKING VIOLATION. CHAIR STEIN DISCUSSED TIMELINE FOR FINAL DRAFT.

B-3 Update on the Multnomah County Smokefree Workplace Ordinance Implementation. Presented by Gary Oxman and Wendy Rankin.

WENDY RANKIN PRESENTATION, INCLUDING NUMBER OF INFORMATION, COMPLAINT AND FOLLOW UP CALLS, DATA OBTAINED, HEALTH ISSUES, PUBLIC EDUCATION, AND PROPOSED COMPLAINT TIMELINE AND FINE PROCESS. MS. RANKIN AND ASSISTANT COUNTY ATTORNEY KATIE GAETJENS RESPONSE TO BOARD QUESTIONS AND DISCUSSION, REGARDING WHETHER TO ADD ACCELERATED ENFORCEMENT CLAUSE TO PROPOSED ORDINANCE AND ADDING EXEMPTION FOR BILLIARD PARLOURS. BOARD CONSENSUS TO ADD EXEMPTION FOR BILLIARD PARLOURS. BOARD COMMENTS IN APPRECIATION FOR MS. RANKIN'S WORK.

ADJOURNMENT

There being no further business, the meeting was adjourned at 2:56 p.m.

Thursday, November 9, 2000 - 9:00 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

Chair Beverly Stein convened the meeting at 9:03 a.m., with Vice-Chair Serena Cruz, Commissioners Diane Linn and Lisa Naito present, and Commissioner Sharron Kelley excused.

CONSENT CALENDAR

UPON MOTION OF COMMISSIONER LINN, SECONDED BY COMMISSIONER NAITO, THE CONSENT CALENDAR (ITEMS C-1 THROUGH C-5) WAS UNANIMOUSLY APPROVED.

NON-DEPARTMENTAL

- C-1 Reappointments of Pauline Anderson, Carla Harris, Nan Waller and Duncan Wyse to the COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY, and Reappointment of Larry Norvell as Chair of the COMMISSION ON CHILDREN, FAMILIES AND COMMUNITY

SHERIFF'S OFFICE

- C-2 Renewal of Intergovernmental Revenue Agreement 0110769 with Metro, Providing Law Enforcement Services Relating to Flow Control Investigation and Solid Waste Management

DEPARTMENT OF ENVIRONMENTAL SERVICES

- C-3 RESOLUTION Authorizing Execution of Deed D011760 for Repurchase of Tax Foreclosed Property to Former Owner Victor R. Miranda, Deceased, by and through Rhodale Acelar, as Personal Representative of the Estate of Victor R. Miranda

RESOLUTION 00-186.

- C-4 Report to the Board the Hearings Officer Decision Regarding Approval of CU 4-99 and SEC 27-99 for a "Template Dwelling" to Allow the Placement of a Single-Family Dwelling, Pole Barn, and a Private Driveway at 18985 NW MORGAN ROAD
- C-5 Report to the Board the Hearings Officer Decision Regarding Denial of CU 0-6 for Conditional Use Approval for a Type B Home Occupation to Operate a Skateboard Instructional Facility on High Value Farmland at 100 SE LITTLEPAGE ROAD, CORBETT

REGULAR AGENDA **PUBLIC COMMENT**

No public comments were made.

DEPARTMENT OF ENVIRONMENTAL SERVICES

- R-1 First Reading of an ORDINANCE Adopting Five New Zoning Code Chapters as Part of the Multnomah County Code of Ordinances Volume II: Land Use in Continuation of the Reorganization Efforts of Ordinance No. 910 to Revise, Amend, Restate, Codify and Repeal Certain Existing Code Provisions [Second Reading November 30, 2000]**

ORDINANCE READ BY TITLE ONLY COPIES AVAILABLE. COMMISSIONER NAITO MOVED AND COMMISSIONER LINN SECONDED, APPROVAL OF FIRST READING.

SUSAN MUIR AND GARY CLIFFORD EXPLANATION OF THE PROPOSED NEW ZONING CHAPTERS; ADVISING THE NEW PROCESS WOULD PROVIDE A PREAPPLICATION CONFERENCE PRIOR TO APPLICATION SUBMITTAL, A 14 DAY OPPORTUNITY TO COMMENT PRIOR TO A DECISION, A 14 DAY APPEAL PERIOD, A NOTICE OF HEARING 20 DAYS PRIOR TO HEARING, PUBLIC HEARING BEFORE HEARINGS OFFICER AND APPEAL TO LUBA INSTEAD OF A DE NOVO HEARING BEFORE THE BOARD OF COMMISSIONERS, WITH THE BOARD STILL ABLE TO APPEAL A DECISION TO LUBA. MS. MUIR ADVISED PLANNING STAFF INTENDS TO PROVIDE ANNUAL REPORTING TO THE BOARD AND STAFF ON INFORMATION ABOUT HOW CASES ARE BEING DECIDED IN THE COUNTY ASSISTANT COUNTY ATTORNEY SANDRA DUFFY EXPLANATION, ADVISING THE REVISED AND CONSOLIDATED LAND USE APPLICATION REVIEW PROCEDURES IN CHAPTERS 37 WERE DEVELOPED TO BRING THE PROCESSING PROCEDURES INTO COMPLIANCE WITH STATE STATUTE, STANDARDIZE THE REVIEWS BY PERMIT TYPE, SIMPLIFY THE PROCESS AS ALLOWED BY STATE LAW, AND PROVIDE FOR EXPANDED OPPORTUNITIES FOR CITIZEN COMMENT WITH EXPANDED NOTICE AREAS AND LONGER TIMELINES FOR SUBMITTING COMMENTS AND APPEALS. MS. MUIR RESPONSE TO BOARD DISCUSSION ON ISSUES INCLUDING; SUPPORT FOR CODE REVISIONS; POLITICAL IMPLICATIONS AND CONCERNS WITH PULLING BOARD OUT OF REVIEW PROCESS; SUPPORT FOR EARLY STAFF AND CITIZEN INVOLVEMENT PRIOR TO STAFF DECISION IN ORDER TO MAKE BEST DECISION POSSIBLE; POLICY TRADEOFFS IN ALLOWING COURT OF LAW TO MAKE DECISION ON APPEALS OF COUNTY LAND USE LAW. PLANNING COMMISSION CHAIR DAN KEARNS COMMENTED IN SUPPORT OF THE AMENDMENTS, ADVISING THIS CHANGE WILL ALLOW THE COUNTY TO GET OUT OF THE CURRENT PROCESS AND FORCE ALL TO LIVE BY THE SAME RULES. MS. MUIR RESPONSE TO A QUESTION OF COMMISSIONER LINN REGARDING HEARINGS OFFICERS AND CITIZEN PLANNING COMMISSIONERS. CHAIR STEIN DIRECTED STAFF TO FLAG FOR ONE YEAR EVALUATION OF THE NEW PROCESS, WITH A SIX MONTH CHECK IN WITH THE BOARD. BOARD COMMENTS IN SUPPORT OF EXCELLENT HEARINGS OFFICERS; NEW CODE BOOK; STAFF AND PLANNING COMMISSION LEADERSHIP AND EFFORTS; COMMISSIONER LINN MOVED AND COMMISSIONER NAITO SECONDED, AMENDMENT REVISING MULTNOMAH COUNTY CODE CHAPTER 37. AMENDMENT UNANIMOUSLY APPROVED. FIRST READING UNANIMOUSLY APPROVED, AS AMENDED. SECOND READING THURSDAY. NOVEMBER 30.2000.

NON-DEPARTMENTAL

R-2 Status Report on Interim Legislative Strategy: Results of November Elections, and Preliminary Discussion of Impacts to Multnomah County. Presented by Gina Mattioda, Stephanie Soden, Dave Boyer, Dave Warren and Mark Campbell.

TO BE RESCHEDULED.

DEPARTMENT OF COMMUNITY AND FAMILY SERVICES

R-3 Briefing and Review of the Service Enhancement Proposals Regarding Expenditure of \$800,000 Identified in the Fiscal Year 2000/2001 Budget for Immediate Improvements to the Mental Health Service System. Presented by Denise Chuckovich, Janice Gratton and Wendy Lear.

DENISE CHUCKOVICH; JANICE GRATTON AND GINGER MARTIN PRESENTATIONS AND RESPONSE TO BOARD QUESTIONS AND DISCUSSION.

DEPARTMENT OF LIBRARY SERVICES

R-4 RESOLUTION Approving Selection of the Existing Hillsdale Library Site for Construction of a New Hillsdale Branch Library

COMMISSIONER NAITO MOVED AND COMMISSIONER CRUZ SECONDED, APPROVAL OF R-4. GINNIE COOPER AND DAN BROWN EXPLANATION. JOHN SELLING TESTIMONY ADVISING OF THREE POTENTIAL LESSEES FOR CURRENT SITE. RICK SEIFERT AND BUD ROBERTS TESTIMONY IN SUPPORT. DON BAACK TESTIMONY IN SUPPORT OF CLOSING DOWN EXISTING SITE FOR ONE YEAR. WES RISHER TESTIMONY IN SUPPORT OF ADDITIONAL ANALYSIS PRIOR TO BOARD VOTE. SHERRY WALTZ TESTIMONY IN SUPPORT OF ADDITIONAL LIBRARY CUSTOMER BASE. SUSAN HATHAWAY-MARXER, HELEN FARRENS AND KATHERINA WOODWARD TESTIMONY IN SUPPORT OF SITING A NEW BRANCH LIBRARY AT THE PRESENT LOCATION. STEPHEN LEFLAR TESTIMONY IN SUPPORT OF NEW LOCATION, FOLLOWING ADDITIONAL ANALYSIS. JEFF TASHMAN TESTIMONY IN SUPPORT OF SITING A NEW BRANCH LIBRARY AT THE PRESENT LOCATION. BRAD PERKINS TESTIMONY IN SUPPORT OF HIS ALTERNATE PROPOSAL AT AN ALTERNATE SITE. ROBERT DORTNAC TESTIMONY EXPRESSING CONCERN FOR DEMOLITION OF A BUILDING WITH HISTORICAL ARCHITECTURE AND DESIGN AND RESPONSE TO QUESTIONS OF CHAIR STEIN. CHAIR STEIN DISCUSSED ASSISTANT COUNTY ATTORNEY MATT RYAN'S LEGAL OPINION ADVISING THE FACILITY CANNOT BE LEASED TO OUTSIDE ENTITIES PER THE AGREEMENT IT IS ONLY TO BE USED FOR LIBRARY PURPOSES OR IT COULD BE SOLD FOR FAIR MARKET VALUE. COMMISSIONER LINN URGED THE BOARD TO DELAY DECISION PENDING FURTHER COST ANALYSIS; DETERMINING TRANSPORTATION AND NEIGHBORHOOD IMPACTS; AND NEGOTIATIONS WITH OTHER JURISDICTIONS. CHAIR STEIN EXPRESSED HER APPRECIATION OF STAFF'S THOROUGH ANALYSIS AND THE ASSISTANCE OF THE HILLSDALE CENTER GROUP; AND OUTLINED HER POSITION IN SUPPORT OF BUILDING AT THE PRESENT SITE. COMMISSIONER NAITO EXPRESSED HER APPRECIATION FOR EVERYONE WHO TOOK TIME TO BRING PASSION TO THIS TOPIC ON BEHALF OF THE COMMUNITY; AND OUTLINED HER POSITION IN SUPPORT OF BUILDING AT THE PRESENT SITE. COMMISSIONER CRUZ EXPRESSED HER APPRECIATION TO ALL PARTICIPANTS AND OUTLINED HER POSITION IN SUPPORT OF BUILDING

AT THE PRESENT SITE. COMMISSIONER LINN ADVISED SHE IS PROFOUNDLY DISAPPOINTED IN THE BOARD'S DECISION BUT REMAINS COMMITTED TO CONTINUE WORKING WITH THE COMMUNITY. RESOLUTION 00-187 APPROVED, WITH COMMISSIONERS CRUZ, NAITO AND STEIN VOTING AYE, AND COMMISSIONER LINN VOTING NO.

ADJOURNMENT

There being no further business, the meeting was adjourned at 12:18 p.m.

Thursday, November 9, 2000 - 6:00 PM

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

BOARD WORKSHOP

Chair Beverly Stein convened the meeting at 6:17 p.m., with Commissioners Diane Linn and Lisa Naito present, and Commissioner Sharron Kelley arriving at 6:46 p.m., and Vice-Chair Serena Cruz arriving at 7:05p.m.

WS-1 Workshop to Receive Public Input on Redesign of the Mental Health System. Facilitated by Chair Beverly Stein and Lorenzo Poe.

CHAIR STEIN PRESENTED AN OVERVIEW OF THE WORK OF THE TECHNICAL ADVISORY GROUP. LORENZO POE, PRESENTED GROUP VALUES, RESULTS OF THE DESIGN TEAM PROCESS, AND RECOMMENDATIONS FOR ORGANIZATION MANAGEMENT, SYSTEMS CHANGE AND SERVICE. DENISE CHUCKOVICH NARRATED A POWERPOINT PRESENTATION, RESULTS, CONSUMER/FAMILY FOCUSED VALUES, AND GAVE A SUMMARY OF SERVICE SYSTEM VALUES AND PRINCIPLES (FROM A 9/28/00 BOARD RESOLUTION). OPTION 1: CONTRACT WITH A FOR-PROFIT MANAGED BEHAVIORAL HEALTH CARE ORGANIZATION. OPTION 2: CONTRACT WITH A NEW NON-PROFIT OR PUBLIC AUTHORITY TO BE THE MENTAL HEALTH ORGANIZATION (MHO). OPTION 3: CONTRACT WITH A PROVIDER-SPONSORED CORPORATION (FOR PROFIT OR NON-PROFIT). OPTION 4: DEVELOP AND ENHANCED COUNTY-OPERATED MHO. OPTION 5: COUNTY BECOMES THE MHO AND DELIVERS ALL OR MOST SERVICES DIRECTLY. OPTION 6: CONTRACT WITH LOCAL NONPROFIT FCHP THAT COMBINES PRIMARY HEALTH AND ALCOHOL AND DRUG TREATMENT SERVICES. AT 6:30 P.M., THREE SMALL GROUPS CONSISTING OF THE COMMISSIONERS, DESIGN TEAM MEMBERS AND STAFF CONVENED FOR ONE HOUR. EACH GROUP WAS ASSIGNED A FACILITATOR. AT 7:40 P.M. FACILITATORS JUDY ROBISON, WENDY LEAR AND DIANA BIANCO REPORTED BACK TO THE MAIN GROUP. CHAIR STEIN THANKED EVERYONE FOR ATTENDING AND PARTICIPATING.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:58 p.m.

Submitted by:

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